

**ROLLA CITY COUNCIL MEETING MINUTES
MONDAY, SEPTEMBER 18, 2017; 6:30 P.M.
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET**

Presiding: Mayor Louis J. Magdits, IV

Council Members in Attendance: Monty Jordan, Matthew Crowell, Matthew Miller, Kelly Long, Don Morris, John Meusch, Jim Williams, and Walt Bowe

Council Members Absent: Jonathan Hines, David Schott, Brian Woolley, and Steven Jung

Department Directors in Attendance: Finance Director Steffanie Rogers, Environmental Services Director Brady Wilson, Parks and Recreation Director Floyd Jernigan, Fire Chief Ron Smith, Public Works Director Steve Hargis, and Interim Community Development Director Steve Flowers

Other City Officials in Attendance: City Administrator John Butz, City Counselor Carolyn Buschjost, City Planner James Shields, Police Captain Jim Macormic, and City Clerk Carol Daniels

Mayor Magdits called the meeting to order at approximately 6:30 p.m. and asked Councilman Kelly Long to lead in the Pledge of Allegiance.

I. PUBLIC HEARINGS

(A) Ordinance Rezoning 504 E. 18th Street from M-2 (Heavy Manufacturing District) to C-3 (Highway Commercial District (Bax): Interim Community Development Director Steve Flowers explained the subject request is to rezone a .37 acre parcel located at 504 E. 18th Street from M-2 (Heavy Manufacturing District) to C-3 (Highway Commercial District). James and Velda Bax, St. James, Missouri owns the property. Mr. Flowers noted the current use of the subject property is an ambulance garage with offices. He said the intent of the proposed C-3 (Highway Commercial District) zoning is to make the property in line with the intent of the current Future Lance Use Map designation as described in the Rolla 2020 Comprehensive Plan Update. Mr. Flowers reported the Planning and Zoning Commission unanimously voted to recommend approval of the zoning request.

Mayor Magdits opened the public hearing to anyone wishing to address the Council regarding the subject-rezoning request. No one presented responded. Mayor Magdits closed the public hearing.

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I. PUBLIC HEARINGS (continued)

(A) Ordinance Rezoning 504 E. 18th Street from M-2 (Heavy Manufacturing District) to C-3 (Highway Commercial District (Bax) (continued): City Counselor Carolyn Buschjost read the following proposed ordinance for its first reading, by title. ORDINANCE NO. 4366: AN ORDINANCE TO REZONE A 0.37-ACRE PARCEL LOCATED IN THE CITY OF ROLLA, PHELPS COUNTY, MISSOURI, AT 504 EAST 18TH STREET, FROM THE HEAVY MANUFACTURING DISTRICT (M-2) TO THE HIGHWAY COMMERCIAL DISTRICT (C-3). (BAX) A motion was made by Williams and seconded by Morris to suspend the rules and that the ordinance be read for its final reading, by title. A voice vote on the motion showed seven ayes, one nay, and four absent. Motion carried. Ms. Buschjost then read the proposed ordinance for its final reading, by title. A motion was made Williams and seconded by Morris to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Williams, Jordan, Miller, Bowe, Crowell, Meusch, Long, and Morris. Nays; None. Absent; Jung, Schott, Woolley, and Hines. Motion carried. The ordinance passed.

II. SPECIAL PRESENTATIONS

(A) Missouri S&T Homecoming Parade, Oct. 28, 2017: Ms. Rebecka Connor, Student Union Board Campus Traditions Director, said they would like to keep the parade route the same as last year and expects no more than 35 participants. She added the parade should not last any longer than 30 to 45 minutes. A motion was made by Williams and seconded by Long to authorize the October 28, 2017, Missouri Homecoming Parade. A voice vote on the motion showed eight ayes, zero nays, and four absent. Motion carried.

(B) Show Me Pace - Missouri Energy Initiative: Mr. Josh Campbell, Executive Director of the Missouri Energy Initiative, which is a 501(c)(3) Missouri based public policy organization, addressed the Council. He said the organization's purpose is to increase energy related economic development. He said Show Me Pace was created in 2015. Mr. Campbell said PACE offers to solve a problem of gap in financing for energy efficiency for both commercial and residential. By doing that, economic development could increase in the community without having to use public funds.

After discussion, the consensus of the Council was to take the next step, have the City's counselors review the proposed cooperative agreement, and bring it back to Council for consideration.

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II. SPECIAL PRESENTATIONS

(C) Cub Scout Recognition: Mayor Magdits recognized and welcomed Cub Scout Troop 85 to the Council meeting.

III. OLD BUSINESS

(A) Ordinance Considering the City of Rolla Fiscal Year 2017/2018 Budget: City Administrator John Butz pointed out the proposed fiscal year 2017/2018 budget has about a \$27 million spending plan. He noted it includes a small deficit, which is being made up because of some street bond issues and the final pay out of the sewer project from a few years ago. Mr. Butz stated it is a tight budget. Staff had anticipated 2% growth, but we are going to be close to a wash or a flat year.

City Counselor Carolyn Buschjost read the following proposed ordinance for its first reading, by title. ORDINANCE NO. 4367: AN ORDINANCE ADOPTING AN ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2017, AND APPROPRIATING FUNDS PURSUANT THERETO. A motion was made by Williams and seconded by Jordan to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Bowe, Miller, Williams, Long, Meusch, Jordan, Morris, and Crowell. Nays; None. Absent; Woolley, Hines, Schott, and Jung. Motion carried. The ordinance passed.

Councilman Morris recalled the Council has talked about how tight the budget is and it was mentioned about forming a committee to look for additional funding.

Mayor Magdits said he threw this idea out during the budget workshop for the Council to consider. He said he would not characterize his suggestion as going out to look for funding. Mayor Magdits noted about ten years ago the City had a citizen committee that looked at the City's long-term fiscal position and it was broadly based to not only include revenues, but costs and operations.

Considering the budget, Councilman Morris said he thinks this would be a good thing for the Council to consider.

Mayor Magdits suggested first circulating the charter and deliverables of the previous committee to the Council and then see if there is enough merit to form another committee.

IV. NEW BUSINESS

(A) Motion Appointing Employer Delegate for the Annual LAGERS Meeting: City Administrator John Butz explained the City's retirement program is LAGERS (Local Government Employees Retirement System) is State governed and it requires, by Statute, that an annual meeting be held. Additionally, it requires an employer representative and an employee representative from each participating entity of LAGERS attend the meeting. Mr. Butz stated the City Council reserves the right under the employer representative to appoint one of their own to serve in that regard. He told the Council this year's meeting would be held on October 19 and 20 at Tan-Tar-A. In the absence of a Council member attending, Mr. Butz suggested a motion to authorize him to appoint a department level position to represent the City. A motion was made by Williams and seconded by Crowell, to authorize City Administrator John Butz to appoint an employer representative to represent the City's interests in LAGERS. A voice vote on the motion showed eight ayes, zero nays, and four absent. Motion carried.

(B) Ordinance Consolidating Lots 5, 7, & 8 Block 4, Newman's Addition & Vacating a 16-Foot Wide Alley Situated Between Lots 7 & 8 (Design 4 U): Interim Community Development Director Steve Flowers explained the subject parcels are located at the intersections of Phelps Avenue and South Oak Street and Phelps Avenue and South Olive Street. The applicant is proposing to use the resubdivision process to consolidate Lots 5, 7, and 8 in Block 4 of Newman's Addition and to vacate the 16-foot right of way that is situated between the boundary lines of Lots 7 and 8. Mr. Flowers said Design 4 U Company, LLC, owns the three parcels that would be reconfigured. He noted the current use of the properties is single family/residential. However, the lot at the intersection South Oak and Phelps Avenue is currently vacant. The other two lots have single-family dwellings and are both uninhabitable. Mr. Flowers noted the applicant has indicated the lot may be used for commercial/workshop/educational purposes. He reported the Planning and Zoning Commission recommends approval.

Following some discussion, City Counselor Carolyn Buschjost read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE TO, THROUGH A RESUBDIVISION, CONSOLIDATE ALL OF LOTS 5, 7, AND 8 IN BLOCK 4 OF NEWMAN'S ADDITION SUBDIVISION IN THE CITY OF ROLLA, PHELPS COUNTY, MISSOURI, AND TO VACATE THE 16-FOOT-WIDE ALLEY SITUATED BETWEEN THE AFORESAID LOTS 7 AND 8. (DESIGN 4 U)

IV. NEW BUSINESS (continued)

(C) Resolution Authorizing the Mayor to Execute a Service Agreement with the Rolla Regional Economic Commission (RREC): Finance Director Steffanie Rogers asked the Council to consider the continuation of the proposed service agreement with the RREC for accounting functions.

City Counselor Carolyn Buschjost read the following proposed resolution for one reading, by title. RESOLUTION NO. 1904: A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI, TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A TECHNICAL ASSISTANCE CONTRACT BY AND BETWEEN THE ROLLA REGIONAL ECONOMIC COMMISSION (RREC) AND THE CITY OF ROLLA. A motion was made by Williams and seconded by Morris to approve the proposed resolution. A voice vote on the motion showed eight ayes, zero nays, and four absent. Motion carried. The resolution passed.

(D) Resolution Authorizing the Mayor to Execute a Supervised Work Release Program Agreement with the South Central Correctional Center (SCCC): At the request of the State, Mayor Magdits announced this item would not be considered at this meeting.

(E) Ordinance Authorizing the Mayor to Execute a Sewer Use Agreement with the College Hills West Sewer District: Public Works Director Steve Hargis referred the Council to the proposed modified agreement with the College Hills West Sewer District. This agreement is to provide sewer service to the College Hills West Sewer District. He noted the City has been providing this service since the 1980s. He explained the difference from previous agreements is the City would be taking over the collection system and billing. In the process, the City will completely rebuild the sewage collection system, which is virtually failing. Mr. Hargis told the Council the homeowners will be assessed for these charges through the Sewer District and Finance Director Steffanie Rogers will be acting as the District's agent, collecting the charges, and maintaining their books. The individual District owners will pay 1.5 times the city resident user rate.

City Counselor Carolyn Buschjost read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CERTAIN SEWER USE AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI, PHELPS COUNTY COMMISSION AND THE COLLEGE HILLS WEST SEWER DISTRICT.

V. CLAIMS and/or FISCAL TRANSACTIONS

(A) Motion Awarding Bid for Sanitary Sewer Line Rehabilitation, and; an Ordinance Authorizing the Mayor to Execute a Contract with Insituform Technologies, USA, LLC for Same: Public Works Director Steve Hargis said staff is proposing the City to go into its seventh year using a cooperative purchasing agreement with the City of Independence, Missouri, for the relining of sanitary sewer lines. He told the Council the relining has been highly successful and the City has been averaging about one mile a year.

A motion was made by Williams and seconded by Morris to award the bid for sanitary sewer line rehabilitation to Insituform Technologies, USA for a total of \$198,705. A voice vote on the motion showed eight ayes, zero nays, and four absent. Motion carried.

City Counselor Carolyn Buschjost read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CERTAIN AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI AND INSITUFORM TECHNOLOGIES USA, LLC.

VI. MAYOR/CITY COUNCIL COMMENTS

(A) Motion Reappointing Dr. Keith Wedge and Ms. Fran Mazanec to the Police Personnel Board (June 2021): A motion was made by Jordan and seconded by Morris to approve the reappointment of Dr. Keith Wedge and Ms. Fran Mazanec to the Police Personnel Board. A voice vote on the motion showed eight ayes, zero nays, and four absent. Motion carried.

(B) Motion Appointing Mr. Ted Ruth, Missouri S&T Assistant Vice Chancellor, Facilities Services to the MoveRolla TDD Board as the City's Representative: Mayor Magdits noted with the relocation of Vice Chancellor Walt Branson, there is a vacancy on the MoveRolla TDD (Transportation Development District) Board. A motion was made by Williams and seconded by Morris to appoint Mr. Ted Ruth to the MoveRolla TDD Board as the City's representative. A voice vote on the motion showed eight ayes, zero nays, and four absent. Motion carried.

VII. CITIZEN COMMUNICATION

(A) Open Citizen Communication: Mayor Magdits opened the floor to any citizen wishing to address the Council.

(1) Rolla Municipal Utilities (RMU) General Manager Rodney Bourne announced the first week in October is designated “Public Power Week.” To celebrate that week, on Wednesday, October 4, 2017, from 11 a.m. to 1 p.m., a cookout will be held in the festival lot adjacent to City Hall. Additionally, Mr. Bourne indicated there would be drawings for a \$200 and \$150 credit on utility bills.

No one else present responded.

VIII. COMMENTS FOR THE GOOD OF THE ORDER

(A) Introduction of Missouri S&T Student Liaison Mr. Carter Daniels: Mr. Carter Daniels informed the Council he is the Missouri S&T community liaison for the City Council.

IX. CLOSED SESSION

A motion was made by Williams and seconded by Meusch to adjourn into Closed Session pursuant to RSMo. 610.021 to discuss real estate. A roll call vote on the motion showed the following: Ayes; Meusch, Miller, Bowe, Crowell, Long, Jordan, Morris, and Williams. Nays; None. Absent; Schott, Jung, Hines, and Woolley. Motion carried.

The Council adjourned into Closed Session at approximately 7:23 p.m.

X. CLOSED SESSION ACTION

The Council reconvened into Open Session at approximately 7:47 p.m.

City Counselor Carolyn Buschjost announced that during Closed Session, the Council discussed real estate matters, but no final action was taken.

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XI. ADJOURNMENT

Having no further business, the meeting adjourned at 8:26 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

CITY CLERK

MAYOR

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