

**ROLLA CITY COUNCIL MEETING MINUTES
TUESDAY, JANUARY 2, 2018; 6:30 P.M.
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET**

Presiding: Mayor Louis J. Magdits, IV

Council Members in Attendance: Jonathan Hines, Matthew Miller, Kelly Long, Matthew Crowell, David Schott, Don Morris, John Meusch, Jim Williams, Brian Woolley, Steven Jung, and Walt Bowe

Council Members Absent: Monty Jordan

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

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

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

I. CONSENT AGENDA

A motion was made by Williams and seconded by Woolley to approve the consent agenda as submitted. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried. The consent agenda consisted of the following:

(A) Approval of the Rolla City Council Minutes for the following:

- 1) City Council Meeting – December 4, 2017
- 2) City Council Closed Session Meeting – December 4, 2017
- 3) City Council Meeting – December 18, 2017

II. PUBLIC HEARINGS

None.

III. ACKNOWLEDGEMENTS AND SPECIAL PRESENTATIONS

None.

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IV. REPORT OF MAYOR and COUNCIL/REPORTS OF BOARDS AND COMMISSIONS/CITY DEPARTMENTS

Mayor Magdits referred the Council to (A) the November 2017, Environmental Services Department Monthly Report; (B) the November 2017, Police Department Monthly Report; (C) the November 2017, Animal Control Division Monthly Report; (D) the November 2017, Centre Financial Analysis; (E) the November 2017 Parks Financial Analysis; (F) the November 2017 Building Codes Monthly Report; (G) the December 12, 2017, Planning and Zoning Commission Meeting Minutes; (H) the December 26, 2017, Development Review Committee Meeting Minutes; (I) the November 2017, Rolla Municipal Utilities Monthly Report; (J) The November 28, 2017, Rolla Board of Public Works Meeting Minutes, and; (K) the November 2017, Municipal Court Monthly Report.

V. OLD BUSINESS

(A) Motion Approving Memorandum of Agreement – Sustainable Ozarks Partnership (SOP): City Administrator John Butz explained the SOP (Sustainable Ozarks Partnership) has been around for several years and the City has been an active member of that effort. He told the Council the effort is a four-county region made up businesses, county officials, and economic developers to shore up the support of Fort Leonard Wood. Mr. Butz stated that staff is proposing the subject Memorandum of Agreement, included in the agenda packet, which is for a total of \$12,000 per year for three years, subject to what the hospital decides. The \$12,000 consists of \$1,000 from Phelps for the Fort, \$4,000 from Rolla Regional Economic Commission (RREC), and \$7,000 from the City.

Mr. Kevin Greven, Chair of Phelps for the Fort, entertained questions from the Council.

City Administrator John Butz summarized the proposed Council amendments to the subject Memorandum of Agreement as follow: Section 4 – language would be added that would reference the contributions for the three years by RREC and Phelps for the Fort at \$4,000. Section 5(i) would be clarified to include an annual presentation before the City Council including outlining efforts and measurables.

A motion was made by Morris and seconded by Long to approve the subject Memorandum of Agreement as amended. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

V. OLD BUSINESS (continued)

(B) Ordinance Rezoning 0.69-Acre Tract Located 470 Feet West of Oaklane Drive & South Bishop Ave. Intersection (Chen): City Planner James Shields explained the subject request is to rezone a 0.69-acre tract from C-2 (General Retail District) to R-3 (Multi-Family District). He said the property is located at the intersection of Oaklane Drive and South Bishop Avenue, south of Wal-Mart and is owned by Chen's Estate Management, LLC. Mr. Shields noted the construction of two, five unit buildings are proposed for this site. He reported the Planning and Zoning Commission unanimously voted to deny the rezoning request. Mr. Shields stated the traffic study had not been presented to the Commission. Additionally, the applicant has since agreed to add five more parking spots on each parcel, making 30 parking spots.

Following discussion, City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4393: AN ORDINANCE TO APPROVE THE REZONING OF THE 0.69-ACRE TRACT OF LAND THAT IS LOCATED IN ROLLA, MISSOURI AND IDENTIFIED WITH THE PHELPS COUNTY ASSESSOR'S ACCOUNT NUMBERS OF 10668 AND 10668.01 FROM THE GENERAL RETAIL DISTRICT (C-2) TO THE MULTI-FAMILY DISTRICT (R-3). (CHEN) A motion was made by Schott and seconded by Morris to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Woolley, Miller, Hines, Jung, Long, Morris, Crowell, and Schott. Nays; Bowe, Williams, and Meusch. Absent; Jordan. Motion carried. The ordinance passed.

(C) Ordinance Consolidating 206 and 208 E. 12th Street and 207 and 209 E. 11th Street (Sigma Pi Addition): City Planner James Shields informed the Council the four parcels known as 206 and 208 E. 12th Street and 207 and 209 E. 11th Street, are proposed to be consolidated into one parcel through the subdivision process. Alpha Iota Building Association owns all lots and the subject parcels are located within the Multi-Family Zoning District (R-3). Mr. Shields noted the applicant plans to construct a new twenty-four bedroom fraternity house on the subject property.

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4394: AN ORDINANCE TO APPROVE THE CONSOLIDATION OF THE FOUR PARCELS THAT ARE KNOWN AS 206 AND 208 EAST 12TH STREET AND 207 AND 209 EAST 11TH STREET INTO ONE PARCEL THROUGH THE RESUBDIVISION PROCESS. (SIGMA PI ADDITION).

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V. OLD BUSINESS (continued)

(C) Ordinance Consolidating 206 and 208 E. 12th Street and 207 and 209 E. 11th Street (Sigma Pi Addition) (continued): A motion was made by Long and seconded by Schott to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Crowell, Schott, Jung, Hines, Miller, Bowe, Williams, Meusch, Long, Morris, and Woolley. Nays; None. Absent; Jordan. Motion carried. The ordinance passed.

VI. NEW BUSINESS

(A) Motion Authorizing the Mayor to Execute a “Release of Easement” (DW&MM Properties/RCP Subdivision): City Planner James Shields reported the subject property is located at 2409 North Bishop Avenue. He recalled the Council recently approved a lot reconfiguration at this location called the RCP Subdivision. Mr. Shields asked the Council to consider authorizing the Mayor to execute a “Release of Easement” which would release the last nineteen feet of the utility easement, as described in Exhibit A of the subject release. Mr. Shields said Rolla Municipal Utilities has indicated they are no longer in need of the subject utility easement. A motion was made by Williams and seconded by Morris to authorize the Mayor to execute the subject “Release of Easement.” A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(B) Resolution Authorizing the Mayor to Enter into a Contract Agreement with Playscape Recreation, LLC, for Green Acres Park Playground Structure: Parks and Recreation Director Floyd Jernigan recalled that during the December 18, 2017, Council meeting, the Council approved the bid for the new playground structure for the Green Acres Park. He asked the Council to consider authorizing the Mayor to enter into a contract with Playscape Recreation, LLC for this project. The City Counselor and City Administration have reviewed the contract.

After discussion, City Counselor Carolyn Buschjost read the following proposed resolution for one reading, by title. RESOLUTION NO. 1916: A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A CONTRACT AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI, AND PLAYSCAPE RECREATION, LLC, FOR GREEN ACRES PLAYGROUND, PROJECT 070-580-3.

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VI. NEW BUSINESS (continued)

(B) Resolution Authorizing the Mayor to Enter into a Contract Agreement with Playscape Recreation, LLC, for Green Acres Park Playground Structure (continued): A motion was made by Long and seconded by Schott to approve the proposed resolution. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried. The resolution passed.

VII. CLAIMS and/or FISCAL TRANSACTIONS

(A) Motion Awarding Generator Bid: Police Chief Sean Fagan noted bids were received for a generator for the Police Department. He explained the current generator is only 50 KW and only powers the Communications Division. The proposed generator is 200 KW and will power the entire Police Department building. Chief Fagan indicated staff is recommending the bid be awarded to Oakley Services, Okwaville, Illinois for \$101,342.02 less trade in of \$1,350.00 for a total price of \$99,992.02.

City Administrator John Butz added the Phelps County Emergency Services Board has agreed to front this investment and will pay one-half the cost of the generator. The City will reimburse the balance over a three-year period. The actual impact on the City's budget will be \$15,600 a year for three years. A motion was made by Williams and seconded by Long to award the bid for the 200 KW emergency power generator system with automatic transfer switch to Oakley Services, Okwaville, Illinois for \$99,992.02. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(B) Resolution Authorizing the Purchase of Tasers: Police Chief Sean Fagan explained that while shopping for Tasers, a program was discovered through Axon Enterprise, Inc., that if a five-year contract were signed with them, they would provide 16 new Tasers and unlimited cartridges. The Tasers will be fully warranted for five years. Chief Fagan pointed out the cost for this program is virtually the same that it has been annually costing.

City Counselor Carolyn Buschjost read the following proposed resolution for one reading, by title. RESOLUTION NO. 1917: A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CONTRACT WITH AXON ENTERPRISE, INC. FOR THE PURCHASE OF SIXTEEN (16) TASERS OVER A FIVE (5) YEAR

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VII. CLAIMS and/or FISCAL TRANSACTIONS (continued)

(B) Resolution Authorizing the Purchase of Tasers (continued): PERIOD, after approval of the contract by legal. A motion was made by Williams and seconded by Morris to approve the resolution, as amended. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried. The resolution passed.

VIII. CITIZEN COMMUNICATION

(A) Open Citizen Communication: Mayor Magdits opened the floor to any citizen wishing to address the Council. No one present responded.

IX. MAYOR/CITY COUNCIL COMMENTS

(A) Motion Reappointing Ms. Susan Wrassman to the Parks Advisory Commission: A motion was made by Long and seconded by Crowell to reappoint Ms. Susan Wrassman to the Parks Advisory Commission until June 2020. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(B) Motion Appointing Parkland Dedication Policy Committee: Mayor Magdits indicated Councilmen David Schott and Don Morris have volunteered to serve on the Parkland Dedication Policy Committee. He said staff is waiting on a couple of citizens to consider serving. Additionally, Mayor Magdits said the Parks Advisory Committee would like to talk among themselves during their meeting at the end of the month before appointing their representative. A motion was made by Long and seconded by Crowell to approve the Parkland Dedication Policy Committee and to proceed as the members are chosen. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(C) Motion Reappointing Ms. Amy Koenig to the Library Board (2nd Term, May 2020): A motion was made by Long and seconded by Schott to reappoint Ms. Amy Koenig to the Library Board. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

X. COMMENTS FOR THE GOOD OF THE ORDER

None.

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XI. CLOSED SESSION

None.

XII. ADJOURNMENT

Having no further business, the meeting adjourned at 7:46 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

CITY CLERK

MAYOR

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