

**ROLLA CITY COUNCIL MEETING MINUTES
MONDAY, MARCH 5, 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, Monty Jordan, Matthew Miller, Kelly Long, Matthew Crowell, David Schott, Don Morris, John Meusch, Jim Williams, Brian Woolley, Steven Jung, and Walt Bowe

Council Members Absent: None.

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, 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 a member of the Rolla Ministerial Alliance to give the invocation.

Councilman Jonathan Hines led in the Pledge of Allegiance.

I. CONSENT AGENDA

A motion was made by Williams and seconded by Jordan to approve the consent agenda as submitted. A voice vote on the motion showed twelve ayes, zero nays, and zero 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 – February 5, 2018
- 2) City Council Meeting Closed Session – February 5, 2018
- 3) City Council Meeting – February 20, 2018
- 4) City Council Meeting Closed Session – February 20, 2018

II. PUBLIC HEARINGS

None.

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III. ACKNOWLEDGEMENTS AND SPECIAL PRESENTATIONS

None.

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

Mayor Magdits referred the Council to (A) the January 2018, Environmental Services Department Monthly Report; (B) the January 2018, Police Department Monthly Report; (C) the January 2018, Animal Control Division Monthly Report; (D) the January and February 2018 Building Codes Monthly Reports; (E) the January 30 and February 27, 2018, Development Review Committee Meeting Minutes; (F) the February 13, 2018, Unapproved Planning & Zoning Commission Meeting Minutes; (G) the January 2018, Rolla Municipal Utilities Monthly Report; (H) the January 23, 2018, Rolla Board of Public Works Meeting Minutes; (I) the January 2018, Municipal Court Monthly Report, and; (J) the January 31, 2018, Cash Analysis Report.

V. OLD BUSINESS

(A) Ordinance Vacating All of Asher Street and Portions of Joyce Avenue and 12th Street (PCRMC): City Planner James Shields noted the subject parcel is located on the west side of Rolla in the general area immediately west and southwest of the intersection of Powell Avenue and Thirteenth Street. The applicant, Phelps County Regional Medical Center (PCRMC), is proposing to vacate all of Asher Street and portions of Joyce Avenue and Twelfth Street in order to control traffic flow as they develop the area into a parking lot for the medical facility. Mr. Shields informed the Council that Ameren Gas, Rolla Municipal Utilities (RMU) and the Public Works Department request that the street, once vacated, become utility easements. Fire Chief Ron Smith has requested the private driveway on the south side of the parking lot be constructed before the vacation of Asher Street takes place. In response to Chief Smith's concern, it is recommended the following condition be added to the subject ordinance: "That the street known as Asher Street shall not be vacated until the proposed private driveway that connects 10th Street to 11th Street and is located between 1011 and 1007 West 11th Street is accessible to thru traffic."

V. OLD BUSINESS (continued)

(A) Ordinance Vacating All of Asher Street and Portions of Joyce Avenue and 12th Street (PCRMC) (continued): A motion was made by Jordan and seconded by Long to amend the subject ordinance by adding Section 5 to read as follows: “That the street known as Asher Street shall not be vacated until the proposed private driveway that connects 10th Street to 11th Street and is located between 1011 and 1007 West 11th Street is accessible to thru traffic.” A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried.

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title, as amended. ORDINANCE NO. 4403: AN ORDINANCE APPROVING THE VACATION OF ALL OF ASHER STREET, ALL OF JOYCE AVENUE FROM THE NORTHERN BOUNDARY OF LOT 9 OF BLOCK 4 OF THE POWELL SECOND ADDITION TO 11TH STREET, AND ALL OF THE STRETCH OF 12TH STREET SITUATED BETWEEN THE NORTHERN EDGE OF LOT 14 OF BLOCK 1 OF THE POWELL SECOND ADDITION TO THE EASTERN EDGE OF LOT 18 OF BLOCK 1 OF THE POWELL SECOND ADDITION; AND THAT THE VACATED STREETS SHALL BE RETAINED AS UTILITY EASEMENTS. (PHELPS COUNTY REGIONAL MEDICAL CENTER). A motion was made by Williams and seconded by Woolley to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Jung, Miller, Jordan, Hines, Woolley, Williams, Bowe, Crowell, Meusch, Long, Schott, and Morris. Nays; None. Absent; None. Motion carried.

VI. NEW BUSINESS

(A) Ordinance Authorizing the Mayor to Execute Amendment #2 of a State Block Grant Agreement with the Missouri Highways & Transportation Commission for Airport Terminal Building Project: City Administrator John Butz noted the subject grant amendment #2 would close out the airport grant agreement. He explained there was an increase in the grant amount of \$3,521 of which 90% would be covered through the Missouri Department of Transportation Aviation Funding. The City’s portion is \$391. Although not urgent, Mr. Butz asked the Council to consider the final reading of the subject ordinance at this meeting.

VI. NEW BUSINESS (continued)

(A) Ordinance Authorizing the Mayor to Execute Amendment #2 of a State Block Grant Agreement with the Missouri Highways & Transportation Commission for Airport Terminal Building Project (continued): City Counselor Carolyn Buschjost read the following proposed ordinance for its first reading, by title. ORDINANCE NO. 4404: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A STATE BLOCK GRANT AGREEMENT, AMENDMENT #2 (PROJECT NO. AIR 15-056A-1) BETWEEN THE CITY OF ROLLA, MISSOURI, AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION. A motion was made by Morris and seconded by Meusch to suspend the rules and that the ordinance be read for its final reading, by title. A voice vote on the motion showed eleven ayes, one nay, and zero absent. Motion carried. Ms. Buschjost then read the proposed ordinance for its final reading, by title. A motion was made by Williams and seconded by Woolley to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes: Miller, Bowe, Woolley, Williams, Hines, Jung, Meusch, Jordan, Morris, Long, Schott, and Crowell. Nays: None. Absent; None. Motion carried. The ordinance passed.

VII. CLAIMS and/or FISCAL TRANSACTIONS

None.

VIII. CITIZEN COMMUNICATION

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

(B) Mr. Jeff Willis – owner of Bishop Avenue Aquariums and Pets – Appeal of Exotic Animal Determination – display of 5-foot alligator: Mayor Magdits explained this item is a consideration or a formal appeal of some of the requirements under the exotic animal ordinance.

Mr. Jeff Willis, 24584 Grindstone Lane, Lebanon, Missouri, and owner of Bishop Avenue Aquariums and Pets, LLC, 402 S. Bishop, Rolla, Missouri, asked the Council to

VIII. CITIZEN COMMUNICATION (continued)

(B) Mr. Jeff Willis – owner of Bishop Avenue Aquariums and Pets – Appeal of Exotic Animal Determination – display of 5-foot alligator (continued): consider allowing him to display at his business a five-foot long alligator he currently has at his home. He told the Council he has designed a cage that would be placed within the center of the building with no access to outside walls. The cage would be constructed of six gauge horse panels and Lexan windows. Mr. Willis said there would be no way any one could get into the cage or have contact with the alligator without doing a lot of damage.

Police Chief Sean Fagan said Mr. Willis' request was denied because an alligator is not a pet. He said his biggest concern is someone breaking into the store and stealing the alligator. He said he has never seen anything in his life that is burglarproof. Chief Fagan pointed out the ordinance was put into effect for a reason – to keep dangerous animals like this out of Rolla. He added he does not see the educational value of having a seven-foot alligator in an eight or nine foot cage.

After discussion, the Council's consensus was to postpone a decision and ask Mr. Willis to provide a tangible illustration of the proposed cage along with either a letter of recommendation from Mr. Willis' friend, who is a Springfield, Missouri zoo curator, or ask the curator to attend a Council meeting.

IX. MAYOR/CITY COUNCIL COMMENTS

(A) Laundromat: Councilman Matt Crowell indicated he received a call from a constituent about the closing of the laundromat, which is located next to Slice of Pie. The constituent asked if there is something the City is doing to discourage laundromats.

Mayor Magdits emphasized the City is not involved with its closing.

X. COMMENTS FOR THE GOOD OF THE ORDER

(A) Public Works Open House – 4:30 p.m. - 7:30 p.m. at The Centre – March 12th: Public Works Director Steve Hargis reported that on Monday, March 12 at The Centre, the Public Works Department would be hosting an open house meeting. City staff will be talking about the next ten years of capital improvements. Mr. Hargis specifically

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X. COMMENTS FOR THE GOOD OF THE ORDER (continued)

(A) Public Works Open House – 4:30 p.m. - 7:30 p.m. at The Centre – March 12th (continued): noted the City would be presenting information on the integrated management plan for the municipal storm water and wastewater facilities.

Mayor Magdits pointed out this is very important open house. He noted there would be about \$60 million of taxpayer money in these projects.

Mr. Hargis mentioned this information is available on the City's website at rollacity.org. Additionally, residents are encouraged to sign up for the MoveRolla Transportation Development District newsletter, which is also accessible from the City's website. He said the newsletter is distributed at least monthly and provides updates on the Transportation Development District project.

(B) Bob Davis Family Property: City Administrator John Butz explained City staff has been working with Mr. Bob Davis and his family pertaining to the forty acres located at the corner of Eighteenth Street and Forum Drive. A neighborhood meeting has been scheduled for March 21 beginning at 5:30 p.m. at The Centre. Mr. Butz said this is being held to try to get some consensus of how residents and the Davises see that project developing. He added they have no particular plans, but they do not want to try to tackle it piecemeal.

XI. CLOSED SESSION

None.

XII. ADJOURNMENT

Having no further business, the meeting adjourned at 7:16 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

CITY CLERK

MAYOR

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