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 – April 2, 2018
2) City Council Meeting – April 16, 2018
3) City Council Meeting Closed Session – April 16, 2018

II. PUBLIC HEARINGS

None.
III. ACKNOWLEDGEMENTS AND SPECIAL PRESENTATIONS

(A) Recognition of Mr. Jerry Bumpus – Lieutenant Governor’s 2018 Senior Service Award Recipient: Mayor Magdits recognized Mr. Jerry Bumpus for being awarded Phelps County’s 2018 Senior Service Award from Lieutenant Governor Mike Parson.

(B) 2017 Tourism Audit: Ms. Amanda Wiggins, CPA with Kean & Company, LLC, Rolla, Missouri, provided an overview of the Rolla Area Chamber of Commerce’s Tourism Fund audit for fiscal year 2017. She reported no adverse findings were noted during the course of the audit.

(C) 2017 Year End Tourism Report: Rolla Area Chamber of Commerce Executive Director Stevie Kearse provided an overview of the 2017 Fourth Quarter Tourism Report.

(D) The Centre – Community Benefit Report: Parks and Recreation Director Floyd Jernigan expanded on the Centre’s 2017 Community Benefit Report. He then entertained questions from the Council following his presentation.

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

Mayor Magdits referred the Council to (A) the March 2018, Environmental Services Department Monthly Report; (B) the March 2018, Police Department Monthly Report; (C) the March 2018, Animal Control Division Monthly Report; (D) the April 10, 2018, Unapproved Planning & Zoning Commission Meeting Minutes; (E) the March 2018, Rolla Municipal Utilities Monthly Report; (F) the March 20, 2018, Rolla Board of Public Works Meeting Minutes; (G) the March and April 2018, Municipal Court Monthly Reports; (H) The March 2018, The Centre Financial Analysis; (I) the March 2018, Park Financial Analysis; (J) the March 21, 2018, Health and Recreation Center Board Meeting Minutes; (K) the January 24, 2018, Park Advisory Commission Meeting Minutes; (L) the March and April 2018 Building Codes Monthly Reports, and; (M) the March 27 and April 24, 2018, Development Review Committee Meeting Minutes.
V. OLD BUSINESS

(A) Ordinance Rezoning Lots 1 & 2 of the Rolla Skilled Nursing Facility, Plat No. 1 Subdivision from R-2 (Two-Family District) to R-3 (Multi-Family District) (Silverstone): City Planner James Shields explained the subject property is located in northwest Rolla, approximately 175 feet southwest of the intersection of Vichy Road and Eagleson Drive. Rolla SNF LLC is owner of the property and Mr. Greg Spence is the registered agent and part owner of the Silverstone Place Skilled Nursing and Rehabilitation Center. The applicant requests the property be reozoned from R-1 (Single Family District) and R-2 (Two-Family District) to R-3 (Multi-Family District). Mr. Shields pointed out the subdivision plat has been submitted.

After much discussion, a motion was made by Hines and seconded by Schott to amend the subject ordinance to read as follows: “An ordinance to rezone Lot 1 and Lot 2 of the Rolla Skilled Nursing Facility Plat No. 1 subdivision, which is also known as 2735 Eagleson Drive, from the Single-Family District (R-1) and the Two-Family District (R-2) to the Multi-Family District R-3b (R-3b) and to rezone Lot 29 and Lot 30 of the Arwood Hills No. 1 Subdivision from R-1 to R-2 and to amend the future land use map to designate Lot 1 and Lot 2 of the Rolla Skilled Nursing Facility Plat No. 1 as residential medium high density. (Silverstone). A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title, as amended. ORDINANCE NO. 4408: AN ORDINANCE TO REZONE LOT 1 AND LOT 2 OF THE ROLLA SKILLED NURSING FACILITY PLAT NO. 1 SUBDIVISION, WHICH IS ALSO KNOWN AS 2735 EAGLESON DRIVE, FROM THE SINGLE-FAMILY DISTRICT (R-1) AND THE TWO-FAMILY DISTRICT (R-2) TO THE MULTI-FAMILY DISTRICT R-3B (R-3B) AND TO REZONE LOT 29 AND LOT 30 OF THE ARWOOD HILLS NO. 1 SUBDIVISION FROM R-1 TO R-2 AND TO AMEND THE FUTURE LAND USE MAP TO DESIGNATE LOT 1 AND LOT 2 OF THE ROLLA SKILLED NURSING FACILITY PLAT NO. 1 AS RESIDENTIAL MEDIUM HIGH DENSITY. (SILVERSTONE). A motion was made by Meusch and seconded by Schott to approve the proposed ordinance, as amended. A roll call vote on the motion showed the following: Ayes; Crowell, Schott, Jung, Hines, Jones, Murphey, Meusch, Eberly, and Woolley. Nays; Henry and Williams. Absent; Rohter. Motion carried. The ordinance passed.
V. OLD BUSINESS (continued)

(B) Ordinance Vacating a Section of Bryant Road & Dedicating a 6.15 Right-of-Way Tract to Missouri Route 72: City Planner James Shields noted the subject property is located on the west central side of the city approximately 400 to 1,400 feet east of the intersection of Kingshighway and Interstate 44. On behalf of the City of Rolla, the Public Works Department is proposing the consolidation/right-of-way dedication/plat approval of twelve deeded parcels and parts of two other platted lots into one right-of-way tract, which will be dedicated to the City for the Highway 72 extension. Mr. Shields explained the consolidation is occurring in order to create right-of-way for the west part of the Highway 72 extension construction project and consolidate the remnants of the useable lots. He reported the Planning and Zoning Commission unanimously recommends approval.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4409: AN ORDINANCE TO VACATE A SECTION OF BRYANT ROAD AND DEDICATE A 6.15-ACRE RIGHT-OF-WAY TRACT TO MISSOURI ROUTE 72 THROUGH THE CONSOLIDATION OF 12 DEEDED PARCELS THAT CONSIST OF PARTS OF LOT 98 AND LOT 103 OF THE RAILROAD ADDITION SUBDIVISION AND ALL OF LOTS 1, 2, 3, 4, 5, 5A, 6A, 7, 8, 9, 11, AND 14 OF THE REVISED PARK PLAZA SUBDIVISION INTO TWO RIGHT-OF-WAY TRACTS AND THREE RECONFIGURED LOTS. (HIGHWAY 72 EXT. WEST). A motion was made by Williams and seconded by Meusch to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Eberly, Woolley, Murphey, Williams, Hines, Jung, Meusch, Jones, Henry, Crowell, and Schott. Nays; None. Absent; Rohter. Motion carried. The ordinance passed.

(C) Ordinance Authorizing the Mayor to Enter into an Agreement with the Cedar Grove Sewer District: Public Works Director Steve Hargis asked the Council to consider the final reading of an ordinance, which would authorize the Mayor to enter into an agreement with the Cedar Grove Sewer District. The City would be operating the sewer for the District, providing billing services and management for the District and in turn, the District would reimburse the City its costs by paying 1.5 times the normal sewer rate.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4410: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF
V. OLD BUSINESS (continued)

(C) Ordinance Authorizing the Mayor to Enter into an Agreement with the Cedar Grove Sewer District (continued): The City of Rolla, Missouri a Certain Sewer Use Agreement Between the City of Rolla, Missouri, Phelps County Commission and the Cedar Grove Sewer District. A motion was made by Williams and seconded by Meusch to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Hines, Jung, Williams, Jones, Murphey, Schott, Crowell, Meusch, Woolley, Eberly, and Henry. Nays; None. Absent; Rohter. Motion carried. The ordinance passed.

(D) Ordinance Authorizing the Mayor to Enter into an Agreement with the Shady Oaks Sewer District: Public Works Director Steve Hargis indicated this agreement is similar to the Cedar Grove Sewer District. The City will operate and maintain the District’s sewer through billing and the users will pay 1.5 times the normal sewer rate.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4411: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, PHELPS COUNTY COMMISSION AND THE SHADY OAKS SEWER DISTRICT. 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; Schott, Meusch, Jones, Williams, Hines, Jung, Woolley, Henry, Crowell, Eberly, and Murphey. Nays; None. Absent; Rohter. Motion carried. The ordinance passed.

(E) Ordinance Authorizing the Mayor to Enter into a Pedestrian Bridge License Agreement with the Missouri Highway & Transportation Commission: Public Works Director Steve Hargis explained the subject agreement is with the Missouri Highway and Transportation Commission to build a pedestrian bridge across I-44 that would link pedestrian facilities on both sides of I-44 and Route E. The State would provide $500,000 toward the estimated $2.1 million of the bridge costs.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4412: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF
V. OLD BUSINESS (continued)

(E) Ordinance Authorizing the Mayor to Enter into a Pedestrian Bridge License Agreement with the Missouri Highway & Transportation Commission (continued): THE CITY OF ROLLA, MISSOURI A CERTAIN AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI AND MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR PEDESTRIAN BRIDGE LICENSE AGREEMENT.  A motion was made by Schott and seconded by Murphey to approve the proposed ordinance.  A roll call vote on the motion showed the following:  Ayes; Jung, Murphey, Jones, Hines, Woolley, Henry, Crowell, Meusch, Schott, and Eberly.  Nays; Williams.  Absent; Rohter.  Motion carried.  The ordinance passed.

VI. NEW BUSINESS

(A) Resolution Authorizing the Mayor to Execute a Contract with the Rolla Public Schools for the School Resource Officer Program & Crossing Guards:  Police Chief Sean Fagan told the Council the Rolla Public School District has asked the City for the placement of a second school resource officer.  He said the School District has agreed to pay 75% of the officer’s salary with the City paying the remainder.  Chief Fagan explained the reason the City is paying the 25% is because the officer would be working on the road for the City during the summer months when school is not in session.  Additionally, Chief Fagan indicated staff is recommending the school crossing guard pay be increased from $10 to $15 an hour.  The City would be responsible for $2.50 and the School District would pay the remainder.

City Counselor Lance Thurman read the following proposed resolution for one reading, by title.  RESOLUTION NO: 1924:  A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CONTRACT WITH THE ROLLA PUBLIC SCHOOL SYSTEM FOR THE COOPERATIVE PLACEMENT OF TWO SCHOOL RESOURCE OFFICERS AND FIVE SCHOOL CROSSING GUARDS WITHIN THE SCHOOL SYSTEM, AND SUPPORT OF THE VIPS PROGRAM.  A motion was made by Williams and seconded by Crowell to approve the proposed resolution.  A voice vote on the motion showed eleven ayes, zero nays, and one absent.  Motion carried.  The resolution passed.
VI. NEW BUSINESS (continued)

(B) Resolution Authorizing the Mayor to Execute a Commercial Real Estate Lease with PCB (Phelps County Bank) for Parking Lot: City Administrator John Butz noted it has been 20 years since the City entered into an agreement with the Phelps County Bank (PCB) with a no cost land lease. The City made improvements for a parking lot, which is used, for visitors, customers, and downtown employees. Mr. Butz indicated staff negotiated a renewal of the no cost land with PCB. The City would maintain the parking lot and PCB agreed to take over any of the landscaping/beautification. Additionally, PCB has requested a few spots be designated for their permanent use. The remainder of the lot is available for ten hour parking. Staff recommends a ten-year renewal of the land lease with PCB for a downtown parking lot.

City Counselor Lance Thurman read the following proposed resolution for one reading, by title. RESOLUTION NO 1925: A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CERTAIN COMMERCIAL REAL ESTATE LEASE BETWEEN THE CITY OF ROLLA, MISSOURI, AND PHELPS COUNTY BANK. A motion was made by Williams and seconded by Meusch to approve the proposed resolution. A voice vote on the motion was eleven ayes, zero nays, and one absent. Motion carried. The resolution passed.

(C) Ordinance Authorizing the Mayor to Enter into Task Order #11 with HDR Engineering: Public Works Director Steve Hargis asked the Council to consider the first reading of an ordinance that would authorize the Mayor to enter into Task Order #11 with HDR Engineering for design and bid phase services for the proposed improvements at the City’s Southeast and Vichy Road Wastewater Treatment Plants. He informed the Council the estimated construction costs for these improvements is in excess of $21 million. Mr. Hargis said these improvements will primarily provide for enhanced disinfection and treatment of wastewater discharges to satisfy the City’s commitment to DNR (Department of Natural Resources) to provide full treatment to the wet weather flows as outlined in the Voluntary Compliance Agreement (VCA) entered into about seven years ago. He added these improvements would take about 18 months to design with the construction taking an additional two years to complete.

City Counselor Lance Thurman 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
VI. NEW BUSINESS (continued)

(C) Ordinance Authorizing the Mayor to Enter into Task Order #11 with HDR Engineering (continued): OF ROLLA, MISSOURI A CERTAIN AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI AND HDR ENGINEERING, INC FOR SOUTHEAST WWTP AND VICHY ROAD WWTP IMPROVEMENTS – DESIGN AND BID PHASE SERVICES – TASK ORDER #11.

(D) Motion Authorizing the Closing of Certain Streets and Parking Lots during 2018 Route 66 Summerfest: Public Works Director Steve Hargis requested the closing of certain streets and parking lots during the 2018 Route 66 Summerfest festivities on June 1 and 2, 2018.

Councilman Meusch recalled there was some feedback from a restaurant on Pine Street about the streets being closed during their business hours. He asked if any of the businesses have been made aware of these closings.

City Administrator John Butz indicated staff would make sure the business is made aware of the closing.

A motion was made by Williams and seconded by Hines to authorize the closing of certain streets and parking lots during the Route 66 Summerfest festivities on June 1 and 2, 2018. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

VII. CLAIMS and/or FISCAL TRANSACTIONS

(A) Motion Awarding Bid for 2018 Micro Surfacing; and an Ordinance Authorizing the Mayor to Enter into a Contract with Donelson Construction Co., for Same: Public Works Director Steve Hargis reported Donelson Construction Co. was the sole bidder for the 2018 Micro Surfacing project at a bid price of $486,743.55. This project would provide micro surfacing on about ten miles of City streets. Mr. Hargis pointed out the price for micro surfacing has gone down every year since the City started using this method. A motion was made by Williams and seconded by Jones to award the bid for Project #459, 2018 Micro Surfacing to Donelson Construction Co., LLC, for $486,743.55. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.
VII. CLAIMS and/or FISCAL TRANSACTIONS (continued)

(A) Motion Awarding Bid for 2018 Micro Surfacing; and an Ordinance Authorizing the Mayor to Enter into a Contract with Donelson Construction Co., for Same (continued): City Counselor Lance Thurman 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 DONELSON CONSTRUCTION COMPANY, LLC. FOR PROJECT #459 – 2018 MICRO SURFACING.

(B) Motion Awarding Bid for 2018 Phase I Asphalt Improvements; and an Ordinance Authorizing the Mayor to Enter into a Contract with Pierce Asphalt, LLC for Same: Public Works Director Steve Hargis indicated the subject project would pave White Columns Drive from El Bosa Nova to Chapman Road and a lane of Tenth Street from Holloway to Cedar Street. He said staff is recommending the bid be awarded to the low bidder, Pierce Asphalt, LLC, for $71,328.25. Mr. Hargis asked the Council to consider the first and final readings of the subject ordinance because White Columns Drive is under construction and is ready for asphalt improvements. A motion was made by Williams and seconded by Meusch to award the bid for 2018 Phase I Asphalt Improvements to Pierce Asphalt, LLC, for $71,328.25. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE NO. 4413: 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 PIERCE ASPHALT, LLC. FOR PROJECT #471 – 2018 PHASE I ASPHALT IMPROVEMENTS. A motion was made by Williams and seconded by Hines to suspend the rules and that the ordinance be read for its final reading, by title. A voice vote on the motion showed ten ayes, one nay, and one absent. Motion carried. Mr. Thurman then read the proposed ordinance for its final reading, by title.

Councilman Meusch briefly left the Chambers just before the vote on the ordinance.
VII. CLAIMS and/or FISCAL TRANSACTIONS (continued)

(B) Motion Awarding Bid for 2018 Phase I Asphalt Improvements; and an Ordinance Authorizing the Mayor to Enter into a Contract with Pierce Asphalt, LLC for Same (continued): A motion was made by Williams and seconded by Hines to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Murphey, Henry, Woolley, Williams, Hines, Jung, Jones, Eberly, Schott, and Crowell. Nays; None. Absent; Meusch and Rohter. Motion carried. The ordinance passed.

City Administrator John Butz noted the north side of Tenth Street between Holloway and Main Street is in rough condition, due to the installation of a water line. The plan is to mill and overlay that portion of Tenth Street and then come back and micro surface the full length of Tenth Street.

VIII. CITIZEN COMMUNICATION

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

(B) Mr. Steve Rusakiewicz – Medical Marijuana: Mr. Steve Rusakiewicz said he is here to discuss the issue of medicinal cannabis. He said some might be aware the political conversation on this issue in the state has reached what some might call a “fever pitch” between two ballot initiatives. Over 300,000 signatures each have been collected and are being submitted on Friday along with a State level bill being introduced, considered partisan, despite having bi-partisan support and being submitted to the State senate for their consideration over the next couple of weeks. The bill at the State level passed with 104 votes for and about 44 against. Mr. Rusakiewicz said the reason he is addressing the Council is to implore us as a community to consider a conversation and nothing more. He said there is going to be changes with respect to cannabis access in Missouri and it is up to us as a community to decide proactively how we are going to address those changes. Mr. Rusakiewicz gave his personal story and provided some insight as to one often overlooked, potential use of medicinal cannabis as an exit drug to deal with opiate addiction. When considering this cannabis issue, he asked the Council to have an open mind because there is a lot of misinformation, coming from both sides. We as a community have an obligation to consider these hard issues objectively. Mr. Rusakiewicz said we need to seriously talk about this issue, get folks involved, and not make a snap decision when the question of cannabis reform comes to Rolla.
VIII. CITIZEN COMMUNICATION (continued)

No one else present addressed the Council.

IX. MAYOR/CITY COUNCIL COMMENTS

(A) Motion Reappointing Dr. William Moorkamp to the Health and Recreation Center Board (April 2021): A motion was made by Williams and seconded by Woolley to reappoint Dr. William Moorkamp to the Health and Recreation Center Board until April 2020. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(B) National Law Enforcement Week: Mayor Magdits asked citizens to show their support and “Light Up for Law Enforcement.” Residents are asked to display a blue light on outside fixtures, the week of May 13, to display blue lights, which would demonstrate support for men and women in law enforcement. Through the generosity of Philips and Company, Mayor Magdits pointed out there are a limited number of free blue lights that you may obtain at 501 N. Olive Street.

Additionally, Mayor Magdits mentioned there is a group sponsoring a prayer for law enforcement. This is a non-denominational prayer service to support the men and women of our law enforcement. This will be held at Greentree Christian Church on Tuesday, May 15 from 6 p.m. to 7:30 p.m.

Police Chief Sean Fagan thanked Mayor Magdits for his comments and noted there were 156 police officers killed in the line of duty last year in the United States. So far this year, 50 officers have been killed. Last year in Missouri, two officers were killed and two were seriously injured. To date in 2018, two officers in Missouri have been killed.

X. COMMENTS FOR THE GOOD OF THE ORDER

(A) Councilman Jung: Councilman Jung congratulated all Rolla graduates.

(B) Councilman Williams: Councilman Williams reminded residents to keep their grass mowed.
X. COMMENTS FOR THE GOOD OF THE ORDER (continued)

(C) Councilman Jones: Councilman Jones encouraged residents to visit the Rolla Farmers’ markets.

(D) Council Tour: City Administrator John Butz asked the Council to check their calendars to see if Saturday, June 23 from 8:30 a.m. to 11 a.m. would be a good time to tour City facilities.

XI. CLOSED SESSION

None.

XII. ADJOURNMENT

Having no further business, the meeting adjourned at 8:23 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

___________________________________   __________________________________
CITY CLERK       MAYOR