

**ROLLA CITY COUNCIL MEETING MINUTES
MONDAY, DECEMBER 3, 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, Daniel Jones, Ann Murphey, Matthew Crowell, Jacob Rohter, David Schott, Jody Eberly, John Meusch, Jim Williams, Brian Woolley, and Tiffany Henry

Council Members Absent: Steven Jung

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

Other City Officials in Attendance: City Administrator John Butz, City Counselor Lance Thurman, City Planner James Shields, City Engineer Darin Pryor, Assistant Fire Chief Jeff Breen, and City Clerk Carol Daniels

The invocation was given by a member of the Ministerial Alliance.

Mayor Magdits called the meeting to order at approximately 6:32 p.m. and asked Councilman Jim Williams 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 – November 5, 2018
- 2) City Council Closed Session Meeting – November 5, 2018
- 3) City Council Meeting – November 19, 2018
- 4) City Council Closed Session Meeting- November 19, 2018

DECEMBER 3, 2018

**COUNCIL MEETING MINUTES
DECEMBER 3, 2018
PAGE 2**

II. PUBLIC HEARINGS

None.

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 October 2018, Environmental Services Department Monthly Report; **(B)** the October 2018, Police Department Monthly Report; **(C)** the October 2018, Animal Control Division Monthly Report; **(D)** the October 2018 Centre Financial Analysis; **(E)** the October 2018, Park Financial Analysis; **(F)** the October 16, 2018, Centre Board Meeting Minutes; **(G)** the October 2018 Building Codes Division Monthly Report; **(H)** the October 2018, Rolla Municipal Utilities Monthly Report; and **(I)** the October 30, 2018, Rolla Board of Public Works Meeting Minutes.

V. OLD BUSINESS

(A) Ordinance Amending Article III of Chapter 42 of the Code Pertaining to the Permitting of Temporary and Portable Signage: City Planner James Shields recalled that during its last meeting the Council conducted a public hearing and the first reading of the ordinance amending the temporary and portable sign ordinance. Mr. Shields provided an overview of the contents of the subject ordinance. He reported the Planning and Zoning Commission voted to deny this proposal.

Mr. Shields asked the Council to consider the final reading of the subject ordinance.

After discussion, Ms. Katie Langston with Red Door Gifts, said most of the consensus from the five or six business owners she was able to speak to is they still have questions or opinions and hoped the ordinance could still be open for discussion instead of being passed. In general, Ms. Langston said she is very happy with the code and with all the work that has gone into it.

DECEMBER 3, 2018

V. OLD BUSINESS (continued)

(A) Ordinance Amending Article III of Chapter 42 of the Code Pertaining to the Permitting of Temporary and Portable Signage (continued): The discussion that followed pertained to delaying consideration of the subject ordinance to give the business owners/residents an opportunity to ask questions and further review the ordinance.

A motion was made by Hines and seconded by Williams to set aside consideration of this issue for two weeks to allow additional input and refinement. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(B) Ordinance Consolidating Lots 2, 3, and Part of 6, Block 5, Newman's Addition (aka 300/302 Rhodes Avenue & 203 S. Olive Street) into Two Lots (Thoennes Addition): City Planner James Shields explained the subject parcels are located on the southeast side of the intersection of Olive Street and Rhodes Avenue. He said the applicant plans to sell the structure to the east as a single-family house. Mr. Shields indicated that no public comments have been received. The Planning and Zoning Commission recommend approval.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4452: AN ORDINANCE TO CONSOLIDATE LOTS 2, 3, AND PART OF 6 OF BLOCK 5 OF NEWMAN'S ADDITION, WHICH, TOGETHER, CURRENTLY CONSTITUTE TWO DEEDED PARCELS THAT ARE IDENTIFIED BY THEIR PHELPS COUNTY ASSESSOR ACCOUNT NUMBERS OF 8200 AND 8199 AND BY THE ADDRESSES OF 300/302 RHODES AVENUE AND 203 SOUTH OLIVE STREET, INTO TWO LOTS. (THOENNES ADDITION). A motion was made by Williams and seconded by Eberly to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Schott, Meusch, Jones, Williams, Hines, Woolley, Rohter, Henry, Crowell, Eberly, and Murphey. Nays; None. Absent; Jung. Motion carried. The ordinance passed.

VI. NEW BUSINESS

(A) Resolution Renaming West End of Twelfth Street to Fitch Street: City Planner James Shields noted the subject parcel is located at the intersection of Twelfth and Fourteenth Streets. In February 2018, a portion of Twelfth Street was vacated to allow the Phelps County Regional Medical Center (PCRMC) to construct a parking lot. When vacated, it isolated a piece of Twelfth Street. Mr. Shields indicated the purpose of the

**COUNCIL MEETING MINUTES
DECEMBER 3, 2018
PAGE 4**

VI. NEW BUSINESS (continued)

(A) Resolution Renaming West End of Twelfth Street to Fitch Street (continued):

applicant's proposal is as follows: Since streets should be continuous, there is a need to distinguish the isolated subject street from the remaining majority of Twelfth Street. In other words, the street name change is proposed because it is illogical to have two separated sections of street that are identically named. Another part of the applicant's argument is because this isolated section of Twelfth Street does not run west-east like the rest of the numbered streets in the area, which has a mostly gridiron street plan, it should not be a numbered street.

Mr. Shields referred the Council to a letter from Fire Chief Ron Smith in opposition to the request. One concern relates to the possibility of the street name change causing confusion to first responders.

Fire Chief Ron Smith addressed the Council and said it is the Fire Department's opinion that it needs to be a high threshold to change the street name and questions whether that threshold has been met. He asked the Council to consider taking a "pause" and see what happens with the hospital's transition. If the Council decides to change the name, Chief Smith said it would make sense to change the name to Fourteenth Street.

Petitioner Mr. Mark Fitch, 1016 W. 12th Street, Rolla, Missouri, noted the name of the small section of street he lives on does not make a lot of sense and maybe never did. He told the Council his primary issue, other than first responders finding him, is Federal Express unable to locate his address. Mr. Fitch said it would be helpful if the street had a name that made it so people could locate them.

City Counselor Lance Thurman read the following proposed resolution for one reading, by title. RESOLUTION NO. 1939: A RESOLUTION TO DEEM IT NECESSARY TO RENAME THE WEST END OF 12TH STREET THAT IS SITUATED BETWEEN 14TH STREET AND THE VACATED SECTION OF 12TH STREET, WHICH IS CURRENTLY PART OF THE PARCEL THAT IS IDENTIFIED BY THE PHELPS COUNTY ASSESSOR ACCOUNT NUMBER OF 7071, TO FITCH STREET AND TO AUTHORIZE THE PUBLIC NOTIFICATION PROCESS FOR SAID STREET NAME CHANGE. (12TH TO FITCH STREET). A motion was made by Schott and seconded by Woolley to approve the proposed resolution. A roll call vote on the motion showed the following: Ayes; Jones, Hines, Woolley, Henry, Rohter, and Schott. Nays; Murphey, Williams, Crowell, Meusch, and Eberly. Absent; Jung. Motion carried. The resolution passed.

DECEMBER 3, 2018

**COUNCIL MEETING MINUTES
DECEMBER 3, 2018
PAGE 5**

VI. NEW BUSINESS (continued)

(B) Motion Accepting November 6, 2018, Certified Election Results: City Administrator John Butz referred the Council to the election results from Phelps County Clerk Grow, specifically relative to Proposition “S”, which is the City’s sewer bond project. He indicated the results must be certified in order to submit the final paperwork for the State Revolving Fund Program. A motion was made by Williams and seconded by Eberly to accept the November 6, 2018, Certified Election Results as submitted by Phelps County Clerk Pam Grow. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(C) Ordinance Adopting 2018 International Codes: Interim Community Development Director/Codes Administrator Steve Flowers recalled that on June 18, 2018, the Council authorized staff to review the newer versions of the codes and return with a recommendation. Mr. Flowers continued by highlighting the proposed major changes to the codes and entertaining questions from Council.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE AMENDING CHAPTER 6, ARTICLE III, SECTION 6-16 AND 6-17 RELATING TO BUILDING REGULATIONS AND ADOPTION OF THE 2018 INTERNATIONAL BUILDING CODE AND 2018 INTERNATIONAL EXISTING BUILDING CODE CHAPTER 6, ARTICLE IV, SECTIONS 6-40 AND 6-41, RELATING TO MECHANICAL CODE AND ADOPTION OF THE 2018 INTERNATIONAL MECHANICAL CODE; CHAPTER 6 ARTICLE V, SECTIONS 6-47 AND 6-48, RELATING TO PLUMBING CODE AND ADOPTION OF THE 2018 INTERNATIONAL PLUMBING CODE; CHAPTER 6 ARTICLE VI, SECTIONS 6-55 AND 6-56 RELATING TO RESIDENTIAL CODE AND THE ADOPTION OF THE INTERNATIONAL RESIDENTIAL CODE AND THE 2018 INTERNATIONAL SWIMMING POOL AND SPA CODE; CHAPTER 10, ARTICLE I SECTION 10-9 RELATING TO IN GENERAL, AND CHAPTER 10, ARTICLE II SECTIONS 10-20, 10-22, AND 10-23, RELATING TO STANDARDS AND SPECIFICATIONS AND THE ADOPTION OF THE 2017 NATIONAL ELECTRICAL CODE; CHAPTER 14, ARTICLE I, SECTIONS 14-1 AND 14-2, RELATING TO THE FIRE PROTECTION AND THE ADOPTION OF THE 2018 INTERNATIONAL FIRE CODE; AND CHAPTER 20, ARTICLE I, SECTIONS 20-1 AND 20-2, RELATING TO PROPERTY MAINTENANCE CODE AND THE ADOPTION OF THE 2018 INTERNATIONAL PROPERTY MAINTENANCE CODE ALL OF THE CODE OF THE CITY OF ROLLA, MISSOURI.

**COUNCIL MEETING MINUTES
DECEMBER 3, 2018
PAGE 6**

VI. NEW BUSINESS (continued)

(D) Ordinance Approving Technical Service Agreement with Rolla Public Library:

Finance Director Steffanie Rogers explained the current contract with the Rolla Public Library expires December 31, 2018 and staff is asking the Council to consider the first reading of the subject ordinance, which would renew the contract. Ms. Rogers noted that before the final reading is considered, staff would be amending Sections 2 and 7 of the proposed contract to include an inflationary factor.

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 TECHNICAL ASSISTANCE CONTRACT BETWEEN THE CITY OF ROLLA, MISSOURI, AND THE ROLLA PUBLIC LIBRARY.

(E) Ordinance Amending Sections 27-92 and 27-118 of the Code Relating to

Parking: City Engineer Darin Pryor reported the Public Works Department received three requests for changes to parking. The first request is from Missouri S&T who is requesting a no parking zone be added on the north side of Tenth Street along their property. The second request is from Mr. Nick Barrack who has requested the two-hour parking on Eleventh Street between Elm and Oak Street be removed. The final request is from The Mission who has requested the two-hour parking on Eighth Street in front of the Mission be removed and a loading zone installed. After some discussion, a motion was made by Woolley and seconded by Hines to bring back the requests in three separate ordinances. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

Mayor Magdits noted that once again we are taking away parking spaces from downtown.

A motion was made by Williams and seconded by Woolley to set aside consideration of this matter. A voice vote on the motion showed ten ayes, one nay, and one absent. Motion carried.

VII. CLAIMS and/or FISCAL TRANSACTIONS

(A) Motion Awarding Bid for Two-Post Vehicle Lift: Environmental Services Director Brady Wilson asked the Council to consider awarding the bid for a two-post vehicle lift for the Vehicle Maintenance Department to the low bidder Myers Tire

VII. CLAIMS and/or FISCAL TRANSACTIONS (continued)

(A) Motion Awarding Bid for Two-Post Vehicle Lift (continued): Supply, Akron, Ohio for \$16,994. A motion was made by Williams and seconded by Jones to award the bid for a two-post vehicle lift to Myers Tire Supply, Akron, Ohio for \$16,994. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(B) Motion Authorizing Purchase of a New Computer Aided Dispatch & Report Management System: Police Chief Sean Fagan asked the Council to consider authorizing the purchase of a new computer aided dispatch and report management system. He informed the Council that the current system has not been reliable since its purchase. Chief Fagan said the overall cost to all participating agencies for the proposed Zuercher system is \$626,303 with \$187,376 being the Rolla Police Department's portion. He reported the Phelps County Emergency Services Board (PCESB) has agreed to finance the City's portion at 2% interest over five years. A motion was made by Hines and seconded by Williams to authorize the purchase of a new computer aided dispatch and report management system to Zuercher for \$626,303 with the City's portion of \$187,376. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

VIII. CITIZEN COMMUNICATION

(A) Open Citizen Communication: Regarding the microphone issue, Mr. Ray Schweikardt, 1342 S. Rolla Street, Rolla, Missouri, said he usually watches every Council meeting on television. If the Council is not speaking into the microphones, he cannot hear the discussion.

IX. MAYOR/CITY COUNCIL COMMENTS

None.

X. COMMENTS FOR THE GOOD OF THE ORDER

(A) Christmas Events: Mayor Magdits complimented and thanked everyone involved in the tree lighting ceremony, Christmas parade, and Christkindl Market this past weekend.

**COUNCIL MEETING MINUTES
DECEMBER 3, 2018
PAGE 8**

XI. CLOSED SESSION

A motion was made by Williams and seconded by Jones to adjourn into Closed Session pursuant to RSMo. 610.021, to discuss real estate and legal. A roll call vote on the motion showed the following: Ayes; Murphey, Henry, Woolley, Williams, Hines, Meusch, Jones, Eberly, Rohter, Schott, and Crowell. Nays; None. Absent; Jung. Motion carried.

The Council adjourned into Closed Session at approximately 8:42 p.m.

XII. ADJOURNMENT

The Council reconvened into open session at approximately 8:42 p.m. and adjourned.

Minutes respectfully submitted by City Clerk Carol Daniels.

CITY CLERK

MAYOR

DECEMBER 3, 2018