

**ROLLA CITY COUNCIL MEETING MINUTES  
MONDAY, APRIL 1, 2019; 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, Matthew Crowell, Ann Murphey, Jacob Rohter, David Schott, Jody Eberly, John Meusch, Jim Williams, Steven Jung, and Tiffany Henry

**Council Members Absent:** Brian Woolley

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

**Other City Officials in Attendance:** City Administrator John Butz, City Counselor Lance Thurman, City Engineer Darin Pryor, and City Clerk Carol Daniels

Councilwoman Ann Murphey led in the Pledge of Allegiance.

A member of the Rolla Ministerial Alliance then gave the invocation.

Mayor Magdits called the meeting to order at approximately 6:32 p.m.

**I. CONSENT AGENDA**

A motion was made by Williams and seconded by Jung 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 – March 4, 2019
- 2) City Council Meeting – March 18, 2019

**II. PUBLIC HEARINGS**

None.

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**III. ACKNOWLEDGEMENTS AND SPECIAL PRESENTATIONS**

**(A) National Day of Prayer Proclamation:** Mayor Magdits read the “National Day of Prayer” proclamation in its entirety and then presented the proclamation to members of the Phelps County National Day of Prayer Committee. He noted the Mayor’s Prayer Breakfast would be held on the National Day of Prayer, which is May 2, 2019.

Ms. Gwen Hicks, representing the Phelps County National Day of Prayer Committee, expressed their appreciation for the proclamation. She mentioned this is Rolla’s 31<sup>st</sup> year in observing this day and this year’s theme is “love one another.” Ms. Hicks invited everyone to the Mayor’s Prayer Breakfast on May 2, 2019, at 6:30 a.m., at the Havener Center.

**(B) Your Community Health Center:** Ms. Kelly Miller, CEO of Your Community Health Center, told the Council 2019 marks the five-year anniversary of Your Community Health Center in Rolla. She said this seems like the appropriate time to update the city on what the Health Center has been doing. Ms. Miller continued by providing an overview of the services provided by the Health Center, which is located on Eighteenth Street.

**(C) 2018 Tourism Report:** Rolla Area Chamber of Commerce (RACC) Executive Director Ms. Stevie Kears provided an overview of the RACC’s 2018 year-end tourism report.

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

Mayor Magdits referred the Council to **(A)** the February 2019, Environmental Services Department Monthly Report; **(B)** the February 2019, Police Department Monthly Report; **(C)** the February 2019, Animal Control Division Monthly Report; **(D)** the February 2019 Centre Financial Analysis; **(E)** the February Parks Department Financial Analysis; **(F)** the February 2019 Building Codes Division Monthly Report; and **(G)** the February 2019, Municipal Court Monthly Report.

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**V. OLD BUSINESS**

**(A) Ordinance Ratifying Ordinance No. 4454 to Adopt 2018 IBC:** Community Development Director Steve Flowers stated that RSMo. 67.280, requires a notice be posted 90 days before enactment of the new International Building Codes (IBC) specifying the proposed Codes were available for public use, inspection, and examination. The Codes have been made available for that period and staff recommends approval of the proposed ordinance, which would ratify Ordinance No. 4454.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. **ORDINANCE NO. 4480: AN ORDINANCE RATIFYING THE UPDATES TO THE 2018 IBC (INTERNATIONAL BUILDING CODES), APPROVED BY ORDINANCE NO. 4454, DATED DECEMBER 17, 2018, FOLLOWING A 90-DAY NOTICE PERIOD. A motion was made by Williams and seconded by Jung to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Schott, Meusch, Jones, Williams, Hines, Jung, Rohter, Henry, Crowell, Eberly, and Murphy. Nays; None. Absent; Woolley. Motion carried. The ordinance passed.**

**(B) Ordinance Authorizing the Mayor to Enter into an Agreement with Donelson Construction for Project 480 – 2019 Micropaving:** City Engineer Darin Pryor recalled that during the Council’s last meeting, the bid for the 2019 micropaving was awarded to Donelson Construction, LLC, for \$388,814.55. Staff asked the Council to consider the final reading of an ordinance that would authorize the Mayor to enter into an agreement with Donelson Construction for this project.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. **ORDINANCE NO. 4481: 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 2019 MICROPAVING, PROJECT #480. A motion was made by Williams and seconded by Jung to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Jung, Murphey, Jones, Hines, Williams, Henry, Crowell, Meusch, Rohter, Schott, and Eberly. Nays; None. Absent; Woolley. Motion carried. The ordinance passed.**

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**VI. NEW BUSINESS**

**(A) Motion Approving Use of Rolla National Airport Fields for Greek Week Games Sept. 7 & 14, 2019, with Beer Sales:** City Administrator John Butz noted that at least for the last 15 years the City has hosted the Missouri S&T Greek Week Games that are held annually at the Rolla National Airport. He noted the City also grants them permission to sell beer during the event.

Mr. Zachary Kraft, IFC Fields Chair, informed the Council the games would be held on September 7 and September 14 and approximately 1,500 students would attend.

A motion was made by Williams and seconded by Jung to approve use of the Rolla National Airport fields for Greek Week Games in September 2019 with beer sales. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(B) Motion Authorizing the Closing of Certain Streets/Parking Lots during Summerfest 2019:** Public Works Director Steve Hargis informed the Council that this year's Summerfest would be held Friday evening, May 31, 2019 and all day Saturday, June 1, 2019. The event is virtually identical to previous years. Mr. Hargis said the streets and parking lots would be closed in and around the festival lots. A motion was made by Williams and seconded by Jung to approve the closing of the recommended streets and parking lots during the Summerfest activities. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(C) Ordinance Vacating an Existing Storm Sewer Easement in Lot 24, Silverleaf Subdivision:** Public Works Director Steve Hargis told the Council the City received a request from Ms. Gayle Bodenhamer to vacate a storm sewer easement. He said Ms. Bodenhamer is in the process of purchasing 1409 Timberlane Court. He explained it was discovered the house protrudes one foot into the easement. In order to obtain complete title insurance for this property, the triangle of easement needs to be vacated. Mr. Hargis said the City is not using the easement at this time. The subject ordinance would authorize the storm sewer easement vacation.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE VACATING A PORTION OF AN EXISTING STORM SEWER EASEMENT IN LOT 24 OF THE SILVERLEAF SUBDIVISION.

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**VI. NEW BUSINESS (continued)**

**(D) Ordinance Authorizing the Mayor to Enter into an Agreement with JVIation, Inc., for Consulting Services:** Public Works Director Steve Hargis told the Council that he and City Administrator John Butz reviewed the requests for qualifications for this project and independently scored them. He reported that JVIation received the top score from both of them. Mr. Hargis pointed out his agenda commentary outlines the proposed project. He said the City has used JVIation in the past and has been pleased with their work product. In addition to adopting JVIation as the City's consultant is a base contract that would be used as the contract to do various task orders. Mr. Hargis noted the first task order is included in the subject ordinance, which is a property map update.

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 JVIATION, INC. FOR PLANNING, ENVIRONMENTAL AND CONSULTING SERVICES.

**VII. CLAIMS and/or FISCAL TRANSACTIONS**

**(A) Motion Awarding the Bid for Splash Zone Water Park Shade/Game Area; and, a Resolution Authorizing the Mayor to Enter into an Agreement with Play & Park Structures, Park Hills, Missouri for Same:** Parks Director Floyd Jernigan informed the Council that bids were received for two cantilever shade structures, game tables and surface area that would replace the existing sand area at SplashZone as well as the umbrella shades that have deteriorated due to weather exposure. Mr. Jernigan indicated this purchase would be another application of the Proposition P funds. Staff is recommending the bid be awarded to the low bidder, Play and Park Structures, along with the Poured in Place surface. Additionally, Mr. Jernigan asked the Council to approve a resolution authorizing the Mayor to sign a contract with Play and Park Structures. A motion was made by Schott and seconded by Williams to award the bid to Play and Park Structures, Park Hill, Missouri, for \$52,901.91. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

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**VII. CLAIMS and/or FISCAL TRANSACTIONS (continued)**

**(A) Motion Awarding the Bid for Splash Zone Water Park Shade/Game Area; and, a Resolution Authorizing the Mayor to Enter into an Agreement with Play & Park Structures, Park Hills, Missouri for Same:** City Counselor Lance Thurman read the following proposed resolution for one reading, by title. RESOLUTION NO. 1947: A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI, TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A CONTRACT WITH PLAY AND PARK STRUCTURES, PARK HILLS, MISSOURI, FOR THE PURCHASE OF A SHADE/GAME AREA. A motion was made by Williams and seconded by Meusch to approve the proposed resolution. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried. The resolution passed.

**(B) Motion Awarding Bid for Project #479 - McCutchen Roundabout; and an Ordinance Authorizing the Mayor to Enter into a Contract for Same:** City Engineer Darin Pryor told the Council the subject project would provide a new roundabout at the intersection of McCutchen Drive and St. Maria's Street. Additionally, new curb and gutter would be installed from approximately 400 feet south of California Drive to Liberty Drive. Staff recommends awarding the bid for this project to the low bidder, Lehman Construction, LLC, California, Missouri, for \$205,706.65. Mr. Pryor also asked the Council to consider the first reading of the subject ordinance, which would authorize the Mayor to enter into a contract with Lehman Construction, Inc. A motion was made by Murphey and seconded by Schott to award the bid for Project #479, McCutchen Roundabout, to Lehman Construction for \$205,706.65. 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: 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 LEHMAN CONSTRUCTION, LLC FOR MCCUTCHEN ROUNDABOUT, PROJECT #479.

**(C) Motion Awarding Bid for Project #490 – Phase III Asphalt Improvements; and an Ordinance Authorizing the Mayor to Enter into a Contract for Same:** City Engineer Darin Pryor informed the Council that bids were obtained for Project #490, Phase III Asphalt Improvements. He said this project would overlay McCutchen Drive, Sally Road from Old Wire Outer Road to Westside Drive, and 18<sup>th</sup> Street from Sharp

**VII. CLAIMS and/or FISCAL TRANSACTIONS (continued):**

**(C) Motion Awarding Bid for Project #490 – Phase III Asphalt Improvements; and an Ordinance Authorizing the Mayor to Enter into a Contract for Same (continued):** Road to Old St. James Road. Mr. Pryor told the Council the Move Rolla Transportation Development Board has agreed to pay approximately \$27,000 of the Sally Road portion of the project. Staff recommends the bid be awarded to the low bidder, Capital Paving & Construction, LLC. Additionally, he asked the Council to consider the first reading of an ordinance that would authorize the Mayor to enter into a contract with Capital Paving and Construction for \$183,190.95.

A motion was made by Williams and seconded by Schott to award the bid for Project #490, Phase III Asphalt Improvements, to Capital Paving & Construction, LLC, for \$183,190.95. 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. 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 CAPITAL PAVING & CONSTRUCTION, LLC FOR 2019 PHASE III ASPHALT IMPROVEMENTS, PROJECT #490.

**VIII. CITIZEN COMMUNICATION**

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

**IX. MAYOR/CITY COUNCIL COMMENTS**

**(A) April 2, 2019, Municipal Election:** Mayor Magdits encouraged everyone to exercise their right to vote in tomorrow's election. He said the candidates are working very hard and will be giving their time and efforts.

**(B) Grass Mowing:** Councilman Williams reminded residents to mow their lawns.

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**X. COMMENTS FOR THE GOOD OF THE ORDER**

None.

**XI. CLOSED SESSION**

A motion was made by Williams and seconded by Jung 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; Murphey, Henry, Williams, Hines, Jung, Meusch, Jones, Eberly, Rohter, Schott, and Crowell. Nays; None. Absent; Woolley. Motion carried.

The Council adjourned into Closed Session at approximately 7:49 p.m.

**XII. ADJOURNMENT**

The Council reconvened into open session at approximately 8:16 p.m. and adjourned.

Minutes respectfully submitted by City Clerk Carol Daniels.

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CITY CLERK

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MAYOR

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