

**ROLLA CITY COUNCIL MEETING MINUTES
MONDAY, APRIL 15, 2019; 6:30 P.M.
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET**

Presiding: Mayor Louis J. Magdits, IV

Council Members in Attendance: Daniel Jones, Matthew Crowell, Ann Murphey, Jacob Rohter, David Schott, Jody Eberly, John Meusch, Jim Williams, and Steven Jung

Council Members Absent: Jonathan Hines, Brian Woolley, and Tiffany Henry

Newly Elected Officials in Attendance: Ward I Councilwoman Rachel Schneider, Ward II Councilman Matthew Crowell, Ward III Councilman David Schott, Ward IV Councilman John Meusch, Ward V Councilwoman Marie Allen, and Ward VI Councilwoman Christine Ruder

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, and Fire Chief Ron Smith

Other City Officials in Attendance: City Administrator John Butz, City Counselor Carolyn Buschjost, City Engineer Darin Pryor, and City Clerk Carol Daniels

A member of the Rolla Ministerial Alliance gave the invocation.

Mayor Magdits called the meeting to order at approximately 6:31 p.m.

Councilman Jacob Rohter led in the Pledge of Allegiance.

I. OLD BUSINESS

(A) Ordinance Vacating an Existing Storm Sewer Easement in Lot 24, Silverleaf Subdivision: Public Works Director Steve Hargis told the Council the subject storm sewer is currently not being used by the City. The house on the lot protrudes into the easement about a foot. The house and the lot have a real estate contract for the sale pending vacation of the subject easement. Mr. Hargis stated staff recommends approval.

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I. OLD BUSINESS (continued)

(A) Ordinance Vacating an Existing Storm Sewer Easement in Lot 24, Silverleaf Subdivision (continued): City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4482: AN ORDINANCE VACATING A PORTION OF AN EXISTING STORM SEWER EASEMENT IN LOT 24 OF THE SILVERLEAF SUBDIVISION. 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; Meusch, Schott, Jung, Murphey, Crowell, Rohter, Jones, Eberly, and Williams. Nays; None. Absent; Hines, Woolley, and Henry. Motion carried. The ordinance passed.

(B) Ordinance Authorizing the Mayor to Enter into an Agreement with JViation, Inc., for Consulting Services: Public Works Director Steve Hargis indicated staff failed to obtain a motion selecting JViation as the City's airport consultant during its last meeting.

A motion was made by Williams and seconded by Eberly to select JViation, Inc., as the City's airport consultant. A voice vote on the motion showed nine ayes, zero nays, and three absent. Motion carried.

Mr. Hargis then asked the Council to consider the final reading of the subject ordinance, which would authorize the Mayor to execute an agreement with JViation, Inc., for the consulting work at the airport.

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4483: 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. 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; Rohter, Crowell, Murphey, Schott, Jung, Jones, Eberly, Williams, and Meusch. Nays; None. Absent; Hines, Woolley, and Henry. Motion carried. The ordinance passed.

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I. OLD BUSINESS (continued)

(C) Ordinance Authorizing the Mayor to Enter into a Contract with Lehman Construction, LLC for Project #479 – McCutchen Roundabout: City Engineer Darin Pryor recalled bids were received for Project #479 – McCutchen Roundabout, and the low bid was received from Lehman Construction, LLC. Staff is recommending the final reading of the subject ordinance authorizing the Mayor to enter into a contract with Lehman Construction, LLC, for this project.

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4484: 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. A motion was made by Meusch and seconded by Schott to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Jones, Jung, Murphey, Crowell, Meusch, Rohter, Eberly, and Schott. Nays; Williams. Absent; Hines, Woolley, and Henry. Motion carried. The ordinance passed.

(D) Ordinance Authorizing the Mayor to Enter into a Contract with Capital Paving and Construction, LLC, for Project #490 – Phase III Asphalt Improvements: City Engineer Darin Pryor recalled the Council awarded the bid for Project #490 – Phase III Asphalt Improvement, to Capital Paving and Construction. Staff is requesting the final reading of an ordinance, which would authorize the Mayor to enter into a contract with Capital Paving and Construction, LLC, for \$183,190.95

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4485: 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. 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; Murphey, Williams, Jung, Meusch, Rohter, Eberly, Crowell, Schott, and Jones. Nays; None. Absent; Woolley, Henry, and Hines. Motion carried. The ordinance passed.

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II. CONSENT AGENDA

(A) Motion Accepting the April 2, 2019, Certified Election Results: A motion was made by Williams and seconded by Jung to accept the April 2, 2019, Certified Election Results as certified by the Phelps County Verification Board. A voice vote on the motion showed nine ayes, zero nays, and three absent. Motion carried.

III. ELECTION OFFICIALS SWEARING-IN CEREMONY

(A) Comments/Recognitions of Outgoing Councilmembers: Mayor Magdits recognized outgoing Councilmembers Jonathan Hines, Brian Woolley, and Steven Jung. He thanked them for their dedicated service on the City Council.

Councilman Steven Jung, 900 W. 13th Street, Rolla, Missouri, said the last four years of his service on the Council have been a very interesting experience. He said when he first filed for Council he did not realize what it would turn into. During the four years he has served, he believes the Council did phenomenal things.

Mayor Magdits announced that Councilman Hines was unable to attend tonight's meeting due to a family illness. However, Mayor Magdits read a statement from Mr. Hines where he thanked the City staff and employees for the efforts made each day to keep costs down and stretch every dollar.

(B) Swearing-In of Newly Elected Officials: City Clerk Carol Daniels administered the oath of office to the following newly elected officials: Ward I Councilwoman Rachel Schneider, Ward II Councilman Matthew Crowell, Ward III Councilman David Schott, Ward IV Councilman John Meusch, Ward V Councilwoman Marie Allen, and Ward VI Councilwoman Christine Ruder.

Mayor Magdits welcomed the new Councilmembers and asked each to introduce themselves.

IV. PUBLIC HEARINGS

None.

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V. ACKNOWLEDGEMENTS AND SPECIAL PRESENTATIONS

None.

VI. NEW BUSINESS

None.

VII. CLAIMS and/or FISCAL TRANSACTIONS

None.

VIII. MAYOR/CITY COUNCIL COMMENTS

(A) Motion Reappointing Dr. Delbert Day to the Airport Advisory Board (July 2020): A motion was made by Williams and seconded by Eberly to reappoint Dr. Delbert Day to the Airport Advisory Board (July 2020). A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(B) Motion Appointing Ms. Linda Goff to the Health & Recreation Center Advisory Board (April 2021): A motion was made by Williams and seconded by Schott to appoint Ms. Linda Goff to the Health and Recreation Center Advisory Board (April 2021). A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(C) Council Appointment of Mayor Pro-Tempore: A nomination was made by Meusch and seconded by Schott to appoint Councilman Matthew Crowell as Mayor-Pro-Tempore. No other nominations were made. A voice vote on the nomination showed eleven ayes, zero nays, and one absent. Motion carried.

(D) Nomination of City Council Planning & Zoning Commission Representative: Mayor Magdits asked that the appointment of a City Council Planning and Zoning Commission representative be deferred until the next meeting. He noted he had a family emergency this week and has not had an opportunity to speak with someone about this.

VIII. MAYOR/CITY COUNCIL COMMENTS (continued)

(E) Local Government Week Proclamation: Mayor Magdits read from a proclamation, wherein he proclaimed the week of April 14 through April 20, 2019 as “Local Government Week” in Rolla, Missouri. He said this is one of those occasions where we get to recognize all City employees for their service.

City Administrator John Butz announced an appreciation luncheon for all City employees would be held on Wednesday at The Centre from 11 a.m. to 12:30 p.m. He invited the Council to participate in the lunch.

IX. CITIZEN COMMUNICATION

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

(1) Ms. Gina Root told the Council she is a community member, mother, and an educator and has been a stay-at-home mom for the last few years. She said she was approached about looking into providing Tinkergarten, which provides outdoor classes and activities for children led by leaders such as herself. Ms. Root stated she is passionate about getting people outside. Ms. Root asked the Council to consider allowing her to use the City parks, particularly Green Acres Park, for these classes.

Mayor Magdits suggested to Ms. Root that she work with Parks Director Floyd Jernigan.

(2) Ms. Gail Daniel, 12170 County Road 2220, St. James, Missouri, recalled she addressed the Council about a year ago. She said they are preparing for their third annual Heroin Awareness and Prevention Seminar. Ms. Daniel told the Council that she lost her daughter one and one-half years ago to a drug overdose. She informed the Council the third annual event would be held on May 11, 2019, from 1 p.m. to 4 p.m.

(3) Mr. Rodney Bourne, Rolla Municipal Utilities (RMU) General Manager, said he met today with Senator Justin Brown and Representative Don Mayhew about a project that is very important to Rolla. He then provided a detailed update of the Grain Belt Express project. Mr. Bourne said RMU is encouraging its senators and representatives to oppose House Bill 1062. He also encouraged the Council and residents to contact their representatives opposing House Bill 1062 which would prevent utilities from bringing low cost energy to our Missouri communities.

X. COMMENTS FOR THE GOOD OF THE ORDER

(A) Rucker Street (Sonic) Runoff: Councilman Williams noted the chronic runoff of the storm water on the new Sonic construction site.

Public Works Director Steve Hargis said he would need to check to determine if a land disturbance permit had been provided.

(B) 1201 Elliott Drive: Councilman Williams asked about the status of the wall-to-wall junk at 1201 Elliott Drive.

Community Development Director Steve Flowers said this matter is now in the court system.

(C) Rental Property: Councilman Williams said there is a lot of rental property in Rolla that needs repairs. As an example, he noted it took almost two years to get anything done at 1600 Pine Street. Mr. Williams asked property owners to work with the City. If we want the city to look like anything, their properties need to be taken care of.

(D) Trash: Councilman Williams encouraged residents to help keep the city clean by picking up trash when they are out.

(E) High Grass: Councilman Williams also encouraged residents to keep their yards mowed.

(F) Highway 72 Extension: Mayor Magdits asked Public Works Director Steve Hargis if the City is responsible for mowing the area along the Highway 72 extension where there are no homes.

Mr. Hargis responded the City is responsible for mowing that area.

(G) Sidewalk on Highway: Councilman Jones said the workers are doing a wonderful job on the sidewalks along Holloway Street. He reminded citizens to reduce their speeds and be careful when travelling in that area.

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XI. CLOSED SESSION (continued)

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

The Council adjourned into Closed Session at approximately 7:38 p.m.

XII. CLOSED SESSION ACTION

The Council reconvened into open session at approximately 8:12 p.m.

City Counselor Carolyn Buschjost reported that during Closed Session the Council discussed one real estate matter, but no final action was taken.

XIII. ADJOURNMENT

The meeting adjourned at approximately 8:12 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

CITY CLERK

MAYOR

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