

**ROLLA CITY COUNCIL MEETING MINUTES  
MONDAY, JUNE 3, 2019; 6:30 P.M.  
ROLLA CITY HALL COUNCIL CHAMBERS  
901 NORTH ELM STREET**

**Presiding:** Mayor Louis J. Magdits, IV

**Council Members in Attendance:** Rachel Schneider, Daniel Jones, Matthew Crowell, Jacob Rohter, David Schott, Jody Eberly, John Meusch, Jim Williams, Marie Allen, Christine Ruder, and Tiffany Henry

**Council Members Absent:** Ann Murphey

**Department Directors in Attendance:** 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, Public Works Director Steve Hargis, 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

A member of the Rolla Ministerial Alliance gave the invocation.

Mayor Magdits called the meeting to order at approximately 6:31 p.m. asked Councilwoman Eberly to lead in the Pledge of Allegiance.

**I. CONSENT AGENDA**

A motion was made by Williams and seconded by Henry 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 – May 6, 2019
- 2) City Council Closed Session Meeting – May 6, 2019
- 3) Special City Council Meeting – May 13, 2019
- 4) City Council Meeting – May 20, 2019
- 5) City Council Closed Session Meeting – May 20, 2019

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**II. PUBLIC HEARINGS**

None.

**III. ACKNOWLEDGEMENTS AND SPECIAL PRESENTATIONS**

**(A) Rolla Municipal Utilities (RMU) FY 2019 Second Quarter Report:** Mayor Magdits asked RMU General Manager Rodney Bourne to present his report later in the meeting (immediately following Item V.A.).

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

Mayor Magdits referred the Council to **(A)** the April 2019, Environmental Services Department Monthly Report; **(B)** the April 2019, Police Department Monthly Report; **(C)** the April 2019, Animal Control Division Monthly Report; **(D)** the April 2019 Centre Financial Analysis; **(E)** the April 2019 Parks Department Financial Analysis; **(F)** the April 2019 Building Codes Division Monthly Report; **(G)** the April 2019, Municipal Court Monthly Report; **(H)** The March and April 2019 Rolla Municipal Utilities Monthly Reports **(I)** the April 2 and 30, 2019, Rolla board of Public Works Meeting Minutes; **(J)** the April 30, 2019, Development Review Committee Meeting Minutes; and **(K)** the May 14, 2019, Planning and Zoning Commission Preliminary Minutes.

**V. OLD BUSINESS**

**(A) Ordinance Amending Chapter 42, Division 3 of the Rolla City Code Regarding Medical Marijuana:** Mayor Magdits began by stating in November 2018 the State of Missouri passed Amendment 2, which legalized the use of medical marijuana. Amendment 2 allows the cultivation, infusion, testing, and dispensing of marijuana for medical purposes. He said the State is allowing local governments limited ability to enact regulations. Local governments are limited to the time, manner, and location, but cannot present an undue burden for a dispensary or cultivation and what is available to local governments is rather limited in scope. Mayor Magdits noted City staff provided a

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**V. OLD BUSINESS (continued)**

**(A) Ordinance Amending Chapter 42, Division 3 of the Rolla City Code Regarding Medical Marijuana (continued):** draft ordinance a number of weeks ago in order to get the community discussions started. Additionally, the City arranged to bring in an expert that was to enlighten us as to what the State Statute was to date and, what the amendment allows and does not allow. Council deliberated and sent it on to the Planning and Zoning Commission as part of a normal process for land use regulations. The Planning and Zoning Commission held a public hearing, deliberated and voted and sent to City Council a recommended ordinance. Two weeks ago, the City Council also held a public hearing and deliberated the recommended ordinance from the Planning and Zoning Commission, which is contained within the agenda packet. Mayor Magdits pointed out the City Council has some options. The Council can pass or reject what is in the proposed ordinance or the Council could amend the ordinance. That amendment would take a motion, a second, and a simple majority of those councilpersons present. Passing an ordinance would require seven “yes” votes. If the ordinance as presented was amended or modified and does not pass, then the City would use the State amendment ballot language, which, in the case of the buffer, is the 1,000 feet from any day care, church, or school. Mayor Magdits said this is the process that has taken so far. He pointed out the two public comment periods, which is a long held practice, has occurred and the public comment period has closed. Mayor Magdits stated City Hall has received two petitions that he will read and place in the public record and he would read additional petitions that might be available at this meeting. He said it has been brought to the City’s attention that a petition submitted two weeks ago and is part of the public record, may have some inaccuracies and may have implied the consensus opinion by the downtown businesses. Mayor Magdits said he would allow a representative to speak as to why that petition is perceived to be inaccurate and to state the current consensus of the downtown.

Mayor Magdits then read from the two attached petitions received by the City.

Other than the downtown petition, Mayor Magdits then asked if anyone in the audience had petitions they wanted to submit to the public record. No one responded.

Mayor Magdits then asked if there was a representative from the downtown businesses that would like to address the Council. Mayor Magdits asked that the conversations be limited to perceived inaccuracies and the official position of the downtown businesses.

**V. OLD BUSINESS (continued)**

**(A) Ordinance Amending Chapter 42, Division 3 of the Rolla City Code Regarding Medical Marijuana (continued):** Ms. Kim Morgan stated the downtown businesses believe the petition submitted by Councilman Schott that was listed “as an owner of a business in the downtown district of Rolla” may have some misinformation in it. Of the people who signed it, she noted three businesses are not located in downtown Rolla. One of the businesses is actually located in Waynesville, Missouri. Ms. Morgan said two of the people who signed the petition were employees of the business and not the owner. Additionally, two of the people who signed are owners of businesses that did not understand exactly what they were signing. They have now signed the downtown business petition asking for a 500-foot to 1000-foot buffer.

Mayor Magdits asked Councilman Schott if he had a comment, since he was identified as initially submitting the petition Ms. Morgan referred to. Mr. Schott stated he did not wish to comment.

Ms. Katie Langston Combs, 700 and 702 North Pine Street, Rolla, Missouri, said she not only focused on downtown businesses, but also reached out to many in the community. She said she is presenting a petition from members of the community requesting a 500-foot to 1,000-foot buffer zone between medical marijuana dispensaries and schools, churches and daycares. Ms. Combs stated that after much research and debate, the State of Missouri authorized up to a 1,000-foot foot buffer and Rolla’s Planning and Zoning Commission recommended a 500-foot buffer. She said the petition is simply asking that you follow these recommendations. Ms. Combs said the petition presented to the Council, has at least 319 signatures, it includes business owners downtown and all over the community, property owners, church members and directors, parents, and teachers, who all want at least a 500-foot buffer and many have stated they want a 1,000-foot buffer. In addition to the petition, Ms. Combs emphasized this petition in no way is against medical marijuana. Many people who signed the petition agree that medical marijuana can help some people. This petition is only about the placement of a dispensary. Second, a 500-foot buffer would not be an undue burden. There are many outstanding, eligible retail locations in Rolla. Third, this is a brand new industry and no one knows how it will go here in Rolla. Although we would like to think of a dispensary as a pharmacy – it is not a pharmacy. Ms. Combs stated a dispensary is still a facility distributing a federally-illegal substance and it seems very wise to take the cautious approach and approve at least a 500-foot buffer zone, especially when we can always

**V. OLD BUSINESS (continued)**

**(A) Ordinance Amending Chapter 42, Division 3 of the Rolla City Code Regarding Medical Marijuana (continued):** revisit this later if we determine we have been overly cautious. Regarding the downtown, Ms. Combs pointed out there are signatures from almost every business on Pine Street in addition to other areas downtown that are all in favor of 500-foot or more. The petitions contains over 45 signatures of just downtown business and building owners.

City Administrator John Butz referred the Council and audience to a map prepared by the City showing the 500-foot buffer from daycare, churches, and schools, throughout the community. He noted it shows there are several areas along the city's primary corridors, i.e., South Highway 63, Westside Marketplace, Rolla west area, pockets along Highway 72, limited areas on Tenth Street, some areas on the north side of the Forum Plaza area, and areas as you travel north on Highway 63. Mr. Butz explained the proposed ordinance would allow dispensaries as a conditional use in C-2 (General Retail District), a by-right use in C-3 (Highway Commercial District), and a by-right use in CC (Center City District).

A motion was made by Schott and seconded by Jones to amend the proposed ordinance to allow dispensaries as a by-right use in C-2 (General Retail District). A hand count on the motion showed nine ayes, two nays, and one absent. Motion carried.

A motion was made by Schott and seconded by Jones to eliminate the 500-foot buffer between dispensaries, as noted in Section 42-233.01 (F) of the proposed ordinance. A hand count on the motion showed nine ayes, two nays, and one absent. Motion carried.

A motion was made by Jones to amend the ordinance by making a 300-foot buffer zone between dispensaries, and schools, churches and daycares. The motion did not receive a second.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title, as amended. ORDINANCE NO. 4488: AN ORDINANCE AMENDING CHAPTER 42, ARTICLE III OF THE CITY OF ROLLA ORDINANCES OF THE CITY OF ROLLA, MISSOURI REGARDING MEDICAL MARIJUANA. 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; Henry, Allen, Williams, Schneider, Rohter, Meusch, Jones, Eberly, Crowell, Schott, and Ruder. Nays; None. Absent; Murphey. Motion carried. The ordinance passed.

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Mayor Magdits asked RMU General Manager Rodney Bourne to give his presentation at this time.

**III. ACKNOWLEDGEMENTS AND SPECIAL PRESENTATIONS**

**(A) Rolla Municipal Utilities (RMU) FY 2019 Second Quarter Report:** RMU General Manager Rodney Bourne provided an overview of RMU's FY 2019 second quarter report. He noted the complete presentation might also be accessed on RMU's website. Mr. Bourne stated this is the meeting where, by City ordinance, RMU provides the annual rate comparison.

**V. OLD BUSINESS (continued)**

**(B) Ordinance Rezoning 601 E. 10<sup>th</sup> Street from R-3 (Multi-Family District) to C-O (Office District) Zoning (Allergy & Asthma):** Community Development Director Steve Flowers explained that Allergy and Asthma Consultants are requesting the rezoning of Lots 5 through 8, Block 19, Holloway Addition from R-3 (Multi-Family District) to C-O (Office District). The subject parcel is approximately .58 acres and is currently vacant. All area requirements for the rezoning have been met. Mr. Flowers said the applicant plans to expand their current office building.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4489: AN ORDINANCE APPROVING THE REZONING OF 601 EAST 10<sup>th</sup> STREET, FROM R-3 (MULTI-FAMILY DISTRICT) ZONING TO C-O (OFFICE DISTRICT) ZONING, CITY OF ROLLA, PHELPS COUNTY, MISSOURI (Allergy & Asthma). 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; Meusch, Schott, Ruder, Schneider, Allen, Henry, Crowell, Rohter, Jones, Eberly, and Williams. Nays; None. Absent; Murphey. Motion carried. The ordinance passed.

**(C) Ordinance Enacting Article VII to Chapter 31 of the Code Regulating Trees on Public Property:** Parks Director Floyd Jernigan asked the Council to consider the final reading of the proposed tree ordinance. He noted passage of this ordinance is one of the four standards needed in order for Rolla to become a Tree City USA. He pointed out that two revisions to the ordinance were made since its first reading. Mr. Jernigan said one

**V. OLD BUSINESS (continued)**

**(C) Ordinance Enacting Article VII to Chapter 31 of the Code Regulating Trees on Public Property (continued):** revision, listed under Sec. 31-79, was added to read “(e) Trees planted within 10-feet of any point on a line on the ground immediately below any overhead utility wire must be from the list of approved public trees specified as suitable for being under power lines.” The second revision pertains to a clarification on a reference point in the ordinance.

A motion was made by Schott and seconded by Schneider to amend the proposed ordinance as outlined by Mr. Jernigan. 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. 4490: AN ORDINANCE ENACTING ARTICLE VII, CHAPTER 31, PARKS AND RECREATION, OF THE ROLLA CITY CODE REGULATING THE PLANTING, MAINTENANCE, AND REMOVAL OF TREES, SHRUBS AND OTHER PLANTS UPON CITY PROPERTY IN ROLLA, MISSOURI. A motion was made by Schott and seconded by Allen to approve the proposed ordinance, as amended. A roll call vote on the motion showed the following: Ayes; Rohter, Crowell, Schott, Schneider, Ruder, Allen, Jones, Eberly, Henry, Williams, and Meusch. Nays; None. Absent; Murphey. Motion carried. The ordinance passed.

**(D) Ordinance Amending Section 27-89 of the Code Pertaining to Stop Intersections:** City Engineer Darin Pryor reported the City received a request from Phelps Health to create a new stop condition on Eleventh Street. He asked the Council to consider the final reading of an ordinance that would make this change.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4491: AN ORDINANCE AMENDING SECTION 27-89 OF THE GENERAL ORDINANCES OF THE CITY OF ROLLA, MISSOURI, KNOWN AS THE CODE OF THE CITY OF ROLLA, MISSOURI, PERTAINING TO STOP INTERSECTIONS. 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; Jones, Williams, Ruder, Schneider, Allen, Henry, Crowell, Meusch, Rohter, Eberly, and Schott. Nays; None. Absent; Murphey. Motion carried. The ordinance passed.

**V. OLD BUSINESS (continued)**

**(E) Ordinance Amending Chap. 27 of the Code to Allow Bicycles to make an Idaho Stop:** Mayor Magdits indicated this item is being pulled from the agenda since staff has a little more work to do on it.

**(F) Ordinance Authorizing the Mayor to Enter into an Agreement with JViation, Inc., for Consulting Services:** Public Works Director Steve Hargis asked the Council to consider the final reading of an ordinance that would authorize the Mayor to enter into an agreement with JViation for the preparation of plans and contract documents to rehabilitate Runway 4/22 at the Rolla National Airport. Mr. Hargis said the fee for the design services is not to exceed \$176,710.13. This project would be funded 90% by Federal/MoDOT and the City would be responsible for 10%.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4492: 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 CONSULTING SERVICES. A motion was made by Meusch and seconded by Eberly to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Allen, Henry, Williams, Schneider, Ruder, Meusch, Rohter, Eberly, Crowell, Schott, and Jones. Nays; None. Absent; Murphey. Motion carried. The ordinance passed.

**(G) Ordinance Authorizing the Mayor to Enter into an Agreement with Pierce Asphalt for Project 492, 2019 Parking Lot Overlays:** Public Works Director Steve Hargis recalled that during the last meeting, the Council awarded a bid to Pierce Asphalt for some work to be done at The Centre and in the parks. He asked the Council to consider the final reading of an ordinance authorizing the Mayor to enter into a contract with Pierce Asphalt for this project.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4493: 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 2019 PARKING LOT OVERLAYS, PROJECT #492. A motion was made by Williams and seconded by



**V. OLD BUSINESS (continued)**

**(G) Ordinance Authorizing the Mayor to Enter into an Agreement with Pierce Asphalt for Project 492, 2019 Parking Lot Overlays (continued):** Meusch to approve the proposed ordinance. A roll call vote on the motion showed the following; Ayes; Crowell, Schott, Ruder, Schneider, Jones, Henry, Williams, Meusch, Rohter, Eberly, and Allen. Nays; None. Absent; Murphey. Motion carried. The ordinance passed.

**VI. NEW BUSINESS**

**(A) Motion to Close Cedar Street from 7<sup>th</sup> to 8<sup>th</sup> Street for Jacques Thibaud String Trio Evening Event on August 17, 2019:** Public Works Director Steve Hargis reported the City received a request from Ms. Loretta Wallis of Brewer Science to block off Cedar Street on August 17, 2019, from 7<sup>th</sup> to 8<sup>th</sup> Streets beginning at 11:30 a.m. until midnight as part of the Jacques Thibaud String Trio evening event at the Ozark Actors Theatre. Staff recommends approval.

Ms. Wallis said they would like to close the section of Cedar Street just outside the Ozark Actors Theatre. Party Professionals would be installing tents, setting up tables and chairs. Ms. Wallis said wine from the glass would be available for purchase. This reception is only available to those attending the concert.

A motion was made by Williams and seconded by Henry to close Cedar Street from 7<sup>th</sup> to 8<sup>th</sup> Street the evening of August 17, 2019, for the Jacques Thibaud String Trio event. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(B) Ordinance Amending Section 27-92 of the Code Relating to Parking on Ninth Street:** Public Works Director Steve Hargis recalled that during the last Council meeting, Councilman Williams asked staff to contact the owner of the house to adjacent to the public parking lot between Rolla/Main and 9<sup>th</sup>/10<sup>th</sup> Streets. Mr. Hargis said the owner of the property is Mr. Brooks Reed and he has had conversations with him about removing parking off 9<sup>th</sup> Street because the occupants of the house cannot safely see to back into the street from the driveway. If parking cannot be eliminated, Mr. Reed is requesting removal of a tree at the entrance of the parking lot. Mr. Hargis stated he cannot be supportive of removing parking spots.

**VI. NEW BUSINESS (continued)**

**(B) Ordinance Amending Section 27-92 of the Code Relating to Parking on Ninth Street (continued):** Mr. Brooks Reed told the Council he is currently leasing the house to two, senior Missouri S&T students. He explained there is no turn-a-round available and the students must back into 9<sup>th</sup> Street unless they back in to the driveway. Mr. Reed said in the summer, there is a tree at the corner of 9<sup>th</sup> and Rolla Street that keeps his tenants from seeing when backing out.

Public Works Director Steve Hargis suggested starting with trimming the shrubbery and see if that helps.

A motion was made by Schott and seconded by Eberly to set aside consideration of this item. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(C) Ordinance Amending Sec. 27-89 of the Code Pertaining to Stop Intersections:** City Engineer Darin Pryor recalled that during the last meeting the Council instructed staff to review the yield condition at the intersection of Powell Avenue and 12<sup>th</sup> Street near the hospital. While reviewing this request, staff felt it would be prudent to review all other yield-controlled intersections in this area. Mr. Pryor said it is staff's recommendation to change all the yield intersections in this area to stop intersections. He referred the Council to the map in the agenda materials, which reflects the changes.

Councilwoman Ruder pointed out a possible error on the subject map. Mr. Pryor indicated he would check this location before the final reading of the ordinance.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. AN ORDINANCE AMENDING SECTION 27-89 OF THE GENERAL ORDINANCES OF THE CITY OF ROLLA, MISSOURI, KNOWN AS THE CODE OF THE CITY OF ROLLA, MISSOURI, PERTAINING TO STOP INTERSECTIONS.

**(D) Ordinance Authorizing the RMU General Manager to Execute a Contract for Sale of Real Estate with Missouri Southern Seed:** RMU General Manager Rodney Bourne asked the Council to consider authorizing him to execute a contract for the sale of surplus real estate owned by Rolla Municipal Utilities (RMU) and located on Old St. James Road. Mr. Bourne said RMU has owned this property for almost 20 years. The Board declared the property surplus last year.

**VI. NEW BUSINESS (continued)**

**(D) Ordinance Authorizing the RMU General Manager to Execute a Contract for Sale of Real Estate with Missouri Southern Seed (continued):** City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE AUTHORIZING THE GENERAL MANAGER OF ROLLA MUNICIPAL UTILITIES TO EXECUTE ON BEHALF OF THE CITY OF ROLLA A CERTAIN CONTRACT FOR SALE OF REAL ESTATE WITH MISSOURI SOUTHERN SEED CORPORATION.

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

**(A) Resolution Authorizing the Mayor to Execute a Two-Year Rate Lock Letter with Travelers:** City Administrator John Butz recalled that a few months ago staff addressed the Council about the possibility of leaving MIRMA (Missouri Intergovernmental Risk Management Association) after almost 40 years. The City recognized Rolla is the largest of their many organizations and the City had never taken the opportunity to put time and effort into feeling out the market to see whether there was a cost savings. Mr. Butz recalled the Council authorized the City to request proposals for coverage and the Council authorized staff to give MIRMA notice of the City's termination of coverage effective June 30, 2019.

Mr. Butz told the Council proposals were sent to about a dozen firms who had contacted the City over the years. He said two complete proposals were received from Ollis Aker Arney (Travelers) and from Connell Insurance/First State (Tokio Marine). Mr. Butz said the bid from Ollis Akers Arney (Travelers) was \$613,160 and the bid from Connell Insurance/First State Insurance (Tokio Marine) was \$806,516. Mr. Butz said staff is recommending the City award the proposal to Ollis Akers Arney (Travelers) with an effective date of July 1, 2019.

City Counselor Lance Thurman read the following proposed resolution for one reading, by title. RESOLUTION NO. 1949: A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A TWO-YEAR RATE LOCK LETTER WITH TRAVELERS. A motion was made by Williams and seconded by Allen to approve the proposed resolution. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried. The resolution passed.

**VIII. CITIZEN COMMUNICATION**

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

1) Mr. Frank Furman, 403 Hutchinson, Rolla, Missouri, a member of the Friends of the Library, invited everyone to attend the Friends of the Library Book Sale. The sale is scheduled to be held from June 13, 2019, through Saturday June 15, 2019. Mr. Furman pointed out all proceeds from the sale would go to the library.

No one else present addressed the Council.

**IX. MAYOR/CITY COUNCIL COMMENTS**

**(A) Appoint Councilman Matthew Crowell and Councilwoman Tiffany Henry to the City Administrator's Review Committee:** A motion was made by Williams and seconded by Meusch to appoint Councilman Matthew Crowell and Councilwoman Tiffany Henry to the City Administrator's Review Committee. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(B) Appoint Ms. Becky Roberts to the Library Board to Replace Ms. Ruth Stoecker who has Completed Three Consecutive Terms (May 2022):** A motion was made by Williams and seconded by Eberly to appoint Ms. Becky Roberts to the Library Board to replace Ms. Stoecker who has completed three consecutive terms (May 2022). A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(C) Asphalt Work:** Councilman Meusch asked about the work being done in front of the donut shop on Highway 63.

City Administrator John Butz explained the asphalt work is being done by the Missouri Department of Transportation (MoDOT). They are repairing the asphalt that slides at this location. That work triggered the full ADA (Americans with Disabilities Act) improvements on the corner.

**(D) Salem Avenue/Maple Street Intersection:** Councilwoman Schneider said she had a conversation with a constituent this weekend who was addressing the Salem Avenue/Maple Street intersection near Fifth Street and Sixth Street. The constituent said previously lines were painted near the stop signs to encourage people to know to stop. She asked if these lines could be repainted.

**IX. MAYOR/CITY COUNCIL COMMENTS (continued)**

**(E) Incident in Ward I:** Regarding a recent shooting incident in Ward I, Councilman Jones thanked Police Chief Fagan, the Rolla Police Department, and any law enforcement officer from other agencies that assisted.

**(F) Striping on Highway 72:** Councilman Williams said he has received complaints about the striping coming off Highway 63 going through to Highway 72. City Administrator John Butz agreed the paint had faded, but said the City is working in that area.

City Engineer Darin Pryor said he would pass this on to the Missouri Department of Transportation (MoDOT).

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

**(A) Insurance Transition:** Mayor Magdits noted there is a tremendous amount of work City staff put into changing from MIRMA (Missouri Intergovernmental Risk Management Association) to the new provider. He thanked the staff for the great effort.

**(B) Summerfest:** Mayor Magdits noted there was great weather this year for Summerfest and every year the festivities seem to get better. He thanked everyone involved in this effort.

**(C) Highway Commission:** City Administrator John Butz announced the State Highway Commission would be in Rolla on Wednesday at the Hasselmann Alumni House during the afternoon. Mayor Magdits will be making a presentation late afternoon.

**XI. CLOSED SESSION**

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

The Council adjourned into Closed Session at approximately 8:58 p.m.

**XII. CLOSED SESSION ACTION**

The Council reconvened into open session at approximately 9:06 p.m.

City Counselor Lance Thurman reported the Council met in closed session to discuss a real estate matter. No action was taken and negotiations continue.

**XIII. ADJOURNMENT**

The meeting adjourned at approximately 9:07 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

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CITY CLERK

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MAYOR