

**SPECIAL ROLLA CITY COUNCIL MEETING MINUTES  
MONDAY, JUNE 22, 2020; 5:30 P.M.  
ROLLA CITY HALL COUNCIL CHAMBERS  
901 NORTH ELM STREET**

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

**Council Members in Attendance via Zoom Videoconferencing:** Ann Murphey and Christine Ruder

**Council Members in Physical Attendance:** Rachel Schneider (arrived at 6:05 p.m.), Terry Higgins, Matthew Crowell, Lister B. Florence, Jr., David Schott, Jody Eberly, John Meusch, Carrolyn Bolin, Marie Allen, and Deanne Lyons

**Council Members Absent:** None.

**Department Directors in Attendance via Zoom Videoconferencing:** Community Development Director Steve Flowers and Parks Director Floyd Jernigan

**Department Directors in Physical Attendance:** Fire Chief Ron Smith and Police Chief Sean Fagan

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

**(1) Ordinance Amending Ordinance No. 4565 – COVID-19 Return-to-Work Ordinance:** Mayor Louis J. Magdits, IV called the meeting to order at approximately 5:30 p.m. He welcomed the Council to the special Council meeting to consider amending Ordinance No. 4565, the return-to-work ordinance. He recalled that during its last meeting, the Council gave staff direction on drafting a new ordinance. Mayor Magdits also noted that staff obtained suggestions from the COVID-19 team consisting of the Phelps County Health Department, Phelps Health, Missouri S&T Health Director, Rolla Fire Department, and City Administrator John Butz. Mayor Magdits said staff is submitting to the Council a revised ordinance based on the direction given. He then entertained questions and comments from the Council.

Mayor Magdits referred the Council to the red-lined version of the ordinance so they could see the proposed changes. He then turned the floor over to City Administrator John Butz, who provided a history of the COVID-19 ordinances and then detailed the changes as outlined in the proposed ordinance.

Councilwoman Schneider entered the meeting at approximately 6:05 p.m.

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**(1) Ordinance Amending Ordinance No. 4565 – COVID-19 Return-to-Work Ordinance (continued):** Following much discussion from Council, Mayor Magdits said that just listening to the Council’s comments, there appears to be two courses to be considered. He said Council could decide to keep the ordinance as presented with adjustments for the small restaurants or businesses. The other path is to essentially change everything in the ordinance to a guideline rather than a requirement. Mayor Magdits pointed out that staff would like to retain the requirement of the safety plan because we feel we have an obligation to our first responders. If COVID-19 worsens, these are the people who are going to be on the front line and they are the ones who will suffer. As an employer, Mayor Magdits asked the Council to at least keep this requirement, if everything else is changed to a guideline.

A motion was made by Meusch and seconded by Crowell to change all restrictions contained in the proposed ordinance to guidelines with the exception of the safety plan for special events. A roll call vote on the motion showed the following: Ayes; Bolin, Florence, Meusch, Higgins, Eberly, and Crowell. Nays; Lyons, Allen, Murphey, Schneider, Schott, and Ruder. Absent; None. Mayor Magdits broke the tie by voting “nay”. Motion failed.

A motion was made by Schott and seconded by Allen to amend Section 3.02(d) of the proposed ordinance by adding this section shall not apply to establishments with a posted occupancy of 50 or less, including employees. A roll call vote on the motion showed the following: Ayes; Meusch, Schott, Ruder, Schneider, Allen, Murphey, Lyons, Crowell, Florence, Higgins, Eberly, and Bolin. Nays; None. Absent; None. Motion carried.

A motion was made by Lyons and seconded by Schott to require a health and safety plan be posted on those businesses that were covered under the exemption for occupancy under 50. A roll call vote on the motion showed the following: Ayes; Schott, Schneider, Ruder, Allen, Eberly, and Lyons. Nays; Florence, Crowell, Murphey, Higgins, Bolin, and Meusch. Absent; None. Mayor Magdits broke the tie by voting “nay”. Motion failed.

A motion was made by Schott and seconded by Allen to approve the proposed ordinance with the amendments made. A roll call vote on the motion showed the following: Ayes; Higgins, Bolin, Ruder, Schneider, Allen, Murphey, Lyons, Florence, Eberly, and Schott. Nays; Crowell and Meusch. Absent; None. Motion carried.

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**(1) Ordinance Amending Ordinance No. 4565 – COVID-19 Return-to-Work Ordinance (continued):** City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title, as posted. ORDINANCE NO. 4566: AN ORDINANCE AMENDING ORDINANCE NO. 4565 IN THE CITY OF ROLLA, MISSOURI, ALLOWING ALL BUSINESSES TO OPERATE WITHIN THE CITY OF ROLLA WITH PROPER SAFEGUARDS. A motion was made by Bolin and seconded by Eberly to suspend the rules and that the ordinance be read for its final reading, by title. A roll call vote on the motion showed the following: Ayes; Allen, Lyons, Murphey Bolin, Schneider, Ruder, Florence, Eberly, Crowell, Schott, and Higgins. Nays; Meusch. Absent; None. Motion carried. Mr. Thurman then read the proposed ordinance for its final reading, by title, as amended. A motion was made by Allen and seconded by Eberly to approve the proposed ordinance, as amended. A roll call vote on the motion showed the following: Ayes; Schott, Ruder, Schneider, Higgins, Murphey, Lyons, Bolin, Meusch, Florence, Eberly, and Allen. Nays; Crowell. Absent; None. Motion carried. The ordinance passed.

**(2) ADJOURNMENT**

Having no further business, the meeting adjourned at approximately 6:55 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

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CITY CLERK

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MAYOR

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