

**ROLLA CITY COUNCIL MEETING MINUTES
TUESDAY, SEPTEMBER 7, 2021; 6:30 P.M.
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET**

Presiding: Mayor Louis J. Magdits, IV

Council Members in Attendance via Zoom Videoconferencing: Deanne Lyons and Ann Murphey

Council Members in Physical Attendance: Moriah Renaud, Terry Higgins, Megan Johnson, Matt Fridley, Lister Florence, Jody Eberly, Robert Kessinger, Stanley Mayberry, Carrolyn Bolin, and Victoria Steen

Council Members Absent: NONE

Department Directors in Attendance via Zoom Videoconferencing: Recreation Director Marci Fairbanks

Department Directors and Other City Officials in Physical Attendance: Fire Chief Ron Smith, Public Works Director Steve Hargis, Finance Director Steffanie Rogers, Police Chief Sean Fagan, City Planner Tom Coots, Parks Director Floyd Jernigan, and City Counselor Carolyn Buschjost.

Mayor Magdits called the meeting to order at approximately 6:30 p.m. and asked Councilperson Megan Johnson to lead in the Pledge of Allegiance.

I. CONSENT AGENDA

- A. Consider Approval of the City Council Minutes of:
1. City Council Meeting – August 2, 2021
 2. City Council Meeting – August 16th, 2021

A motion was made by Johnson and Fridley to accept the minutes. A voice vote unanimously carried to approve as submitted.

II. PUBLIC HEARINGS –

- A. **Ordinance** Considering the FY 2022 Budget **First Reading**. Mayor Magdits summarized the General fund and complemented staff on their efforts. Mayor Magdits opened the Public Hearing at 6:34 p.m. No questions or comments were presented by Citizens or Council and the public hearing was closed at 6:34 p.m. City Counselor Carolyn Buschjost read the proposed ordinance for its first reading, by title: AN ORDINANCE ADOPTING AN ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2021 AND APPROPRIATING FUNDS PURSUANT.

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III. ACKNOWLEDGMENTS and SPECIAL PRESENTATIONS –

A. Dr. Gregory Stratman: Update on proposed Senior Center

Dr. Stratman gave a presentation on the progress of the proposed Senior Center. The Board has negotiated an option for the purchase of the Highway 72 Event Center. Open House will be on October 17th to display building plans and to answer questions by citizens. Dr. Stratman asked that everyone spread the word and encouraged all those interested in donating to the cause to contact them. Phelps Connections for Seniors is a 501C3. Contributions can be donated through their website, PhelpsConnectionsforSeniors.com.

B. Jeff Sandquist: Celebration of Nations 2021

Mr. Sandquist played a short video that highlighted certain aspects of the event from past years. Mayor Magdits commented that this event was an excellent way for the University to differentiate from other Universities. There are at least 80 countries represented through the University.

C. **Motion** to allow street closing for Celebration of Nations parade and activities on Saturday, September 25th. (Public Works Director Steve Hargis)

A motion was made by Kessinger and seconded by Bolin to allow the closure of streets as requested. A voice vote revealed 12 Ayes and zero Nays.

D. Mayor Magdits: Proclamation for National Recovery Month 2021

Mayor Magdits read and presented a proclamation to Tuesday Florence with New Dimensional Christian Ministry Church. She then explained the mission of Project Heal; a faith based Addiction Recovery Support program based on biblical principles to supply support to those who have been affected by addiction by using a holistic approach. Mrs. Florence invited the public on September 24th at 6:00p.m. to the church where they will be having their 3rd annual National Recovery Celebration.

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

- a. Environmental Services Department Monthly Report – July 2021
- b. Building Codes monthly report – August 2021
- c. The Centre Income Statement ending July 31st, 2021
- d. Police Department Monthly Report – July 2021
- e. Animal Control Division Report – July 2021
- f. RMU monthly reports – June and July 2021
- g. RMU board meeting minutes for June 29, 2021 and August 2, 2021
- h. Municipal Court Division Summary June, and July, 2021
- i. Planning and Zoning minutes for July 13th and August 10th, 2021
- j. Board of Adjustment Minutes for August 5th, 2021
- k. Park Advisory Commission Minutes for July 28th, 2021

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A discussion was had regarding the overdose rate that had tripled over the last couple months. Chief Fagan explained that there are batches of Heroin currently sold containing fentanyl. NARCAN usage was also discussed. At \$40 to administer a single dose of NARCAN spray, it usually takes multiple doses to save a life. NARCAN is administered by Fire, EMS, and Law Enforcement. Hundreds of doses are used a year within the boundaries of Phelps County.

Councilman Florence asked Park Director Floyd Jernigan to explain the Canine Plunge event. September 11th from 12:00 – 2:00pm the public is invited to come close out the 2021 pool season with their canine friends. Admission is \$10.

V. OLD BUSINESS

A. **Ordinance** to approve the rezoning of 101 N Rucker Ave from C-1, Neighborhood Commercial District to the C-2, General Retail District. (City Planner, Tom Coots)

The property owner is seeking a rezoning of the property to increase the potential uses for the property and to match with most of the remainder of the block and other properties in the vicinity. The property currently has a residence the applicant may convert into an office or commercial space in the future.

City Counselor Carolyn Buschjost read the proposed ordinance for its final reading, by title: ORDINANCE 4630: AN ORDINANCE TO APPROVE THE RE-ZONING OF 101 N RUCKER AVE FROM THE C-1, NEIGHBORHOOD COMMERCIAL DISTRICT TO THE C-2, GENERAL RETAIL DISTRICT. (ZON21-04) A motion was made by Bolin and seconded by Johnson to approve the re-zoning. A roll call vote showed the following results: Aye: Higgins, Bolin, Steen, Renaud, Mayberry, Murphey, Lyons, Johnson, Kessinger, Florence, Eberly, and Fridley. Nays: zero

B. **Ordinance** to approve the rezoning of 2180, 2182, and 2184 Farrar Drive from the R-3, Multi-Family District to the C-3, Highway Commercial District (City Planner, Tom Coots)

The applicant is seeking to rezone the property to allow for a planned self-storage development. There are two single-family dwellings located on the property. The applicant intends to demolish one and possibly use the other for an office.

City Counselor Carolyn Buschjost read the proposed ordinance for its final reading, by title: ORDINANCE 4631: AN ORDINANCE TO APPROVE THE RE-ZONING OF 2180, 2182, AND 2184 FARRAR DRIVE FROM THE R-3, MULTI-FAMILY DISTRICT TO THE C-3, HIGHWAY COMMERCIAL DISTRICT. (ZON21-05) A motion was made by Murphey and seconded by Eberly to approve the rezoning. A roll call vote showed the following results: Ayes: Mayberry, Lyons, Murphey, Bolin, Renaud, Steen, Kessinger, Florence, Eberly, Johnson, Fridley, and Higgins. Nays: zero.

C. **Ordinance** to approve the minor subdivision final plat of YCHC (Your Community Health Center) Addition and vacating an easement. (City Planner, Tom Coots)

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The applicant intends to construct an addition to their building and an additional parking lot. Due to parking required to meet zoning code the two commercial lots are required to be combined. The applicant is also seeking to vacate an unneeded utility easement.

City Counselor Carolyn Buschjost read the proposed ordinance for its final reading, by title: ORDINANCE 4632: AN ORDINANCE TO APPROVE THE MINOR SUBDIVISION FINAL PLAT OF YCHC ADDITION AND VACATING AN EASEMENT. (SUB21-06) A motion was made by Johnson and seconded by Higgins to accept the ordinance as written. A roll call vote showed the following results: Aye: Johnson, Fridley, Steen, Renaud, Higgins, Murphey, Lyons, Bolin, Kessinger, Florence, Eberly, and Mayberry. Nays: zero

D. **Ordinance** authorizing the Mayor to enter into the contract with Pierce Asphalt, LLC for Project 540, FY 2021 Phase II Asphalt Improvements. (City Engineer, Darin Pryor)

Bids were received for the FY 2021 Phase II Asphalt Improvements project to overlay 19th street from walnut to Sharp, Ridgeview from Adrian to Morrell, and all of the Cemetery roads.

City Counselor Carolyn Buschjost read the proposed ordinance for its final reading, by title: ORDINANCE 4633: 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 FY 2021 PHASE II ASPHALT IMPROVEMENTS, PROJECT #540. A motion was made by Eberly and seconded by Bolin to accept the ordinance. A roll call vote showed the following results: Aye: Eberly, Mayberry, Murphey, Bolin, Renaud, Steen, Kessinger, Higgins, Lyons, Johnson, Fridley, and Florence. Nays: zero

VI. NEW BUSINESS

A. **Ordinance** to renew the Housing Officer Contract. (Chief Sean Fagan)

The Rolla Police Department has been working with the Rolla Housing Authority to improve the quality of life the residents of Section 8/HUD housing. Rolla Housing Authority will continue to pay half of the officer's salary and benefits.

City Counselor Carolyn Buschjost read the 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 CONTRACT BETWEEN THE CITY OF ROLLA, MISSOURI AND THE ROLLA HOUSING AUTHORITY.

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- B. **Resolution** to renew the Rolla Public Schools Contract for School Resource Officers and Crossing Guards. (Chief Sean Fagan)

This contract is a continuation of a previous contract where the City of Rolla and the Rolla Public Schools System agree to share the costs of the School Resource Officer program, School Crossing Guards, and a portion of the VIPS program.

City Counselor Carolyn Buschjost read the proposed Resolution for one reading by title: RESOLUTION 1993: A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A CONTRACT WITH THE ROLLA PUBLIC SCHOOL SYSTEM FOR THE COOPERATIVE PLACEMENT OF THREE SCHOOL RESOURCE OFFICERS AND SIX SCHOOL CROSSING GUARDS WITHIN THE SCHOOL SYSTEM, AND SUPPORT OF THE VIPS PROGRAM. A motion was made by Bolin and seconded by Terry to pass the resolution as written. A voice vote showed 11 Ayes and 1 Nay by Lyons.

- C. **Resolution** to renew the Wave Internet Water Tower Agreement. Wave has reserved space on the Airport Water Tower for wireless internet services since 2015 and wishes to renew for at least another 3 years. The lease rate has been adjusted for inflation to \$325/month.

City Counselor Carolyn Buschjost read the proposed Resolution for one reading by title: RESOLUTION 1994: A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A CONTRACT FOR TOWER ACCESS BETWEEN WAVE INTERNET TECHNOLOGIES, LLC, AND THE CITY OF ROLLA, MISSOURI. A motion was made by Bolin and seconded by Kessinger to pass the resolution as written. A voice vote showed 12 Ayes and zero Nays.

- D. **Ordinance** amending section 27-101 of the Rolla City Codes pertaining to 1 hour parking on Cedar Street. (Public Works Director, Steve Hargis)

A request was received from a business owner at 606 North Cedar Street to remove the 1 hour parking in front of their business.

City Counselor Carolyn Buschjost read the proposed ordinance for its first reading, by title: AN ORDINANCE AMENDING SECTION 27-101 OF THE GENERAL ORDINANCES OF THE CITY OF ROLLA, MISSOURI KNOWN AS THE CODE OF THE CITY OF ROLLA, MISSOURI, PERTAINING TO PARKING.

- E. **Discussion** and presentation of the Westside Drive Land Use Study. (City Planner Tom Coots)

The City of Rolla was granted 34.5 acres of land just west of the Westside Marketplace project in 2017. The land was used to construct Westside Drive, but the remainder

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property may have development potential. Mr. Coots provided three options that he believes could be viable plans in the future of this property and requested direction of the Council for any further planning. No action was taken and further discussion will be had at a future meeting.

VII. CLAIMS and/or FISCAL TRANSACTIONS

- A. **Motion** to award lowest bid for Projects 512 and 521, 7th Street Sidewalk and Cemetery Trail Improvements to Spalding Constructors and an **Ordinance** authorizing the Mayor to enter into the contract with Spalding Constructors. (City Engineer, Darin Pryor)
Bids were received for the 7th Street Sidewalk and Cemetery Trail projects. There was a discussion voicing concerns over the Cemetery Trail project and maintaining the integrity and sanctity of the burial grounds. A motion was made by Murphey and seconded by Eberly to award the lowest bid to Spalding Constructors for \$183,581.00. A roll call vote revealed the following results: Ayes: Lyons, Murphey, and Eberly. Nays: Mayberry, Bolin, Renaud, Florence, Kessinger, Higgins, Johnson, Fridley, and Steen. Bid was not awarded. After further discussion, it was decided that the 7th Street portion will be re-bid at another time.

VIII. CITIZEN COMMUNICATION

- A. Robert Miller – 2101 Vienna: Addressed Councilperson Lyons regarding comments made on Facebook.
- B. Zach Millbrat – Expressed concerns about the long waiting periods in the ER and lack of action from Council regarding mask mandates.

IX. MAYOR/CITY COUNCIL COMMENTS

- A. Mayor Magdits – Recognition of Environmental Services Week: September 12-18, 2021
B. Mayor Magdits – Recognition of Thank a Police Officer day: September 18th, 2021
C. Councilman Florence asked to hear from Chief Fagan as to why body cameras were now a critical request. Chief Fagan explained that it is considered best practices and he wants them for officer safety. Councilperson Florence stated he wanted the FY2022 budget to be reviewed to locate the money needed to purchase the cameras. Councilman Fridley thanked the Chief for sharing an email explaining the benefits of body cameras which led him to change his opinion and now be in support of body cameras. A show of hands revealed that the majority of Council was in support of options to fund body cameras. The topic will be discussed again at the next meeting on September 20th.
D. Councilwoman Steen invited the public to a Neighborhood Watch meeting on September 13th at 6pm at the Ber Juan Pavillion in Ward 6.
E. Fire Chief Ron Smith invited the Public to a 20th Anniversary Memorial Ceremony at Veteran’s Memorial Park on Saturday, September 11th.
F. Councilwoman Higgins invited the public to the Raney Run on Saturday, September 25th. All proceeds go towards the new Animal Shelter.

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X. COMMENTS FOR THE GOOD OF THE ORDER

XI. CLOSED SESSION - NONE

XII. ADJOURNMENT

Having no further business, the meeting adjourned at approximately 8:57 PM
Minutes respectfully submitted by City Clerk Lorri Thurman.

CITY CLERK

MAYOR

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