

**ROLLA CITY COUNCIL MEETING MINUTES
MONDAY APRIL 4TH, 2022; 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

Council Members in Physical Attendance: Moriah Renaud, Terry Higgins, Megan Johnson, Ann Murphey, Lister Florence, Carrolyn Bolin, Robert Kessinger, Stanley Mayberry, and Victoria Steen.

Council Members Absent: Matt Fridley and Jody Eberly

Department Directors in Attendance via Zoom Videoconferencing: - Steffanie Rogers

Department Directors and Other City Officials in Physical Attendance: City Administrator John Butz, Community Development Director Steve Flowers, Public Works Director Steve Hargis, City Engineer Darin Pryor, Environmental Services Director Brady Wilson, Police Chief Sean Fagan, Fire Chief Ron Smith, Parks Director Floyd Jernigan, Centre Recreation Director Marci Fairbanks, and City Counselor Lance Thurman.

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

I. CONSENT AGENDA

A. Consider Approval of the City Council Minutes of:

1. City Council Meeting – March 7, 2022
2. City Council Meeting – March 21, 2022
3. City Council Closed Session-March 21, 2022

A motion was made by Murphey and seconded by Higgins to approve the minutes. A voice vote revealed 10 Ayes, zero Nays, and 2 Absent.

II. PUBLIC HEARINGS - None

III. ACKNOWLEDGMENTS and SPECIAL PRESENTATIONS – None

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

- a. Environmental Services Department Monthly Report – February 2022

April 4th, 2022

- b. Police Department Monthly Report – February 2022
- c. Animal Control Division Report – February 2022
- d. RMU monthly reports – February 2022
- e. Rolla Board of Public Works minutes for February 22, 2022
- f. The Centre Income Statement – February 2022
- g. Municipal Court Division Summary – February 2022
- h. City of Rolla Financial Reports – February 2022
- i. Planning and Zoning Commission Minutes – March 15th, 2022
- j. Parks Advisory Commission Minutes – February 10th, 2022
- k. Board of Adjustment Minutes – March 10th, 2022

V. **OLD BUSINESS** - None

VI. **NEW BUSINESS**

- A. Motion to approve a citizen’s contract for a cross walk on 18th Street. (City Engineer Darin Pryor) A request was made for a pedestrian mid-block crosswalk adjacent to 1051 18th Street. The draft citizen contract would mean the applicant would pay for half of the \$15,000 that would be needed to install the flashing crosswalk light. The City Staff is not aware of a need for this crosswalk at this time but will continue to monitor the situation. No motion was made.
- B. Motion to Rescind Resolution No. 1998 to reconsider the CUP for Collective Solution (cell tower) (City Administrator John Butz) Since the initial denial in December of 2021, a motion to rescind Resolution No. 1998 would allow Council to reconsider the denial of the CUP with an ordinance to approve the CUP with conditions. A motion was made by Bolin and seconded by Murphey to rescind Resolution No. 1998. A roll call vote revealed the following: Ayes: Steen, Murphey, Higgins, Renaud, Mayberry, Bolin, Lyons, Johnson, Kessinger, and Florence. Nays: none. Absent: Fridley and Eberly.
- C. Ordinance to reconsider approval of the CUP for Collective Solutions (cell tower) (City Administrator John Butz) Since Resolution 1998 was rescinded, the proposed ordinance would authorize Collective Solutions to proceed with a CUP for the construction of the monolithic pole, subject to certain conditions including a rezoning from C-3 heavy commercial to M-1 light manufacturing. City Counselor Lance Thurman read the ordinance for its first reading, by title: AN ORDINANCE TO APPROVE FINDINGS OF FACT AND CONCLUSIONS OF LAW ON AN APPLICATION FOR A CONDITIONAL USE PERMIT FOR A 95’ MONOLITHIC CELL TOWER LOCATED AT 1900 N. OLD SAINT JAMES ROAD AS REQUESTED BY COLLECTIVE SOLUTIONS LLC IN ACCORDANCE WITH CITY CODE SECTION 42-402 AND APPROVE APPLICATION FOR CONDITIONAL USE PERMIT WITH CONDITIONS.

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

- A. Motion to award bid to TurfWerks for the purchase of a 72” cut, liquid-cooled bank mower. (Parks Director Floyd Jernigan) The mower purchase would be split equally by the Parks fund and Street fund. A motion was made by Bolin and Seconded by Kessinger to award the bid to Turfwerks for \$27,613.59. A voice vote revealed 10 Ayes, zero Nays, and 2 Absent (Eberly and Fridley).
- B. Motion to award bid to McCoy Construction & Forestry for the purchase of a John Deere 410L Backhoe Loader. (Parks Director Floyd Jernigan) A motion was made by Bolin and seconded by Johnson to award the bid to McCoy Construction for \$124,081.57. A voice vote revealed 10 Ayes, zero Nays, and 2 Absent. The existing 17 year old backhoe will be surplus and sold on GovDeals.

- C. Motion to award bid to Donald Maggi Inc. for Project #515-Elm Street Improvements. (City Engineer Darin Pryor) The concrete work on Elm Street would allow the road to be re-opened to 2-way traffic in preparation for N. Pine Street rehabilitation in 2023. A motion was made by Johnson and seconded by Kessinger to award the bid to Don Maggi Construction for \$402,959.24. A voice vote revealed 10 Ayes, zero Nays, and 2 Absent. City Counselor Lance Thurman read the ordinance for its first reading, by title: AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A CERTAIN AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI AND DONALD MAGGI INC.

VIII. **CITIZEN COMMUNICATION** - None

IX. **MAYOR/CITY COUNCIL COMMENTS**

- A. Mayor Magdits reminded citizens of the April 5th Municipal Election and read off the voting locations by ward.
- B. Mayor Magdits recognized April as Distracted Driver Awareness month.
- C. Mayor Magdits expressed his appreciation to Environmental Services and recognized the hard work and effort put forward by the employees who picked up discarded items on Saturday's City Wide Spring clean-up.
- D. Councilwoman Murphey stated she had appreciated and enjoyed the last 4 years as Councilwoman of Ward 2.
- E. Councilman Florence stated he had heard nothing but positive feedback on the 1st Annual Spring Craft Fair.
- F. Councilwoman Renaud reminded all that the Farmers Market would again be open for season starting this Saturday.
- G. Councilman Kessinger praised Fine Linen Theatre for their production of Little House on the Prairie.

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

XI. **CLOSED SESSION** – Closed session pursuant to RSMO. 610.021 (1) to discuss legal work product.

At 7:30 a motion was made by Johnson and seconded by Renaud to go into closed session. A roll call voted revealed the following: Ayes: Florence, Johnson, Murphey, Renaud, Steen, Mayberry, Higgins, Lyons, Bolin, and Kessinger. Nays: None. Absent: Fridley and Eberly.

At 8:57 Council adjourned from closed session where they discussed matters of litigation and legal advice. No action was taken.

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

APRIL 4TH, 2022