

**ROLLA CITY COUNCIL MEETING MINUTES
MONDAY, MAY 6TH, 2024; 6:30 P.M.
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET**

Presiding: Mayor Pro-Tem Kevin Greven

Council Members in Physical Attendance: Joshua Vroman, Mattias Penner, Nathan Chirban, Matt Fridley, Steve Jackson, William Hahn, Rob Kessinger, Kevin Greven, Stanley Mayberry, Victoria Steen, and Tina Balch,

Council Members Absent: Megan Johnson

Department Directors and Other City Officials in Physical Attendance: Fire Chief Jeff Breen, Police Chief Sean Fagan, Public Works Director Darin Pryor, Finance Director Steffanie Rogers, Environmental Services Director Roger Pankey, Community Development Director Dawn Bell, City Planner Tom Coots and City Counselor Nathan Nickolaus.

Mayor Pro-Tem Kevin Greven called the meeting to order at approximately 6:30 p.m. and asked Councilman Hahn to lead in the Pledge of Allegiance.

I. CONSENT AGENDA

- A. Consider Approval of the City Council Minutes of:
1. City Council Minutes – April 1, 2024
 2. Closed Session City Council Minutes – April 1, 2024
 3. City Council Minutes – April 15th, 2024
 4. Closed Session City Council Minutes – April 15th, 2024

A motion was made by Chirban and seconded by Balch to approve the minutes. A voice vote showed 10 Ayes, zero Nays, 2 Absent (Steen and Johnson).

Note: Councilwoman Steen joined the meeting at 6:34 pm and City Counselor Nathan Nickolaus joined the meeting at 6:43 pm.

II. PUBLIC HEARINGS – None

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

- a. Environmental Services Department Monthly Report March 2024
- b. Building Codes monthly report – March 2024
- c. Police Department Monthly Report – March 2024
- d. Animal Control Division Report – March 2024
- e. Rolla Municipal Court Summary – February and March 2024
- f. RMU Board of Public Works Minutes for March 26, 2024
- g. The Centre Income Statement ending February 2024
- h. Bicycle Pedestrian Advisory Committee Minutes March 14th, 2024
- i. DRC Commission Meeting Minutes for April 16th, 2024
- j. Park Advisory Minutes for March 27th, 2024

There was a short discussion with questions regarding Council oversight and what information is to be gleaned from the culmination of reports. City Administrator John Butz also shared that there would be a Council Workshop at the end of July regarding the Centre.

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IV. ACKNOWLEDGMENTS and SPECIAL PRESENTATIONS –

- A. CPA Amanda Wiggins gave a presentation of the 2023 Chamber of Commerce Hotel Motel Tax Audit Report. There were no significant difficulties or major findings at the completion of the audit.
- B. RMU GM Rodney Bourne – Presentation of 2nd quarter financial report. RMU GM Rodney Bourne presented Council with his 2nd quarter report. He shared there is an operating loss of \$350,093, a decrease from the year prior. Total operating expenses for the 2nd quarter are up \$287,805 from the year prior for a total of \$16,792,314. Total Net income for the 2nd Quarter was \$377,895, a difference from the previous year due to a milder winter causing a decrease in MWh purchased.
- C. BPAC Safety Presentation and National Bike Month (May) Proclamation – Aimee Campbell and Ken Kwantes spoke on the activities available during the month of May to celebrate and promote National Bike Month. Public Works Director Darin Pryor educated the public with bike and pedestrian safety tips. Mayor Pro-Tem Greven read a proclamation for National Bike Month.

V. OLD BUSINESS –

- A. **Ordinance** amending Chapter 37 of the Rolla City code and enacting a new section enacting a sales tax at the rate of 3% for Adult Use Recreational Marijuana for General Fund needs. (City Administrator John Butz) City Counselor Nathan Nickolas read the ordinance for its final reading, by title: ORDINANCE 4801: AN ORDINANCE AMENDING CHAPTER 37 OF THE ROLLA CITY CODE AND ENACTING A NEW SECTION IMPLEMENTING A SALES TAX AT THE RATE OF 3% FOR ADULT USE RECREATIONAL MARIJUANA FOR GENERAL FUND NEEDS. A motion was made by Kessinger and seconded by Vroman to approve the ordinance. A roll call vote showed: Ayes: Hahn, Mayberry, Chirban, Greven, Vroman, Steen, Kessinger, Penner, Balch, Fridley, and Jackson. Nays: zero. Absent: Johnson.
- B. **Ordinance** to authorize contract with Raising Solution, LLC, for slab stabilization on the Highway 72 bridge. (PW Director Darin Pryor) City Counselor Nathan Nickolas read the ordinance for its final reading, by title: ORDINANCE 4802: AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A CERTAIN AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI AND RAISING SOLUTIONS, LLC. A motion was made by Jackson and seconded by Fridley to approve the ordinance. A roll call vote showed: Ayes: Vroman, Jackson, Steen, Greven, Penner, Chirban, Fridley, Kessinger, Mayberry, Hahn, and Balch. Nays: zero. Absent: Johnson.

VI. NEW BUSINESS –

- A. **Ordinance** to submit to voters ballot issue to increase Hotel/Motel Tax from 3% to 5%. (City Administrator John Butz) City Counselor Nathan Nickolas read the ordinance for its first reading, by title: AN ORDINANCE CALLING FOR AN ELECTION TO BE HELD IN THE CITY OF ROLLA, MISSOURI, ON THE SIXTH DAY OF AUGUST, 2024, FOR THE PURPOSE OF SUBMITTING TO THE VOTERS OF THE CITY OF ROLLA, MISSOURI, THE PROPOSITION OF INCREASING THE THREE PERCENT TAX ON EACH SLEEPING ROOM OCCUPIED AND RENTED BY TRANSIENT GUESTS OF HOTELS AND MOTELS LOCATED IN THE CITY OF ROLLA, MISSOURI, TO A FIVE PERCENT TAX FOR PROMOTING THE CITY AS A CONVENTION, VISITOR, AND TOURIST CENTER. After a lengthy discussion with Chamber Staff, Councilman Chirban requested an amendment to consider a 1% increase in lodging tax that will be prepared by legal counsel.

- B. **Ordinance** amending chapter 33 of the City Code pertaining to Pawn Brokers, sellers of gold, silver and platinum, junk dealers, and dealers of second hand goods. City Administrator John Butz explained that based on concerns expressed from a local pawn broker and their legal representatives, City Counselor Nathan Nickolas did a comprehensive review of the City’s ordinance on pawn brokers, precious metal dealers, scrap dealers and second hand dealers. City Counselor Nathan Nickolas read the ordinance for its first reading, by title: AN ORDINANCE AMENDING CHAPTER 33 OF THE CITY CODE PERTAINING TO PAWN BROKERS, SELLERS OF GOLD, SILVER AND PLATINUM, JUNK DEALERS, AND DEALERS OF SECOND HAND GOODS.
- C. **Motion** to authorize City Administrator John Butz to sign the Sovereign Immunity Preservation Rider - City Administrator John Butz explained to Council that the City obtains insurance quotes annually for renewal of the general liability, property coverage and workers comp. Private carriers are now requiring an official motion/authorization preserving immunity annually to coincide with policy renewals. A motion was made by Vroman and seconded by Chirban to allow the City Administrator to sign to the authorization. A voice vote showed 11 Ayes, zero Nays, and 1 Absent.
- D. **Informational** – Community Development Director Dawn Bell Shared that a creek in the Frisco watershed has now been named The Frisco Creek by the United States Board on Geographic Names.
- E. **Informational** – Update to Chapters 20 and 42 - Community Development Director Dawn Bell shared that changes to the zoning code were being presented to the P&Z Commission in regards to overnight shelters and how they are enforced. This will officially come back to Council after being presented to P&Z on May 14th.
- F. **Resolution** approving staff to proceed with public notification regarding the renaming of a portion of Old Saint James Rd from 18th to the city limits/Quarry Rd/County Rd 3030. (City Planner Tom Coots) City Counselor Nathan Nickolaus read the resolution for one reading, by title: RESOLUTION 2033: A RESOLUTION TO DEEM IT NECESSARY TO RENAME THAT PORTION OF COUNTY ROAD 3060 WITHIN THE CITY LIMITS TO OLD SAINT JAMES ROAD AND TO AUTHORIZE THE PUBLIC NOTIFICATION PROCESS FOR SAID STREET NAME CHANGE. A motion was made by Chirban and seconded by Vroman to approve the resolution. A voice vote showed 11 ayes, zero nays, 1 absent.

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

- A. **Motion** to award bid to Donald Maggi, Inc for Project #517 – Pine Street Improvements and **Ordinance** to enter into agreement with same. (PW Director Darin Pryor) A motion was made by Vroman and seconded by Hahn to award the bid to Donald Maggi Inc. for \$331,428.10 for Pine Street concrete improvements. A voice vote showed 11 Ayes, zero Nays, 1 Absent (Johnson). City Counselor Nathan Nickolaus 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

- A. Jaired Hall-Christy Drive: Spoke of a voluntary free market, providing proof of need verses want before passing a tax proposal, and encouraged Council to vote against the Chamber of Commerce’s request for a 2% Hotel/Motel tax increase.
- B. Ken Bergman – county resident: Shared that he was against the requested 2% Hotel/Motel tax increase and shared his concerned about the previously discussed AI data collection program.

IX. MAYOR/CITY COUNCIL COMMENTS

Mayor Pro-Tem Greven recognized and read highlights from the following three Proclamations.

- A. National Police Week (May 12-18th) and Peace Officers’ Memorial Day (May 15th) Proclamation
- B. Local Government Week (May 5-11) Proclamation
- C. Building Safety Month (May) Proclamation

X. COMMENTS FOR THE GOOD OF THE ORDER

- A. Next Meeting Date, Monday, May 20th, 2024
- B. Mayor Pro-Tem Greven invited all on May 8th to the Waynesville High School for a Community Salute to Service to celebrate High School Seniors who are enlisting in a branch of the military.
- C. Councilman Chirban corrected an error on the agenda stating the next meeting would be May 20th instead of May 15th.
- D. Councilman Kessinger would like to follow-up on deer control within the city limits. City Administrator John Butz shared that Columbia, Mo has one of the most successful Urban Deer Hunting Programs and will invite the Mo Dept. of Conservation for a future Council discussion..
- E. Councilman Hahn recognized Hayden Kissinger for accepting his appointment to the U.S. Air Force Academy.
- F. Public Works Director Darin Pryor extended an invitation for an Open House at the Eugene Northern Hall on May 9th from 4:30pm-6:00pm where 10 year project plans for the Prop P tax will be discussed.

XI. CLOSED SESSION –

- A. Closed Session per RSMo 610.021- None

XII. ADJOURNMENT –

With nothing further to discuss, the meeting was adjourned at 9:10 pm.

Minutes respectfully submitted by City Clerk Lorri Powell.

CITY CLERK

MAYOR