

**ROLLA CITY COUNCIL MEETING MINUTES
TUESDAY, SEPTEMBER 3RD, 2024; 6:30 P.M.
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET**

Presiding: Mayor Louis J. Magdits IV

Council Members in Physical Attendance: Joshua Vroman, Megan Johnson, Nathan Chirban, Steve Jackson, Matt Fridley, William Hahn, and Kevin Greven.

Council Members Absent: Tina Balch, Stanley Mayberry, Victoria Steen, Rob Kessinger, and Mattias Penner.

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

Mayor Louis J. Magdits IV called the meeting to order at approximately 6:30 p.m. and asked Councilman Chirban to lead in the Pledge of Allegiance.

I. CONSENT AGENDA

- A. Consider Approval of the City Council Minutes of:
1. City Council Minutes – August 5th, 2024
 2. City Council Workshop Minutes – August 6th, 2024
 3. City Council Minutes – August 19th, 2024
 4. City Council Workshop Minutes – August 26th, 2024

A motion was made by Fridley and seconded by Chirban to approve the minutes. A voice vote showed 7 Ayes, 0 Nays, 5 Absent.

II. PUBLIC HEARINGS –

- A. **Public Hearing and Ordinance** to approve the FY 2025 Budget and 2025 Sewer Fees. (City Administrator John Butz) The FY 2025 budget was submitted for Council consideration per RSMo 67.010. The spending plan of \$40,120,859 is offset with projected revenues of \$37,982,820 plus retained earnings from previous years. The total deficit of \$2,138,039 is covered from revenues received in prior years from TDD funds for the Pine Street Project, ARPA funds and prior year donations for the animal shelter. Included was a \$1 a month increase in sewer availability fees to cover increased costs in the sewer collection system. Specific wording was proposed to allow only half of the proposed Rec Fund budget amount to be appropriated with the other half to be revisited in April 2025. Formal action by Council will be needed to authorize the remaining appropriation. At 6:36 PM, Mayor Magdits opened the public hearing for citizen comments. There were no comments made and Mayor Magdits closed the public hearing at 6:36 PM. City Counselor Nathan Nickolaus read the ordinance for its first reading, by title: AN ORDINANCE ADOPTING AN ANNUAL BUDGET FOR THE FISCAL YEAR BEGINNING ON OCTOBER 1, 2024 AND APPROPRIATING FUNDS PURSUANT THERETO.

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

- a. Environmental Services Department Monthly Report July 2024
- b. Building Codes monthly report – July 2024
- c. Police Department Monthly Report – July 2024
- d. Animal Control Division Report – July 2024
- e. Rolla Municipal Court Summary – July 2024
- f. Rolla Board of Public Works Minutes for May 30, 2024
- g. The Centre Income Statement ending July 2024
- h. City of Rolla Financials ending July 31st, 2024
- i. EEZ Minutes for August 22nd, 2024
- j. Airport Advisory Committee Minutes for November 9th, 2023
- k. Finance/Audit Committee Minutes for August 14th, 2024

IV. ACKNOWLEDGMENTS and SPECIAL PRESENTATIONS –

- A. Rolla Schools Homecoming Parade 2024 (PW Director Darin Pryor) Gina Zervos and Dr. Corey Ray with Rolla Public Schools shared the plans for a Homecoming parade on September 26th at 6:00 PM. Details regarding the route are still being finalized in cooperation and consideration of the Downtown Business area.
- B. Beth Ayres, Chapter President and Sue Eudaley shared an update on the services provided by Sleep In Heavenly Peace, a volunteer driven charity that builds beds and provides new mattresses and bedding for children in need.

V. OLD BUSINESS –

- A. **Ordinance** to amend section 27-92 of the City Code to prohibit parking on a section of Walnut Street. (PW Director Darin Pryor) City Counselor Nathan Nickolaus read the ordinance for its final reading, by title: ORDINANCE 4819: AN ORDINANCE AMENDING SECTION 27-92 OF THE GENERAL ORDINANCES OF THE CITY OF ROLLA, MISSOURI KNOWN AS THE CODE OF THE CITY OF ROLLA, MISSOURI, RELATING TO PARKING. A motion was made by Jackson and seconded by Chirban to approve the ordinance. A roll call vote showed: Ayes: Fridley, Greven, Vroman, Chirban, Johnson, Hahn, and Jackson Nays: none Absent: Kessinger, Penner, Steen, Mayberry, and Balch.
- B. **Ordinance** to amend Ch. 28 of the Rolla City Code to establish the Administrative Search Warrant Process. (City Administrator John Butz). A motion was made by Fridley and seconded by Jackson to approve the ordinance. Chirban shared his desire to make a motion to amend, followed by discussion. Fridley made a motion to withdraw his previous motion and make a motion to postpone the final reading to the next meeting on September 23rd. This was seconded by Hahn. A voice vote showed 7 Ayes, zero Nays, and 5 Absent.

VI. NEW BUSINESS –

- A. **Ordinance** to approve the 2024-2025 service availability fee increase. PW Director Darin Pryor shared that this ordinance would increase the service availability fee from \$12/month to \$13/month for residential users, brining the average user from \$39/month to \$40/month. The non-metered rate will go from \$468 per year to \$480 per year. City Counselor Nathan Nickolaus read the ordinance for its first reading, by title: AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 35 OF THE GENERAL ORDINANCES OF THE CITY OF ROLLA, MISSOURI, KNOWN AS THE CODE OF THE CITY OF ROLLA, MISSOURI, RELATING TO SEWERS AND WATER.

- B. **Discussion** on Urban Wildlife - Deer Population Control (City Administrator John Butz)
City Administrator shared the need for deer population control in the city limits and showed city owned properties of 3 acres or more that could be utilized. Council agreed that they were interested in pursuing this further but wished to wait until more Councilmembers were present to continue with discussion. Administration will have a draft proposal to present to Council at one of the October Council meetings.
- C. **Motion** to appoint Employer Representative to the 2024 Missouri LAGERS Annual Meeting. (City Administrator John Butz) A motion was made by Johnson and seconded by Vroman to send City Administrator John Butz or his designee to the October Annual Lagers meeting. A voice vote showed 7 Ayes, zero Nays, and 5 Absent.
- D. **Ordinance** to amend Chapter 37 for the Lodging Tax Rate Increase. (City Administrator John Butz)
This ordinance would enact the lodging tax increase (hotel/motel tax) from 3% to 5%, that the voters approved at the August 6th election. A motion was made by Hahn and seconded by Johnson to amend Sec 37-56 of the proposed ordinance to read as “Applications for license renewals shall be filed by June 30th.....”. A voice vote showed 7 Ayes, zero Nays, and 5 Absent. A motion was made by Jackson and seconded by Fridley to amend section 37-59 of the proposed ordinance to maintain the penalty interest at 3%. A voice vote showed 4 Ayes, 3 Nays (Vroman, Chirban, and Johnson), and 5 Absent.
City Counselor Nathan Nickolaus read the ordinance for its first reading, by title: AN ORDINANCE REPEALING CHAPTER 37-53 OF THE ROLLA CITY CODE AND ENACTING A NEW CHAPTER 37-53 IMPLEMENTING A HOTEL/MOTEL “LODGING” TAX AT THE RATE OF 5% PROMOTING THE CITY AS A CONVENTION, VISITOR, AND TOURIST CENTER.

VII. CLAIMS and/or FISCAL TRANSACTIONS –

- A. **Resolution** to accept Grant award from the Land and Water Conservation Fund from the Mo Dept. of Natural Resources and Mo State Parks. (Parks Director Floyd Jernigan) City Counselor Nathan Nickolaus read the resolution for one reading, by title: RESOLUTION 2039: A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A FINANCIAL ASSURANCE AGREEMENT DATED AUGUST 17, 2024. A motion was made by Fridley and seconded by Vroman to approve the resolution. A voice vote showed 7 Ayes, zero Nays, 5 Absent.
- B. **Motion to Award** bid to Donald Maggi Inc. for the Route E Sidewalk Improvements Project 419, and **Ordinance** to enter into agreement with same. (PW Director Darin Pryor) A motion was made by Fridley and seconded by Johnson to award the bid to Donald Maggi Inc for \$605,621.65. A voice vote showed 7 Ayes, zero Nays, and 5 Absent. 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.
- C. **Motion to Award** bid to Midwest Infrastructure Coating, LLC for Project 586 Manhole Lining and Ordinance to enter into agreement for same. (PW Director Darin Pryor) A motion was made by Chirban and seconded by Johnson to award the bid to Midwest Infrastructure Coating, LLC for \$37,580.00. A voice vote showed 7 Ayes, zero Nays, and 5 Absent. City Counselor Nathan Nickolaus read the 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 AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI AND MIDWEST INFRASTRUCTURE COATING, LLC.

VIII. CITIZEN COMMUNICATION

- A. Lindy Hardwick: Spoke in favor of the Mission and shared her experience as a volunteer.
- B. Lyndsey Bagnall – Spoke in favor of the Mission
- C. David Dukes – Spoke on the lack of prosecution for crimes and criminal law enforcement.
- D. Dale Wands – Spoke on the negative influence that the area homeless has had on his rental business.

IX. MAYOR/CITY COUNCIL COMMENTS

- A. Councilman Vroman shared information about the National Interscholastic Cycling Association, a new mountain biking team in Rolla for student athletes in grades 6-12.
- B. Councilman Greven mentioned the announcement from MoDot regarding the I44 project and further delays due to issues.

X. COMMENTS FOR THE GOOD OF THE ORDER

- A. Next Meeting Date, Monday, September 23rd, 2024 (rescheduled due to MML Conference)

XI. CLOSED SESSION –

- A. Closed Session per RSMo 610.021- (2) Real Estate (1) Legal

At 8:53 a motion was made by Chirban and seconded by Hahn to enter into closed session. A roll call vote showed: Ayes: Chirban, Vroman, Greven, Johnson, Jackson, Fridley, and Hahn. Nays: zero. Absent: Steen, Penner, Mayberry, Balch, and Kessinger.

At 9:57 PM Council returned from closed session where no reportable actions were taken.

XII. ADJOURNMENT -

- A. Mayor Magdits informed Council that due to a change in residency, Councilman Mayberry has officially resigned from his position as Ward 5 Representative. Due to the sign-up for the next municipal election being so close, the position will remain unfilled till the next election.

With nothing further to discuss, the meeting was adjourned at 9:59 PM.

Minutes respectfully submitted by City Clerk Lorri Powell.

CITY CLERK

MAYOR