

**Please Note:** The Council Meeting will be conducted at Rolla City Hall. Citizens are encouraged to watch the proceedings live on Fidelity Cable Channel 16 or through the Fidelity YouTube link at <https://www.youtube.com/channel/UCffrfbYSQqtuhOAVkCCyieA>

**COUNCIL PRAYER**  
Ministerial Alliance

**AMENDED AGENDA OF THE ROLLA CITY COUNCIL**  
**Monday, February 6, 2023; 6:30 P.M.**  
**City Hall Council Chambers**  
**901 North Elm Street**

**PRESIDING: Mayor Louis J. Magdits IV**

**COUNCIL ROLL: MORIAH RENAUD, TERRY HIGGINS, MEGAN JOHNSON, NATHAN CHIRBAN, LISTER B. FLORENCE, JR., MATTHEW FRIDLEY, JAIED HALL, ROBERT KESSINGER, STANLEY MAYBERRY, VICTORIA STEEN, AND TINA BALCH**

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**PLEDGE OF ALLEGIANCE**  
Councilwoman Tina Balch

**I. CONSENT AGENDA**

- A. Consider Approval of the City Council Minutes of:
  - 1. City Council Meeting – January 3, 2023
  - 2. Closed Session Minutes – January 3, 2023
  - 3. City Council Meeting – January 17th, 2022
  - 4. Closed Session Minutes – January 17th, 2022

**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 – December 2022
- b. Building Codes monthly report – December 2022
- c. Police Department Monthly Report – December 2022
- d. Animal Control Division Report – December 2022
- e. City of Rolla Financial Reports – December 2022
- f. RMU Financial report for December 2022
- g. The Centre Income Statement ending November, 2022
- h. Development Review Committee Minutes for January 17<sup>th</sup>, 2023
- i. Rolla Planning and Zoning Commission Meeting for December 13<sup>th</sup>, 2022
- j. Municipal Court Summary Reporting for December 2022

**V. OLD BUSINESS** –

- A. **Ordinance** to amend/rezone 550/650 Joan Drive from C-3, Highway Commercial to a PUD, Planned Unit Development District. (City Planner Tom Coots) **Final Reading**

February 6, 2023

- B. **Ordinance** to allow a minor subdivision to combine three commercial lots and a portion of another lot, and vacate Joan Drive and certain easements, located at 550/650 Joan Dr. (City Planner Tom Coots) **Final Reading**

VI. **NEW BUSINESS** –

- A. **Ordinance** to amend Rolla’s Indoor Smoke Free Act to include Marijuana. (City Administrator John Butz) **First Reading**
- B. **General Discussion** on Amendment 3 – Offenses and Zoning (City Administrator John Butz)

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

- A. **Bid award** to Alexander Construction for EIFS repairs/replacement on exterior wall of RPD. (Police Chief Sean Fagan; Com. Dev. Director Steve Flowers) **Motion**
- B. **Bid award** to Wade’s Equipment for a Compact Track Loader using the Sourcewell Program. (PW Director Darin Pryor) **Motion**
- C. **Bid award** to Wade’s Equipment for a Skid Steer Loader using the Sourcewell Program. (PW Director Darin Pryor) **Motion**
- D. **Bid award** to Coe Equipment for the purchase of a Sewer Easement Machine. (PW Director Darin Pryor) **Motion**
- E. **Resolution** to authorize the application for RTP grant funding for “Recreational Trails Program” addressing park improvements. (Parks Director Floyd Jernigan) **Motion**

VIII. **CITIZEN COMMUNICATION**

IX. **MAYOR/CITY COUNCIL COMMENTS**

- A. **Motion** to reappoint James Marcellus to the Police Personnel Board (4 yr term exp. Feb 2027)
- B. **Motion** to reappoint Bette Shields to the Police Personnel Board (4 yr term exp. Feb 2027)
- C. **Motion** to reappoint Jacob Rohter to the Phelps County University Extension Council (2<sup>nd</sup> two year term exp. February 2025)
- D. **Motion** to reappoint Becky Roberts to the Library Board. (3 yr term exp. Feb 2026)
- E. **Motion** to reappoint Dr. Keith Wedge to the Police Personnel Board (4 year term exp. Feb 2027)
- F. **Motion** to reappoint Andrew Meggitt to the Parks Advisory Commission (3 yr term exp. Feb 2026 )
- G. **Motion** to reappoint Mike Fleischhauer to the Parks Advisory Commission (3 yr term exp. Feb 2026)
- H. **Motion** to appoint Steve Davis to P&Z Commission (4 yr term exp. Feb 2027)

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

XI. **CLOSED SESSION** – Closed Session per RSMo 610.021- (2) **Real Estate**

XII. **ADJOURNMENT** -

**ROLLA CITY COUNCIL MEETING MINUTES  
TUESDAY, JANUARY 3<sup>RD</sup>, 2023; 6:30 P.M.  
ROLLA CITY HALL COUNCIL CHAMBERS  
901 NORTH ELM STREET**

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

**Council Members in Physical Attendance:** Moriah Renaud, Megan Johnson, Matt Fridley, Jaired Hall, Rob Kessinger, Stanley Mayberry, Lister Florence, Victoria Steen and Tina Balch

**Council Members Absent:** Nathan Chirban and Terry Higgins

**Council Ward Vacancy:** Ward 5 - Carolyn Bolin

**Department Directors and Other City Officials in Physical Attendance:** Community Development Director Steve Flowers, Interim PW Director Darin Pryor, Police Chief Sean Fagan, Interim Fire Chief Jeff Breen, Environmental Services Director Brady Wilson, Park Director Floyd Jernigan, City Planner Tom Coots, RMU GM Rodney Bourne and City Counselor Carolyn Buschjost.

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

**I. CONSENT AGENDA**

A. Consider Approval of the City Council Minutes of:

1. City Council Meeting – December 5, 2022
2. City Council Meeting – December 19<sup>th</sup>, 2022
3. Closed Session Minutes – December 19<sup>th</sup>, 2022

A motion was made by Megan and seconded by Kessinger to approve the minutes. A voice vote showed 9 Ayes, zero Nays, 2 Absent (Higgins and Chirban), and 1 Vacancy (Bolin)

**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 – November 2022
- b. Building Codes monthly report – November 2022
- c. Police Department Monthly Report – November 2022
- d. Animal Control Division Report – November 2022
- e. City of Rolla Financial Reports – November 30, 2022
- f. RMU Financial report for November 2022

January 3, 2023

- g. The Centre Income Statement ending November, 2022
- h. Development Review Committee Minutes for December 20th, 2022
- i. Rolla Planning and Zoning Commission Meeting for November 15, 2022
- j. Park Advisory Commission Minutes for November 16<sup>th</sup>, 2022

**V. OLD BUSINESS** –

- A. **Ordinance** to Consider April 2023 Prop P (Parks) Sales Tax Reauthorization (City Administrator John Butz) The passage of this ordinance would approve the ballot language to be voted on at the April 4<sup>th</sup>, 2023 General Municipal Election for the re-authorization of 1/16<sup>th</sup> Park Tax for Capital Improvements in the Park System for 10 years. City Counselor Carolyn Buschjost read the ordinance for its final reading, by title: ORDINANCE 4719: AN ORDINANCE AUTHORIZING SUBMISSION TO THE VOTERS OF THE CITY OF ROLLA, MISSOURI, AT THE NEXT ELECTION DAY, APRIL 4, 2023, “PROPOSITION P” IMPOSING A MUNICIPAL SALES TAX OF ONE-SIXTEENTH OF ONE PERCENT BEGINNING OCTOBER 1, 2023, FOR 10 YEARS FOR THE PURPOSE OF PROVIDING FUNDING FOR LOCAL PARKS AND RECREATION, INCLUDING, CONSTRUCTION, OPERATION AND MAINTENANCE OF PARKS. A motion was made by Johnson and seconded by Fridley to approve the ordinance. A roll call vote showed the following: Ayes: Renaud, Florence, Steen, Fridley, Johnson, Kessinger, Mayberry, Hall, and Balch. Nay: none. Absent: Chirban and Higgins. Vacancy: Ward 5 Bolin

**VI. NEW BUSINESS** –

- A. **Resolution** to allow the application for a Transportation Alternatives Grant (TAP) to construct approximately 75 ADA compliant curb ramps. (Interim Public Works Director Darin Pryor) City Counselor Carolyn Buschjost read the Resolution for one reading, by title: RESOLUTION 2016: A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE MISSOURI DEPARTMENT OF TRANSPORTATION FOR THE 2018 TRANSPORTATION ALTERNATIVE PROGRAM. A motion was made by Johnson and seconded by Kessinger to allow the application. A voice vote showed 9 Ayes, zero Nays, 2 Absent, 1 vacancy.
- B. **Ordinance** to correct an error with program agreement TAP-9901(532) which will install sidewalks along State Route E. (Interim Public Works Director Darin Pryor) City Counselor Carolyn Buschjost read the ordinance for its first reading, by title: ORDINANCE 4720: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CERTAIN CONTROLLING AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI AND MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR PROJECT TAP-9901(532). A motion was made by Fridley and Balch to suspend the rules for the final reading: A voice vote showed 7 Ayes, 2 Nays (Hall and Florence), 2 Absent (Chirban and Higgins), and 1 vacancy. City Counselor Carolyn Buschjost read the ordinance for its final reading. A motion was made by Fridley and seconded by Balch to pass the ordinance. A roll call vote showed the following: Ayes: Steen, Renaud, Mayberry, Balch, Johnson, Kessinger, Florence, Fridley, and Hall. Nays: none. Absent: Chirban and Higgins. Vacancy: Bolin.
- C. **Discussion** on Amendment 3 (adult recreational marijuana) and Impacts. City Administrator John Butz discussed with Council some of the impacts that are already coming to light after the passage of Amendment 3 (adult recreational marijuana). Changes will have to be made to city ordinances to better

coordinate with the new state restrictions. Cities can ban sales from microbusiness or comprehensive facilities by voter referendum. Cities can also establish time, manner and location dispensaries under land use regulation subject to voter authorization there can be a 3% sales tax on recreational marijuana purchases. More details will be understood as MO DHSS issues formal regulations.

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

- A. **Informational:** The unbudgeted replacement purchase of RMU Line Truck #22. (RMU GM Rodney Bourne) Due to increasing lead times of purchasing new line trucks (approaching 5 years), RMU is discussing the replacement of the current line truck #22 which is 7 years old. Funds will not be expended for several years and the line truck was not included on RMU’s FY2023 budget. A sheet listing future liabilities will be included in future budget packets for further transparency.

**VIII. CITIZEN COMMUNICATION**

**IX. MAYOR/CITY COUNCIL COMMENTS**

- A. **Motion** to appoint Gary Mobley to the Rolla Housing Authority (4 year term ending Dec 2026) A motion was made by Kessinger and seconded by Johnson to approve the tenant appointment. A voice vote showed 9 Ayes, 2 Absent (Chirban and Higgins), 1 vacancy (Bolin).
- B. Councilman Fridley encouraged community involvement/service.
- C. Councilman Kessinger compliments RPD and RCFD on going above and beyond to help people during the last cold stretch.
- D. Florence asked how the increase in minimum wage was affecting the City Budget. (\$12.00/hr. as of 1/1/2023) Administration will follow-up by email on the economic impact.

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

**XI. CLOSED SESSION – Closed Session per RSMo 610.021- (3) Personnel**

At 7:36 PM, a motion was made by Johnson and seconded by Renaud to go into closed session. A roll call vote showed the following. Ayes: Steen, Fridley, Mayberry, Balch, Johnson, Kessinger, Florence, Hall, and Renaud. Nays: none Absent: Chirban and Higgins. Vacancy: Bolin

At 7:50 PM, Council returned from closed session where they discussed a personnel matter where one action was taken. Information will be released after 72 hours.

**XII. ADJOURNMENT -**

Having no further business, the meeting adjourned at approximately 7:50 p.m.  
Minutes respectfully submitted by City Clerk Lorri Thurman.

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CITY CLERK

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MAYOR

January 3, 2023

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**ROLLA CITY COUNCIL MEETING MINUTES  
TUESDAY, JANUARY 17th, 2023; 6:30 P.M.  
ROLLA CITY HALL COUNCIL CHAMBERS  
901 NORTH ELM STREET**

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

**Council Members in Physical Attendance:** Moriah Renaud, Megan Johnson, Matt Fridley, Jaired Hall, Rob Kessinger, Stanley Mayberry, Lister Florence, Victoria Steen, Nathan Chirban, Terry Higgins and Tina Balch

**Council Members Absent:** None

**Council Ward Vacancy:** Ward 5 - Carrolyn Bolin

**Department Directors and Other City Officials in Physical Attendance:** Community Development Director Steve Flowers, PW Director Darin Pryor, Police Chief Sean Fagan, Interim Fire Chief Jeff Breen, Environmental Services Director Brady Wilson, City Planner Tom Coots, Finance Director Steffanie Rogers, Centre Recreation Director Marci Fairbanks and City Counselor Carolyn Buschjost.

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

**I. PUBLIC HEARINGS** –

- A. **Public Hearing and Ordinance** to amend/rezone 550/650 Joan Drive from C-3, Highway Commercial to a PUD, Planned Unit Development District. (City Planner Tom Coots) This would rezone a property for a proposed RV Park with graveled drives and parking for 144 RVs. The PUD would also allow up to 6 months stays in the park, opposed to the current city code which allows for only 7 days. The Mayor opened the public hearing at 6:54. With no citizen comments either for or against the project, the public hearing was closed at 6:55 pm. Mr. Coots advised Council that city code allows for the Preliminary PUD to go to the P&Z Commission and if approved, it binds the City to certain things including the use of the property. After some discussion on this, Councilwoman Johnson commented that she would like to wait on the first reading of the ordinance until all the final information is present. A motion was made by Hall and seconded by Balch to proceed with the first reading. A roll call vote showed the following: Ayes: Mayberry, Balch, Chirban, Renaud, Steen, Kessinger, Florence, Hall, Fridley, and Higgins. Nay: Johnson. Vacancy: Bolin. City Counselor Carolyn Buschjost read the ordinance for its first reading: AN ORDINANCE TO APPROVE THE RE-ZONING OF 550/650 JOAN DRIVE FROM THE C-3, HIGHWAY COMMERCIAL DISTRICT TO A PUD, PLANNED UNIT DEVELOPMENT.

**II. ACKNOWLEDGMENTS and SPECIAL PRESENTATIONS** – None

**III. OLD BUSINESS** – None

January 17th, 2023

**IV. NEW BUSINESS –**

- A. **Ordinance** to allow a minor subdivision to combine three commercial lots and a portion of another lot, and vacate Joan Drive and certain easements, located at 550/650 Joan Dr. (City Planner Tom Coots) Related to the previous item I.A.1. This final plat would combine all the property to be developed into one large lot, vacate unneeded easements and right-of-way, and dedicate the known easements needed for the RV Park development. City Counselor Carolyn Buschjost read the ordinance for its first reading: AN ORDINANCE TO APPROVE THE MINOR SUBDIVISION FINAL PLAT OF BLUE’S LAKE PLAT #12; VACATING JOAN DRIVE; AND VACATING ALL EASEMENTS DEDICATED IN BLUE’S LAKE PLAT #10.

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

- A. **Motion** to Ratify the (emergency) purchase of 3 mid-sized pickup trucks. (City Administrator John Butz) Due to ongoing supply chain issues, Administration authorized the emergency purchase of 3 white, mid-sized Ford Rangers for \$30,930 from Hutcheson Ford. A motion was made by Higgins and seconded by Johnson to ratify the emergency purchase. A voice vote showed 11 Ayes, zero Nays, and 1 Vacancy.
- B. **Resolution** to Consider a Revision to the FY 2022 Budget. (Finance Director Steffanie Rogers) State Statute Chapter 67 dictates that at the end of the fiscal year, actual expenditures cannot exceed budgeted expenditures. Part of the year end and audit process is to adjust any actuals to meet statute requirements. A motion was made by Fridley and seconded by Kessinger to pass the resolution allowing the adjustments. A voice vote showed 11 Ayes, zero Nays, and 1 vacancy.

**VI. CITIZEN COMMUNICATION**

**VII. MAYOR/CITY COUNCIL COMMENTS**

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

**IX. CLOSED SESSION – Closed Session per RSMo 610.021- (2) Real Estate**

At approximately 7:20, a motion was made by Kessinger and seconded by Chirban to adjourn into closed session to discuss a matter of real estate. A roll call vote showed: Ayes: Fridley, Kessinger, Higgins, Renaud, Steen, Mayberry, Chirban, Balch, Johnson, Hall, and Florence. Nays: None. Vacancy: Bolin

At approximately 7:40, council returned from closed session where an item of real estate was discussed with no final action taken.

**X. ADJOURNMENT -**

Having no further business, the meeting adjourned at approximately 7:40 p.m.  
Minutes respectfully submitted by City Clerk Lorri Thurman.

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CITY CLERK

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MAYOR

January 17th, 2023



# DECEMBER MATERIALS COLLECTED & SHIPPED FROM RECYCLING CENTER

(Based on Calendar Year)

Material	Dec 2022	Nov 2022	Dec 2021	Year-to-Date 2022	Year-to-Date 2021	Yearly Total 2021
Cardboard	107.5 ton	130.0 ton	122.5 ton	1,481.9 ton	1,649.0 ton	1,649.0 ton
Newspaper	35.0 ton	38.5 ton	36.5 ton	455.6 ton	527.1 ton	527.1 ton
High Grade Paper	0.0 ton	21.5 ton	0.0 ton	63.5 ton	65.5 ton	65.5 ton
Aluminum	0.0 ton	2.5 ton	1.7 ton	16.1 ton	19.7 ton	19.7 ton
Steel Cans/Scrap Metal	14.0 ton	9.0 ton	3.6 ton	69.7 ton	63.7 ton	63.7 ton
Plastic	0.0 ton	17.0 ton	20.5 ton	98.2 ton	122.6 ton	122.6 ton
Glass	0.0 ton	0.0 ton	22.0 ton	201.7 ton	260.2 ton	260.2 ton
Batteries	0.0 ton	0.0 ton	0.0 ton	2.1 ton	0.3 ton	0.3 ton
Electronic Waste	3.5 ton	2.8 ton	3.2 ton	39.3 ton	47.8 ton	47.8 ton
Household HW	0.0 ton	0.0 ton	0.0 ton	0.0 ton	0.3 ton	0.3 ton
<b>TOTAL</b>	<b>160.0 ton</b>	<b>221.3 ton</b>	<b>210.0 ton</b>	<b>2,428.1 ton</b>	<b>2,756.0 ton</b>	<b>2,756.0 ton</b>

## SERVICES PROVIDED

Type of Service	Dec 2022	Nov 2022	Dec 2021	Year-to-Date 2022	Year-to-Date 2021	Yearly Total 2021
Special Pick-ups	43	44	58	639	732	732
Paper Shredding	4.5 hours	4.5 hours	3.5 hours	59.5 hours	64.3 hours	64.3 hours
Reported Trash Nuisances	0	0	0	0	0	0
Households Dropping Off Hazardous Waste	72	67	58	953	762	762

## DISPOSAL TONNAGE

(Sanitation Division)

Material	Dec 2022	Nov 2022	Dec 2021	Year-to-Date 2022	Year-to-Date 2021	Yearly Total 2021
Refuse	1,245.9 ton	1,243.5 ton	1,503.3 ton	16,383.3 ton	18,681.1 ton	18,681.1 ton



Management Report  
FISCAL YEAR 2023

December 2022

BUILDING PERMITS ISSUED	DECEMBER FY 2023		DECEMBER FY 2022		YTD FY 2023		YTD FY 2022		Δ CHANGE FY 22 - FY 23	
	#	Value	#	Value	#	Value	#	Value	# ISSUED	\$ VALUE
PERMITS ISSUED	29	\$ 2,275,900	36	\$ -	88	\$ -	109	\$ -	-19.3%	
Electric, Plumbing, etc. Only	13	\$ -	15	\$ -	45	\$ -	36	\$ -	25.0%	
Single Famil Detached	-	\$ -	1	\$ 237,100	1	\$ 290,000	5	\$ 1,570,027	-80.0%	-81.5%
Single Family Attached	-	\$ -	4	\$ 568,000	-	\$ -	8	\$ 1,437,000	-100.0%	-100.0%
Duplexes	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
3-or-4 family	4	\$ 2,160,800	1	\$ 452,940	5	\$ 2,700,800	6	\$ 2,583,940	-16.7%	4.5%
5-or-more family	-	\$ -	-	\$ -	-	\$ -	-	\$ -	#DIV/0!	#DIV/0!
Hotels, Motels	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Other nonhousekeeping shelter	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Amusement, social, recreational	-	\$ -	-	\$ -	-	\$ -	1	\$ 141,500	-100.0%	-100.0%
Churches, other religious	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Industrial	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Parking garages	-	\$ -	1	\$ 80,000	2	\$ 25,383	1	\$ 80,000	100.0%	-68.3%
Service stations, repair garages	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Hospitals, institutional	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Offices, banks, professional	-	\$ -	-	\$ -	1	\$ 1,100,000	-	\$ -	-	-
Public Works, utilities	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Schools, other educational	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Stores, customer	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Towers, antennas	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Signs, attached and detached	4	\$ 23,000	1	\$ 1,000	12	\$ 52,200	13	\$ 94,700	-7.7%	-44.9%
Residential addition, remodel	6	\$ 89,600	8	\$ 370,500	12	\$ 312,284	21	\$ 544,000	-42.9%	-42.6%
Commercial addition, remodel	1	\$ 2,500	4	\$ 805,000	8	\$ 746,500	12	\$ 2,227,500	-33.3%	-66.5%
Residential garage, carport	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Demolition, single family	1	\$ -	-	\$ -	2	\$ -	3	\$ -	-33.3%	#DIV/0!
Demolition, 2-family	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Demolition, 3-or-4 family	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Demolition, 5-or-more family	-	\$ -	-	\$ -	-	\$ -	-	\$ -	-	-
Demolition, all other	-	\$ -	-	\$ -	-	\$ -	2	\$ -	-100.0%	
Total Residential Units	16	\$ 2,160,800.00	8	\$ 1,258,040	21	\$ 2,990,800	33	\$ 5,590,967	-36.4%	-46.5%
EST. CONSTRUCTION COSTS		\$ 2,275,900		\$ 2,514,540		\$ 5,227,167		\$ 8,678,667	#DIV/0!	-39.8%
Building Permit Fees		\$ 8,790		\$ 7,117		\$ 21,223		\$ 31,896	#DIV/0!	-33.5%
FEES		\$ 16,740		\$ 18,792		\$ 41,173		\$ 70,596	#DIV/0!	-41.7%
<b>INSPECTIONS PERFORMED</b>	<b>DECEMBER FY 2023</b>	<b>DECEMBER FY 2022</b>	<b>YTD FY 2023</b>	<b>YTD FY 2022</b>	<b>YTD FY 2023</b>	<b>YTD FY 2022</b>	<b>FY 22 - FY 23</b>	<b>FY 22 - FY 23</b>		
Building Inspections	123	217	337	526	-36%					
Electrical Inspections	63	59	192	207	-7%					
Excavation Inspections	0	0	0	0	#DIV/0!					
Plumbing Inspections	46	54	130	137	-5%					
Mechanical Inspections	25	25	60	66	-9%					
Code Inspections	177	307	533	776	-31%					
Nuisance Inspections	97	46	294	162	81%					
Business License Inspections	5	11	24	25	-4%					
<b>TOTAL INSPECTIONS</b>	<b>536</b>	<b>719</b>	<b>1570</b>	<b>1899</b>	<b>-17%</b>					

December 2022

Building	Elec.	Plumb	Mech.	Gen Com	Nuis.	BL	Daily #	N/R	30 Day P	30 Day F	Grass P	Grass F	Trash P	Trash F	Abate Grass	Abate Trash	Summons	# of Inspect.
121	9	4	4	3	11	6	0	37	0	1	2	0	0	0	1	0	0	3
122	5	2	4	1	12	4	1	29	0	0	1	0	0	0	0	0	0	3
125	11	2	3	1	17	9	0	43	0	3	1	0	0	0	0	0	0	3
126	8	4	3	1	11	2	2	31	0	0	0	0	0	0	0	0	0	3
127	10	4	3	2	13	6	0	38	0	1	0	0	2	0	0	0	0	3
128	9	2	2	1	11	3	0	28	0	0	0	0	0	0	0	0	0	3
129	7	7	4	2	11	4	0	35	0	0	0	0	1	0	0	0	0	3
1212	6	3	5	2	11	6	0	33	0	1	0	0	1	2	0	0	0	3
1213	3	4	1	0	4	3	0	15	0	0	1	0	0	0	0	0	0	3
1214	8	6	7	5	13	3	1	43	0	1	1	0	0	0	0	0	0	3
1215	5	3	2	2	6	3	0	21	0	0	0	0	0	0	0	0	0	3
1216	9	5	3	1	11	4	0	33	0	0	0	0	0	0	0	0	0	3
1219	6	1	0	0	7	8	0	22	1	2	0	0	0	0	0	0	0	3
1220	7	2	2	1	11	8	0	31	1	2	0	0	0	0	0	0	0	3
1221	2	3	0	0	5	6	0	16	0	0	0	0	2	0	0	0	0	3
1222	1	1	1	1	1	2	0	7	0	0	0	0	0	0	0	0	0	3
1223	0	0	0	0	0	2	0	2	0	0	0	0	0	0	0	0	0	3
1227	6	1	0	0	7	4	0	18	0	2	0	0	0	0	0	0	0	3
1228	3	4	1	2	4	3	0	17	0	1	0	0	0	2	0	0	0	3
1229	2	2	0	0	3	5	1	13	0	0	3	0	2	0	0	0	0	3
1230	6	3	1	0	8	6	0	24	0	2	2	0	2	0	0	0	0	3
							0	0										
123	63	46	25	177	97	5	536	2	16	11	0	0	10	5	0	0	0	0

## Rolla Police Department Monthly Report YTD 2022

### Calls for Service

"Calls for Service" refers to the general daily activity of the officers - and dispatchers, in some situations - of the Rolla Police Department, as recorded in the Computer Aided Dispatch (CAD) system. Each incident handled by one or more of those individuals, whether in response to a citizen's request for assistance, self-initiated by an officer, or scheduled, is recorded as a single "Call for Service". Call types are assigned based on the initial circumstances presented to the dispatcher and, therefore, should not be considered a reflection of the full nature of the call. "Calls for Service" should also not be mistaken for "Reports Taken".

Description	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD	2021 YTD	% Increase
Abandoned/Recovered Property	18	11	17	19	24	21	26	27	27	17	23	11	241	212	13.68%
Abandoned Vehicle	13	16	20	28	15	9	26	27	28	28	12	17	239	240	-0.42%
Accident - Fatality	0	0	0	0	0	0	0	0	0	0	0	0	0	1	-100.00%
Accident - Injury	19	13	22	20	22	11	16	24	15	21	16	15	214	209	2.39%
Accident - Leave The Scene	13	14	10	18	17	10	15	9	23	22	21	21	193	189	2.12%
Accident - No Injury	45	48	46	51	37	42	36	34	31	46	63	48	527	472	11.65%
Accident - Private Property	23	22	28	24	24	20	22	32	28	20	21	28	292	291	0.34%
Accident - Road Blocked	5	5	3	9	7	2	6	5	7	6	10	7	72	84	-14.29%
Adult Abuse	0	0	0	0	0	0	1	1	1	0	0	1	4	4	0.00%
Alarm LE	75	80	61	66	61	76	63	70	55	80	74	63	824	772	6.74%
Animal Bite/Attack	2	3	8	2	3	4	5	5	3	1	5	0	41	39	5.13%
Animal Control	88	91	101	98	142	147	145	163	153	129	97	75	1,429	1,438	-0.63%
Arson	0	0	0	0	0	0	0	0	0	0	0	0	0	1	-100.00%
Assault	13	13	13	17	20	18	9	11	28	20	9	15	186	133	39.85%
Assist Agency Non-LEA	85	69	73	58	83	63	79	77	60	86	57	63	853	962	-11.33%
Assist Citizen	4	10	8	3	13	5	9	6	2	9	8	9	86	102	-15.69%
Assist LEA	16	9	19	19	10	20	21	15	9	20	7	8	173	200	-13.50%
Assist Motorist	24	40	22	28	18	27	28	23	30	23	24	21	308	353	-12.75%
Bomb Threat	0	0	2	0	0	1	0	0	0	1	0	0	4	0	#DIV/0!
Building Lockout	0	0	0	0	1	0	1	2	1	1	1	1	8	4	100.00%
Burglary	14	12	14	17	16	23	11	18	14	14	10	10	173	210	-17.62%
Business/Building Check	410	191	157	224	150	284	516	309	224	264	279	155	3,163	2,427	30.33%
Call for Police	73	60	82	71	86	76	40	56	63	66	36	43	752	1,182	-36.38%
Check Well Being	96	102	102	118	128	160	136	119	133	113	101	79	1,387	1,221	13.60%
Child Abuse	2	1	1	1	3	3	2	6	2	5	4	1	31	28	10.71%
Child Exploitation/Pornography	0	0	0	0	0	0	0	0	0	0	0	1	1	3	-66.67%
Confidential Investigation	0	2	0	0	0	0	0	0	0	0	0	0	2	1	100.00%
Conservation Violation	0	1	0	0	0	0	0	0	0	0	0	0	1	2	-50.00%
Court	8	8	7	15	11	7	7	8	10	10	20	8	119	158	-24.68%
Crossing Guard (Officer coverage)	5	7	8	7	20	0	0	1	3	0	3	3	57	95	-40.00%
CWB 911 Hangup	251	209	229	174	215	154	163	185	199	210	160	189	2,338	3,108	-24.77%
Death	1	3	2	2	2	0	0	3	1	2	0	0	16	14	14.29%
Destruction of Property	13	20	11	23	17	20	27	24	12	23	12	14	216	222	-2.70%
Disturbance-Fireworks	1	1	1	0	1	5	22	1	4	1	1	0	38	36	5.56%
Disturbance-Liquor	0	0	1	0	1	1	2	0	1	3	1	0	10	12	-16.67%
Disturbance-Other	73	53	63	67	85	86	54	68	69	82	58	61	819	926	-11.56%
Domestic Violence	39	45	46	42	49	40	44	49	26	33	40	28	481	478	0.63%
Driving While Intoxicated	13	10	9	14	5	8	11	9	9	5	13	115	120	-4.17%	
Drown/Water Rescue	0	0	0	1	0	0	0	0	0	0	0	0	1	2	-50.00%
Drug Paraphernalia	5	2	17	7	12	12	15	9	13	7	8	7	114	84	35.71%
Escort - Bank	0	1	0	0	0	0	0	0	0	0	0	0	1	2	-50.00%
Escort - Courtesy	7	11	4	5	1	4	3	6	6	5	8	11	71	106	-33.02%
Escort - Funeral	7	7	6	6	6	8	5	6	10	2	8	6	77	93	-17.20%
Exparte Violation	2	6	8	6	10	7	8	7	9	4	9	9	85	99	-14.14%
Field Interview	38	28	24	46	68	88	105	69	55	57	51	26	655	665	-1.50%
Fight	4	4	7	3	5	10	6	1	1	6	3	0	50	74	-32.43%
Fingerprints	6	11	8	10	5	1	3	5	2	4	5	2	62	89	-30.34%
Follow-up	141	87	110	111	145	119	147	122	113	116	117	105	1,433	1,557	-7.96%
Foot Patrol	0	0	1	0	2	1	2	5	1	0	0	1	13	11	18.18%
Forgery-Counterfeiting	1	1	1	0	1	2	1	0	1	2	0	0	10	10	0.00%
Found Body	0	0	1	0	0	0	0	0	0	0	0	0	1	2	-50.00%
Fraud - Checks/Credit Card	13	16	32	18	13	27	23	25	18	15	20	15	235	218	7.80%
Harassment	16	20	18	24	25	25	29	29	38	26	30	22	302	223	35.43%
Hotel/Motel Check	0	0	0	0	0	0	0	0	0	0	0	0	0	1	-100.00%
Identity Theft	0	2	2	2	2	1	0	2	1	0	2	0	14	5	180.00%
Information Request	202	205	257	268	292	321	313	304	270	350	327	289	3,398	2,681	26.74%
Intoxicated Person	11	7	20	9	16	4	9	9	4	11	9	8	117	122	-4.10%
Jail Incident	0	0	0	0	0	0	0	1	0	0	0	0	1	0	#DIV/0!
Juvenile Complaint	12	15	13	10	23	9	8	9	18	19	13	10	159	99	60.61%
Keep the Peace/Standby	22	13	14	11	9	8	19	12	12	16	20	8	164	140	17.14%

Description	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD	2021 YTD	% Increase
Kidnapping	1	0	0	0	0	0	1	0	0	1	0	0	3	3	0.00%
Leave without Pay	0	1	0	0	1	3	0	1	0	0	0	3	9	13	-30.77%
Liquor Violation	0	0	2	0	0	0	0	0	0	0	0	0	2	3	-33.33%
Littering/Dumping	2	2	3	0	9	11	8	3	3	6	5	1	53	39	35.90%
Loitering	9	7	8	4	8	16	12	12	7	7	7	2	99	131	-24.43%
Lost or Stolen Property	7	6	7	4	5	4	6	7	8	6	10	6	76	63	20.63%
Loud Noise Complaint	19	28	42	25	36	25	16	17	21	32	13	17	291	268	8.58%
Malicious Mischief	3	1	2	2	0	0	1	2	2	0	2	1	16	11	45.45%
Other	0	0	0	0	0	0	0	0	0	0	0	0	0	4	-100.00%
Mental Health	35	25	31	20	30	28	46	28	31	31	24	30	359	341	5.28%
Missing Person	3	15	8	9	7	7	7	12	6	5	7	5	91	95	-4.21%
Narcotics Violation	14	18	29	29	39	18	22	19	15	24	21	13	261	325	-19.69%
Negotiation Callout	0	0	1	0	0	0	1	0	0	0	0	0	2	0	#DIV/0!
No Business License	1	0	0	0	0	0	0	0	0	0	0	0	1	0	#DIV/0!
Open Door	6	10	4	14	5	10	3	13	4	10	8	10	97	103	-5.83%
Overdose	5	11	9	12	11	7	14	8	8	10	5	6	106	114	-7.02%
Paper Service	30	27	43	27	23	19	19	19	21	24	25	23	300	310	-3.23%
Prisoner Transport	1	3	2	2	2	2	1	1	2	2	1	5	24	33	-27.27%
Property Damage-Non Criminal	0	1	1	2	1	2	3	1	2	0	1	0	14	18	-22.22%
Prostitution	0	0	0	0	1	1	0	1	0	0	0	0	3	1	200.00%
Prowler	1	3	2	4	5	5	5	7	6	4	4	3	49	38	28.95%
Public Indecency	0	0	0	0	0	4	3	2	2	0	0	3	14	10	40.00%
Public Relations	4	1	9	6	13	4	18	21	21	17	10	8	132	105	25.71%
Pursuit	1	0	0	0	1	0	0	0	0	1	0	1	4	10	-60.00%
Rape/Sexual Assault	0	1	1	2	1	1	2	0	0	1	0	0	9	10	-10.00%
Robbery	0	1	0	0	0	0	1	1	0	0	1	1	5	4	25.00%
Runaway	7	7	9	4	12	6	8	4	6	11	11	3	88	59	49.15%
Search Warrant	0	0	0	1	1	1	0	3	1	0	0	0	7	5	40.00%
Vacation/Security Check	32	17	23	19	23	18	35	21	30	10	7	12	247	154	60.39%
Selective Enforcement	0	0	0	1	0	0	0	0	0	0	0	0	1	5	-80.00%
Sewer Alarm	0	0	0	2	0	0	1	1	0	0	0	0	4	1	300.00%
Sex Offenses	11	3	5	9	4	5	3	2	4	7	2	6	61	37	64.86%
Shots Fired	2	2	2	3	0	0	5	11	5	6	7	0	43	43	0.00%
Smoking Violation	0	0	0	0	0	0	0	0	0	0	0	0	0	2	-100.00%
Soliciting	1	1	1	1	3	3	2	3	1	1	4	2	23	11	109.09%
Stabbing	0	0	0	0	0	0	0	1	0	0	0	0	1	1	0.00%
Stabbing or Shooting with Injury	0	0	0	0	1	1	1	0	2	2	0	0	7	7	0.00%
Stalking	0	0	0	0	0	1	1	1	0	1	1	0	5	3	66.67%
Stealing	54	38	75	73	98	94	100	83	95	82	83	60	935	973	-3.91%
Stolen Vehicle	10	5	7	5	6	17	9	4	11	6	2	5	87	110	-20.91%
Suicide	1	0	0	0	0	0	0	0	0	0	0	0	1	1	0.00%
Suspicious Activity	80	78	63	102	123	121	95	108	100	85	79	66	1,100	1,147	-4.10%
Suspicious Package/Item	0	0	1	1	0	0	1	0	0	0	0	1	4	5	-20.00%
SWAT Callout	0	0	1	0	1	0	1	0	0	0	1	0	4	5	-20.00%
Tampering	3	8	3	4	9	8	10	7	8	3	3	1	67	67	0.00%
Telephone Harassment	8	4	6	9	13	9	8	25	9	6	19	14	130	121	7.44%
Tow Sticker Expired	11	7	16	28	17	22	17	17	11	9	14	16	185	113	63.72%
Traffic Complaint	122	160	150	168	163	161	118	160	152	156	109	100	1,719	1,616	6.37%
Traffic Stop	291	379	465	272	385	424	374	279	361	448	299	442	4,419	4,283	3.18%
Trespassing	36	38	32	42	81	84	77	74	68	55	67	42	696	385	80.78%
Try to Contact	14	12	16	16	14	18	11	12	10	21	23	18	185	159	16.35%
Vehicle Identification	60	55	42	61	41	58	47	47	55	48	38	37	589	729	-19.20%
Vehicle Lockout	1	1	1	1	3	5	1	5	5	1	3	1	28	43	-34.88%
Vehicle Repossession	6	5	2	8	4	2	6	4	6	6	3	4	56	40	40.00%
Veterinary Call	7	3	5	5	4	10	7	11	6	6	2	3	69	92	-25.00%
Weapons Violation	4	2	6	4	10	6	3	4	7	5	6	5	62	28	121.43%
<b>Totals</b>	<b>2,832</b>	<b>2,591</b>	<b>2,864</b>	<b>2,773</b>	<b>3,135</b>	<b>3,231</b>	<b>3,369</b>	<b>3,070</b>	<b>2,955</b>	<b>3,161</b>	<b>2,735</b>	<b>2,503</b>	<b>35,219</b>	<b>34,529</b>	<b>2.00%</b>

**Rolla Police Department Monthly Report**  
YTD 2022

**Part I Crimes**

Calls that result in written reports are processed through the department's Records Management System (RMS) and ultimately reported to the MSHP and FBI. Beginning in 2020, we transitioned from the FBI's Uniform Crime Report (UCR) method, which counted only the most serious crime from each incident, to the National Incident-Based Reporting System (NIBRS), which counts each of the offenses per incident separately. NIBRS is now considered the FBI's standard method of reporting. The FBI has historically classified eight of the most serious offenses as "Part I Crimes" (these totals are somewhat fluid as investigations and report processing are not limited to monthly time frames):

	<u>Criminal Homicide</u>	<u>Rape</u>	<u>Robbery</u>	<u>Felony Assault</u>	<u>Burglary</u>	<u>Larceny</u>	<u>Auto Theft</u>	<u>Arson</u>	<u>Total</u>	<u>Change from Previous Yr</u>
December	0	0	1	8	3	27	1	0	40	
YTD 2022	0	7	6	93	115	529	44	3	797	-2.09%
2021	1	15	9	68	119	565	36	1	814	-21.28%
2020	1	11	1	93	156	712	59	1	1034	11.42%
2019	0	16	6	87	164	604	46	5	928	14.71%
2018	0	30	7	84	102	547	34	5	809	-5.49%
2017	0	18	14	80	114	593	32	5	856	11.31%

**Overdoses**

The following data pertain to calls for service responded to by the Rolla Police Department in which an overdose was known or suspected. It is not an accurate representation of all overdoses occurring in Rolla, as these incidents aren't always reported since Narcan is available over-the-counter. Also, in many circumstances, law enforcement may not be called on to respond, as an overdose could be reported as a medical call, or the patient could be transported to the hospital by family/friends. Note the "Narcan Administered" column is ONLY for Narcan administered by RPD. Therefore, it cannot be used as a representation of the # of Narcan uses per overdose incident, as many times another responding agency (Fire, EMS, other LE) administers the Narcan. We do not have statistics for those agencies. Overdose Deaths are those deaths in which it is immediately known an overdose was involved. There is potential for this total to change as death investigations and/or lab results are finalized.

	<u>Overdose Calls for Service</u>	<u>Narcan Administered by RPD</u>	<u>Overdose Deaths</u>
December	6	2	1
YTD 2022	132	42	11
2021	140	58	13





## ANIMAL CONTROL MONTHLY TOTALS

December 2022

### ANIMALS IMPOUNDED

	Canine	Feline	Other	Wildlife	Monthly Total	2022 YTD Total	2021 YTD Total
	Domestic						
City of Rolla	11	3	0	11	25	453	447
Rolla Area (Rural Areas)	1	0	0	0	1	14	37
Newburg Area	0	0	0	0	0	0	3
Doolittle Area	0	0	0	0	0	0	0
Edgar Springs Area	0	0	0	0	0	1	0
St. James Area	0	0	0	0	0	8	0
Ft. Leonard Wood (Mil)	0	0	0	0	0	0	1
Other Law Enf. Agencies	0	0	0	0	0	0	3
<b>Monthly Total</b>	<b>12</b>	<b>3</b>	<b>0</b>	<b>11</b>	<b>26</b>		
<b>2022 YTD Total</b>	<b>244</b>	<b>81</b>	<b>1</b>	<b>150</b>		<b>476</b>	
<b>2021 YTD Total</b>	<b>235</b>	<b>100</b>	<b>3</b>	<b>153</b>			<b>491</b>
<b>Total Phelps County</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>19</b>	<b>37</b>

### ANIMAL DISPOSITION

	Canine	Feline	Other	Wildlife	Monthly Total	2022 YTD Total	2021 YTD Total
	Domestic						
Animals Adopted ①	8	0	0	0	8	138	116
Animals Claimed	5	0	0	0	5	95	109
Euthanized(III/Injured)	0	0	0	0	0	10	11
Euthanized(Dangerous)	0	2	0	0	2	40	47
Euthanized(Un-Placed)②	0	0	0	0	0	0	0
Deceased on Arrival	0	2	0	3	5	80	82
Transferred to Rescue ③	1	0	0	1	2	10	20
Wildlife Relocated	0	0	0	0	0	50	74
Other	0	0	0	0	0	2	5
<b>Monthly Total</b>	<b>14</b>	<b>4</b>	<b>0</b>	<b>4</b>	<b>22</b>		
<b>2022 YTD Total</b>	<b>227</b>	<b>84</b>	<b>1</b>	<b>113</b>		<b>425</b>	
<b>2021 YTD Total</b>	<b>222</b>	<b>98</b>	<b>3</b>	<b>141</b>			<b>464</b>

	Monthly Total	2022 YTD Total	2021 YTD Total			
Adoption Rate (① +③)÷(①+②+③)	100.00%	100.00%	100.00%			
PR Programs	0	11	12			
Calls for Service	75	1,322	1,555			
Written Warnings	0	0	0			
Citations	0	22	31			
Total Incinerator Hours	0	159	771.5			

## ANIMAL CONTROL MONTHLY TOTALS

EOY 2022

### ANIMALS IMPOUNDED

	Canine	Feline	Other	Wildlife	2022	2021	2020
	Domestic				EOY Total	EOY Total	EOY Total
City of Rolla	222	79	1	151	453	446	359
Rolla Area (Rural Areas)	12	2	0	0	14	37	16
Newburg Area	0	0	0	0	0	2	0
Doolittle Area	0	0	0	0	0	0	0
Edgar Springs Area	1	0	0	0	1	0	4
St. James Area	8	0	0	0	8	0	0
Ft. Leonard Wood (Mil)	0	0	0	0	0	1	8
Other Law Enf. Agencies	1	0	0	0	1	2	0
<b>2022 EOY Total</b>	<b>244</b>	<b>81</b>	<b>1</b>	<b>151</b>	<b>477</b>		
<b>2021 EOY Total</b>	<b>233</b>	<b>100</b>	<b>2</b>	<b>153</b>		<b>488</b>	
<b>2020 EOY Total</b>	<b>178</b>	<b>75</b>	<b>2</b>	<b>132</b>			<b>387</b>
<b>Total Phelps County</b>	<b>20</b>	<b>2</b>	<b>0</b>	<b>0</b>	<b>19</b>	<b>39</b>	<b>27</b>

### ANIMAL DISPOSITION

	Canine	Feline	Other	Wildlife	2022	2021	2020
	Domestic				EOY Total	EOY Total	EOY Total
Animals Adopted ①	99	38	1	0	138	116	112
Animals Claimed	94	1	0	0	95	109	110
Euthanized(III/Injured)	3	5	0	2	10	11	3
Euthanized(Dangerous)	18	18	0	0	36	47	17
Euthanized(Un-Placed)②	0	0	0	0	0	0	0
Deceased on Arrival	4	16	0	60	80	74	73
Transferred to Rescue ③	8	1	0	0	9	20	5
Wildlife Relocated	0	0	0	50	50	75	68
Other	1	1	0	0	2	4	10
<b>2022 EOY Total</b>	<b>227</b>	<b>80</b>	<b>1</b>	<b>112</b>	<b>420</b>		
<b>2021 EOY Total</b>	<b>223</b>	<b>98</b>	<b>2</b>	<b>133</b>		<b>456</b>	
<b>2020 EOY Total</b>	<b>190</b>	<b>77</b>	<b>1</b>	<b>130</b>			<b>398</b>

### ADDITIONAL STATISTICS

	2022	2021	2020
	EOY Total	EOY Total	EOY Total
Adoption Rate (① + ③) ÷ (① + ② + ③)	100.00%	100.00%	100.00%
PR Programs	11	12	27
Calls for Service	1322	1555	3,150
Written Warnings	0	0	5
Citations	22	31	30
Total Incinerator Hours	159	771	812

**CITY OF ROLLA  
CASH ANALYSIS REPORT  
December 31, 2022**

**GENERAL FUND**

CASH IN BANK	\$	91,792.07
NIB GENERAL FUND	\$	23,976.79
CASH - BAIL BONDS	\$	-
ROLLA MUNICIPAL COURT	\$	4,491.50
ASI FLEX 125	\$	19,648.54
CASH - HEALTH ACCOUNT	\$	-
TIF ACCOUNT - EATS	\$	84,902.87
TIF ACCOUNT - PILOT	\$	33.86
CASH - PAID UNDER PROTEST	\$	-
INVESTMENTS - GENERAL FUND	\$	1,052,685.42
USE TAX MMA	\$	1,109,404.31
MMA - GENERAL FUND RESERVE REBUILD	\$	1,308,824.89
POLICE EVIDENCE FUNDS	\$	18,894.48
CITY SEIZURES & FORFEITURES	\$	13,719.11
TASKFORCE SEIZURES & FORFEITURES	\$	423,206.32
ANIMAL CONTROL SHELTER COMM PARTNER	\$	131,829.74
ANIMAL CONTROL SHELTER RESERVE	\$	291,901.93
PROPERTY FIRE DAMAGE ACCOUNT	\$	15.06
DISASTER RESPONSE	\$	-
GENERAL FUND CREDIT CARD ACCOUNT	\$	172,219.55
US BANK ESCROW	\$	-
INVESTMENTS - CDS	\$	-
EAC ACCOUNT	\$	-
<b>GENERAL FUND TOTALS</b>	<b>\$</b>	<b>4,747,546.44</b>

**SEWER FUND**

CASH IN BANK	\$	1,326,847.03
NIB GENERAL FUND	\$	179.00
SEWER FUND MMA	\$	670,252.16
SEWER FUND DEPREC & RESERVE	\$	505,313.22
INVESTMENTS - GENERAL FUND	\$	2,481.82
GENERAL FUND CREDIT CARD ACCOUNT	\$	696.00
US BANK ESCROW	\$	-
INVESTMENT - CDS	\$	-
<b>SEWER FUND TOTALS</b>	<b>\$</b>	<b>2,505,769.23</b>

**ENVIRONMENTAL SERVICES FUND**

CASH IN BANK	\$	336,229.09
NIB ENV SVS FUND	\$	-
INVESTMENTS - GENERAL FUND	\$	-
GENERAL FUND CREDIT CARD ACCOUNT	\$	478.29
MMA PCB	\$	1,637,932.15
ENV SVS CC	\$	71,229.49
INVESTMENT - CDS	\$	-
<b>ENV SVS FUND TOTALS</b>	<b>\$</b>	<b>2,045,869.02</b>

**ARPA FUNDING**

CASH IN BANK	\$	-
ARPA FUNDING MMA	\$	1,495,517.74
<b>AIRPORT FUND TOTALS</b>	<b>\$</b>	<b>1,495,517.74</b>

**CITY OF ROLLA  
CASH ANALYSIS REPORT  
December 31, 2022**

<b><u>AIRPORT FUND</u></b>	
CASH IN BANK	\$ (92,335.48)
NIB GENERAL FUND	\$ 416.68
GENERAL FUND CREDIT CARD ACCOUNT	\$ 3,820.14
INVESTMENTS - MMA	\$ 34,524.12
INVESTMENTS - MMA (BREWER LEASE AGREE)	\$ 27,300.00
<b>AIRPORT FUND TOTALS</b>	<b>\$ (26,274.54)</b>
<b><u>CEMETERY FUND</u></b>	
CASH IN BANK	\$ -
CASH - MMA	\$ 334,512.38
INVESTMENTS - RESTRICTED	\$ -
<b>CEMETERY FUND TOTALS</b>	<b>\$ 334,512.38</b>
<b><u>STREET FUND</u></b>	
CASH IN BANK	\$ 926,181.04
NIB GENERAL FUND	\$ -
GENERAL FUND MMA	\$ -
GENERAL FUND CREDIT CARD ACCOUNT	\$ 4,520.00
CASH - MMA	\$ 1,806,847.61
MODOT RESERVE	\$ 1,513,142.30
INVESTMENT - CDS	\$ -
<b>STREET FUND TOTALS</b>	<b>\$ 4,250,690.95</b>
<b><u>RECREATION FUND</u></b>	
CASH IN BANK	\$ 94,061.89
INVESTMENTS - GENERAL FUND	\$ -
GENERAL FUND CREDIT CARD ACCOUNT	\$ -
DEPR RES & EQUIP - MMA	\$ -
<b>RECREATION FUND TOTALS</b>	<b>\$ 94,061.89</b>
<b><u>HEALTH INSURANCE FUND</u></b>	
HEALTH INSURANCE RESERVE	\$ 503,145.65
CASH - HEALTH ACCOUNT	\$ 37,474.00
GENERAL FUND CREDIT CARD ACCOUNT	\$ 4,373.30
<b>HEALTH FUND TOTALS</b>	<b>\$ 544,992.95</b>
<b><u>PARK FUND</u></b>	
CASH IN BANK	\$ 62,622.90
NIB GENERAL FUND	\$ -
GENERAL FUND CREDIT CARD ACCOUNT	\$ -
INVESTMENTS - PARK SALES TAX	\$ 317,618.78
PARKS CC	\$ 36,257.93
<b>PARK FUND TOTALS</b>	<b>\$ 416,499.61</b>
<b><u>PARK LAND RESERVE FUND</u></b>	
CASH IN BANK	\$ 20,984.68
PARK LAND RESERVE ACCOUNT	\$ 18,653.11
<b>PARK LAND RESERVE FUND TOTALS</b>	<b>\$ 39,637.79</b>
<b>GRAND TOTAL ALL FUNDS</b>	<b>\$ 14,953,305.72</b>

ANY AND ALL FINANCIAL RECORDS ARE OPEN TO THE PUBLIC

**CITY OF ROLLA**  
**REVENUE/EXPENDITURE REPORT - UNAUDITED**  
**November 30, 2022**  
**25% of Year**

	<b>CURRENT BUDGET</b>	<b>YTD ACTUALS</b>	<b>BUDGET BALANCE</b>	<b>% OF BUDGET</b>
<b><u>GENERAL FUND</u></b>				
REVENUES	\$14,212,885.00	\$ 2,899,808.30	\$ 11,313,076.70	20.4%
<b>EXPENDITURES</b>				
GENERAL ADMINISTRATIVE	\$ 709,485.00	\$ 235,366.86	\$ 474,118.14	33.2%
ADMINISTRATION	\$ 308,055.00	\$ 71,037.39	\$ 237,017.61	23.1%
LIBRARY	\$ 318,850.00	\$ 78,853.68		24.7%
FINANCE	\$ 729,200.00	\$ 166,579.48	\$ 562,620.52	22.8%
LEGAL	\$ 70,700.00	\$ 15,880.20	\$ 54,819.80	22.5%
COURT	\$ 133,450.00	\$ 24,083.24	\$ 109,366.76	18.0%
TELECOMMUNICATIONS	\$ 1,498,835.00	\$ 296,234.17	\$ 1,202,600.83	19.8%
ANIMAL CONTROL	\$ 335,740.00	\$ 18,695.47	\$ 317,044.53	5.6%
POLICE	\$ 4,993,225.00	\$ 1,509,395.51	\$ 3,483,829.49	30.2%
FIRE	\$ 4,655,462.00	\$ 782,284.78	\$ 3,873,177.22	16.8%
ROLLA RURAL FIRE	\$ -	\$ 133,476.50	\$ (133,476.50)	#DIV/0!
BUILDING SERVICES	\$ 105,715.00	\$ 26,353.56	\$ 79,361.44	24.9%
COMMUNITY DEVELOPMENT	\$ 518,500.00	\$ 109,707.37	\$ 408,792.63	21.2%
ECONOMIC DEVELOPMENT	\$ 57,075.00	\$ 40,000.00	\$ 17,075.00	70.1%
TOTAL EXPENDITURES	<u>\$14,434,292.00</u>	<u>\$ 3,507,948.21</u>	<u>\$ 10,686,347.47</u>	24.3%
REVENUES OVER/UNDER EXPENDITURES	\$ (221,407.00)	\$ (608,139.91)	\$ 626,729.23	
<b><u>SEWER FUND</u></b>				
REVENUES	\$ 5,902,917.00	\$ 1,052,807.32	\$ 4,850,109.68	17.8%
EXPENDITURES	<u>\$ 5,874,432.00</u>	<u>\$ 414,890.46</u>	<u>\$ 5,459,541.54</u>	7.1%
REVENUES OVER/UNDER EXPENDITURES	\$ 28,485.00	\$ 637,916.86	\$ (609,431.86)	
<b><u>ENVIRONMENTAL SERVICES FUND</u></b>				
REVENUES	\$ 4,291,200.00	\$ 633,956.16	\$ 3,657,243.84	14.8%
<b>EXPENDITURES</b>				
RECYCLING	\$ 428,375.00	\$ 122,269.94	\$ 306,105.06	28.5%
SANITATION	\$ 3,072,950.00	\$ 558,180.05	\$ 2,514,769.95	18.2%
VEHICLE MAINTENANCE	\$ 496,230.00	\$ 119,375.91	\$ 376,854.09	24.1%
TOTAL EXPENDITURES	<u>\$ 3,997,555.00</u>	<u>\$ 799,825.90</u>	<u>\$ 3,197,729.10</u>	20.0%
REVENUES OVER/UNDER EXPENDITURES	\$ 293,645.00	\$ (165,869.74)	\$ 459,514.74	
<b><u>ARPA FUNDING</u></b>				
REVENUES	\$ 750.00	\$ 356,999.55	\$ (356,249.55)	47599.9%
EXPENDITURES	<u>\$ 1,635,000.00</u>	<u>\$ 350,947.72</u>	<u>\$ 1,284,052.28</u>	21.5%
REVENUES OVER/UNDER EXPENDITURES	\$ (1,634,250.00)	\$ 6,051.83	\$ (1,640,301.83)	

**CITY OF ROLLA**  
**REVENUE/EXPENDITURE REPORT - UNAUDITED**  
**November 30, 2022**  
**25% of Year**

	<u>CURRENT BUDGET</u>	<u>YTD ACTUALS</u>	<u>BUDGET BALANCE</u>	<u>% OF BUDGET</u>
<b><u>AIRPORT FUND</u></b>				
REVENUES	\$ 605,728.00	\$ 197,483.71	\$ 408,244.29	32.6%
EXPENDITURES	\$ 794,560.00	\$ 236,344.61	\$ 558,215.39	29.7%
REVENUES OVER/UNDER EXPENDITURES	\$ (188,832.00)	\$ (38,860.90)	\$ (149,971.10)	
<b><u>CEMETERY FUND</u></b>				
REVENUES	\$ 10,500.00	\$ 3,736.71	\$ 6,763.29	35.6%
EXPENDITURES	\$ 10,000.00	\$ -	\$ 10,000.00	0.0%
REVENUES OVER/UNDER EXPENDITURES	\$ 500.00	\$ 3,736.71	\$ (3,236.71)	
<b><u>STREET FUND</u></b>				
REVENUES	\$ 6,910,000.00	\$ 2,716,893.01	\$ 4,193,106.99	39.3%
EXPENDITURES				
STREET	\$ 5,443,085.00	\$ 796,157.35	\$ 4,646,927.65	14.6%
TDD	\$ 1,660,000.00	\$ 84,264.48	\$ 1,575,735.52	5.1%
ENGINEERING	\$ 926,750.00	\$ 184,725.60	\$ 742,024.40	19.9%
TOTAL EXPENDITURES	\$ 8,029,835.00	\$ 1,065,147.43	\$ 6,964,687.57	
REVENUES OVER/UNDER EXPENDITURES	\$ (1,119,835.00)	\$ 1,651,745.58	\$ (2,771,580.58)	
<b><u>RECREATION FUND</u></b>				
REVENUES	\$ 450,000.00	\$ 350,200.00	\$ 99,800.00	77.8%
EXPENDITURES				
AQUATICS	\$ -	\$ (433.09)	\$ 433.09	#DIV/0!
ADMINISTRATION	\$ 459,025.00	\$ 259,297.80	\$ 199,727.20	56.5%
MAINTENANCE	\$ -	\$ 20,734.50	\$ (20,734.50)	#DIV/0!
TOTAL EXPENDITURES	\$ 459,025.00	\$ 279,599.21	\$ 179,425.79	60.9%
REVENUES OVER/UNDER EXPENDITURES	\$ (9,025.00)	\$ 70,600.79	\$ (79,625.79)	
<b><u>PARK FUND</u></b>				
REVENUES	\$ 1,973,900.00	\$ 439,966.17	\$ 1,533,933.83	22.3%
EXPENDITURES				
ADMINISTRATION	\$ 238,075.00	\$ 61,569.94	\$ 176,505.06	25.9%
PARKS	\$ 1,135,145.00	\$ 200,854.23	\$ 934,290.77	17.7%
SPLASHZONE	\$ 254,420.00	\$ 25,298.60	\$ 229,121.40	9.9%
OUTDOOR RECREATION	\$ 184,410.00	\$ 15,312.78	\$ 169,097.22	8.3%
TOTAL EXPENDITURES	\$ 1,812,050.00	\$ 303,035.55	\$ 1,509,014.45	16.7%
REVENUES OVER/UNDER EXPENDITURES	\$ 161,850.00	\$ 136,930.62	\$ 24,919.38	

**CITY OF ROLLA**  
**REVENUE/EXPENDITURE REPORT - UNAUDITED**  
 November 30, 2022  
 25% of Year

	<u>CURRENT BUDGET</u>	<u>YTD ACTUALS</u>	<u>BUDGET BALANCE</u>	<u>% OF BUDGET</u>
<b><u>PARK LAND RESERVE FUND</u></b>				
<b>REVENUES</b>	\$ 40.00	\$ 48.93	\$ (8.93)	122.3%
<b>EXPENDITURES</b>	<u>\$ 25,000.00</u>	<u>\$ -</u>	<u>\$ 25,000.00</u>	0.0%
<b>REVENUES OVER/UNDER EXPENDITURES</b>	\$ (24,960.00)	\$ 48.93	\$ (25,008.93)	





**REGULAR SESSION – December 29, 2022**

~ Meeting was held in the Board Room at RMU's Tucker Professional Center at 4:30 p.m. ~

The meeting was called to order at 4:30 p.m. by Rolla Board of Public Works ("RBPW" or "Board") President, Nick Barrack presiding. The following were present:

- Board members: President, Nick Barrack  
 Vice President, Albert Crump, Jr.  
 Secretary, Dr. Wm. E. Showalter  
 Vice Secretary, Ted Read
- RMU Staff: General Manager, Rodney P. Bourne, P.E.  
 Operations Manager, Chad Davis, P.E.  
 Business Manager, Jason Grunloh  
 Finance Manager, Gwen Cresswell  
 Electric Superintendent, Eric Lonning  
 Water Superintendent, Jason Bell

Minutes submitted, according to Agenda, by RMU's Administrative Assistant, Megan Saylor.

\* \* \* \* \*

**I. APPROVAL OF MINUTES**

Read made a motion, seconded by Showalter, the minutes of the November 29, 2022 Board meeting Regular session be approved as presented. Motion passed unanimously.

**II. CITIZEN COMMUNICATION (None)**

**III. SPECIAL PRESENTATION (None)**

**IV. STAFF REPORTS**

**A. FINANCE MANAGER'S REPORT (presented by Cresswell)**

1. The Board received the Statement of Income & Expenses reports for November 2022 (FY23). Cresswell reviewed November reports (FY23):
  - Month-to-Date comparison of November 2022 to November 2021
    - For November 2022, we are showing operating income of \$2,185,336. This is a decrease of over \$15,000 from November 2021. Year-to-date operating income is \$4,644,164 which is a decrease of over \$230,800 compared to this time last year.
    - Purchased power expenses for the month were \$2,023,170 which is an increase of over \$261,000 from November 2021. Year-to-date purchased power is \$3,674,698 which is an increase of over \$476,000 from this time last year.
    - Total operating expenses for November were \$2,923,977 which includes purchased power. This total is up over \$386,000 from November 2021 and over \$537,000 year-to-date. The bulk of this increase is purchased power.
    - This gives us a total net loss for the month of \$660,558 and a net loss of \$449,535 for the year.
2. Cresswell presented RMU's Financial Statement, Statistics report, and the Disbursement Summary for November 2022.

Showalter made a motion, seconded by Read, that the financial reports be approved as presented and forwarded to the City. Motion passed unanimously.

**B. BUSINESS MANAGER'S REPORT (presented by Grunloh)**

1. Customer Information System (CIS) Update  
 Grunloh reported that RMU staff reviewed on-line demonstrations for new utility operating software. We are currently gathering feedback on the two companies from staff to make sure they will meet the needs of RMU. Both companies offer many features that will improve the customer experience. Grunloh clarified that this software is run separately from Paymentus, which handles E-bills, text notifications and credit card payments. The new CIS software will be replacing the entire utility software including employee records, inventory, customer billing, and account setup.

2. Winter Peak Alert Flyers

Grunloh mentioned that peak alert flyers went out this month with customer bills. We will be checking with MPUA when the weather dictates to determine the most likely days for whole pool peak. Based on MPUA's projections for the pool, we did not issue a peak on Friday, December 23<sup>rd</sup>, even with the extreme weather.

C. **OPERATIONS MANAGER'S REPORT** (presented by Davis)

1. Updates on:

a. Development Review Committee Meeting (DRC).

Davis mentioned that RMU is still working on a reply letter for the previous meeting and there will be an update given at the next Board meeting.

b. Current RMU projects

Davis highlighted work projects listed on the Operation Manager's Report. A complete list with details of all electric and water projects was included in the Board packet.

- Davis reported that the new line on McCutchen Drive from 18<sup>th</sup> Street to Harvey Lane is now energized. This electric project was relocating existing overhead 34kV sub-transmission to 18<sup>th</sup> Street right-of-way and construction on a new 12 kV overhead distribution was previously completed in November.
- Reconfiguration of electric distribution at 602 North Cedar including conversion of overhead to underground to provide new transformer and metering for commercial development. Project completed December 20, 2022.
- Davis reported crews have worked to install fuel filter heaters at the generation systems in order to help with fuel gelling issues. This was brought to light during winter storm Uri and completed in time for the previous week's cold spell. Generators were able to be started more easily. Project completed December 8, 2022.
- Davis announced Well 15 experienced a catastrophic failure of pump and motor on December 8<sup>th</sup>. Even with current difficulties in ordering, stock, lead times, etc., the pump was returned to full service in slightly over a week. The final price for the motor and pump replacement was \$52,766.00.
- Davis highlighted the recent cold event on Friday, December 23<sup>rd</sup>. MoPEP requested that we start running generators that morning. Our crews responded and had better success than during winter storm Uri getting them started. After running units during morning and early evening hours that day, we were able to produce 50 MWh (50,000 kWh).
- Davis reported that in looking forward to ordering issues with long lead times, RMU is proceeding with restocking bids to keep up our inventory. We will be working on a few RFB's to be presented at January's Board meeting.

D. **GENERAL MANAGER'S REPORT** (Bourne)

1. MPUA/MoPEP Updates

Bourne reported that there were three meetings in December and he gave highlights from those meetings:

- a) Winter Capacity Markets for SPP & MISO look good for typical winter scenarios, however under extreme winter conditions coupled with extreme facility outages, capacity could be problematic in MISO RTO markets. SPP appears OK in this extreme scenario.
- b) One of the new features at the MPUA Board meeting is a Spotlight Issue section. This month was on Banking Fraud Awareness. There were some good ideas and recommendations to include ACH Blocks on accounts and Positive Pay Controls to prevent fraud on our accounts.
- c) 10 of our 11 solar farms will be under MJMEUC ownership by years end.
- d) We are reviewing the feasibility of a jointly owned natural gas facility in Illinois with approximate 2026 commercial operation. Many of our same partners in Prairie State could be involved in the project. One downside is the fossil fuel moratorium recently passed by the IL legislature which will be factored into any decision.
- e) Ameren and Evergy have initiated electric rate cases with MoPSC. Requested electric increases range from 5.65% -11.6%.
- f) We are researching Electric Infrastructure Grants available with IIJA funding. Next application deadline is early next year and we are investigating possibility of a qualifying AMI system.
- g) MoPEP Capacity Credits are scheduled to increase just over 6% starting in January.
- h) We have started Generation Roundtables to discuss our local generation, maintenance and operational strategies and virtual ownership/control.
- i) On the legislative front, bills are being pre-filed for next year's session. Many of the pre-filed bills affecting our operations are similar to bills we have seen in previous sessions.
- j) Bourne is being nominated by MPUA for a position on APPA's Deed Board.

V. UNFINISHED BUSINESS (None)

VI. NEW BUSINESS

A. RFB #23-103E Triplex Wire

Davis reported that RMU solicited bids for Triplex Wire. Three bids were received, and he is double checking with distributors that they all submitted the same specifications since there was a large price difference between the companies. Upon comparing bids, staff recommends the lowest bid submitted from Cape Electric if the materials quoted meet RMU specifications. If Cape's material is non-compliant, staff recommends going with the next lowest bid to Wesco. Read made a motion, seconded by Showalter, to award the bid for Triplex Wire to Cape Electric for \$93,280.00. Motion passed unanimously.

B. RFB #23-104 Wood Poles

Davis reviewed the bids received for wood poles. After learning lead times could be months out, staff is recommending placing a large order of various sizes, amounting to four truckloads of poles. The lowest bid received was from Baldwin Pole for \$89,450.00. Staff recommends the lowest bid. Showalter made a motion, seconded by Crump, to award the bid for wood poles to Baldwin Pole in the amount of \$89,450.00. Motion passed unanimously.

C. RFB #23-105 Truck 22

Davis requested the approval to purchase Truck 22 from Altec for a completed unit price of \$451,162 utilizing the Sourcewell cooperative purchasing program. A summary of the purchase was included in the Board packets. The delivery timeframe for the completed unit is 2027. Read made a motion, seconded by Showalter, to approve the purchase of Truck 22 from Altec. Motion passed unanimously. Bourne will report this purchase to City Council at their January 3, 2023 meeting.

VII. EXECUTIVE SESSION (None)

VII. ADJOURNMENT

With no further business appearing, Crump made a motion, seconded by Showalter, to adjourn the meeting. Motion passed unanimously. Meeting adjourned at 5:08 p.m.

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*Nicholas Barrack, President*

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*Dr. Wm. Eric Showalter, Secretary*

The Board's next meeting is scheduled for Tuesday, January 24, 2023 at 4:30 p.m.





**FINANCIAL STATEMENT  
DECEMBER 2022**

<b>RECEIPTS:</b>		
Electric, Water, Tax, Sewer and Refuse Charge	\$3,140,203.89	
Accounts Receivable - Miscellaneous	\$45,205.27	
Customer's Deposits - Refundable	\$30,080.20	
Misc Non-Operating Revenue	<u>\$3,088.84</u>	
Total Receipts	\$3,227,558.30	
Southern Bank ICS Sweep Account Interest (November 30, 2022)	\$37,516.98	
Southern Bank Money Market Account Interest (November 30, 2022)	\$0.00	
Southern Bank Electronic Payment Account Interest (November 30, 2022)	\$845.78	
Southern Bank General Fund Account Interest (November 30, 2022)	\$5,019.70	
Southern Bank Payroll Account Interest (November 30, 2022)	\$6.12	
FSCB Super-Now Account Interest (November 30, 2022)	\$18.78	
FSCB Electronic Payment Account Interest (November 30, 2022)	\$399.44	
PCB Super-Now Account Interest (November 30, 2022)	\$0.24	
Miscellaneous Interest	\$0.00	
Public Utility Cash in Bank (November 30, 2022)	<u>\$32,814,510.89</u>	
Total Receipts and Cash in Bank		<u><u>\$35,885,876.23</u></u>
<b>DISBURSEMENTS:</b>		
Power Purchased	\$2,073,882.08	
Operating Expenses	\$249,823.73	
Administrative and General Expenses	\$113,806.29	
Payroll	\$202,874.67	
Capital Expenditures	\$143,722.45	
Construction in Progress	\$131,910.62	
Stock Purchases (Inventory)	\$65,236.75	
Balance of Customer's Deposits after Finals	\$21,097.07	
Medical, Dental, Vision and Life Insurance Paid by Employees	\$14,798.88	
Support Payments	\$1,364.08	
457 Plan Employee Contributions	\$10,226.01	
Flexible Spending Account Contributions	\$899.12	
U.S. Withholding Tax	\$27,848.04	
Missouri Dept. of Revenue (Sales Tax)	\$39,185.91	
Missouri Dept. of Revenue (Income Tax)	\$11,844.00	
First State Community Bank (Social Security)	\$39,592.08	
Sewer Service Charge	\$403,640.15	
Refuse Service Charge	\$215,521.37	
PILOT to City of Rolla	\$119,941.43	
Standpipes Lease/Purchase	\$378.70	
Utility Incentives	\$0.00	
Unclaimed Deposits to State	\$0.00	
Primacy Fees	\$0.00	
Void General Fund Check:	\$0.00	
Void Working Fund Check:	\$0.00	
		<u>\$3,887,353.49</u>
Cash in Bank (December 31, 2022)	<u>\$31,998,622.74</u>	
Total Disbursements and Cash in Bank		<u><u>\$35,885,876.23</u></u>
<b>BALANCE OF OTHER FUNDS:</b>		
<b>PUBLIC UTILITY ACCOUNTS:</b>		
Citizens Bank of Newburg, Ck# for \$	\$2,000.00	
First State Community Bank-Electronic Payment Account, Ck#1075 for \$449,387.50	\$117,076.70	
First State Community Bank-General Fund, Ck#3645 for \$1,813.68	\$2,231.77	
Southern Bank-General Fund, Cks#37840-37776 for \$3,897,361.27	\$3,010,189.48	
Southern Bank-Electronic Payment Account, Ck #1254 for \$1,282,238.09	\$308,440.53	
Southern Bank-Money Market	\$0.00	
Southern Bank-ICS Sweep Account	\$554,732.07	
Southern Bank-Payroll Account	\$31.19	
PCB-Super Now, Check #28364 for \$10,491.03	\$8,149.02	
Town & Country Bank, Ck#1272 for \$68.37	<u>\$2,000.00</u>	
Total Public Utility Accounts		<u>\$4,004,830.74</u>
<b>ELECTRIC RESERVES:</b>		
Certificates of Deposit	\$0.00	
Money Market Account	\$10,195,583.00	FY20 Funded
U.S. Treasury Bills	<u>\$0.00</u>	
Total Electric Reserves		<u>\$10,195,583.00</u>
<b>RESTRICTED ELECTRIC RESERVES:</b>		
Certificates of Deposit	\$0.00	
Money Market Account	\$14,250,000.00	FY21 Funded
U.S. Treasury Bills	<u>\$0.00</u>	
Total Electric Reserves		<u>\$14,250,000.00</u>
<b>WATER RESERVES:</b>		
Certificates of Deposit	\$0.00	
Money Market Account	\$3,548,209.00	FY20 Funded
U.S. Treasury Bills	<u>\$0.00</u>	
Total Water Reserves		<u>\$3,548,209.00</u>
<b>TOTAL RESERVES:</b>		<u><u>\$27,993,792.00</u></u>
<b>TOTAL PUBLIC UTILITY ACCOUNTS AND RESERVES:</b>		<u><u>\$31,998,622.74</u></u>



STATISTICS

December 2022

PRODUCTION

Date of Demand	12/23/2022
Time of Demand	08:15 AM
Scada Demand	78,260.00
kWh Purchased	32,451,800
Total Cost	\$2,383,700.17 *
Cost per kWh	0.073454 *
Load Factor	53.2%

Pumped #2 Well	0
Pumped #3 Well	0
Pumped #4 Well	3,125,000
Pumped #5 Well	2,626,000
Pumped #6 Well	2,850,000
Pumped #7 Well	1,409,000
Pumped #8 Well	938,000
Pumped #9 Well	3,254,000
Pumped #10 Well	3,015,000
Pumped #11 Well	0
Pumped #12 Well	2,821,000
Pumped #13 Well	6,241,000
Pumped #14 Well	8,937,000
Pumped #15 Well	2,360,000
Pumped #16 Well	11,649,000
Pumped #17 Well	4,048,000
Pumped # 1 Ind Park Well	4,689,000
Pumped # 2 Ind Park Well	2,896,000
Total Gallons	60,858,000

METERS IN SERVICE	Electric	Water
Residential - Single Phase	8,038	6,421
Residential - Three Phase	22	20
Commercial - Single Phase	927	510
Commercial - Three Phase	495	311
Power Service	104	90
Industrial	6	2
Area Lighting	15	7
Street Lighting	27	1
Missouri S&T	0	5
PWSD #2	0	571
Net Metering	0	0
Total	9,634	7,938

ELECTRIC SALES

Residential - Single Phase kWh	9,964,842
Residential - Three Phase kWh	132,681
Commercial - Single Phase kWh	1,363,595
Commercial - Three Phase kWh	3,115,916
Power Service kWh	6,204,400
Industrial kWh	5,172,600
Area Lighting kWh	6,287
Street Lighting kWh	36,087
Rental Lights kWh	78,141
Total kWh Sold	26,074,549
Demand kW	27,986
Revenue	\$2,316,869.45
Monthly Loss	19.65%
Fiscal Year to Date Loss	13.84%

WATER SALES

Residential - Single Phase Gallons	25,196,000
Residential - Three Phase Gallons	349,000
Commercial - Single Phase Gallons	4,125,000
Commercial - Three Phase Gallons	4,760,000
Power Service Gallons	8,924,000
Industrial Gallons	1,975,000
Missouri S&T Gallons	1,908,000
PWSD #2 Gallons	1,775,000
Total Gallons Sold	49,012,000
Revenue	\$283,324.78
Pumping Cost, Electric	\$31,174.07
Monthly Unidentified Loss	15.95% **
Fiscal Year to Date Unidentified Loss	6.48% ***

Sewer Service Charge	\$382,913.31
Refuse Service Charge	\$217,563.17

Gross Payroll	\$289,549.62
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\* Energy losses are not included in this statistic and are estimated at an additional 12%.  
 \*\* Loss includes 2,140,000 gallons per water main flushing records.  
 \*\*\* FY loss includes 8,139,000 gallons per water main flushing records.

**Operation Manager's Report  
RMU Board of Public Works Meeting**

**Date of Report:  
January 24, 2023**

<b>CURRENT WORK</b>	
<b>Location and Description</b>	<b>Timeline</b>
<b>Electric</b>	
McCutchen Drive from 18th Street to Harvey Lane: Relocate existing overhead 34 kV sub-transmission and 12 kV overhead distribution and rebuild some overhead distribution.	In Progress. Milestone: 34 kV energized on December 14, 2022.
11th Street from Oak Street to Rolla Street: Installation of underground electric distribution conduit in conjunction with MO S&T substation project.	Completed: January 6, 2023
MO S&T General Services Building: Overhead and underground primary extensions, new transformer, and metering for commercial development.	In progress
712 South Bishop: Replacement of pole, underground primary extensions, new transformer, and new metering for commercial development. New transformer to also serve 706 South Bishop.	In progress pending work by contractor
1600 Old Wire Outer Road (EJ Holdings): Installation of new pole and underground electric distribution system extension in conjunction with commercial redevelopment.	In progress
Well 11: Relocation of transformer and replacement of pole mounted transformers in ground mounted enclosure with pad mounted transformer.	Completed: January 13, 2023
Heritage Substation: Upgrade SCADA communications with installation of new RTU connected via fiber and and elimination of use of old RTU connected via radio.	In progress
Removal of distribution system and subtransmission capacitors not in use.	January 2023
2021 Industrial Park Drive: Removal of primary metering system not in use.	January 2023
<b>Fiber</b>	
MO S&T GSB Facility: Extension of fiber system to new MO S&T General Services Building on Spruce Drive	In progress
Nagogami Substation to Nagogami Standpipe: Extension of fiber system to reduce reliance on radios.	In progress
<b>Water</b>	
18th Street from Holloway Street to Old St James Road: Replacement of old water main with new 8" main.	In progress
Holloway Street from Arkansas Avenue to 18th Street: Replacement of old water main with new 12" main.	In progress
Turkey Run from Cypress Drive to Sycamore Drive: Replacement of old water main.	Completed: January 19, 2023
Sycamore Drive from Highway O to Cedar Hill Court: Replacement of old water main.	In progress
Service line replacements: Sycamore Drive	Completed: January 19, 2023
Service line replacements: 14th Street from Elm to Oak Streets	Completed: January 5, 2023
Service line adjustments for new sidewalk and street renovations: Elm Street from 14th Street to Bishop Avenue	In progress
MO S&T relocation of water meter on State Street north of 11th Street.	Pending work by University contractor
Well HyPoint 3: Placing well into service.	In progress

<b>AESTHETIC CHANGES THIS PERIOD</b>	
Removal of overhead services not in use.	Ongoing
6th Street between Olive Street and Walnut Street: Removal of overhead distribution system no longer in use.	RMU overhead removed. Pole removal pending removal of attachments.

<b>FUTURE IDENTIFIED WORK</b>	
<b>Location and Description</b>	<b>Timeline</b>
<b>Electric, Water, and/or Fiber</b>	
MO S&T Protoplex: New electric and water services for new development.	Pending University work
4017 HyPoint North: Building addition	Pending developer work
814 South Bishop Avenue: Commercial redevelopment	Pending developer work
4000 Enterprise Drive (MO S&T): Requested additional transformer capacity and new service to existing building.	Pending information from University
1000 North Oak Street: Electric and water service to new Planned Unit Development.	Plan review comments provided
3500 Enterprise Drive: New commercial development requiring new electric and water services.	Plan review comments provided
<b>Electric</b>	
Aintree Road (East and West sides): Replacement of underground primary.	2023
Steeplechase Road (East side): Replacement of underground primary.	2023
Fox Creek Road (West side between Soest Road and Whitehall Road): Replacement of underground primary, including installation of new conduit.	2023
Rolla Senior Apartments (1101 McCutchen): Replacement of underground primary. Review to determine if leaving on 4 KV system or convert to 12 kV system.	2023
100 block of Greentree Road: Convert some overhead primary to underground (including removal from poles owned by Brightspeed) as part of solution for new residential service on previously undeveloped lot.	2023
Ann Lee Estates (Ann Lee Drive located south of Lions Club Drive on South Rolla Street): New underground distribution as subdivision construction takes place.	To be constructed as development of the subdivision progresses.
18th Street from Farrar Drive to Forum Drive: Relocate existing overhead 34 kV sub-transmission and 12 kV overhead distribution to same poles.	Winter 2022/2023
9th Street Conversion - Phase 1 (9th and Rolla Street to 10th and State Street): Convert overhead electric distribution to underground.	2023
9th Street Conversion - Phase 2 (Elm Street to Rolla Street): Convert overhead electric distribution to underground.	2023/2024
Alley west of Rolla St between 8th and 9th Streets: Reconfiguration to accommodate new multi-story residential housing unit.	Pending developer's site work
11th Street from Oak Street to Rolla Street: Utilization of electric conduit system installed earlier.	2023 to 2024
Pine Street from 16th Street to Bishop Avenue: Reconfigure existing system to minimize amount of overhead distribution system in conjunction with City of Rolla street project.	2023 or later pending scheduling by others



**Operation Manager's Report  
RMU Board of Public Works Meeting**

**Date of Report:  
January 24, 2023**

Pine Street from 12th Street to Bishop Avenue: New roadway lighting as part of City of Rolla street project. Grant application to request funds for this part of the project is being submitted by City.	Pending grant application review.
500 West 2nd Street: Temporary revisions to primary electric and extension of primary electric to to serve expansion.	Pending work by Owner's consultants and contractor and railroad permitting
2184 Farrar Drive: Underground primary extension, new transformer, and metering for commerical development.	Transformer and primary conduit are in place. Pending developer work.
500 South Bishop (WalMart): Owner initiated project to reconfigure from two electric services to one.	Pending contractor work
500 South Bishop (WalMart): Revise electric distribution system.	2023
629 South Bishop: Revise electric service for commerical renovation.	Pending work by others
1735 North Bishop (EV charging station): Underground primary extension, new transformer and metering.	Pending contractor work. Pole set: December 5, 2022
4030 and/or 4040 HyPoint North: Electric service modification(s).	Pending developer work
3860 HyPoint Blvd: Conversion of electric service at request of owner.	Pending owner progress
2003 North Bishop: Upgrade of electric service as part of remodel / expansion.	Plan review comments provided
Tower Road Substation: Replacement of main breaker.	Estimated delivery: March 2023
MO S&T substations	Pending University work
RMU switchgear at Phelps Health	Undetermined
RMU switchgear at Hartmann USA	Undetermined
Net metering: Monitoring of testing and insurance requirements, review of applications, and installing new metering.	As needed
Generators: Installation of louvers over openings in containers.	Pending proposal
<b>Water</b>	
Eastwood Drive: Replacement of old water main.	Winter 2022/2023
Elmwood Drive: Replacement of old water main.	Winter 2022/2023
Main Street from 9th Street to 10th Street: Replacement of old water main.	Spring 2023
10th Street from Main Street to Rolla Street: Replacement of old water main.	Spring 2023
Rolla Street from 10th Street to 11th Street: Replacement of old water main.	Spring 2023
10th Street from Main Street to State Street: Abandonment of old water main.	Spring 2023
Bardsley Road from 14th Street to 16th Street: Replacement of water main in conjunction with new residential development.	First half of 2023
Avon Court: Replacement of old water main.	As time allows
Lead Service Line Inventory.	EPA deadline: October 16, 2024
Water main extension(s) to development area(s) utilizing \$2 million of funds allocated by Legislative Priority Projects by State of Missouri for water and wastewater improvements.	Submitting information to MO DNR as required.
<b>Fiber</b>	
Heritage Substation: Fiber extension to allow for connection to fiber instead of utilizing radio system.	Winter 2022/2023

**Operation Manager's Report  
 RMU Board of Public Works Meeting**

**Date of Report:**  
 January 24, 2023

9th Street Conversion - Phase 1 (9th and Rolla Street to 10th and State Street): Convert existing overhead to underground.	2023
9th Street Conversion - Phase 2 (Elm Street to Rolla Street): Convert existing overhead to underground.	2023/2024
Rolla Public Schools RTC building: Reconfigure RMU fiber going into and through the building.	2023
Fiber extensions requests for customers.	As requested

<b>MISCELLANEOUS</b>	
Asphalt Repairs (Dec 25, 2022 invoice) for Water System Repairs in July, August, and September (145.57 tons). Total = \$21,835.50	
Asphalt Repairs (Dec 25, 2022 invoice) for Water System Repairs in November (16.02 tons). Total = \$2,403.00	

**The Centre Rolla's Health & Recreation Complex**  
**Income Statement**  
**For the 3 Months Ending**  
**December 31, 2022**

	<u>Period To Date</u>	<u>PTD Budget</u>	<u>Variance</u>	<u>Last Year</u>	<u>Year To Date</u>	<u>YTD Budget</u>	<u>Variance</u>	<u>Last Year</u>
<b>Members:</b>								
New	78	116	-33%	113	327	450	-27%	418
Net New & Reactivated Bridge/Freezes	(15)			(24)	(36)			(47)
Cancelled	124	76	-63%	74	348	219	-59%	225
Net	(61)	40	-253%	15	(57)	231	-125%	146
<b>Total Members</b>	<b>2,001</b>	<b>2,381</b>	<b>-16%</b>	<b>1,690</b>	<b>2,001</b>	<b>2,381</b>	<b>-16%</b>	<b>1,690</b>
<b>Revenues</b>								
<b>Rental &amp; Other</b>								
Conference Room & Other Rental	\$0	\$300	(\$300)	\$0	\$995	\$900	\$95	\$0
	0	300	(300)	0	995	900	95	0
<b>Member Services</b>								
Membership Dues	54,510	62,087	(7,577)	40,810	160,596	179,280	(18,684)	119,032
Guest Fees	7,611	8,000	(389)	7,042	16,212	24,000	(7,788)	16,893
Special Programs	0	350	(350)	1,380	0	1,050	(1,050)	1,990
Locker Rent	130	75	55	110	190	225	(35)	226
	62,251	70,512	(8,261)	49,342	176,998	204,555	(27,557)	138,141
<b>Fitness</b>								
Enrollment Fees/Health Assessments	955	2,900	(1,945)	360	1,889	11,250	(9,361)	701
Special Programs	(358)	410	(768)	115	2,000	1,230	770	611
	597	3,310	(2,713)	475	3,890	12,480	(8,590)	1,312
<b>Ancillary</b>								
Swim Programs	4,985	11,000	(6,015)	5,095	18,269	33,000	(14,731)	19,004
General Medical Integration	149	990	(841)	0	1,041	2,277	(1,236)	0
Recreation	4,700	7,000	(2,300)	7,228	19,220	21,000	(1,780)	20,387
Cafe	306	350	(44)	340	1,085	1,050	35	724
Pro Shop	64	400	(336)	25	187	1,200	(1,013)	257
Personal Training/Pilates	5,420	5,953	(533)	2,130	20,554	17,389	3,165	6,535
Children's Area	2,703	1,500	1,203	1,142	8,451	4,500	3,951	2,993
	18,327	27,193	(8,866)	15,960	68,806	80,416	(11,610)	49,900
<b>Total Revenue</b>	<b>81,175</b>	<b>101,315</b>	<b>(20,140)</b>	<b>65,777</b>	<b>250,689</b>	<b>298,351</b>	<b>(47,662)</b>	<b>189,353</b>
<b>Expenses</b>								
Salaries & Burden	95,608	94,795	(813)	80,730	285,273	283,535	(1,738)	250,693
Other Employee Expenses	1,489	2,000	511	1,878	5,808	6,000	192	7,309
General Supplies & Services	715	442	(273)	409	2,130	1,326	(804)	1,079
Program Supplies	0	200	200	0	549	600	51	0
Environmental Supplies	1,258	1,500	242	2,816	7,500	4,500	(3,000)	5,322
Cost of Goods Sold	375	280	(95)	147	1,161	840	(321)	208
Minor Equipment	1,012	817	(195)	327	3,998	2,451	(1,547)	1,077
Repairs & Maintenance/Service Contracts	4,961	6,129	1,168	8,598	19,268	18,387	(881)	18,425
Marketing & Collateral	6,456	5,950	(506)	1,787	20,035	17,850	(2,185)	13,489
Utilities	16,150	15,125	(1,025)	14,888	44,737	45,375	638	41,975
Bank Fees & Miscellaneous	1,990	2,851	861	2,077	8,006	8,553	547	6,109
CAM, Taxes & Fees	1,826	2,665	839	1,793	6,350	7,995	1,645	6,374
<b>Total Expenses</b>	<b>131,839</b>	<b>132,754</b>	<b>915</b>	<b>115,448</b>	<b>404,816</b>	<b>397,412</b>	<b>(7,404)</b>	<b>352,061</b>
<b>Net Operating Income</b>	<b>(\$0,664)</b>	<b>(\$1,439)</b>	<b>(19,225)</b>	<b>(49,671)</b>	<b>(154,127)</b>	<b>(99,061)</b>	<b>(\$5,066)</b>	<b>(162,708)</b>
Management Fees	8,000	10,000	2,000	8,000	24,000	30,000	6,000	24,000
<b>Net Income (Loss)</b>	<b>(\$58,664)</b>	<b>(\$41,439)</b>	<b>(\$17,225)</b>	<b>(\$57,671)</b>	<b>(\$178,127)</b>	<b>(\$129,061)</b>	<b>(\$49,066)</b>	<b>(\$186,708)</b>
<b>Ancillary Services Net Income (Loss)</b>								
Swim Programs (Net)	\$1,606	\$6,600	(\$4,994)	\$2,248	\$4,773	\$19,800	(\$15,027)	\$7,871
Recreation (Net)	\$3,219	\$4,000	(\$781)	\$4,234	\$13,247	\$12,000	\$1,247	\$12,016
Café (Net)	\$90	\$350	(\$260)	\$340	\$179	\$1,050	(\$871)	\$724
Pro Shop (Net)	(\$96)	\$120	(\$216)	(\$122)	(\$70)	\$360	(\$430)	\$49
Personal Training/Pilates (Net)	\$1,466	\$1,786	(\$320)	\$770	\$6,938	\$5,217	\$1,721	(\$151)
Children's Area (Net)	(\$1,490)	(\$101)	(\$1,389)	(\$194)	\$1,097	(\$303)	\$1,400	(\$886)
<b>Total Ancillary Services Net Income (Loss)</b>	<b>\$4,794</b>	<b>\$12,755</b>	<b>(\$7,961)</b>	<b>\$7,276</b>	<b>\$26,164</b>	<b>\$38,124</b>	<b>(\$11,960)</b>	<b>\$19,624</b>

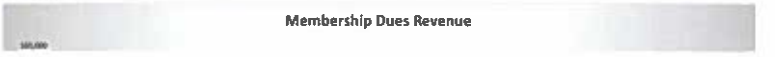
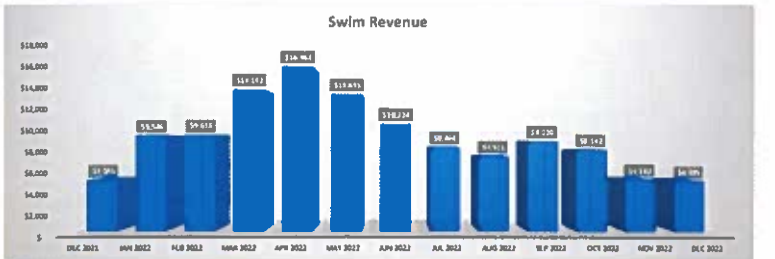
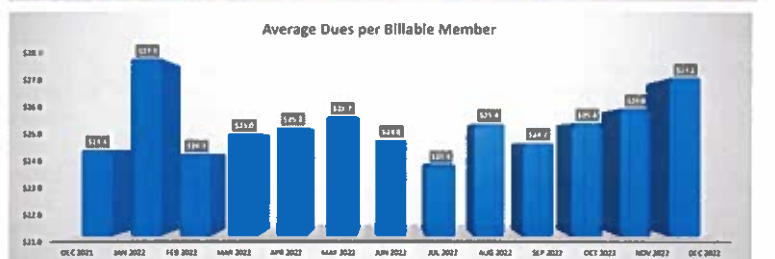
The Centre Roller's Health & Recreation Complex  
 Operations Report  
 December 2021 - December 2022

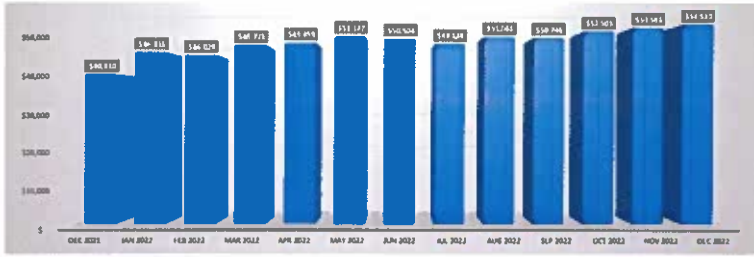
	Dec 2021	Jan 2022	Feb 2022	Mar 2022	Apr 2022	May 2022	Jun 2022	Jul 2022	Aug 2022	Sep 2022	Oct 2022	Nov 2022	Dec 2022
<b>Members - Trend</b>													
New Members	113	222	154	123	102	174	142	161	144	154	149	100	78
Net New & Reactivated Bridge/Freeze	(24)	(111)	(3)	(11)	(3)	(22)	(6)	(50)	(6)	(12)	(9)	(12)	(15)
Cancellations	74	80	69	72	90	119	89	84	196	93	133	91	124
Net Gain/Loss	15	131	82	48	9	33	47	27	(58)	49	7	(3)	(61)
<b>Total Members</b>	<b>1,690</b>	<b>1,821</b>	<b>1,903</b>	<b>1,951</b>	<b>1,860</b>	<b>1,993</b>	<b>2,040</b>	<b>2,067</b>	<b>2,009</b>	<b>2,058</b>	<b>2,065</b>	<b>2,062</b>	<b>2,001</b>
<b>Member Breakdown</b>													
Community	42%	42%	41%	41%	41%	41%	42%	42%	43%	42%	41%	41%	42%
Employers	18%	18%	18%	18%	18%	17%	18%	18%	18%	18%	20%	20%	19%
Senior	19%	19%	19%	19%	19%	19%	19%	18%	18%	19%	20%	19%	20%
Youth/Ch d	20%	22%	22%	23%	22%	23%	21%	22%	21%	19%	19%	20%	20%

	Dec 2021	Jan 2022	Feb 2022	Mar 2022	Apr 2022	May 2022	Jun 2022	Jul 2022	Aug 2022	Sep 2022	Oct 2022	Nov 2022	Dec 2022
<b>Financials</b>													
Total Revenue	\$ 65,777	\$ 80,167	\$ 79,637	\$ 90,086	\$ 94,983	\$ 91,197	\$ 88,425	\$ 80,798	\$ 88,567	\$ 82,105	\$ 83,248	\$ 86,265	\$ 81,175
Total Operating Expenses	\$ 115,448	\$ 111,417	\$ 140,075	\$ 127,181	\$ 128,282	\$ 125,115	\$ 123,081	\$ 144,846	\$ 129,107	\$ 129,957	\$ 133,637	\$ 139,339	\$ 131,839
Net Operating Income	\$ (49,671)	\$ (31,250)	\$ (60,438)	\$ (37,095)	\$ (33,299)	\$ (33,918)	\$ (34,656)	\$ (64,048)	\$ (40,540)	\$ (47,852)	\$ (50,389)	\$ (53,074)	\$ (50,664)
Membership Dues	\$ 40,810	\$ 46,816	\$ 46,028	\$ 48,771	\$ 49,459	\$ 51,177	\$ 50,504	\$ 49,138	\$ 51,061	\$ 50,746	\$ 52,505	\$ 53,581	\$ 54,510
Guest Fees	\$ 7,042	\$ 7,357	\$ 8,682	\$ 8,339	\$ 7,909	\$ 12,118	\$ 7,044	\$ 6,824	\$ 5,918	\$ 3,794	\$ 3,258	\$ 5,343	\$ 7,611
Personal Training Revenue	\$ 2,130	\$ 6,900	\$ 3,381	\$ 5,014	\$ 4,487	\$ 4,788	\$ 4,908	\$ 4,263	\$ 5,015	\$ 7,498	\$ 7,114	\$ 8,020	\$ 5,420
Swim Revenue	\$ 5,095	\$ 9,546	\$ 9,616	\$ 14,162	\$ 16,463	\$ 13,695	\$ 10,714	\$ 8,404	\$ 7,501	\$ 9,020	\$ 8,142	\$ 5,142	\$ 4,985
Recreation Revenue	\$ 7,228	\$ 6,185	\$ 8,383	\$ 8,736	\$ 11,611	\$ 4,688	\$ 8,708	\$ 7,625	\$ 10,068	\$ 3,855	\$ 6,386	\$ 8,134	\$ 4,700
Medical Integration	\$ -	\$ -	\$ -	\$ 496	\$ 397	\$ 348	\$ 347	\$ 198	\$ 731	\$ 1,064	\$ 743	\$ 149	\$ 149
Special Programs	\$ 115	\$ 875	\$ 221	\$ 421	\$ 418	\$ 730	\$ 559	\$ 174	\$ 3,077	\$ 1,326	\$ 1,103	\$ 1,256	\$ (358)

	Dec 2021	Jan 2022	Feb 2022	Mar 2022	Apr 2022	May 2022	Jun 2022	Jul 2022	Aug 2022	Sep 2022	Oct 2022	Nov 2022	Dec 2022
<b>Ancillary Services</b>													
Personal Training Sessions	102	228	141	207	172	198	202	159	190	265	256	201	225
Swim Sessions	82	25	45	48	82	84	98	97	76	53	40	34	10
MT Enrollers	-	-	-	6	5	5	4	2	10	11	9	2	2
NPS Score	7,268	8,743	7,416	9,798	8,987	9,051	9,246	9,659	9,398	8,643	8,994	9,450	8,285
Visits per Member	4.3	4.8	3.9	5.0	4.6	4.5	4.5	4.7	4.7	4.2	4.4	4.6	4.1
Monthly Attrition	4.42%	4.73%	3.79%	3.78%	4.61%	6.07%	4.47%	4.12%	9.48%	4.53%	6.46%	4.41%	6.01%
Dues per Billable Member	\$ 24.1	\$ 25.7	\$ 24.2	\$ 25.0	\$ 25.2	\$ 25.7	\$ 24.8	\$ 23.8	\$ 25.4	\$ 24.7	\$ 25.4	\$ 26.0	\$ 27.2

Member Breakdown	Dec 2021	Jan 2022	Feb 2022	Mar 2022	Apr 2022	May 2022	Jun 2022	Jul 2022	Aug 2022	Sep 2022	Oct 2022	Nov 2022	Dec 2022	Jan 2023	Feb 2023	Mar 2023	Apr 2023	May 2023	Jun 2023	Jul 2023	Aug 2023	Sep 2023	
Community	711	764	784	797	876	920	914	866	863	877	957	881	921										
Employers	209	231	238	243	243	239	222	264	262	210	414	417	343										
Senior	324	344	357	371	371	344	391	381	368	380	404	401	391										
Youth/Child	243	221	234	240	240	250	250	250	250	250	250	250	250										
Total Members	1,690	1,821	1,903	1,911	1,990	1,993	2,000	2,062	2,059	2,066	2,065	2,092	2,091										
Dues/Visits	7,268	8,741	7,416	9,798	8,987	9,091	9,246	9,899	9,298	8,643	8,994	9,450	8,291	2,541	2,624	2,660	2,688	2,779	2,809	2,439	2,875	2,917	
Center Visits	4.4	4.3	4.6	5.0	4.6	4.5	4.5	4.7	4.7	4.2	4.5	4.6	4.1										
Center Visits per Member	4.4	4.3	4.6	5.0	4.6	4.5	4.5	4.7	4.7	4.2	4.5	4.6	4.1										
Total Revenue	\$ 65,777	\$ 80,147	\$ 79,837	\$ 93,096	\$ 94,883	\$ 91,137	\$ 88,475	\$ 89,798	\$ 82,542	\$ 82,105	\$ 81,248	\$ 86,265	\$ 81,175										
Total Operating Expenses	\$ 115,648	\$ 111,417	\$ 140,825	\$ 137,181	\$ 138,782	\$ 175,115	\$ 123,081	\$ 144,846	\$ 129,107	\$ 129,957	\$ 133,627	\$ 139,839	\$ 131,829										
Net Operating Income	\$ (49,871)	\$ (31,270)	\$ (60,988)	\$ (44,085)	\$ (43,899)	\$ (83,978)	\$ (34,604)	\$ (55,048)	\$ (46,565)	\$ (47,852)	\$ (52,379)	\$ (53,574)	\$ (50,654)										
Net Operating Income Budget	\$ 142,457	\$ 142,508	\$ 142,508	\$ 142,508	\$ 142,508	\$ 142,508	\$ 142,508	\$ 142,508	\$ 142,508	\$ 142,508	\$ 142,508	\$ 142,508	\$ 142,508										
Dues per Billable Member	\$ 24.4	\$ 27.9	\$ 24.2	\$ 25.2	\$ 25.2	\$ 25.2	\$ 24.8	\$ 23.8	\$ 25.4	\$ 24.7	\$ 25.4	\$ 26.0	\$ 27.1										
Swim Revenue	\$ 5,095	\$ 9,546	\$ 9,516	\$ 14,842	\$ 18,563	\$ 13,663	\$ 10,714	\$ 8,404	\$ 7,501	\$ 9,020	\$ 8,141	\$ 5,143	\$ 4,963										
Members/Visits Durs	\$ 40,810	\$ 46,816	\$ 46,028	\$ 48,771	\$ 49,459	\$ 51,177	\$ 50,506	\$ 49,338	\$ 53,061	\$ 50,746	\$ 52,909	\$ 53,581	\$ 54,510										





**DEVELOPMENT REVIEW COMMITTEE MINUTES  
TUESDAY, JANUARY 17TH @ 1:30 P.M.  
MEMBERS AND OTHERS IN ATTENDANCE**

Tom Coots, Com. Dev.  
Steve Flowers, Com. Dev.  
Tom Falkenrath, Public Works  
Darin Pryor, Public Works  
Brady Wilson, Environmental Services

Sarah West, Com. Dev.  
Jeff Breen, Fire  
Jim Larson, Developer  
Dale Brown, RMU  
Paul Frisbee, Engineer

**NEW BUSINESS:**

1. **Keller Tower:** Discussion regarding building permit for an apartment building at 305 W 9<sup>th</sup> Street

**Breen** was concerned that, without an easement, there is not enough space for emergency access. **Coots** brought up that the proposed building does not comply with the City code on commercial space. Committee had discussion about dumpster size, location, and access. **Pryor** mentioned issues about storm water detention. Committee had discussion about the underground electric.

2. **ZV22-06:** Variance to allow reduced setbacks for Fine Linen Theater building at 702 N Olive

**Flowers** the applicant is wanting a zero setback from 7<sup>th</sup> Street and a 10 foot setback from North Olive Street? **Coots** yes. Committee had no issues.

3. **ZV22-07:** Variance to allow an additional wall sign which is also larger than permitted by the Rolla Arts and Entertainment Overlay District for the Ozark Actors Theater at 701 N Cedar

**Brown** RMU will need to check if there will be any overhead electrical issues.

4. **ZV22-08:** Variance to allow a sign which exceeds the maximum height permitted in the C-2, General Retail District for the proposed Longhorn Steakhouse at 1600 Old Wire Outer Rd

Committee had no comments.

5. **ZON22-05:** Rezoning 1203 S Bishop from the C-2, General Retail district to the C-3, Highway Commercial district

Committee had no comments.

6. **ZON23-01:** Rezoning 1708 Ashwood Dr from the R-1, Single-family district to the R-2, Two-family district

**Brown** RMU has a two inch water main running along Ashwood Drive. They will have to make sure it will be enough to support new housing units.

7. **ZON23-02:** Rezoning 605 W 7<sup>th</sup> Street and 607 N State Street from the C-2, General Retail district to the C-3, Highway Commercial district

Committee had no comments.

8. **ANX23-01:** Voluntary Annexation request and assignment of C-2, General Retail zoning at 13063 Old Wire Outer Rd

**Pryor** the property will need access to the sewer. Committee had discussion about sewer access. **Pryor** is the lot allowed to be subdivided and annexed in at the same time? **Coots** found no issues with this.

9. **SUB22-09/PUD22-02:** Coordination of comments for revisions to PUD and plat

Committee had discussion about the road surfaces and the proposed water lines. Committee will be preparing a comment letter to address the remaining issues.

#### 10. **Frueh Property on Bardsley Road:**

**Pryor** there is a water easement running through the middle of this property. It is proposed to be vacated if there are no issues. **Brown** RMU needs to check if there is a water line that runs through the easement.

Minutes Prepared By: Sarah West

**NEXT MEETING:**

**Tuesday, February 7, 2023 @ 1:30 P.M.**



**MINUTES  
ROLLA PLANNING AND ZONING COMMISSION MEETING  
ROLLA CITY HALL COUNCIL CHAMBERS  
TUESDAY, DECEMBER 13, 2022**

**Presiding:** **Russell Schmidt, Vice-Chairperson**

**Commission Members Present:** **Robert Anderson, Monty Jordan, Janece Martin, Russell Schmidt, Kevin Crider, Nathan Chirban**

**Commission Members Absent:** **None**

- I. APPROVE MINUTES:** Review of the Minutes from the Planning and Zoning Commission meeting held on Tuesday, November 15, 2022. A small addition was made by Nathan Chirban before the meeting. **Vice-Chairperson Russell Schmidt approved the minutes as printed and distributed.**

**II. REPORT ON RECENT CITY COUNCIL ACTIONS:**

1. **ZON22-04:** Rezoning from the R-R, Rural Residential district to the C-3, Highway Commercial district at property addressed as 821 Hwy O; SE corner of Hwy O/Lions Club Dr
2. **PUD22-01:** Rezoning from the R-2, Two-family district; C-1, Neighborhood Commercial district; and M-1, Light Manufacturing district to a PUD, Planned Unit Development district at properties addressed as 1000 and 1006 N Oak St; and 204-208 E 11<sup>th</sup> St, Final Development Plan review, and associated Final Plat

**III. OLD BUSINESS:** **NONE**

**IV. NEW BUSINESS:** **NONE**

**A motion was made by Monte Shields, seconded by Janece Martin, to nominate Russell Schmidt as the Chairperson. A voice vote showed all in favor.**

**A motion was made by Janece Martin, seconded by Monte Shields, to nominate Monty Jordan as the Vice-Chairperson. A voice vote showed all in favor.**

**V. PUBLIC HEARING:**

1. **TXT22-03:** Re-adoption and revisions to Chapter 42 (Planning and Zoning) of the City of Rolla Ordinances for a complete overhaul of the zoning and subdivision codes; Re-adoption of the Zoning Map with necessary revisions for corrections and to account for changes to the zoning codes and zoning districts;

and Amendments to sections pertaining to land use and zoning in Chapters 15, 20, 28, 29, 39, 40, and 41 of the City of Rolla Ordinances

**Tom Coots** presents the staff report.

**Coots** states the City Council recently approved an ordinance regarding homeless shelters. Council approved to have the overnight shelters be conditional use in C-3 and not permitted in C-2. However, C-3 is proposed to go away. He asks for a suggestion from the Commission.

**Nathan Chirban** asks if the limit of three story structures in the U-R district included a basement. **Coots** states the building codes define a basement, so it would allow for two stories above a basement.

**Schmidt** asks about apartment buildings that have four units but only one door. **Coots** states these types of apartments would have one door that faces the street to look like a house. **Schmidt** asks if the Fire Department was okay with this. **Coots** states he would have to confirm. **Janece Martin** asks if this issue was covered under the fire codes. **Coots** states it is covered, but the fire code cannot be preempted, and he would have to check to see if this requirement is allowed in the fire codes. He mentions the proposed zoning code states these apartments can only have one front door, but it does not preclude the building from having other exits that do not face the street.

**Chirban** asks about the commercial uses that are allowed with conditional use in the U-R district. **Coots** states any conditional use has to go through a public hearing. The commercial use in the U-R district allows for small scale developments. This is defined in the code as any tier one or tier two commercial use that is less than 3,000 square feet in area. Tier one and two uses include offices, banks, restaurants, or small markets.

**Coots** asks if the Commission has any recommendation about the overnight shelters.

**Monty Jordan** asks why the City Council approved the overnight shelters in the C-3 district but not the C-2 district. **Chirban** states that Council had concerns about being too restrictive. **Jordan** suggested the Commission recommend that overnight shelters be conditional in the C-2 district.

**A recommendation was made by Jordan to change the overnight shelters from not permitted to a conditional use in the C-2 district. A voice vote showed the following: Ayes: Anderson, Jordan, Martin, and Crider. Nays: Chirban. The recommendation passes.**

**Schmidt** opens the public hearing.

**Steve Wise**, located at 1503 Holloway, expresses opposition to the proposed zoning code. He states this proposition would not just change the zoning, but the infrastructure of Rolla itself. He asks if a new comprehensive plan is being developed as well. **Martin** states the Ad-Hoc Committee was just charged with updating the zoning codes. The next step would be to develop the comprehensive plan. **Wise** states he thought the plan should come before the zoning rewrite.

**Wise** mentions the Commission should focus on the infrastructure, which looks at issues such as parking, road widths, and water runoff. **Schmidt** states the comprehensive plan deals with these issues.

**Jordan** states rezoning properties does not change the water requirements or the infrastructure. Properties will stay the same until the landowner wishes to develop it. That process would include looking into the infrastructure at that point.

**Martin** states that City Administration felt the Commission should start with updating the zoning codes before starting the comprehensive plan, since the zoning was so outdated. She mentions the zoning codes can still be changed and updated as the comprehensive plan is being developed.

**Wise** asks why the entire code was changing. **Schmidt** states that many issues brought before the Commission are not in compliance with zoning ordinances that are not applicable today. **Wise** asks why changes cannot be made as each case is presented. **Schmidt** states this is how the Commission has been handling these issues. With the changes in the zoning code, it will eliminate the need for each small problem to be brought before them, and make it easier for the citizens of Rolla to develop their properties.

**Tyce Smith** is an attorney representing Jonathan and Janice Dobicinski. They are concerned about their property at 2016 Old St. James Road being rezoned from M-2 to C-2. **Smith** states they submitted a petition in opposition to the rezoning of their property today. He states landowner's have a vested right to protest if 30% of the land is owned by them. Since the entire city is being rezoned at once, he claims this is eliminating his client's right to protest. The property owners are concerned about their property now being a non-conforming use and limiting development.

**Chad Siehr**, located at 802 East 12<sup>th</sup> Street, expressed opposition about the rezoning. He expresses concern about up zoning and increased density. He mentions the City Planner failed to mention the City's intent and **Siehr** claims the zoning rewrite fits into a federal plan. He asks if the City plans to capture federal funding if the plan goes through, and who requested the zoning change.

**Bob Campbell**, residing at 1103 Hess, asks how his properties in the shoe factory addition will be affected. **Schmidt** states they are proposed to be rezoned to the U-R district, which allows for uses such as Single-Family Dwellings or Townhouses.

**Alfred Chapman** is a developer who owns multiple properties in Rolla. He asks for clarification if he can rebuild his property if it is destroyed and still be in under the new zoning regulations. He expresses opposition to the zoning changes.

**Mike Woessner**, located at 1703 North Bishop, expresses concern about restricting R-3 properties and the increasing density. He asks about the square footage limit with commercial developments. He asks if developments would have to come before the Planning and Zoning Commission to get permission to build. He states this is very restrictive.

**Coots** clarifies that the square footage limit is for commercial developments in the C-1 district, which only allows for smaller developments. The C-2 district is not limited in size. **Woessner** states the proposed zoning code is more restrictive than the current one and he does not agree with the blanket zoning. He is worried about the new subdivision requirements, as he claims they are proposed to no longer have cul-de-sacs and must connect to an adjoining development. As a member of the Ad-Hoc Committee, **Woessner** expresses his wishes that the committee convene again to go over these issues.

**Chirban** asks if the committee could rejoin and have another meeting with the proposed changes. **Coots** confirms this is possible. **Martin** expresses concern that some areas of Rolla might not have been represented on the committee. She suggests gaining more feedback with people in the affected areas if the committee rejoins for another meeting.

**Ellen Pearce** resides at 1300 Iowa. She states the Ber Juan/Shuman Park area is three distinct neighborhoods and should not be all zoned the same. She expresses concern about increased density.

**Megan Johnson**, residing at 1601 Broadway, asks about the notice letters sent out to the public. She states there was only about 700 letters sent out, but there are over 2000 properties being affected. **Schmidt** states that several people own multiple properties. **Johnson** asks if everyone that is being affected received a letter. **Schmidt** confirms this.

**Schmidt** extended the public hearing to the January 10<sup>th</sup> meeting.

**VI. OTHER BUSINESS / REPORTS FROM COMMITTEE OR STAFF: NONE**

**VII. CITIZEN COMMENTS: NONE**

**Meeting adjourned: 7:18 p.m.**

**Minutes prepared by: Sarah West**

**NEXT MEETING:**

**Tuesday, January 10, 2023**

## MUNICIPAL DIVISION SUMMARY REPORTING FORM

*Refer to instructions for directions and term definitions. Complete a report each month even if there has not been any court activity.*

<b><u>I. COURT INFORMATION</u></b>		Municipality: Rolla Municipal	Reporting Period: Dec 1, 2022 - Dec 31, 2022	
Mailing Address: 901 NORTH ELM, ROLLA, MO 65401				
Physical Address: 901 NORTH ELM, ROLLA, MO 65401			County: Phelps County	Circuit: 25
Telephone Number: (573)3648590		Fax Number:		
Prepared by: RELAUUN SMITH		E-mail Address:		
Municipal Judge: James T. Crump				
<b><u>II. MONTHLY CASELOAD INFORMATION</u></b>			Alcohol & Drug Related Traffic	Other Traffic
A. Cases (citations/informations) pending at start of month			9	1,457
B. Cases (citations/informations) filed			5	399
C. Cases (citations/informations) disposed				
1. jury trial (Springfield, Jefferson County, and St. Louis County only)			0	0
2. court/bench trial - GUILTY			0	0
3. court/bench trial - NOT GUILTY			0	0
4. plea of GUILTY in court			1	14
5. Violations Bureau Citations (i.e. written plea of guilty) and bond forfeiture by court order (as payment of fines/costs)			0	159
6. dismissed by court			0	2
7. <i>nolle prosequi</i>			0	44
8. certified for jury trial (not heard in Municipal Division)			0	0
<b>9. TOTAL CASE DISPOSITIONS</b>			1	219
D. Cases (citations/informations) pending at end of month [pending caseload = (A+B)-C9]			13	1,637
E. Trial de Novo and/or appeal applications filed			0	0
<b><u>III. WARRANT INFORMATION (pre- &amp; post-disposition)</u></b>			<b><u>IV. PARKING TICKETS</u></b>	
1. # Issued during reporting period	73	1. # Issued during period		320
2. # Served/withdrawn during reporting period	30	<input type="checkbox"/> Court staff does not process parking tickets		
3. # Outstanding at end of reporting period	1,147			

## MUNICIPAL DIVISION SUMMARY REPORTING FORM

<b>COURT INFORMATION</b>	Municipality: Rolla Municipal	Reporting Period: Dec 1, 2022 - Dec 31, 2022
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<b>V. DISBURSEMENTS</b>			
<b>Excess Revenue (minor traffic and municipal ordinance violations, subject to the excess revenue percentage limitation)</b>		<b>Other Disbursements:</b> Enter below additional surcharges and/or fees not listed above. Designate if subject to the excess revenue percentage limitation. Examples include, but are not limited to, arrest costs and witness fees.	
Fines - Excess Revenue	\$1,840.50	Court Automation	\$479.19
Clerk Fee - Excess Revenue	\$233.45	Overpayment-E/R	\$15.50
Crime Victims Compensation (CVC) Fund surcharge - Paid to City/Excess Revenue	\$7.20	Overpayments Detail Code	\$133.50
Bond forfeitures (paid to city) - Excess Revenue	\$100.00	<b>Total Other Disbursements</b>	<b>\$628.19</b>
<b>Total Excess Revenue</b>	<b>\$2,181.15</b>	<b>Total Disbursements of Costs, Fees, Surcharges and Bonds Forfeited</b>	<b>\$9,324.46</b>
<b>Other Revenue (non-minor traffic and ordinance violations, not subject to the excess revenue percentage limitation)</b>		<b>Bond Refunds</b>	<b>\$199.50</b>
		<b>Total Disbursements</b>	<b>\$9,523.96</b>
Fines - Other	\$4,502.50		
Clerk Fee - Other	\$600.00		
Judicial Education Fund (JEF) <input checked="" type="checkbox"/> Court does not retain funds for JEF	\$0.00		
Peace Officer Standards and Training (POST) Commission surcharge	\$69.45		
Crime Victims Compensation (CVC) Fund surcharge - Paid to State	\$495.21		
Crime Victims Compensation (CVC) Fund surcharge - Paid to City/Other	\$18.50		
Law Enforcement Training (LET) Fund surcharge	\$140.00		
Domestic Violence Shelter surcharge	\$139.00		
Inmate Prisoner Detainee Security Fund surcharge	\$0.00		
Restitution	\$450.46		
Parking ticket revenue (including penalties)	\$0.00		
Bond forfeitures (paid to city) - Other	\$100.00		
<b>Total Other Revenue</b>	<b>\$6,515.12</b>		



**CITY OF ROLLA  
CITY COUNCIL AGENDA**

**DEPARTMENT:** Community Development

**ACTION REQUESTED:** Final Reading

**SUBJECT:** Map Amendment (rezoning): 550/650 Joan Drive from C-3, Highway Commercial to a PUD, Planned Unit Development district

(PUD22-02)

**MEETING DATE: February 6, 2023**

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**Application and Notice:**

Applicant - Jaden Gurney  
Owner - Aaron Espinoza of the Citizens Bank of Newburg  
Public Notice - Letters mailed to property owners within 300 feet; Legal ad in the Phelps County Focus; signage posted on the property; <https://www.rollacity.org/agenda.shtml>

**Background:**

The applicant seeks to develop the property for an RV Park. The property has been for sale for several years. Part of the property the applicant plans to purchase includes the lake and land which is outside the city limits. The RV Park is proposed on the part of the property which is inside the city limits.

The RV Park use itself is permitted in the current zoning. The PUD seeks to allow the use of gravel parking for the RV spaces and gravel drives throughout the park. The PUD would also allow for clients to stay in one RV space for up to six months. The current ordinances allow for stays of 7 days.

The Preliminary Development Plan was approved by the Commission in November, 2022. Approval of the Preliminary Development Plan is only by the Planning and Zoning Commission, but does bind the city to approval of the following:

- (a) Categories of permitted uses;
- (b) Overall maximum density of residential uses and intensity of non-residential uses;
- (c) General location of vehicular and pedestrian circulation systems;
- (d) General location and extent of public and private open space;
- (e) General location of residential and non-residential land uses; and
- (f) Phasing of development, if appropriate.

The applicant has now submitted the Final Development Plan for review and approval. If approved by the City Council, the property would be rezoned to the PUD, Planned Unit Development district. The applicant has also submitted a minor subdivision plat to be reviewed concurrently.

**Property Details:**

Current zoning - C-3, Highway Commercial  
Current use - Vacant/undeveloped  
Proposed use - RV Park  
Land area - About 13 acres to be considered with PUD of a total 30 acre property

**Public Facilities/Improvements:**

Streets - The subject property has frontage on Bridge School Rd, a Collector road.  
Sidewalks - No sidewalks are located adjacent to the property. Sidewalks are not proposed to be constructed adjacent to the property. Sidewalks may not be needed in this area.  
Utilities - The subject property should have access to all needed public utilities.

**Comprehensive Plan:** The Comprehensive Plan designates the property as being appropriate for Mixed Commercial and Residential uses. The adopted Rolla West Master Plan designates the property as being appropriate for Office Campus uses.

**Discussion:** The RV Park use is permitted in the C-3, Highway Commercial district. The PUD is needed for the gravel parking and drives and for the length of stay for clients. Since the RV Park use itself is permitted by the current zoning and the Preliminary PUD Plan has been approved by the Planning and Zoning Commission, the City Council review is fairly limited. Some conditions may be imposed that do not impact the items which the Preliminary PUD Plan approved has bound the city to.

The applicant has submitted revised plans and PUD report based on the comments that staff had provided. The revised plans and report have been reviewed and are acceptable for the Final PUD.

**Planning and Zoning Commission Recommendation:**

The Rolla Planning and Zoning Commission conducted a public hearing on January 10, 2023 and voted 5-0 to find that the Final PUD Plan was in substantial conformity with the approved Preliminary Development Plan, and recommend the City Council approve the request with the condition that all comments from the Staff Comment Letter dated January 6, 2023 be resolved prior to final approval.

**Prepared by:** Tom Coots, City Planner

**Attachments:** Public Notice Letter, Revised Final PUD Report, Revised Final Development Plan; Ordinance



ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE TO APPROVE THE RE-ZONING OF 550/650 JOAN DRIVE FROM THE C-3, HIGHWAY COMMERCIAL DISTRICT TO A PUD, PLANNED UNIT DEVELOPMENT**

**(PUD22-02)**

**WHEREAS**, an application for a rezoning was duly filed with the Community Development Department requesting the property described above be rezoned according to the Basic Zoning Ordinance of the City of Rolla, Missouri, so as to change the class of the real property hereinafter described; and

**WHEREAS**, a public notice was duly published in the Phelps County Focus for this according to law which notice provided that a public hearing would be held at Rolla City Hall, 901 N. Elm, Rolla, Missouri; and

**WHEREAS**, the City of Rolla Planning and Zoning Commission met on January 10, 2023 and recommended the City Council approve the rezoning of the subject property with conditions to be met prior to final approval; and

**WHEREAS**, the Rolla City Council, during its January 17, 2023 meeting, conducted a public hearing concerning the proposed rezoning to hear the first reading of the attached ordinance;

**WHEREAS**, after consideration of all the facts, opinions, and evidence offered to the City Council at the hearing by those citizens favoring the said change of zoning and by those citizens opposing said change, the City Council found the proposed rezoning would promote public health, safety, morals and the general welfare of the City of Rolla, Missouri, and would be for the best interest of said City;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI AS FOLLOWS:**

**SECTION 1:** That the Basic Zoning Ordinance No. 3414, Chapter 42 of the Code of the City of Rolla, Missouri which zoning ordinances adopts zoning regulations, use districts, and a zoning map in accordance with the Comprehensive Plan is hereby amended by changing the zoning classification of the following property situated within the City of Rolla, Missouri, from C-3 (Highway Commercial) to a PUD (Planned Unit Development) Zoning described as follows:

A fractional part of Lot 1 of Victory Acres, Rolla, Missouri more particularly described as follows:

Beginning at the Southwest Corner of Lot 1 of said Victory Acres; thence North 0°08'10" West, 221.94 feet along the West line of said Lot 1 to the southwest corner of a parcel described in Phelps County Deed Records at Document No. 2016-0772; thence South 83°31'10" East, 125.51 feet, and, North 68°39'40" East, 120.89 feet, all along the southerly

line of said Document No. 2016-0772 parcel; thence South 14°50'30" East, 182.57 feet to the southerly line of the aforesaid Lot 1 of Victory Acres; thence South 75°07'50" West, 292.38 feet along said southerly line to the point of beginning.

And a property described as: A fractional part of the Southeast Quarter of the Southeast of Section 9, and, a fractional part of the Northeast Quarter of the Northeast Quarter of Section 16, all in Township 37 North, Range 8 West of the 5th P.M. described as follows: Beginning at the Northeast Corner of the Northeast Quarter of the Northeast Quarter of said Section 16; thence South 0°23'20" West, 441.10 feet along the East line of said Northeast Quarter of the Northeast Quarter to the northerly right of way of Bridge School Road (aka Phelps County Road 7000); thence South 75°34'50" West, 404.00 feet along said northerly right of way to the southeast corner of Lot 1 of Municipal Acres No. 3; thence North 8°00' West, 438.30 feet along the East line of said Lot 1 to its northeast corner; thence South 75°35'50" West, 250.00 feet along the North line of said Lot 1 to the East line of a parcel described in Phelps County Deed Records at Document No. 9507508; thence North 8°00' West 731.33 feet along said East line and along the East line of a parcel described in Phelps County Deed Records at Document No. 9600665 and along the East line of a parcel described in Phelps County Deed Records at Document No. 960064; thence South 73°34'40" East, 165.94 feet; thence South 51°37'20" East, 201.94 feet; thence South 79°41'50" East, 149.72 feet; thence South 86°24'20" East, 161.94 feet; thence South 67°28'20" East, 77.75 feet; thence South 85°52' East, 103.66 feet to the East line of the aforesaid Southeast Quarter of the Southeast Quarter of Section 9; thence South 0°27' West, 307.89 feet along said East line to the point of beginning.

**SECTION 2:** The PUD approval includes the PUD Report and Final Development Plan as submitted, which shall govern the land use and development of the subject property.

**SECTION 3:** This Ordinance shall be in full force and effect from and after the date of its passage and approval.

**PASSED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI AND APPROVED BY THE MAYOR THIS 6<sup>TH</sup> DAY OF FEBRUARY, 2023.**

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
City Counselor

# Rt. 66 Preferred RV Parking

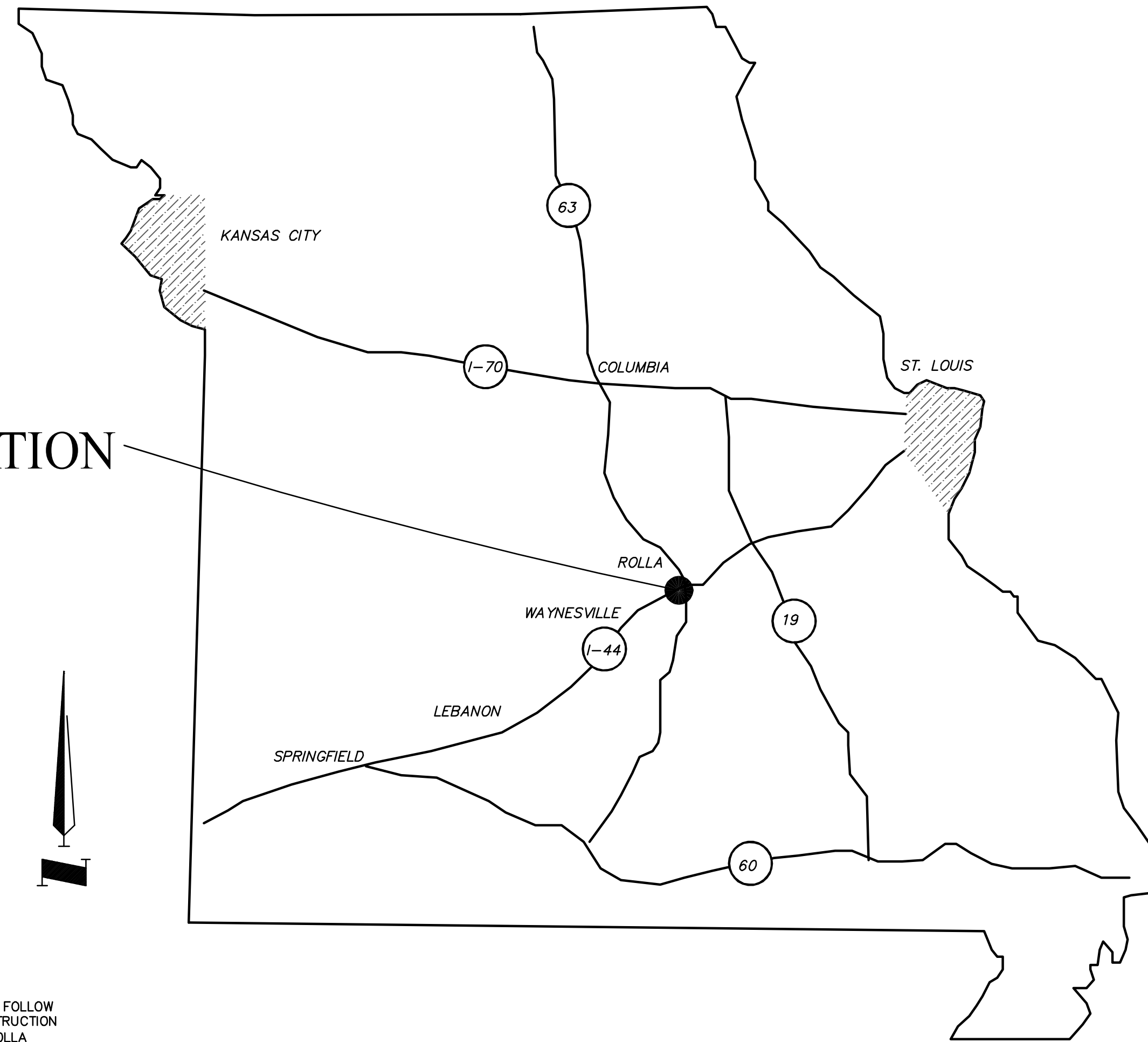
## City of Rolla, Missouri

### DRAWING INDEX

- C1 - Cover Sheet
- UX-1 - Existing Utility Map/Demo Plan
- PFH/PWM/PR-1 - Proposed Fire Hydrant/Water Main/Roadway Layout
- SP-1 - Proposed Site Plan/Grading Plan
- W-1 - Water Main Alignment A Sta. 0+00 - 5+00 (Plan/Profile)
- W-2 - Water Main Alignment A Sta. 5+00 - 9+00 (Plan/Profile)
- W-3 - Water Main Alignment A Sta. 9+00 - 14+00 (Plan/Profile)
- W-4 - Water Main Alignment B Sta. 0+00 - 5+00 (Plan/Profile)
- W-5 - Water Main Alignment B Sta. 5+00 - 6+17.68 (Plan/Profile)

### PROJECT LOCATION

### PROJECT LOCATION



#### WATER MAIN CONSTRUCTION NOTES:

1. WATER MAIN CONSTRUCTION AND MATERIAL SHALL FOLLOW THE GENERAL SPECIFICATIONS FOR WATER MAIN CONSTRUCTION BY ROLLA MUNICIPAL UTILITIES. (APPROVED BY THE ROLLA BOARD OF PUBLIC WORKS ON APRIL 2, 2019 - EFFECTIVE APRIL 3, 2019)
2. WATER MAIN DETAILS SHALL CONFORM TO THE GENERAL DETAILS PROVIDED BY THE GENERAL SPECIFICATIONS FOR WATER MAIN CONSTRUCTION BY ROLLA MUNICIPAL UTILITIES. (APPROVED BY THE ROLLA BOARD OF PUBLIC WORKS ON APRIL 2, 2019 - EFFECTIVE APRIL 3, 2019)

#### CONTRACTOR'S NOTES:

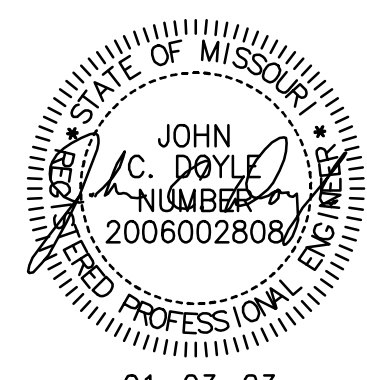
1. CONTRACTOR SHALL RAISE/LOWER ITEMS TO MATCH PROPOSED ELEVATIONS INCLUDING, BUT NOT LIMITED TO, MANHOLE COVERS, VALVE BOXES, & SERVICE METER COVERS.
2. CONTRACTOR SHALL RELOCATE/REPLACE EXISTING ITEMS AS NECESSARY TO CONSTRUCT THE PROPOSED IMPROVEMENTS, INCLUDING, BUT NOT LIMITED TO, MAILBOXES, SHRUBS, FENCES & LANDSCAPING.
3. CONTRACTOR SHALL BE RESPONSIBLE FOR VERTICAL OR HORIZONTAL REALIGNMENT OF UTILITIES, INCLUDING SERVICE LINES NECESSARY TO INSTALL PROPOSED IMPROVEMENTS.
4. CONTRACTOR SHALL DEMOLISH, CLEAR & DISPOSE OF EXISTING ITEMS NECESSARY TO CONSTRUCT THE PROPOSED IMPROVEMENTS, INCLUDING, BUT NOT LIMITED TO, TREES, BRUSH, CULTIVET, HEADWALL, STORM, BOXES, CURBING, AND PAVEMENTS.

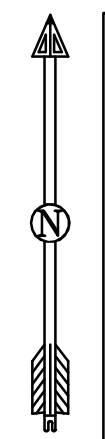
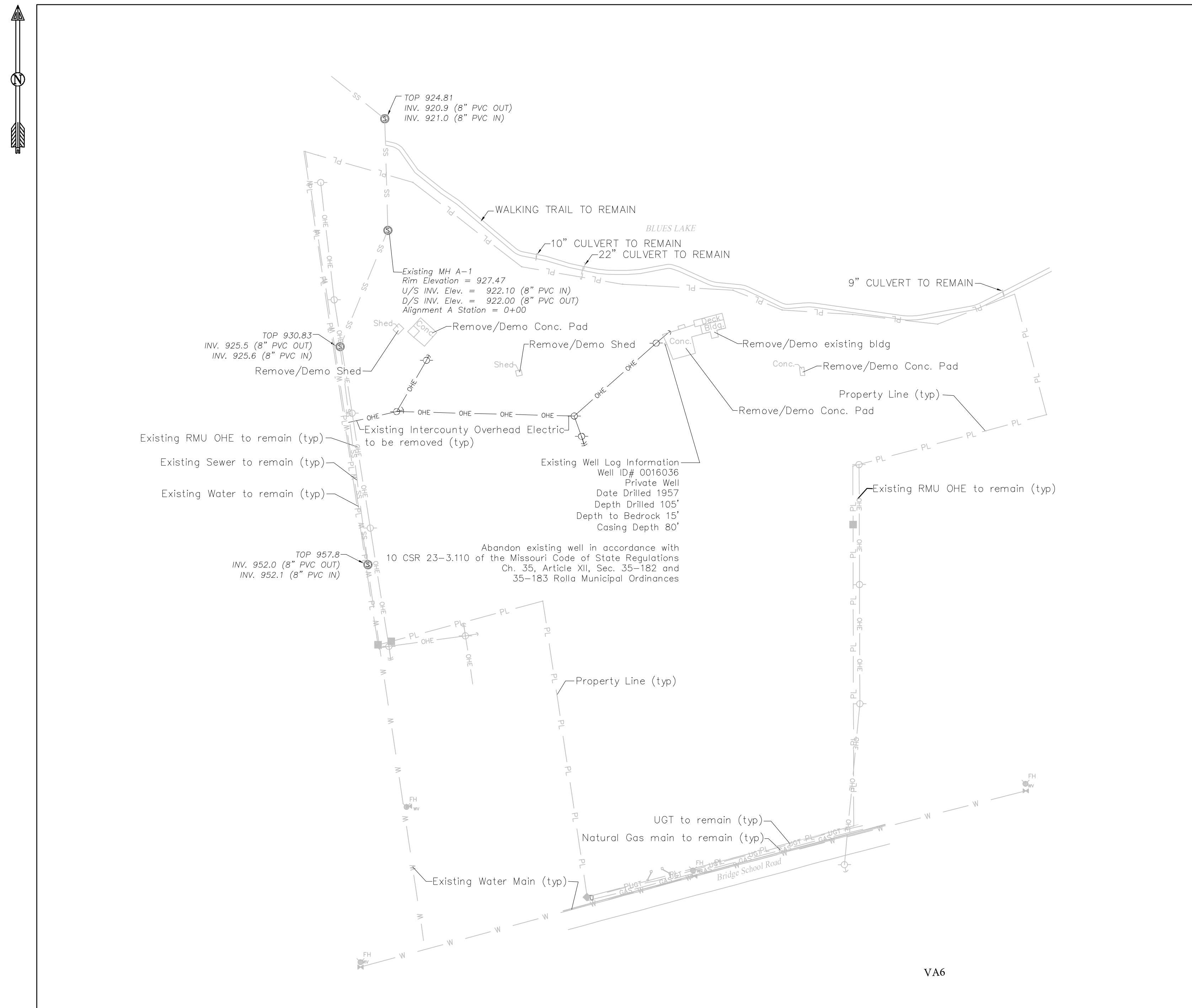
#### UTILITY NOTES:

VISUAL INDICATIONS OF UTILITIES ARE AS SHOWN. UNDERGROUND LOCATIONS SHOWN, AS FURNISHED BY THEIR LESSORS, ARE APPROXIMATE AND SHOULD BE VERIFIED IN THE FIELD AT THE TIME OF CONSTRUCTION. FOR ACTUAL FIELD LOCATIONS OF UNDERGROUND UTILITIES CALL 1-800-344-7483, MISSOURI.



January 2023  
 JD-MC LLC  
 Engineering • Development  
 11222 Chicago Road - PO Box 278  
 Dixon, Missouri 65459  
 Phone: 573.578.1367



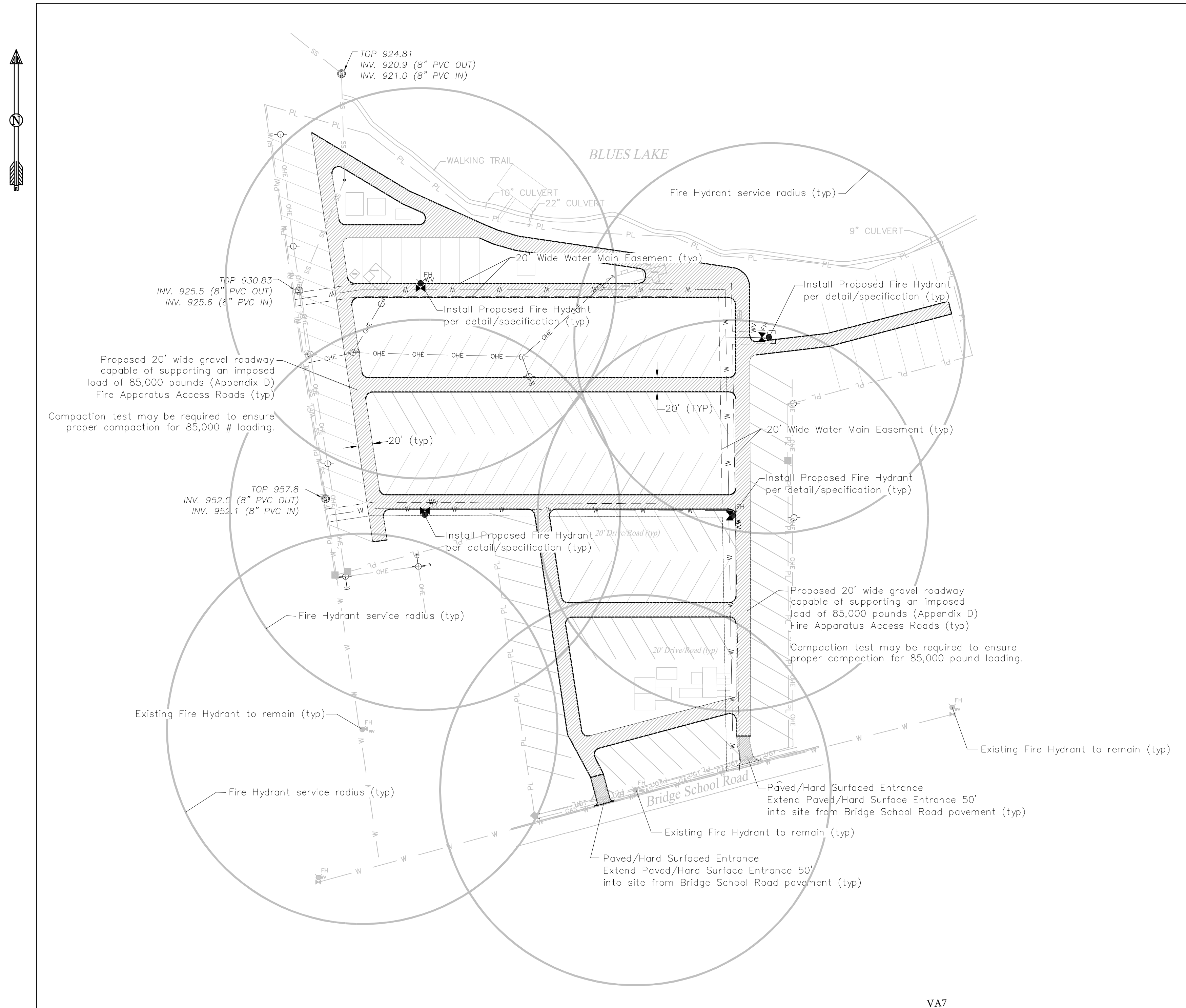


ROUTE 66 PREFERRED RV CAMPING - EXISTING UTILITY MAP  
 BLUES LAKE DEVELOPMENT  
 CITY OF ROLLA, MISSOURI  
 BLUES LAKE DEVELOPMENT - ROUTE 66 PREFERRED RV CAMPING  
 EXISTING UTILITY MAP/DEMO PLAN  
 DRAWING NO. 01/23/23  
 DATE 01/23/23  
 I" = 100'  
 PROJECT NO. UX-1

JD-MC Engineering LLC  
 Engineering • Land Development  
 1122 Chicago Road (P.O. Box 278)  
 Dixon, Missouri 65459  
 Phone: 373-578-1367 Fax: 373-759-2781

No.	DATE	BY	REVISION

STATE OF MISSOURI  
 JOHN C. DOYLE  
 LICENSE NUMBER 2006002808  
 REGISTERED PROFESSIONAL ENGINEER  
 01-23-23

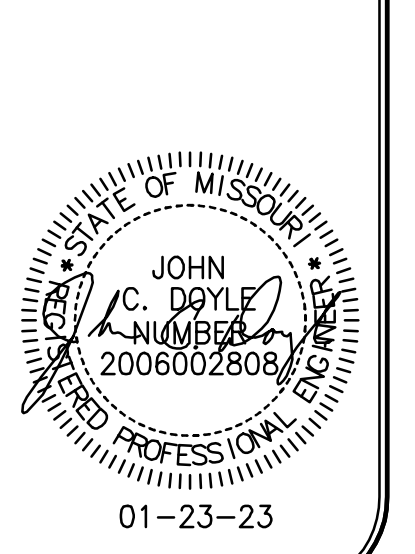


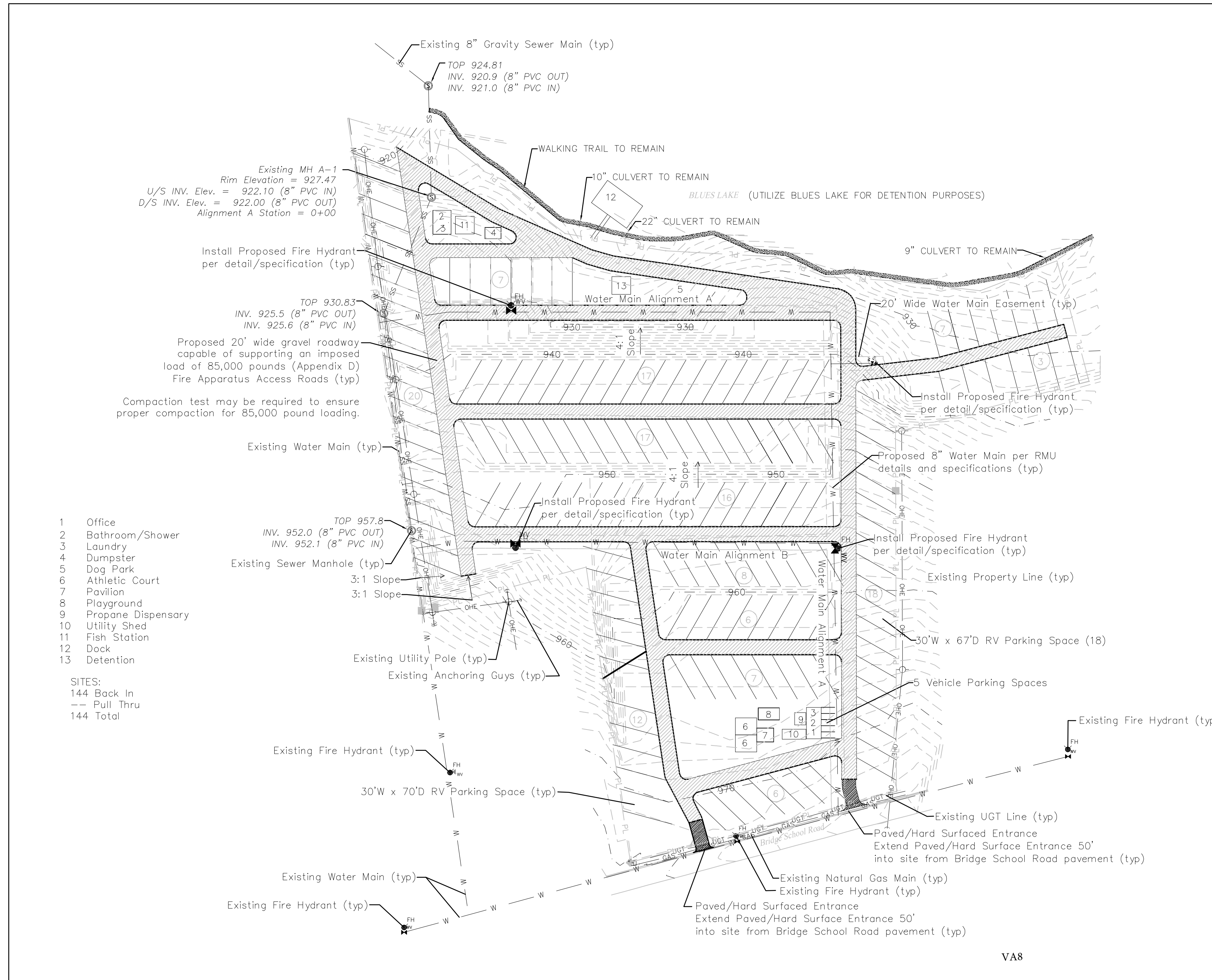
VA7

ROUTE 66 PREFERRED RV CAMPING  
 PROPOSED FIRE HYDRANT/WATER MAIN/ROAD LAYOUT  
 BLUES LAKE DEVELOPMENT  
 CITY OF ROLLA, MISSOURI  
 BLUES LAKE DEVELOPMENT - ROUTE 66 PREFERRED RV CAMPING  
 PROPOSED FIRE HYDRANT/WATER MAIN/ROADWAY LAYOUT  
 DRAWING NO. PPH/PW/M/PR-1  
 DATE 01/23/23

JD-MC Engineering LLC  
 Engineering • Land Development  
 1122 Chicago Road (P.O. Box 278)  
 Dixon, Missouri 65459  
 Phone: 373.578.1367 Fax: 373.759.2781

No.	DATE	BY	REVISION





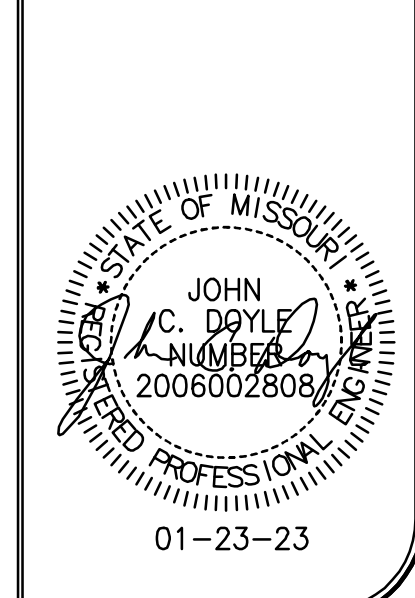
- 1 Office
- 2 Bathroom/Shower
- 3 Laundry
- 4 Dumpster
- 5 Dog Park
- 6 Athletic Court
- 7 Pavilion
- 8 Playground
- 9 Propane Dispensary
- 10 Utility Shed
- 11 Fish Station
- 12 Dock
- 13 Detention

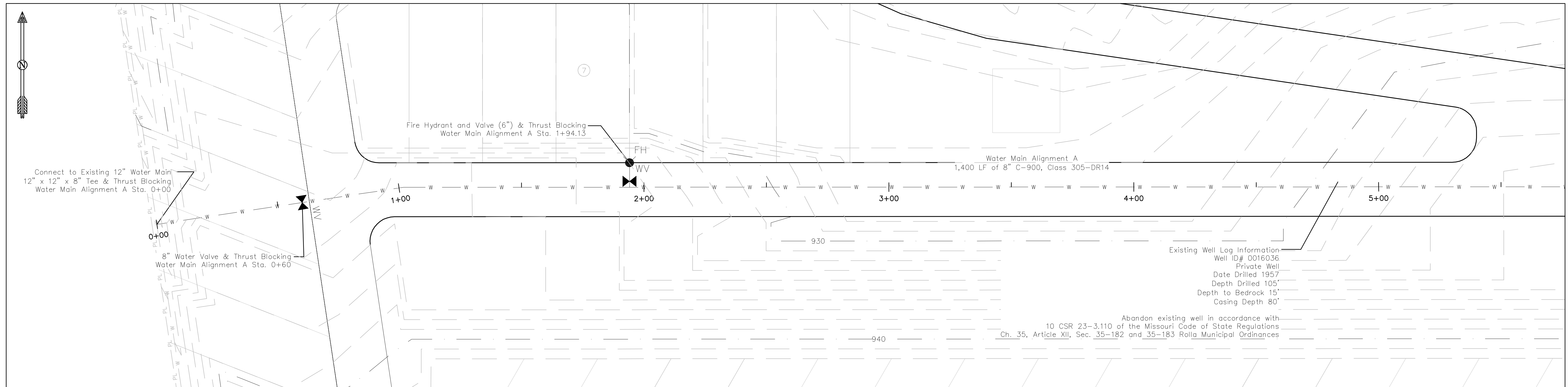
SITES:  
 144 Back In  
 -- Pull Thru  
 144 Total

ROUTE 66 PREFERRED RV CAMPING - SITE PLAN  
 BLUES LAKE DEVELOPMENT  
 CITY OF ROLLA, MISSOURI  
 BLUES LAKE DEVELOPMENT - ROUTE 66 PREFERRED RV CAMPING  
 PROPOSED SITE PLAN/GRADING PLAN  
 DRAWING NO. DATE 01/23/23  
 EIL I<sup>1</sup> = 100'  
 CHECKED BY JCD  
 SP-1

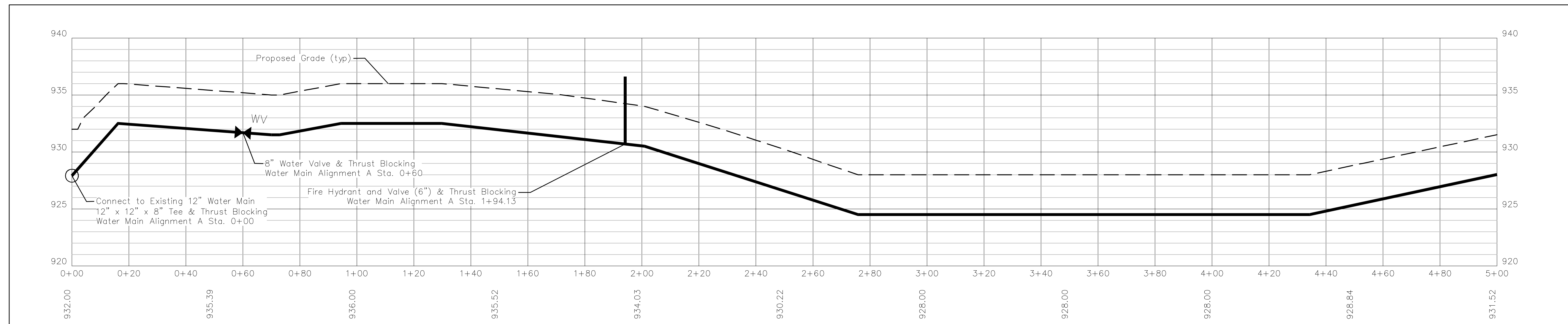
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No.	DATE	BY	REVISION





**Water Main Alignment A (Station 0+00 - Station 5+00)**  
Scale: 1"=20' Horiz. PLAN



**Water Main Alignment A (Station 0+00 - Station 5+00)**  
Scale: 1"=20' Horiz. 1"=5' Vert. PROFILE

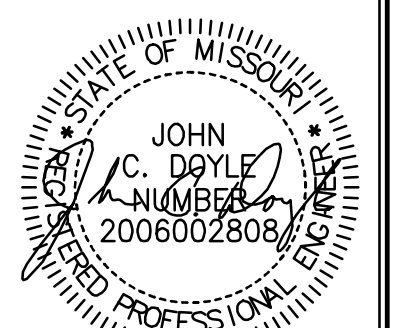
**WATER MAIN CONSTRUCTION NOTES:**

1. WATER MAIN CONSTRUCTION AND MATERIAL SHALL FOLLOW THE GENERAL SPECIFICATIONS FOR WATER MAIN CONSTRUCTION BY ROLLA MUNICIPAL UTILITIES. (APPROVED BY THE ROLLA BOARD OF PUBLIC WORKS ON APRIL 2, 2019 - EFFECTIVE APRIL 3, 2019)
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ROUTE 66 PREFERRED RV CAMPING - WATER MAIN EXTENSION PLAN	
BLUES LAKE DEVELOPMENT	
CITY OF ROLLA, MISSOURI	
BLUES LAKE DEVELOPMENT - ROUTE 66 PREFERRED RV CAMPING	
WATER MAIN ALIGNMENT A STA 0+00 - 5+00 PLAN/PROFILE	
DRAWING NO.	11-1
EIL	1"=20'
DATE	01/23/23
CHECKED BY	JCD

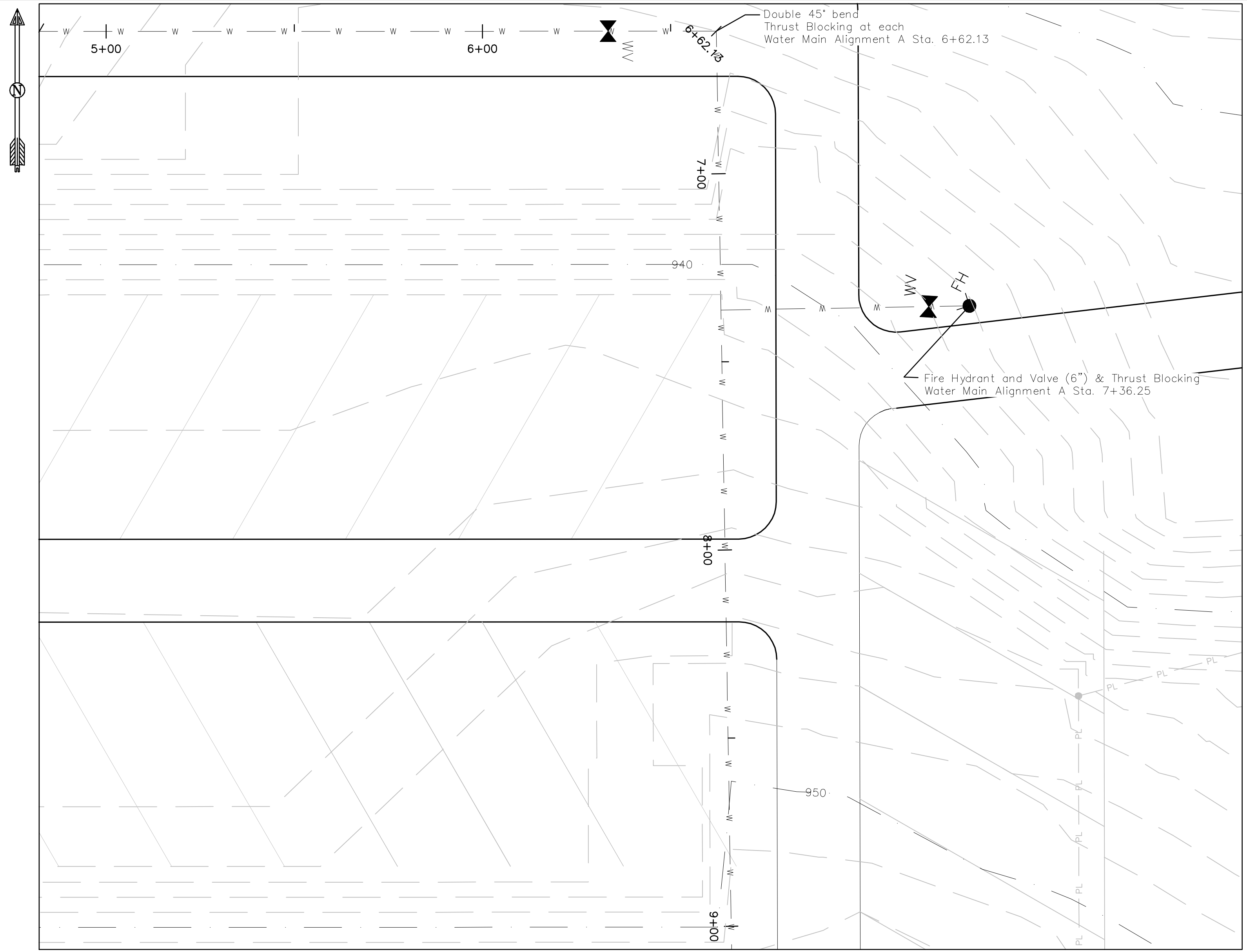
**JD-MC Engineering LLC**  
Engineering • Land Development  
1122 Chicago Road (P.O. Box 278)  
Dixon, Missouri 65459  
Phone: 373-578-1367 Fax: 373-759-2781

No.	DATE	BY	REVISION

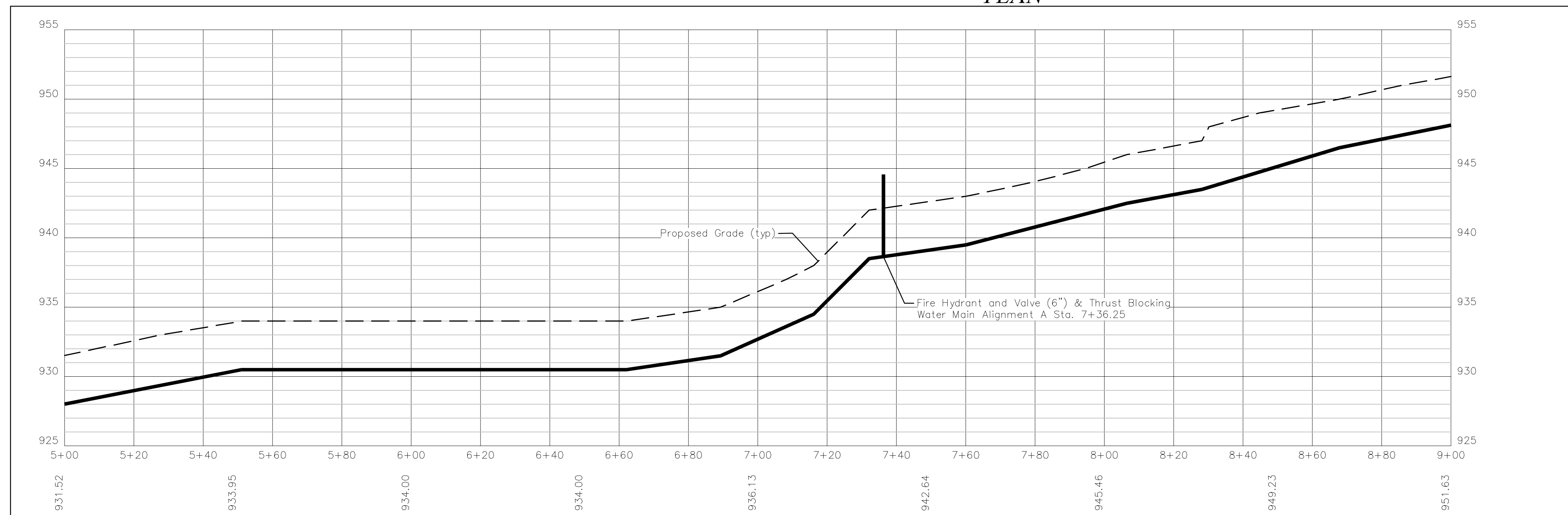


**WATER MAIN CONSTRUCTION NOTES:**

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**Water Main Alignment A (Station 5+00 - Station 9+00)**  
*Scale: 1"=20' Horiz.*  
**PLAN**



**Water Main Alignment A (Station 5+00 - Station 9+00)**  
*Scale: 1"=20' Horiz.*  
*1"=5' Vert.*  
**PROFILE**

VA10

ROUTE 66 PREFERRED RV CAMPING - WATER MAIN EXTENSION PLAN	
BLUES LAKE DEVELOPMENT	
CITY OF ROLLA, MISSOURI	
BLUES LAKE DEVELOPMENT - ROUTE 66 PREFERRED RV CAMPING	
WATER MAIN ALIGNMENT A (STA 5+00 - 9+00) PLAN/PROFILE	
DATE	11-2
EIL	1"=20'
CHECKED BY	JCD
DATE	01/23/23

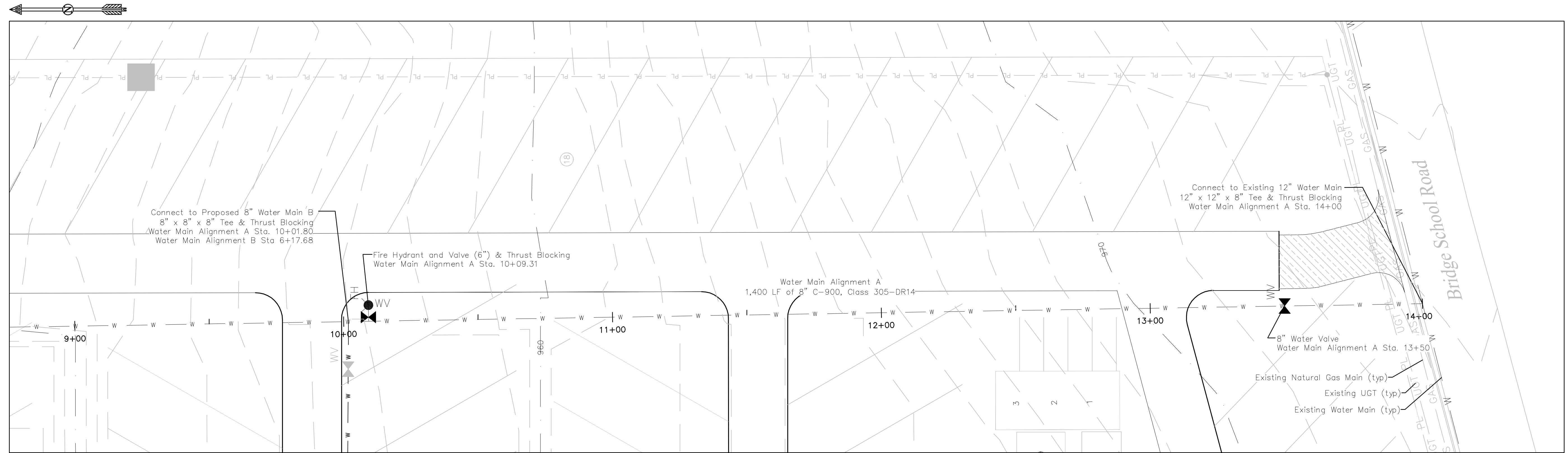
**JD-MC Engineering LLC**  
 Engineering • Land Development  
 1122 Chicago Road (P.O. Box 278)  
 Dixon, Missouri 65459  
 Phone: 373-578-1367 Fax: 373-759-2781

No.	DATE	BY	REVISION

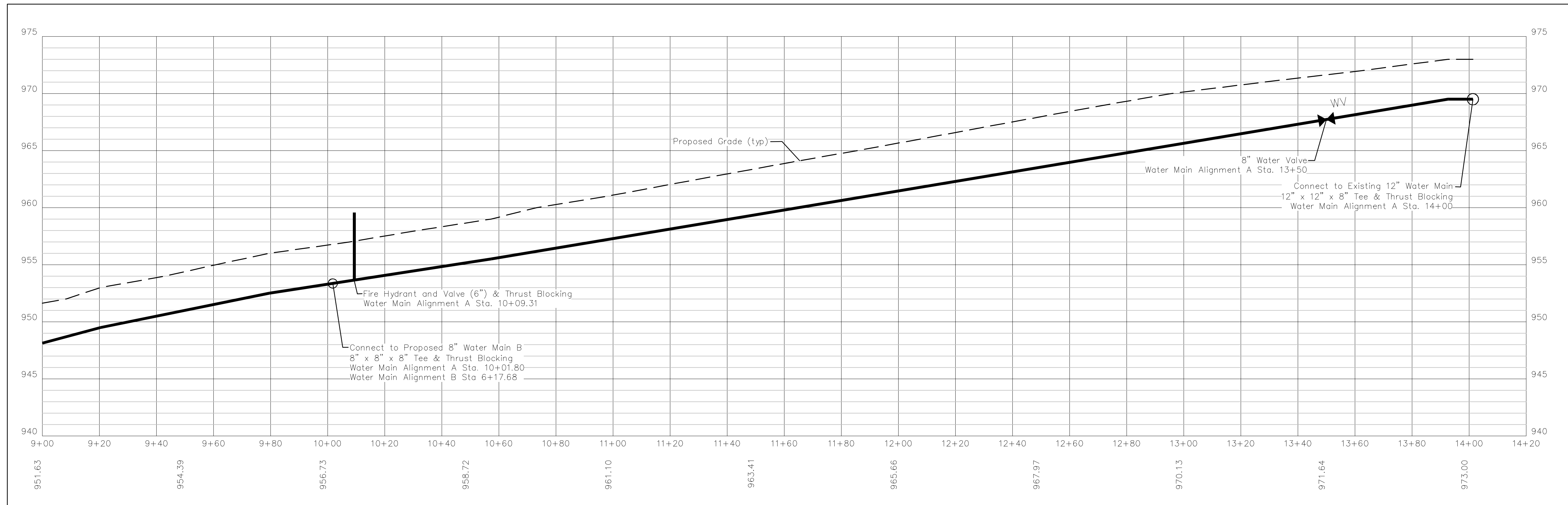
STATE OF MISSOURI  
 JOHN C. DRYLE  
 LICENSE NUMBER  
 2006002808  
 PROFESSIONAL ENGINEER

01-23-23





**Water Main Alignment A (Station 9+00 - Station 14+00)**  
Scale: 1"=20' Horiz. PLAN



**Water Main Alignment A (Station 9+00 - Station 14+00)**  
Scale: 1"=20' Horiz. 1"=5' Vert. PROFILE

**WATER MAIN CONSTRUCTION NOTES:**

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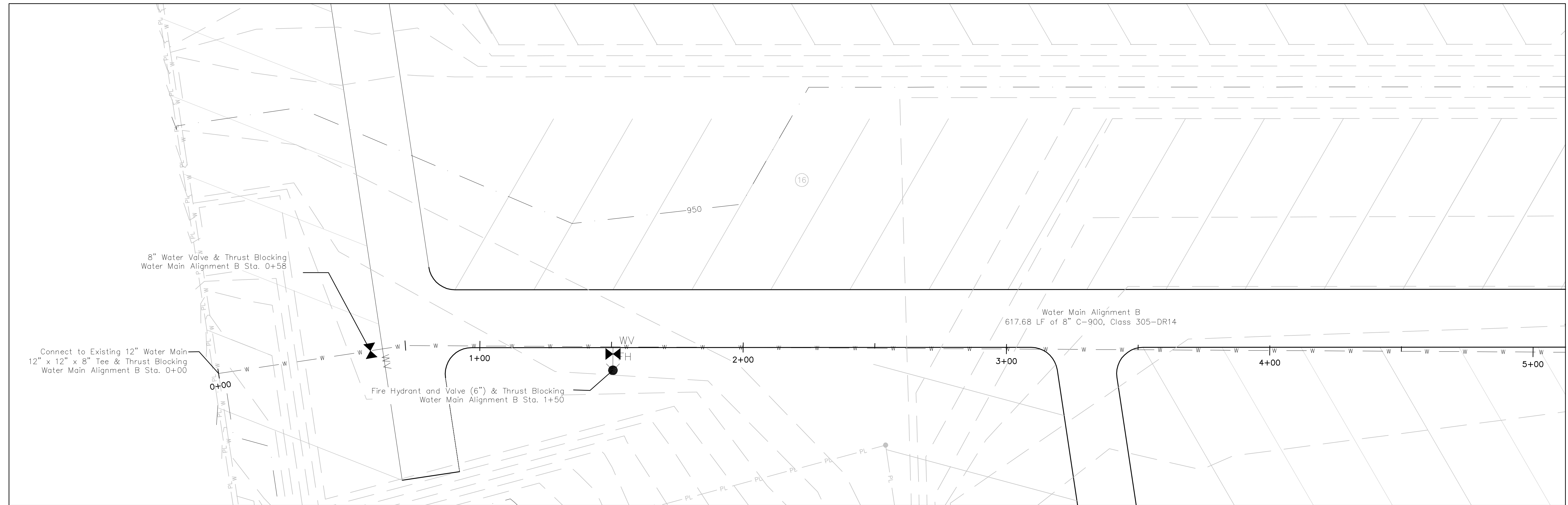
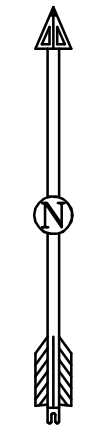
VA11

ROUTE 66 PREFERRED RV CAMPING - WATER MAIN EXTENSION PLAN  
BLUES LAKE DEVELOPMENT  
CITY OF ROLLA, MISSOURI  
BLUES LAKE DEVELOPMENT - ROUTE 66 PREFERRED RV CAMPING  
WATER MAIN ALIGNMENT A (STA 9+00 - 14+00) PLAN PROFILE  
DRAWN BY: EIL  
CHECKED BY: JCD  
DATE: 01/23/23  
DWG NO.: 11-3

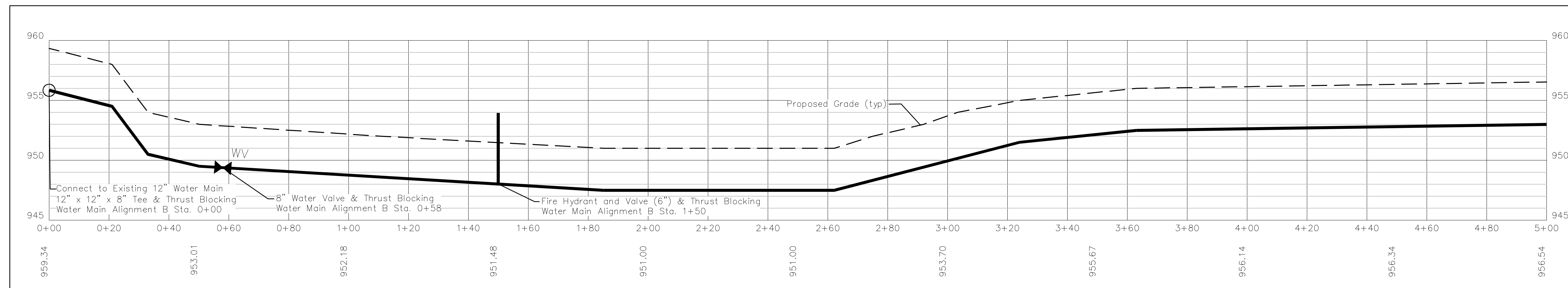
JD-MC Engineering LLC  
Engineering • Land Development  
1122 Chicago Road (P.O. Box 278)  
Dixon, Missouri 65459  
Phone: 373-578-1367 Fax: 373-759-2781

No.	DATE	BY	REVISION

STATE OF MISSOURI  
JOHN C. DRYLE  
PROFESSIONAL ENGINEER  
NO. 2006002808  
01-23-23



**Water Main Alignment B (Station 0+00 - Station 5+00)**  
Scale: 1"=20' Horiz. **PLAN**



**Water Main Alignment B (Station 0+00 - Station 5+00)**  
Scale: 1"=20' Horiz. 1"=5' Vert. **PROFILE**

**WATER MAIN CONSTRUCTION NOTES:**

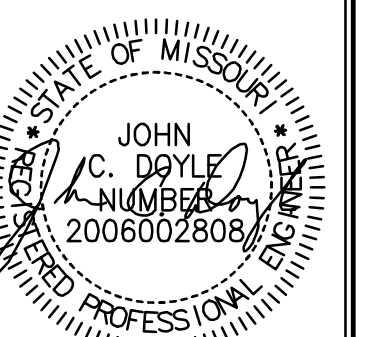
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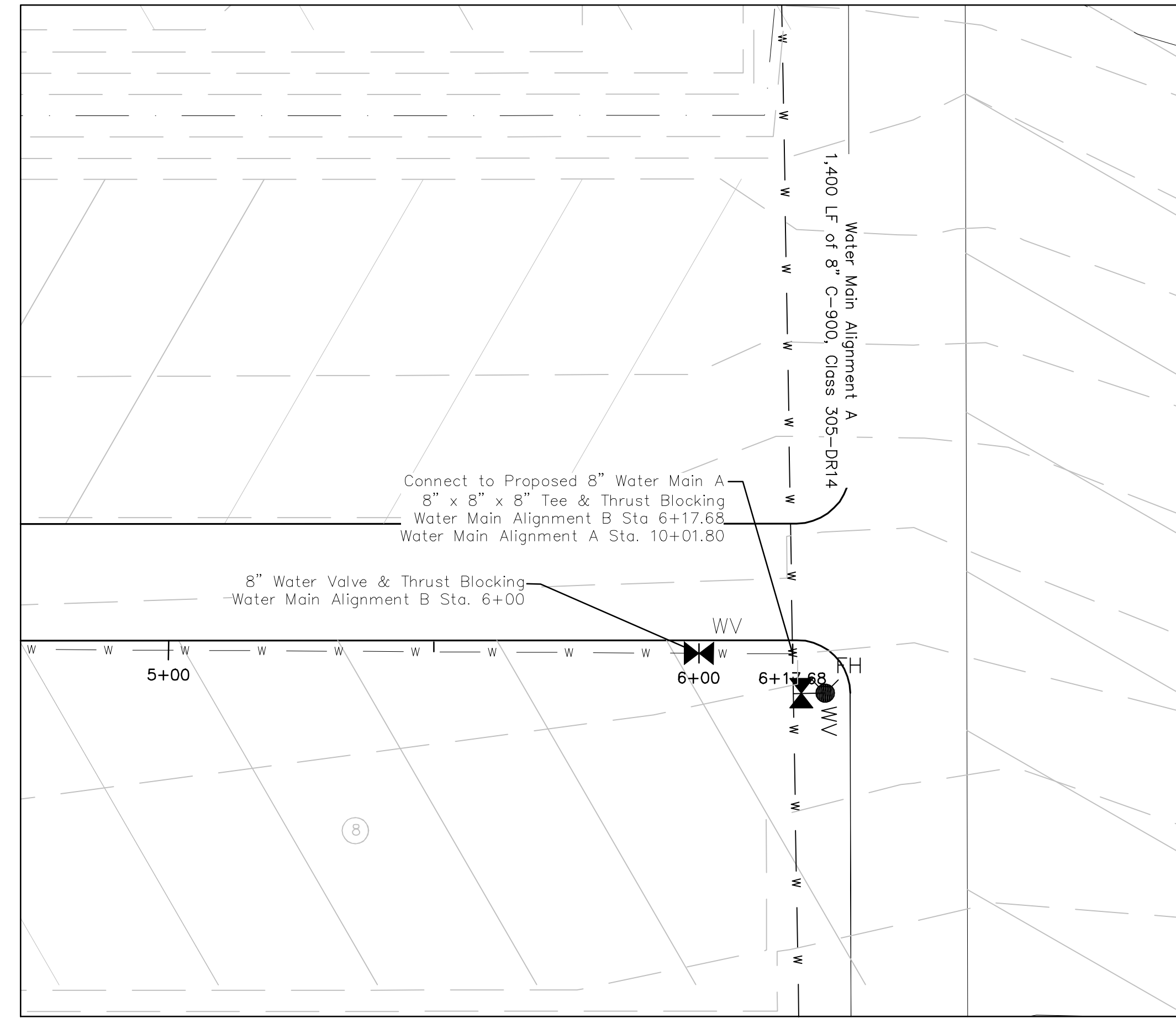
VA12

ROUTE 66 PREFERRED RV CAMPING - WATER MAIN EXTENSION PLAN  
BLUES LAKE DEVELOPMENT  
CITY OF ROLLA, MISSOURI  
BLUES LAKE DEVELOPMENT - ROUTE 66 PREFERRED RV CAMPING  
WATER MAIN ALIGNMENT B STA 0+00 - 5+00 PLAN/PROFILE  
DRAWING NO. DATE 01/23/23  
EIL I"=20'  
CHECKED BY JCD

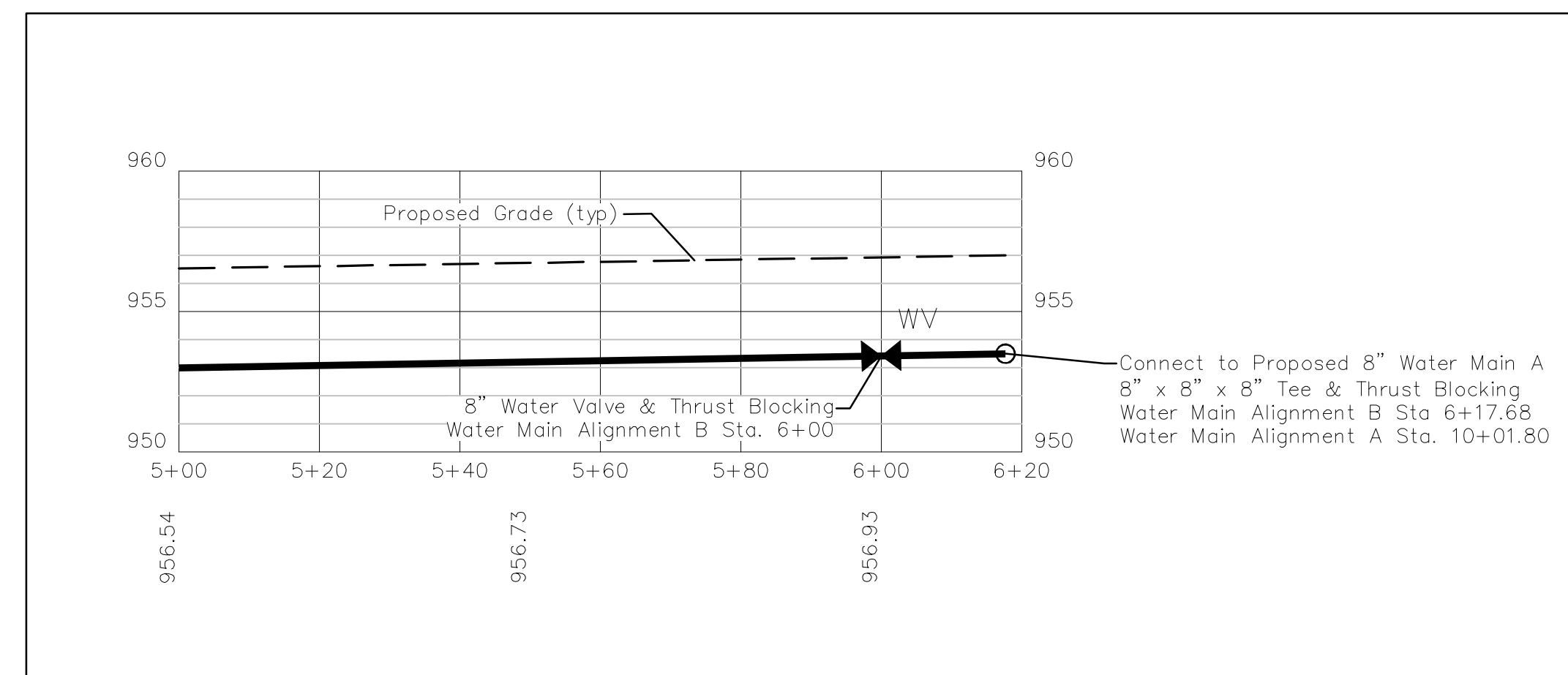
**JD-MC Engineering LLC**  
Engineering • Land Development  
1122 Chicago Road (P.O. Box 278)  
Dixon, Missouri 65459  
Phone: 373.578.1367 Fax: 373.759.2781

No.	DATE	BY	REVISION





**Water Main Alignment B (Station 5+00 - Station 6+17.68)**  
Scale: 1"=20' Horiz. PLAN



**Water Main Alignment B (Station 5+00 - Station 6+17.68)**  
Scale: 1"=20' Horiz. 1"=5' Vert. PROFILE

**WATER MAIN CONSTRUCTION NOTES:**

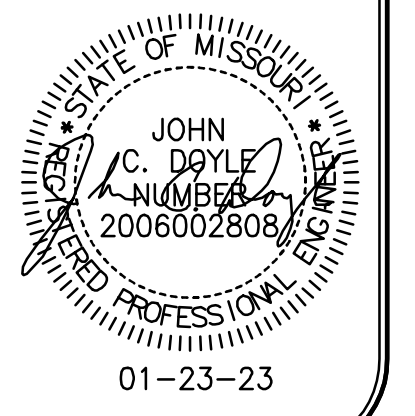
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VA13

ROUTE 66 PREFERRED RV CAMPING - WATER MAIN EXTENSION PLAN	
BLUES LAKE DEVELOPMENT	
CITY OF ROLLA, MISSOURI	
BLUES LAKE DEVELOPMENT - ROUTE 66 PREFERRED RV CAMPING	
WATER MAIN ALIGNMENT B (STA 5+00 - 6+17.68) PLAN/PROFILE	
DRAWN BY: EIL	DRAWING SCALE: 1" = 20'
CHECKED BY: JCD	DATE: 01/23/23
	HW-5

**JD-MC Engineering LLC**  
Engineering • Land Development  
11222 Chicago Road (P.O. Box 278)  
Dixon, Missouri 65459  
Phone: 373.578.1367 Fax: 373.759.2781

No.	DATE	BY	REVISION



January 27, 2023

Jaden Gurney  
Developer  
435-979-5299  
[Jaden.gurney@yahoo.com](mailto:Jaden.gurney@yahoo.com)

Rolla City:

Please accept this letter as my PUD report for the development of an RV Park located on the southern surrounding land at Blues Lake. This development is designed to be a single phased project with 144 RV Sites. The property is currently owned by Citizens Bank of the Midwest and falls under the C-3 Zoning where I currently have it under contract pending the approval of this project as I have it outlined below.

The park will utilize the existing lake for all storm water drainage. The landscaping for the property will consist of gravel and grass throughout the property. The parking area for vehicles and RV's will be gravel at each site. There will be a combination of all graveled sites and some that have grass to give a diversified offering. Many of the trees that currently exist on the property are mature and create a large liability if they were to fall. Most, if not all the trees on the property will be removed to accommodate for construction. New trees will be replanted to provide additional shade as they mature. We would like to add signage during the construction process and plan to follow the commercial districts. The existing well will be capped and the existing overhead electric lines will be removed (Refer page UX-1 of site plan).

Gravel roads and parking sites will be built and compacted with the proper standards that can hold vehicles of all sizes (Refer to page SP-1 of site plan). These gravel parking areas will be available at each building and along each site throughout the property. The office building will not have much of a retail presence because we are in the city which will reduce the quantity of people that park at this building. The only building that will have cars parked will be the main office which will have adequate gravel parking stalls.

These 144 RV Sites will be 30'x70' with individual water, power, and sewer hookups. The water system will have an 8 in city owned water line that has been modified to accommodate the looped water system requested by RMU. Smaller privately owned laterals with a meter will come off the main line to service the RV sites. The sewer system will be privately owned as well. The electrical system will be worked through with RMU. There will be applicable easements granted for the fire hydrants and main water lines. We plan to vacate Joan Drive and the existing easements and will combine the land into one single plat. My plat should supersede the existing plat through ordinance.

The RV industry has made incredible changes over the last several years. Many of the older parks that were constructed in the 80's and 90's was built to handle 25' pull behind travel trailers. It is now more common to see Class A Coaches and 38 ft 5<sup>th</sup> wheels that are simply too

big to stay at many parks throughout the country. This park will be built and designed to handle the largest of rigs and want to accommodate their length of stay whether it be on a nightly, weekly, or monthly basis. This park will have a full suite offering of 50-amp power service at each site with a plethora of outside features such as bathroom and shower facilities, dog parks, basketball and pickleball courts, an outdoor pavilion, kids' playground, fishing station, and a small dock on the lake.

I would like my guests to have the ability for them stay in one site for up to 6 months at a time. In other parks that I own, it is common for us to accommodate traveling nurses who sign a contract to work in each area for 4-6 months at a time. Construction workers will spend 6-12 months working on large projects within your city that need to have an extended stay as well. It highly important that the city allows and accommodates this length of stay so individuals, families, retirees, and working-class people can stay and recreate within your city. Allowing this length of stay is critical in how we manage and operate the business.

Your attention and consideration in this project are much appreciated. Please call or email if you have additional questions or concerns.

Regards,

Jaden Gurney



**Project Information:**

Case No: PUD22-02  
 Location: 550/650 Joan Dr (W Bridge School Rd)  
 Applicant: Jaden Gurney  
 Request: Rezoning from C-3, Highway Commercial to PUD, Planned Unit Development for an RV Park development.



**Public Hearings:**

Planning and Zoning Commission  
**January 10, 2023**  
**5:30 PM**  
 City Hall: 1<sup>st</sup> Floor

City Council  
**January 17, 2023**  
**6:30 PM**  
 City Hall: 1<sup>st</sup> Floor



**For More Information Contact:**

Tom Coots, City Planner  
 tcoots@rollacity.org

(573) 426-6974  
 901 North Elm Street  
 City Hall: 2<sup>nd</sup> Floor  
 8:00 – 5:00 P.M.  
 Monday - Friday



**Who and What is the Planning and Zoning Commission?**

The Planning and Zoning Commission is an appointed group of citizens from Rolla who are charged with hearing and deciding land use applications, such as zoning and subdivisions. The Commission takes testimony and makes a recommendation to the City Council.

**What is a Rezoning (Map Amendment)?**

A Rezoning is a request to change the zoning of a property from one zoning district to another. Usually a rezoning would allow for a property to be used differently than in the past, or may allow for development or redevelopment.

**What is a PUD (Planned Unit Development)?**

A PUD (Planned Unit Development) is a special zoning district that may be applied to a property. The approval includes a site plan. Use of the property is limited to the uses approved in the ordinance and site plan.

**How Will This Impact My Property?**

Each case is different. Adjacent properties are more likely to be impacted. Please contact the Community Development Office at (573) 426-6974 if you have any questions.

**What If I Have Concerns About the Proposal?**

If you have any concerns or comments, please try to attend the meeting. You may learn details about the project at the meeting. You will be given an opportunity to ask questions or make comments.

You do have the right to gather signatures for a petition. If a petition is received by 30% of the land owners (by land area) within 185 feet of the subject property, such request would require approval of 2/3 of the City Councilors. Please contact the Community Development Office for a property owner list.

**What If I Cannot Attend the Meeting?**

Please try to attend the meeting if you have any questions or concerns. However, if you are unable to attend the meeting, you may provide written comments by letter or email. These comments will be presented to the Board.

**What If I Have More Questions?**

Please contact the Community Development Office if you have any additional questions.

**LEGAL DESCRIPTION**

A fractional part of Lot 1 of Victory Acres, Rolla, Missouri more particularly described as follows: Beginning at the Southwest Corner of Lot 1 of said Victory Acres; thence North 0°08'10" West, 221.94 feet along the West line of said Lot 1 to the southwest corner of a parcel described in Phelps County Deed Records at Document No. 2016-0772; thence South 83°31'10" East, 125.51 feet, and, North 68°39'40" East, 120.89 feet, all along the southerly line of said Document No. 2016-0772 parcel; thence South 14°50'30" East, 182.57 feet to the southerly line of the aforesaid Lot 1 of Victory Acres; thence South 75°07'50" West, 292.38 feet along said southerly line to the point of beginning.

And a property described as: A fractional part of the Southeast Quarter of the Southeast of Section 9, and, a fractional part of the Northeast Quarter of the Northeast Quarter of Section 16, all in Township 37 North, Range 8 West of the 5th P.M. described as follows: Beginning at the Northeast Corner of the Northeast Quarter of the Northeast Quarter of said Section 16; thence South 0°23'20" West, 441.10 feet along the East line of said Northeast Quarter of the Northeast Quarter to the northerly right of way of Bridge School Road (aka Phelps County Road 7000); thence South 75°34'50" West, 404.00 feet along said northerly right of way to the southeast corner of Lot 1 of Municipal Acres No. 3; thence North 8°00' West, 438.30 feet along the East line of said Lot 1 to its northeast corner; thence South 75°35'50" West, 250.00 feet along the North line of said Lot 1 to the East line of a parcel described in Phelps County Deed Records at Document No. 9507508; thence North 8°00' West 731.33 feet along said East line and along the East line of a parcel described in Phelps County Deed Records at Document No. 9600665 and along the East line of a parcel described in Phelps County Deed Records at Document No. 960064; thence South 73°34'40" East, 165.94 feet; thence South 51°37'20" East, 201.94 feet; thence South 79°41'50" East, 149.72 feet; thence South 86°24'20" East, 161.94 feet; thence South 67°28'20" East, 77.75 feet; thence South 85°52' East, 103.66 feet to the East line of the aforesaid Southeast Quarter of the Southeast Quarter of Section 9; thence South 0°27' West, 307.89 feet along said East line to the point of beginning.



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**CITY OF ROLLA  
CITY COUNCIL AGENDA**

**DEPARTMENT:** Community Development

**ACTION REQUESTED:** Final Reading

**SUBJECT:** Blue's Lake Plat #12: A Minor Subdivision to combine three commercial lots and a portion of another lot, and vacate Joan Drive and certain easements, located at 550/650 Joan Dr.

(SUB22-09)

**MEETING DATE: February 6, 2023**

---

**Application and Notice:**

Applicant - Jaden Gurney  
Owner - Aaron Espinoza of the Citizens Bank of Newburg  
Public Notice - <https://www.rollacity.org/agenda.shtml>

**Background:** The applicant seeks to develop the property as an RV Park. The plat would combine all the property to be developed into one large lot, vacate unneeded easements and rights-of-way, and dedicate the known easements needed for the RV Park development. The plat is intended to be reviewed concurrently with the PUD Final Development Plan.

**Property Details:**

Current zoning - C-3, Highway Commercial – proposed to PUD, Planned Unit Development  
Current use - Vacant/undeveloped  
Proposed use - RV Park  
Land area - 13.72 acres

**Public Facilities/Improvements:**

Streets - The subject property has frontage on Bridge School Rd, a Collector road. Joan Drive, an unbuilt local street, is proposed to be vacated with this plat.  
Sidewalks - No sidewalks are located adjacent to the property. Sidewalks are not proposed to be constructed adjacent to the property. Sidewalks may not be needed in this area.  
Utilities - The subject property should have access to all needed public utilities.

**Comprehensive Plan:** The Comprehensive Plan designates the property as being appropriate for Mixed Commercial and Residential uses. The adopted Rolla West Master Plan designates the property as being appropriate for Office Campus uses.

**Discussion:**

The proposed plat appears to meet all zoning and subdivision requirements. The easements to be vacated are not needed. Additional easements for the proposed development are proposed.

Joan Drive is an unbuilt cul-de-sac. The road is not needed for the proposed development.

The plat has been revised based on comments provided by staff. The revised plat has been reviewed and is acceptable.

**Planning and Zoning Commission Recommendation:**

The Rolla Planning and Zoning Commission conducted a meeting on January 10, 2023 and voted 5-0 to recommend approval of the request, with the condition that all comments in the Staff Comment Letter dated January 6, 2023 are addressed.

**Prepared by:**

Tom Coots, City Planner

**Attachments:**

Revised Plat, Ordinance

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE TO APPROVE THE MINOR SUBDIVISION FINAL PLAT OF BLUE'S LAKE PLAT #12; VACATING JOAN DRIVE; AND VACATING ALL EASEMENTS DEDICATED IN BLUE'S LAKE PLAT #10.**

**(SUB 22-09)**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI AS FOLLOWS:**

**SECTION 1:** An ordinance approving the Minor Subdivision Final Plat of Blue's Lake Plat #12, a subdivision in City of Rolla, Phelps County, Missouri through the subdivision process.

**SECTION 2:** The plat is intended to supersede the lots and vacate all easements and the right-of-way of Joan Drive which was dedicated by Blue's Lake Plat No. 10.

**SECTION 3:** Said vacation will not take effect until the subject subdivision plat is recorded.

**SECTION 4:** That this ordinance shall be in full force and effect from and after the date of its passage and approval. Building permits may not be issued by the Community Development Department until the plat has been filed with the Phelps County Recorder of Deeds.

**PASSED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI, AND APPROVED BY THE MAYOR THIS 6<sup>th</sup> DAY OF FEBRUARY, 2023.**

APPROVED:

\_\_\_\_\_  
Mayor

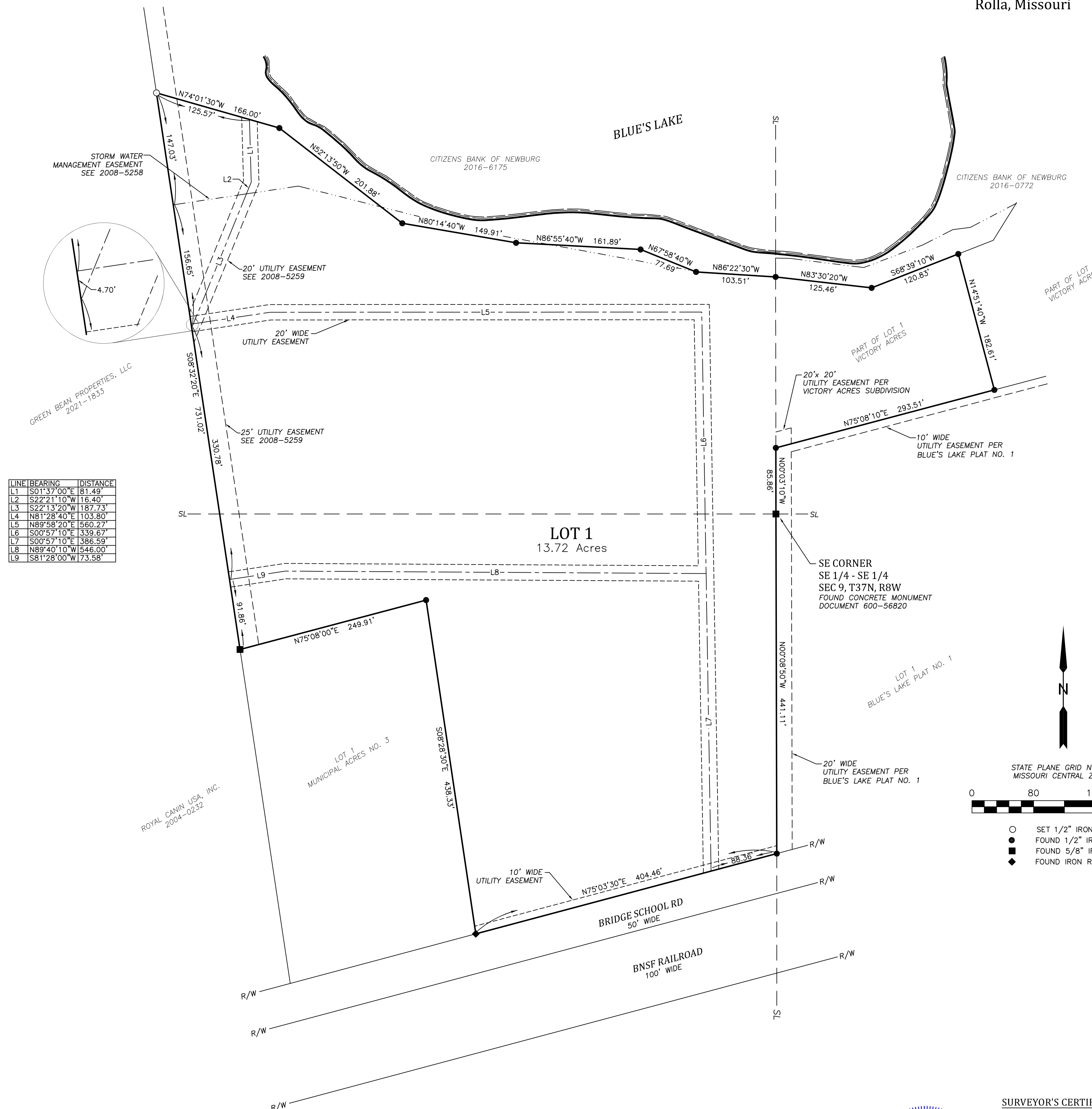
ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
City Counselor

Final Plat of  
**BLUE'S LAKE PLAT NO. 12**  
 A Resubdivision of Blue's Lake Plat No. 10 and part of Lot 1 of Victory Acres  
 Rolla, Missouri



**DESCRIPTION**

All that part of the Southeast Quarter of the Southeast Quarter of Section 9, all that part of the Southwest Quarter of the Southwest Quarter of Section 10 and all that part of the Northeast Quarter of the Northeast Quarter of Section 16, all in Township 37 North, Range 8 West of the 5th P.M. described as follows: Beginning at the Southeast corner of the Southeast Quarter of the Southeast Quarter of said Section 9; thence North 00°31'00" West, 85.86 feet along the East line of the Southeast Quarter of the Southeast Quarter; thence North 75°08'10" East, 293.51 feet; thence North 14°51'40" West, 182.61 feet; thence South 68°39'10" West, 120.83 feet; thence North 83°30'20" West, 125.46 feet; thence North 86°22'30" West, 103.51 feet; thence North 67°58'40" West, 77.69 feet; thence North 86°55'40" West, 161.89 feet; thence North 80°14'40" West, 149.91 feet; thence North 52°13'50" West, 201.88 feet; thence North 74°01'30" West, 166.00 feet; thence South 08°32'20" East, 731.02 feet; thence North 75°08'00" East, 249.91 feet; thence South 08°28'30" East, 438.33 feet to the Northerly right of way Bridge School Road (aka Phelps County Road 7000); thence North 75°03'30" East, 404.46 feet along said Northerly right of way to the East line of the Northeast Quarter of the Northeast Quarter of said Section 16; thence North 00°08'50" West, 441.11 feet along said East line to the Point of Beginning. Contains 13.72 acres per Survey No. L-1580 by Lortz Surveying, LLC.

**DEDICATION**

Whereas, Aaron C. Espinoza Living Trust dated November 4, 2011, and Citizens Bank of Newburg, therein called ("DEDICATORS") are the owners of the premises described on this plat, and Whereas, DEDICATORS desire to subdivide the land as shown on this plat with said subdivision to be named "BLUE'S LAKE PLAT NO. 12".

DEDICATOR does hereby dedicate to the public use forever all easements shown upon this plat and subdivides the premises shown on this plat so that all of said premises will now be known as "BLUE'S LAKE PLAT NO. 12".

DEDICATOR does further grant to all political subdivisions and public utilities providing utility services to the land described on this plat the right to install and maintain electrical, sanitary sewer, water, storm water, telephone, cable television, and natural gas lines within and along those places which are designated as utility easements on this plat.

In witness whereof, the DEDICATOR has executed this dedication this \_\_\_\_ day of \_\_\_\_\_, 2023.

by: Aaron C. Espinoza, trustee of the Aaron C. Espinoza Living Trust dated November 4, 2011

In witness whereof, the DEDICATOR has executed this dedication this \_\_\_\_ day of \_\_\_\_\_, 2023.

by: Aaron C. Espinoza, President, Citizens Bank of Newburg

State of Missouri )  
 County of Phelps ) ss.

On this \_\_\_\_ day of \_\_\_\_\_, 2023, before me personally appeared Aaron C. Espinoza, Trustee of the Aaron C. Espinoza Living Trust dated November 4, 2011, to me known to be the person described in and who executed the same as their free act and deed.

In testimony whereof, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

Notary Public My commission expires \_\_\_\_\_

State of Missouri )  
 County of Phelps ) ss.

On this \_\_\_\_ day of \_\_\_\_\_, 2023, before me personally appeared Aaron C. Espinoza, President of Citizens Bank of Newburg, to me known to be the person described in and who executed the same as their free act and deed.

In testimony whereof, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

Notary Public My commission expires \_\_\_\_\_

**RECORDER'S CERTIFICATE**

This plat was filed for record in my office on this \_\_\_\_ day of \_\_\_\_\_, 2023. Plat filed at Cabinet \_\_\_\_ Slide \_\_\_\_

Robin Kordes Date  
 Phelps County Recorder

**IMPROVEMENT ACCEPTANCE**

Approved subject to construction of improvements in accordance with development plans on file with the City of Rolla, this plat meets current subdivision codes of the City of Rolla.

Darin Pryor, PE Date  
 Director of Public Works

Rodney Bourne, General Manager Date  
 Rolla Municipal Utilities

Floyd Jernigan Date  
 Director of Parks

**COUNTY & CITY TAX RELEASE**

I hereby certify that all property taxes levied by the County of Phelps and the City of Rolla against the real estate described on this plat have been paid in full for 2022 and all prior years.

Faith Barnes Date  
 Collector of Revenue  
 Phelps County, Missouri

**PLANNING AND ZONING APPROVAL**

Approved the \_\_\_\_ day of \_\_\_\_\_, 2023, by the Planning and Zoning Commission of Rolla, Missouri.

Russell Scmitt, Chairman  
 Planning and Zoning Commission

Steve Flowers  
 Community Development Director

**ACKNOWLEDGMENT OF APPROVAL BY CITY COUNCIL**

This is to acknowledge that the City Council of the City of Rolla, Missouri has by ordinance duly adopted and approved this plat and has authorized the same to be filed for record in the Office of the Recorder of Deeds, Phelps County, Missouri.

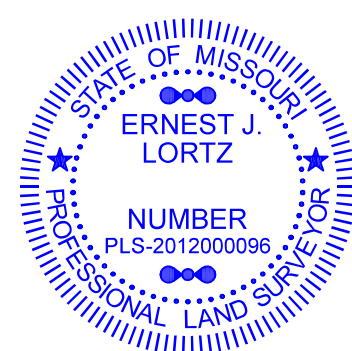
Louis J. Magdita, IV Date  
 Mayor, City of Rolla

Lorri Thurman Date  
 City Clerk

**SURVEYOR'S CERTIFICATION**

Know all men by these presents:

That I, Jason Lortz, do hereby certify that this plat meets Missouri Minimum Standards for Property Boundary Surveys and was prepared under my supervision from actual survey of the land herein described prepared by Lortz Surveying, LLC dated December 13, 2022 and signed by Jason Lortz L.S. No. 2012000096 and that corner monuments and lot corner pins shown herein were placed under the personal supervision of Jason Lortz L.S. No. 2012000096 in accordance with Article II, Chapter 42, of the City Code of Rolla, Missouri.



Jason Lortz 12/13/22  
 Jason Lortz Date  
 PLS 2012000096

**SPECIAL PLAT RESTRICTION AND RESTRICTIVE COVENANT AS TO THE ISSUANCE OF BUILDING OR CONSTRUCTION PERMITS**

The undersigned owners of the tract of land herein platted do hereby impose upon said property and do hereby make the following restrictive covenant: No construction may be commenced upon the above described property until all necessary building and construction permits have been issued by the City of Rolla, Missouri and that it is understood by the undersigned that no such permits shall be issued for any lots herein platted until the completion of all public improvements appertaining to such lots or until a cash bond equal to the reasonable costs of completing such public improvements has been received and approved by the City of Rolla, Missouri. The above mentioned public improvements shall be completed pursuant to the agreement between the undersigned and the City of Rolla, Missouri for the completion of such improvements as required by Article II, Chapter 42 of the City Code of Rolla, Missouri.

**NOTES**

1. Type Urban Accuracy Standards.
2. Parent Title Reference: 2014-4638, 2016-2685
3. Field work performed in October 2022.
4. A current title report has not been furnished to the land surveyor by the client, and no investigation has been conducted as to the present status of easements or other restrictive conditions affecting the subject land.

**LORTZ SURVEYING**  
 P.O. Box 707 • 231 W. Commercial Street Lebanon, Missouri 65536  
 Phone 417-991-8115 • www.lortzsurveying.com • LS: 2012028494

Final Plat of  
**Blue's Lake Plat No. 12**  
 Rolla, Missouri

Citizens Bank of Newburg  
 Rolla, Missouri

Drawn by: EIL Scale: 1" = 80' Survey No.: L-1580  
 Date: 12/13/2022 Checked by: JLL

This plat is intended to supersede the lots and vacate all easements and the right of way of Joan Drive which was dedicated by Blue's Lake Plat No. 10.

CITY OF ROLLA  
CITY COUNCIL AGENDA

DEPARTMENT HEAD: City Administrator, John Butz

ACTION REQUESTED: Ordinance

ITEM/SUBJECT: Ordinance to Amend Rolla's Indoor Smoke Free Act to include Marijuana

TOTAL BUDGET APPROPRIATION: NA

DATE: February 6, 2023

\*\*\*\*\*

COMMENTARY:

With the passage of Amendment 3 which now allows adult use marijuana sales and consumption, there are several issues related to local regulation and enforcement. With details still unfolding key issues for consideration will be:

1. Zoning Regulations – Time, manner and place
2. Taxation
3. Employment related issues
4. Offenses and policing
5. Smoking (consumption) in public places

With smoking/consumption now legal in Missouri the city is recommending action on the first amendment involving the City's Indoor Smoke Free Air Act of 2011. Smoking of tobacco is currently prohibited in indoor workplaces. The attached ordinance amends the definition of "smoking" to include tobacco and marijuana. In addition the City's penalty provision of violations for public smoking currently has a graduated scale from \$100 to \$500 for repeat offenders. Amendment 3 limits the penalty for violation of smoking in public places to \$100.

Note: The issue of vaping/e-cigs marijuana or tobacco is catching more attention with research, but Rolla's current ordinance doesn't prohibit same. Vaping is the heating of liquids with nicotine or marijuana by battery-powered devices. Vaping is not considered smoking as a mist of vaporized particles is generated, not smoke. Vaping does not generally create the harmful effects of second-hand smoke though research is ongoing. Discussion needed.

Recommendation: Ordinance to amend Rolla's Indoor Smoke Free Act to include Marijuana.

VI.A.1

ITEM NO. \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE REPEALING SECTIONS **19-10(a)(M) AND 19(l)(B)** OF THE GENERAL ORDINANCES OF THE CITY OF ROLLA, MISSOURI, KNOWN AS THE CODE OF THE CITY OF ROLLA, MISSOURI AND ENACTING NEW **SECTIONS 19-10(a)(M) AND 19(l)(B)** IN LIEU THEREOF PROHIBITING SMOKING IN INDOOR WORKPLACES AND PUBLIC PLACES.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI, **TO BE AMENDED** AS FOLLOWS:

**Section 1:** That Section 19-10(a)(M) of the General Ordinances of the City of Rolla, Missouri, known as the code of the City of Rolla, Missouri is hereby repealed and new Section 19-10(a)(M) is hereby enacted in lieu thereof as follows:

Section 19-10(a). Definitions.

M. "Smoking" means the burning of tobacco **and marijuana** for the purpose of inhaling or exhaling the fumes of that burning substance.

**Section 2:** That Section 19-10(l)(B) of the General Ordinances of the City of Rolla, Missouri known as the code of the City of Rolla, Missouri is hereby repealed and new Section 19-10(l)(B) is hereby enacted in lieu thereof as follows:

Section 19-10(l). Violations and Penalties.

B. Except as otherwise provided in Section 10(A), a person who owns, manages, operates, or otherwise controls a public place or place of employment and who fails to comply with the provisions of this Article shall be guilty of an infraction, punishable by **a fine not exceeding one hundred dollars(\$100) for a violation.**

**Section 3:** This ordinance shall be in full force and effect from and after the date of its passage and approval.

PASSED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI AND APPROVED BY THE MAYOR THIS 21st DAY OF FEBRUARY 2023.

APPROVED:

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
City Counselor

COPY

Article II - INDOOR SMOKE FREE AIR ACT OF 2011

**Sec. 19-10. Prohibition of Smoking in Indoor Workplaces and Public Places.**

WHEREAS, this Article shall be known as the City of Rolla Indoor Smoke Free Air Act of 2011.

WHEREAS, the City Council of the City of Rolla, Missouri does hereby find that: The 2006 U.S. Surgeon General's Report, *The Health Consequences of Involuntary Exposure to Tobacco Smoke*, has concluded that (1) secondhand smoke exposure causes disease and premature death in children and adults who do not smoke; (2) children exposed to secondhand smoke are at an increased risk for sudden infant death syndrome (SIDS), acute respiratory problems, ear infections, and asthma attacks, and that smoking by parents causes respiratory symptoms and slows lung growth in their children; (3) exposure of adults to secondhand smoke has immediate adverse effects on the cardiovascular system and causes coronary heart disease and lung cancer; (4) there is no risk-free level of exposure to secondhand smoke; (5) establishing smokefree workplaces is the only effective way to ensure that secondhand smoke exposure does not occur in the workplace, because ventilation and other air cleaning technologies cannot completely control for exposure of nonsmokers to secondhand smoke; and (6) evidence from peer-reviewed studies shows that smokefree policies and laws do not have an adverse economic impact on the hospitality industry. (U.S. Department of Health and Human Services. *The Health Consequences of Involuntary Exposure to Tobacco Smoke: A Report of the Surgeon General*. U.S. Department of Health and Human Services, Centers for Disease Control and Prevention, National Center for Chronic Disease Prevention and Health Promotion. Office on Smoking and Health, 2006)

WHEREAS, the Public Health Service's National Toxicology Program (NTP) has listed secondhand smoke as a known carcinogen. (Environmental Health Information Service (EHIS), "Environmental tobacco smoke: first listed in the Ninth Report on Carcinogens," U.S. Department of Health and Human Services (DHHS), Public Health Service, NTP, 2000; reaffirmed by the NTP in subsequent reports on carcinogens, 2003, 2005)

WHEREAS, a significant amount of secondhand smoke exposure occurs in the workplace. Employees who work in smoke-filled businesses suffer a 25-50% higher risk of heart attack and higher rates of death from cardiovascular disease and cancer, as well as increased acute respiratory disease and measurable decrease in lung function. (Pitsavos, C.; Panagiotakos, D.B.; Chrysohoou, C.; Skoumas, J.; Tzioumis, K.; Stefanadis, C.; Toutouzas, P., "Association between exposure to environmental tobacco smoke and the development of acute coronary syndromes: the CARDIO2000 case-control study," *Tobacco Control* 11(3): 220-225, September 2002.)

WHEREAS, secondhand smoke is particularly hazardous to elderly people, individuals with cardiovascular disease, and individuals with impaired respiratory function, including asthmatics and those with obstructive airway disease. (California Environmental Protection Agency [Cal EPA]), "Health effects of exposure to environmental tobacco smoke", *Tobacco Control* 6(4): 346-353, Winter, 1997.) The Americans with Disabilities Act, which requires that disabled persons have access to public places and workplaces, deems impaired respiratory function to be a disability. (Daynard, R.A., "Environmental tobacco smoke and the Americans with Disabilities Act," *Nonsmokers' Voice* 15(1): 8-9.)

WHEREAS, given the fact that there is no safe level of exposure to secondhand smoke, the American society of Heating, Refrigerating and Air Conditioning Engineers (ASHRAE) bases its ventilation standards

on totally smokefree environments. ASHRAE has determined that there is currently no air filtration or other ventilation technology that can completely eliminate all the carcinogenic components in secondhand smoke and the health risks caused by secondhand smoke exposure, and recommends that indoor environments be smokefree in their entirety. (Samet, J.; Bohanon, Jr., H.R.; Coultas, D.B.; Houston, T.P.; Persily, A.K.; Schoen, L.J.; Spengler, J.; Callaway, C.A., "ASHRAE position document on environmental tobacco smoke," American Society of Heating, Refrigerating and Air-Conditioning Engineers (ASHRAE), 2005.)

WHEREAS, hundreds of communities in the U.S., plus numerous states, including Arizona, Delaware, Illinois, Iowa, Massachusetts, New Jersey, New York, Ohio, Utah and Washington, have enacted laws requiring all workplaces, restaurants, bars and other public places to be smokefree, as have numerous countries, including Bhutan, France, Iceland, Ireland, New Zealand, Norway, Singapore, Uruguay, and the United Kingdom constituent countries of England, Northern Ireland, Scotland, and Wales.

WHEREAS, the smoking of tobacco is a form of air pollution, a positive danger to health, and a material public nuisance.

WHEREAS, accordingly, the City Council of the City of Rolla, Missouri finds and declares that the purposes of this ordinance are (1) to protect the public health and welfare by prohibiting smoking in public places and places of employment; and (2) to guarantee the right of nonsmokers to breathe smokefree air, and to recognize that the need to breathe smokefree air shall have priority over the desire to smoke.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI, AS FOLLOWS:**

(a) Definitions.

The following words and phrases, whenever used in this Article, shall be construed as defined in this Section:

- A. "**Bar**" means an establishment that is devoted to the serving of alcoholic beverages for consumption by guest on the premises and in which the serving of food is only incidental to the consumption of those beverages, including but not limited to, taverns, nightclubs, cocktail lounges, and cabarets.
- B. "**Business**" means a sole proprietorship, partnership, joint venture, corporation, or other business entity, either for-profit or not-for-profit, including retail establishments where goods or services are sold; professional corporations and other entities where legal, medical, dental, engineering, architectural, or other professional services are delivered; and private clubs.
- C. "**Employee**" means a person who is employed by an employer in consideration for direct or indirect monetary wages or profit.
- D. "**Employer**" means a person, business, partnership, association, corporation, including a municipal corporation, trust, or non-profit entity that employs the services of one or more individual persons.



- E. **"Enclosed Area"** means all space between a floor and ceiling that is enclosed on all sides by permanent or temporary walls or windows (exclusive of doorways), which extend from the floor to the ceiling.
- F. **"Health Care Facility"** means an office or institution providing care or treatment of diseases, whether physical, mental, or emotional, or other medical, physiological, or psychological conditions, including but not limited to, hospitals, rehabilitation hospitals or other clinics, including weight control clinics, nursing homes, long-term care facilities, homes for the aging or chronically ill, laboratories, and offices of surgeons, chiropractors, physical therapists, physicians, psychiatrists, dentists, and all specialists within these professions. This definition shall include all waiting rooms, hallways, private rooms, semiprivate rooms, and wards within health care facilities.
- G. **"Place of Employment"** means an area under the control of a public or private employer that employees normally frequent during the course of employment, including, but not limited to, work areas, private offices, employee lounges, restrooms, conference rooms, meeting rooms, classrooms, employee cafeterias, hallways, and vehicles. A private residence is not a "place of employment" unless it is used as a childcare, adult day care, or health care facility.
- H. **"Private Club"** means an organization, whether incorporated or not, which is the owner, lessee, or occupant of a building or portion thereof used exclusively for club purposes at all times, which is operated solely for a recreations, fraternal, social, patriotic, political, benevolent, or athletic purpose, but not for pecuniary gain, and which only sells alcoholic beverages incidental to its operation. The affairs and management of the organization are conducted by a board of directors, executive committee, or similar body chosen by the members at an annual meeting. The organization has established bylaws and/or a constitution to govern its activities. The organization has been granted an exemption from the payment of federal income tax as a club under 26 U.S.C. Section 501.
- I. **"Public Place"** means an enclosed area to which the public is invited or in which the public is permitted, including but not limited to, banks, bars, educational facilities, gaming facilities, health care facilities, hotels and motels, laundromats, public transportation vehicles and facilities, reception areas, restaurants, retail food production and marketing establishments, retail service establishments, retail stores, shopping malls, indoor sports arenas, theaters, and waiting rooms. A private residence is not a "public place" unless it used as a childcare, adult day care, or health care facility.
- J. **"Restaurant"** means an eating establishment, including but not limited to, coffee shops, cafeterias, sandwich stands, and private and public school cafeterias, which gives or offers for sale food to the public, guests, or employees, as well as kitchens and catering facilities in which food is prepared on the premises for serving elsewhere. The term "restaurant" shall include a bar area within the restaurant.
- K. **"Service Line"** means an indoor line in which one (1) or more persons are waiting for or receiving service of any kind, whether or not the service involves the exchange of money, including but not limited to, ATM lines, concert lines, food vendor lines, movie ticket lines, and sporting event lines.

- L. **"Shopping Mall"** means an enclosed public walkway or hall area that serves to connect retail or professional establishments.
- M. **"Smoking"** means the burning of tobacco for the purpose of inhaling or exhaling the fumes of that burning substance.
- N. **"Sports Arena"** means sports pavilions, stadiums, gymnasiums, health spas, boxing arenas, swimming pools, roller and ice rinks, bowling alleys, and other similar places where members of the general public assemble to engage in physical exercise, participate in athletic competition, or witness sports or other events.

(Ord. 4010 §1; Ord. 4030, §1)

**(b) Application of Article to City-Owned Facilities.**

All enclosed facilities, including buildings and vehicles owned, leased or operated by the City of Rolla, Missouri, shall be subject to the provisions of this Article.

(Ord. 4010 §2; Ord. 4030, §2)

**(c) Prohibition of Smoking in Enclosed Public Places.**

Smoking shall be prohibited in enclosed public places subject to the exclusions within this ordinance, within the City of Rolla, Missouri, including but not limited to the following places:

- A. Aquariums, galleries, libraries, and museums.
- B. Areas available to and customarily used by the general public in businesses and non-profit entities patronized by the public, including but not limited to, banks, laundromats, professional offices, and retail service establishments.
- C. Bars.
- D. Bingo facilities.
- E. Childcare and adult day care facilities.
- F. Convention facilities.
- G. Educational facilities, both public and private.
- H. Elevators.
- I. Gaming facilities.
- J. Health care facilities.
- K. Hotels and motels, except as otherwise provided.
- L. Lobbies, hallways, and other common areas in apartment buildings, condominiums, trailer parks, retirement facilities, nursing homes, and other multiple-unit residential facilities.
- M. Polling places.

- N. Public transportation vehicles, including buses and taxicabs, under the authority of the City of Rolla, Missouri, and ticket, boarding, and waiting areas of public transportation facilities, including bus, train, and airport facilities.
- O. Restaurants.
- P. Restrooms, lobbies, reception areas, hallways, and other common-use areas.
- Q. Retail stores.
- R. Rooms, chambers, places of meeting or public assembly, including school buildings, under the control of an agency, board, commission, committee or council of the City of Rolla, Missouri or a political subdivision of the State, to the extent the place is subject to the jurisdiction of the City of Rolla, Missouri.
- S. Indoor service lines.
- T. Shopping malls.
- U. Sports arenas, including enclosed places in outdoor arenas.
- V. Theaters and other facilities primarily used for exhibiting motion pictures, stage dramas, lectures, musical recitals, or other similar performances, (except when the smoking is part of a theatrical production).

(Ord. 4010 §3; Ord. 4030, §3)

**(d) Prohibition of Smoking in Places of Employment.**

- A. Smoking shall be prohibited in all enclosed facilities within places of employment. This includes common work areas, auditoriums, classrooms, conference and meeting rooms, private offices, elevators, hallways, medical facilities, cafeterias, employee lounges, stairs restrooms, vehicles, and all other enclosed facilities.
- B. This prohibition on smoking shall be communicated to all existing employees by the effective date of this Article and to all prospective employees upon their application for employment.

(Ord. 4010 §4; Ord. 4030, §4)

**(e) Prohibition of Smoking in Private Clubs with Employees.**

Smoking shall be prohibited in all private clubs during such events or activities utilizing the services of compensated employees. This prohibition shall not apply to private clubs that operate strictly with uncompensated volunteers.

(Ord. 4010 §5; Ord. 4030, §5)

**(f) Prohibition of Smoking in Enclosed Residential Facilities.**

Smoking shall be prohibited in the following enclosed residential facilities:

- A. All private and semi-private rooms in nursing homes.
- B. At least 80% of hotel and motel rooms that are rented to guests.

(Ord. 4010 §6; Ord. 4030, §6)

**(g) Where Smoking not Regulated.**

Notwithstanding any other provision of this Article to the contrary, the following areas shall be exempt from the provisions of Sections 3 and 4:

- A. Private residences, except when used as a childcare, adult day care, or health care facility, and except as provided in Section 6.
- B. Not more than twenty percent (20%) of hotel and motel rooms rented to guests and designated as smoking rooms. All smoking rooms on the same floor must be contiguous and smoke from these rooms must not infiltrate into areas where smoking is prohibited under the provisions of this Article. The status of rooms as smoking or nonsmoking may not be changed, except to add additional nonsmoking rooms.
- C. Outdoor areas of places of employment.
- D. Private clubs at such time where all labor provided is by means of uncompensated volunteers.

(Ord. 4010 §7; Ord. 4030, §7)

**(h) Declaration of Establishment as Nonsmoking.**

Notwithstanding any other provision of this Article, an owner, operator, manager, or other person in control of an establishment, facility, or outdoor area may declare that entire establishment, facility, or outdoor area as a nonsmoking place. Smoking shall be prohibited in any place in which a sign conforming to the requirements of Section 9 (A) is posted.

(Ord. 4010 §8; Ord. 4030, §8)

**(i) Posting of Signs.**

- A. Either a "No Smoking" sign or the international "No Smoking" symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it) at least 6" x 3" in size shall be clearly and visibly posted at each exterior entrance to every building by the owner, operator, or manager of that building within which a public place or place of employment where smoking is prohibited by this Article is located. The purpose of the signs and/or symbols is to inform customers, visitors and employees of this Article.
- B. Every motor vehicle regularly engaged in the business of carrying passengers for hire within the City shall have at least one conspicuous sign, visible from the exterior of the vehicle, clearly stating that smoking is prohibited.

(Ord. 4010 §9; Ord. 4030, §9)

**(j) Nonretaliation; Nonwaiver of Rights.**

- A. No person or employer shall discharge, refuse to hire, or in any manner retaliate against an employee, applicant for employment, or customer because that employee, applicant, or customer exercises any rights afforded by this Article or reports or attempts to prosecute a

violation of this Article. Notwithstanding Section 12, violation of this Subsection shall be a misdemeanor, punishable by a fine not to exceed \$500 for each violation.

- B. An employee who works in a setting where an employer allows smoking does not waive or otherwise surrender any legal rights the employee may have against the employer or any other party.

(Ord. 4010 §10; Ord. 4030, §10)

**(k) Enforcement.**

- A. This Article shall be enforced by the Chief of Police and the City Administrator or their designees. The Phelps/Maries Department of Health Department has agreed to assist with enforcement, data gathering and public education.
- B. Notice of the provisions of this Article shall be given to all applicants for a business license in the City of Rolla, Missouri.
- C. Any citizen who desires to register a complaint under this Article may initiate enforcement with City Administration or the Rolla Police Department.
- D. The Phelps/Maries Department of Health, and Rolla Community Development Department will assist with compliance with this Article while an establishment is undergoing otherwise mandated inspections.
- E. An owner, manager, operator, or employee of an establishment regulated by this Article shall inform persons violating this Article of the appropriate provisions thereof.
- F. Notwithstanding any other provision of this Article, as employee or private citizen may bring legal action to enforce this Article.
- G. In addition to the remedies provided by the provisions of this Section, the City Administrator or any person aggrieved by the failure of the owner, operator, manager, or other person in control of a public place or a place of employment to comply with the provisions of this Article may apply for injunctive relief to enforce those provisions in any court of competent jurisdiction.

(Ord. 4010 §11; Ord. 4030, §11)

**(l) Violations and Penalties.**

- A. A person who smokes in an area where smoking is prohibited by the provisions of this Article shall be guilty of an infraction, punishable by a fine not exceeding fifty dollars (\$50).
- B. Except as otherwise provided in Section 10(A), a person who owns, manages, operates, or otherwise controls a public place or place of employment and who fails to comply with the provisions of this Article shall be guilty of an infraction, punishable by:

1. A fine not exceeding one hundred dollars (\$100) for a first violation.

~~2.~~ A fine not exceeding two hundred dollars (\$200) for a second violation within one (1) year.

~~3.~~ A fine not exceeding five hundred dollars (\$500) for each additional violation within one (1) year.

C. In addition to the fines established by this Section, violation of this Article by a person who owns, manages, operates, or otherwise controls a public place or place of employment may result in the suspension or revocation of any permit or license issued to the person for the premises on which the violation occurred.

D. Each day on which a violation of this Article occurs shall be considered a separate and distinct violation.

(Ord. 4010 §12; Ord. 4030, §12)

**(m) Public Education.**

The City of Rolla and the Phelps/Maries County Department of Health shall engage in a continuing program to explain and clarify the purposes and requirements of this Article to citizens affected by it, and to guide owners, operators, and managers in their compliance with it. The program may include publication of a brochure for affected businesses and individuals explaining the provisions of this ordinance.

(Ord. 4010 §13; Ord. 4030, §13)

**(n) Governmental Agency Cooperation.**

The City Administrator shall periodically request other governmental and educational agencies having facilities within the City of Rolla to establish local operating procedures in cooperation and compliance with this Article. This includes urging all Federal, State, City, and School District agencies to update their existing smoking control regulations to be consistent with the current health findings regarding secondhand smoke.

(Ord. 4010 §14; Ord. 4030, §14)

**(o) Other Applicable Laws.**

This Article shall not be interpreted or construed to permit smoking where it is otherwise restricted by other applicable laws.

(Ord. 4010 §15; Ord. 4030, §15)

**(p) Liberal Construction.**

This Article shall be liberally construed so as to further its purposes.

(Ord. 4010 §16; Ord. 4030, §16)

**(q) Severability.**

If any provision, clause, sentence, or paragraph of this Article or the application thereof to any person or circumstances shall be held invalid, that invalidity shall not affect the other provisions of this Article which can be given effect without the invalid provision or application, and to this end the provisions of

this Article are declared to be severable  
(Ord. 4010 §17; Ord. 4030, §17)

**(r) Effective Date**

This Article shall be effective on January 1, 2012.  
(Ord. 4010 §18; Ord. 4030, §18)





CITY OF ROLLA  
CITY COUNCIL AGENDA

DEPARTMENT HEAD: City Administrator, John Butz

ACTION REQUESTED: General Discussion

ITEM/SUBJECT: Amendment 3

TOTAL BUDGET APPROPRIATION: NA

DATE: February 6, 2023

\*\*\*\*\*

COMMENTARY:

In addition to the secondhand smoking ordinance, the City needs to consider changes to Chapter 30 (offenses) and Chapter 42 (zoning). Included for preliminary discussion are a listing of current regulations and possible modifications. Staff will be working on draft ordinances for Council consideration but any amendments to Chapter 42 will need to go through Planning & Zoning for a recommendation.

Recommendation: General Discussion

## City Code Sections Dealing with Intoxication, Marijuana and Offenses

### **Sec. 30-12. Intoxication in public; disturbance of the peace.**

No person shall be in a state of intoxication in any street, alley or other public ground or place, or in any public building or business house, or shall be in a state of intoxication in any private house or private premises to the annoyance or disturbance of the peace of any person.

### **Sec. 30-16. Marijuana - Possession.**

(a) It is unlawful for any person to have in his possession or under his control:

- (1) Marijuana in a quantity of less than thirty five grams, or
- (2) Drug paraphernalia.

~~except when that person is issued a Missouri medical marijuana card as a "qualifying patient" or "qualifying primary caregiver". A "qualifying patient" means a Missouri resident diagnosed with at least one qualifying medical condition; and a "primary caregiver" means an individual twenty one years of age or older who has significant responsibility for managing the well being of a "qualifying patient" and who is designated as such on the primary caregiver's application for a medical marijuana card. Persons who possess a Missouri issued medical marijuana card as defined herein may also possess drug paraphernalia commonly used for the consumption and/or manufacturing of marijuana when used for the purposes permitted by the lawful issuance of a Missouri medical marijuana card.~~

The legalization of recreational marijuana doesn't come without its limitations of use. The constitutional amendment would allow adults to purchase up to three ounces of cannabis.

However, that three ounces creates a possession limit. A person who possesses more than three ounces of marijuana but not six ounces or more is subject to a misdemeanor punishable by a fine of no more than \$1,000 on a third violation. Citizens are also subject to a civil penalty of no more than \$250 for a first and \$500 for a second violation.

Additionally, recreational marijuana usage must be private as those caught smoking in public may be fined up to \$100.

(b) For the purposes of this Section, "marijuana" means all parts of the plant genus Cannabis in any species or form thereof, including, but not limited to Cannabis Sativa L., Cannabis Indica, Cannabis Americana, Cannabis, Ruderalis and Cannabis Gigantea, whether growing or not, the seeds thereof, the resin extracted from any part of the plant and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from stalks (except the resin extracted therefrom), fiber, oil or cake or the pound,

manufacture, salt, derivative, mixture or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil or cake or the sterilized seed of the plant which is incapable of germination.

(c) For the purposes of this Section, "drug paraphernalia" means all equipment, products, substances and materials of any kind which are used, intended for use, or designed for use, in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, storing, containing, concealing, injecting, ingesting, inhaling, or otherwise introducing into the human body a controlled substance or an imitation controlled substance.

~~(d) Any person who violating the provisions of this Section is guilty of a misdemeanor and, upon conviction, shall be punished as follows:~~

- ~~1. By a fine not exceeding \$500.00;~~
- ~~2. Persons who are found to unlawfully possess ten or less grams of marijuana, and have no prior history of drug offenses shall, in lieu of an arrest: (1) be issued a citation, and (2) shall not be fined more than \$100.00.~~
3. . A person who possesses more than three ounces of marijuana but not six ounces or more is subject to a misdemeanor punishable by a fine of no more than \$1,000 on a third violation. Citizens are also subject to a civil penalty of no more than \$250 for a first and \$500 for a second violation.
4. Additionally, recreational marijuana usage must be private as those caught smoking in public may be fined up to \$100.

#### **Sec. 30-17. Marijuana - Suspension of sentence in cases of marijuana possession.**

~~Whenever any person shall have been found guilty in the municipal court of violating any ordinance involving the possession of marijuana, the municipal court Judge may suspend sentencing pending the successful completion by the convicted person of a program of drug abuse rehabilitation and counseling, or may order such person to attend such program in lieu of or in addition to the penalty otherwise provided for the offense. (Ord. 1999, 51.)~~

The municipal courts are now required to vacate any probation or any active mandatory programs such as rehabilitation and counseling.

#### **Sec. 30-32.1. Smoking in public buildings owned and operated by the city - Prohibited.**

(a) No person shall smoke or carry a lighted cigar, cigarette, pipe or match, or use any spark, flame or fire-producing device in any building owned or operated by the City of Rolla, Missouri. Smoking will not be allowed in enclosed areas used by the general public or serving as a place of work, including open office areas. Smoking shall be specifically prohibited in the following areas:

- (1) All city owned buildings.

- (2) Any portion of the Rolla Public Library.
- (3) Any portion of the Rolla Municipal Utility Building.
- (4) All open space that is accessed by the public.

(b) Placards or signs reading "Smoking Prohibited by Law" shall be posted in all city owned or operated buildings.

(c) The prohibition of smoking shall not apply to those areas that are so designated as smoking areas by placard or sign.

(d) Violation of this Ordinance shall be deemed as a misdemeanor offense. (Ord. 2669, §§1-4.)

**Sec. 30-46. Sale of cigarettes and tobacco products to minors prohibited.**

(a) It shall be unlawful for any person in the City of Rolla to sell or furnish cigarettes, cigarette wrappers, chewing tobacco, cigars, tobacco or other tobacco products to a minor. For purposes of this ordinance, a minor shall be deemed to be a person under eighteen (18) years of age.

(b) Except as otherwise provided under this section, it shall be unlawful for any person to sell cigarettes, cigars, pipe tobacco, smokeless tobacco or tobacco products that are suitable for dipping or chewing, through a vending machine. "Vending machine, as used in this section, means any mechanical, electric or electronic self-service device which, upon the insertion of money, tokens or other form of payment, dispenses tobacco products; except that vending machines located in facilities where no person younger than eighteen (18) years of age is present, or permitted to enter, at any time, are permitted. Each day a vending machine is in place contrary to this ordinance shall constitute a separate violation.

(c) Any person found guilty of violating this ordinance shall be penalized in accordance with Section 177 of the Rolla City Code. (Ord. 3250, §§1-3)

**Sec. 30-47. Possession of Synthetic Cannabinoids.**

(a) Definitions.

- 1. "Person" means an individual, corporation, partnership, wholesaler, retailer or any licensed or unlicensed business.
- 2. "Synthetic Cannabinoid" means any substance, however described or marketed, which includes any one or more of the following synthetic compounds:
  - i. Cannabicyclohexanol [CP 47,497 dimethyloctyl homologue, (C8)-CP 47,497], systematic (IUPAC) name: -[1R,3S]-3-hydroxycyclohexyl]-5-(2-methylnonan-2-yl)phenol.
  - ii. HU-210, systematic (IUPAC) name: (6aR,10aR)-9-(Hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol.
  - iii. Dexamabinol (HU-211) (a synthetic cannabinoid derivative), systematic (IUPAC) name: (6aS,10aS)-9-(Hydroxymethyl)-6,6-dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]chromen-1-ol.

- iv. JWH-018, (1-pentyl-3-(1-naphthoyl)indole), systematic (IUPAC) name: Naphthalen-1-yl(1-pentylindol-3-yl)methanone.

v. JWH-073, systematic (IUPAC) name: naphthalene-1-yl-(1-butylindol-3-yl)methanone.

- 3. "IUPAC" means the International Union of Pure and Applied Chemistry or its successor.

(b) Possession or Control of Synthetic Cannabinoids Unlawful. It is unlawful for any person to have in his/her/its possession or under his/her/its control a synthetic cannabinoid in any form. For purposes of this Section, any offense involving the possession or control of more than thirty-five (35) grams of a synthetic cannabinoid as defined and described in Sections 195.202.017 and 195.202, RSMo, shall not be cognizable in the Rolla Municipal Court, but rather shall be referred to the County Prosecutor for review as a violation of Section 195.202.2, RSMo.

(c) Penalty, Any person who violating the provisions of this Section shall be punished:

- i. By a fine not exceeding five hundred dollars (\$500.00); or
- ii. By imprisonment for a period not exceeding ninety (90) days; or
- iii. By both such fine and imprisonment

## RECOMMENDATIONS

### Cities CANNOT:

- Enact ordinances/regulations **inconsistent with** the text and requirements of Amendment 3 or any and all rules and regulations issued by the Department regarding marijuana.
- Increase the 1,000-foot spacing requirement, which states that a marijuana business shall not be located within (**at most**) 1,000 feet of a then existing<sup>1</sup> elementary or secondary school, child day-care center, or church (cities can lessen the distance, see below).
- Create a **new, local** “marijuana business license” (can require they obtain all relevant **existing/generally applicable** licenses, see below).
- Force all marijuana businesses into zones/districts that do not fit the business model/style; (cities are to place marijuana businesses with other similar business types, see below).

### Cities CAN:

- Enact ordinances/regulations **consistent with** the text of Amendment 3 and any and all rules and regulations issued by the Department regarding marijuana.
- Enact ordinances/regulations regarding the **time, place, and manner** of these businesses.
- Require these businesses to obtain any and all currently existing/**generally applicable** business licenses, manufacturers’ license, occupancy certificate, etc.
- **Decrease** the 1,000-foot spacing requirement (can lessen the distance as they see fit up to and including eliminating the requirement altogether) (mapping your city to see where medical marijuana businesses could not operate if the 1,000-foot requirement was not lessened would be **very beneficial**).
- Adopt and enforce all requirements placed on the businesses by Amendment 3 and rules/regulations issued by the Department.
- Continue to enforce laws regarding marijuana being sold, used, transported etc. in any way outside of the bounds of the marijuana laws (e.g., still illegal to operate motor vehicle under the influence).
- Enforce existing generally applicable **nuisance** code provisions and/or require businesses to prove they have a system in place to not violate nuisance codes regarding the odors they emit (**particularly important** for Cultivation and Infused Products Facilities).

### Cities CAN AND SHOULD:

- Require these businesses to locate in a specific zone/district along with other similarly situated/similarly operating business types.
- Require these businesses to go through existing processes for zoning, such as procedures for planned uses or conditional or special use permits etc. to prove their capabilities to fulfill all requirements of any new business in the area for things such as security, lighting, signage, odor-control, hours of operation, parking, and traffic management to ensure the public safety/general welfare of the city, its residents, and other businesses.
- Establish and enforce **civil** penalties for violation of their ordinances/regulations for medical marijuana in compliance with new Amendment 3 limitations.

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<sup>1</sup> “Then-existing” shall mean any elementary school, secondary school, child day-care center, or church with a building permit from the city to be constructed, or under construction, or completed and in use at the time the Medical Marijuana Business applies for a zoning permit.

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\*Disclaimer: Marijuana remains a “Schedule 1 Drug” under the Federal Controlled Substances Act of 1970. The possession and/or use of marijuana remains unlawful under Federal law. This Memorandum is designed only to address compliance with Amendment 3.

## Zoning Regulations – “time, place, manner”

Existing Zoning

### Sec. 42-233.01 Standards for Medical Marijuana Dispensaries

No Building shall be constructed, altered or used for a Medical Marijuana Dispensary without complying with the following regulations in this subchapter:

- a. No Medical Marijuana Dispensary shall be located within 500' (five hundred feet) of a then existing elementary or secondary school, child daycare center, or church\*. Measurement shall be in a method consistent with the city's existing liquor license measurement standard.
- b. \* "Then existing" shall mean any school, child day-care center, or church with a written building permit from the city to be constructed, or under construction, or completed and in use at the time the prospective state applicant for a Medical Marijuana Dispensary first notifies the City of Rolla of the applicant's contingent legal right to operate at the proposed location by putting the subject property under contract.
- c. Onsite Usage Prohibited. No marijuana may be smoked, ingested, or otherwise consumed on the premises of a Medical Marijuana Dispensary building.
- d. Hours of Operation\*. All sales or distribution of Medical Marijuana and any other products sold to the public through a Medical Marijuana Dispensary shall take place between the hours of 8:00 a.m. and 8:00 p.m., Monday – Sunday. Medical Marijuana Dispensaries shall be secured and closed to the public after the hours listed in this subsection and no persons not employed by the Medical Marijuana Dispensary may be present in such a facility at any time it is closed to the public.
- e. Display of License Required. The Medical Marijuana Dispensary license issued by the State of Missouri shall be prominently displayed in a highly visible location, easily seen by patients on the dispensary's sales floor.
- f. Site Plan Review. Any plans for a Medical Marijuana Dispensary shall meet the standard new construction requirements.
- g. Spacing. No Medical Marijuana Dispensary shall be operated or maintained within 500' (five-hundred feet) of another Medical Marijuana Dispensary except when marijuana sales represent less than 5% of the dollar volume of a state or federally licensed pharmacy. (Ord. 4488, §6)

### Sec. 42-233.02 Standards for Medical Marijuana-Infused Products Facility

No building shall be constructed, altered or used for a Medical Marijuana-Infused Products Facility without complying with the following regulations:

1. Distance Requirement. No Medical Marijuana-Infused Products Facility using any shall be located within 500' (five-hundred feet) of a then existing elementary or secondary school, licensed child day care center, or church\*.

2. **Outdoor Operations or Storage.** All operations and all storage of materials, products, or equipment shall be within a fully secured area inside the building structure or outdoors on the property in an area enclosed by a razor wire fence at least ten (10) feet in height, not including the razor wire.
3. **Onsite Usage Prohibited.** No marijuana may be smoked, ingested, or otherwise consumed on the premises of any Medical Marijuana-Infused Products Facility during regular business hours.
4. **Hours of Operation.** All Medical Marijuana-Infused Products Facilities shall be closed to the public, between the hours of 10:00 p.m. and 8:00 a.m. No persons not employed by the business shall be on the premises at any time without being approved entry and logged in by building security personnel and are required to obtain a visitor pass.
5. **Display of License Required.** The Medical Marijuana-Infused Products Facility license issued by the State of Missouri shall be displayed in a prominent place in plain view near the front desk of the facility.
6. **Site Plan Review Required.** Any plans for a Medical Marijuana-Infused Products Facility shall meet standard new construction requirements. (Ord. 4488, §6)

#### **Sec. 42-233.03 Standards for Medical Marijuana Cultivation Facility**

No building shall be constructed, altered or used for a Medical Marijuana Cultivation Facility without complying with the following regulations:

- a. **Distance requirement.** No Medical Marijuana Cultivation Facility shall be located within 1,000' (one thousand feet) of a then existing elementary or secondary school, state-licensed child daycare center or church\*.
- b. **Outdoor Operations or Storage.** All operations and all storage of materials, products, or equipment shall be within a fully secured area inside the building structure or outdoors on the property in an area enclosed by a razor wire fence at least 10 feet in height, not including the razor wire.
- c. **Onsite Usage Prohibited.** No marijuana may be smoked, ingested, or otherwise consumed on the premises of any Medical Marijuana Cultivation Facility during regular business hours.
- d. **Hours of Operation.** All Medical Marijuana Cultivation Facilities shall be closed to the public, between the hours of 10:00 p.m. and 8:00 a.m. No persons not employed by the business shall be on the premises at any time without being approved entry and logged in by building security personnel and are required to obtain a visitor pass.
- e. **Display of Licenses Required.** The Medical Marijuana Cultivation Facility license issued by the State of Missouri shall be displayed in a prominent place in plain view near the front entrance of the facility.
- f. **Site Plan Review Required.** Any plans for an indoor "Medical Marijuana Cultivation Facility" shall meet the standard new construction requirements of the "Heavy Manufacturing District"



outlined in this Title. Any outdoor "Medical Marijuana Cultivation Facility" shall meet the standard requirements for any other crop, except as otherwise set forth herein. No outdoor "Medical Marijuana Cultivation Facility" shall be permitted within 1,000' (one thousand feet) of a then existing elementary or secondary school, state-licensed child daycare center or church\* or within 1,000' (one thousand feet) from any residentially zoned property. (Ord. 4488, §6)

Proposal

**Sec 42.454 Recreational and Medical Marijuana Uses**

Definitions. The following definitions apply to the Recreational and Medical Marijuana Uses section:

*Marijuana or Marihuana:* Cannabis Indica, Cannabis sativa, and Cannabis ruderals, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as seed thereof and resin extracted from the plant and marijuana-infused products. Marijuana does not include industrial hemp containing a crop-wide average tetrahydrocannabinol concentration that does not exceed three-tenths of one percent on a dry weight basis, or commodities or products manufactured from industrial hemp.

*Marijuana-Infused Products:* products that are infused with marijuana or an extract thereof and are intended for use or consumption other than by smoking, including, but not limited to, edible products, ointments, tinctures, and concentrates.

*Recreational and/or Medical Marijuana Cultivation Facility:* a facility licensed by the State of Missouri to acquire, cultivate, process, store, transport, and sell marijuana to a Medical Dispensary Facility, Medical Marijuana Testing Facility, or to a Medical Marijuana-Infused Products Manufacturing Facility.

*Recreational and/or Medical Marijuana Dispensary Facility:* a facility licensed by the State of Missouri to acquire, store, sell, transport, and deliver marijuana, marijuana-infused products and drug paraphernalia used to administer marijuana as provided for in this section to a qualifying patient, a primary caregiver, another Medical Marijuana Dispensary Facility, a Medical Marijuana Testing Facility, or a Medical Marijuana-Infused Products Manufacturing Facility.

*Recreational and/or Medical Marijuana-Infused Products Facility:* a facility licensed by the State of Missouri, to acquire, store, manufacture, transport, and sell marijuana-infused products to a Medical Marijuana Dispensary Facility, a Medical Marijuana Test Facility, or to another Medical Marijuana-Infused Products Facility.

*Medical Marijuana:* marijuana that is available only by prescription and used to treat a variety of medical conditions.

*Recreational Marijuana:* marijuana which is grown, processed, or sold as provided by Missouri laws.

*Recreational and/or Medical Marijuana Testing Facility:* a facility certified by the State of Missouri, to acquire, test, certify, and transport marijuana.

Recreational and Medical Marijuana Use means any facility or premises which is used for a Recreational and/or Medical Marijuana Dispensary, Infused Products Facility, or Cultivation Facility.

“Then existing” means any school, child day-care center, or church with a written building permit from the city to be constructed, or under construction, or completed and in use at the time the prospective state applicant for a Medical Marijuana Use first notifies the City of Rolla of the applicant’s contingent legal right to operate at the proposed location by putting the subject property under contract.

General. The following generally applies to Recreational and Medical Marijuana Uses:

- a. In determining compliance with the measured separation, the distance shall be determined by the nearest building corner of the Recreational and/or Medical Marijuana Dispensary applicant

property in an area enclosed by a razor wire fence at least ten (10) feet in height, not including the razor wire.

- ~~3. Onsite Usage Prohibited. No marijuana may be smoked, ingested, or otherwise consumed on the premises of any Medical Marijuana-Infused Products Facility during regular business hours.~~
4. Hours of Operation. All **Recreational and/or** Medical Marijuana-Infused Products Facilities shall be closed to the public, between the hours of 10:00 p.m. and 8:00 a.m. No persons not employed by the business shall be on the premises at any time without being approved entry and logged in by building security personnel and are required to obtain a visitor pass.
- ~~5. Display of License Required. The Medical Marijuana-Infused Products Facility license issued by the State of Missouri shall be displayed in a prominent place in plain view near the front desk of the facility.~~
6. Site Plan Review Required. Any plans for a **Recreational and/or** Medical Marijuana-Infused Products Facility shall meet standard new construction requirements.

**Recreational and/or Medical Marijuana Cultivation Facility.** No building shall be constructed, altered or used for a **Recreational and/or** Medical Marijuana Cultivation Facility without complying with the following regulations:

1. Distance requirement. No **Recreational and/or** Medical Marijuana Cultivation Facility shall be located within 1,000' (one thousand feet) of a then existing elementary or secondary school, state-licensed child daycare center or church.
2. Outdoor Operations or Storage. All operations and all storage of materials, products, or equipment shall be within a fully secured area inside the building structure or outdoors on the property in an area enclosed by a razor wire fence at least 10 feet in height, not including the razor wire.
- ~~3. Onsite Usage Prohibited. No marijuana may be smoked, ingested, or otherwise consumed on the premises of any Medical Marijuana Cultivation Facility during regular business hours.~~
4. Hours of Operation. All **Recreational and/or** Medical Marijuana Cultivation Facilities shall be closed to the public, between the hours of 10:00 p.m. and 8:00 a.m. No persons not employed by the business shall be on the premises at any time without being approved entry and logged in by building security personnel and are required to obtain a visitor pass.
- ~~5. Display of Licenses Required. The Medical Marijuana Cultivation Facility license issued by the State of Missouri shall be displayed in a prominent place in plain view near the front entrance of the facility.~~
6. Site Plan Review Required. Any plans for an indoor "**Recreational and/or** Medical Marijuana Cultivation Facility" shall meet the standard new construction requirements of the "**Heavy Manufacturing District**" outlined in this Title. Any outdoor "**Recreational and/or** Medical Marijuana Cultivation Facility" shall meet the standard requirements for any other crop, except as otherwise set forth herein. No outdoor "**Recreational and/or** Medical Marijuana Cultivation Facility" shall be permitted within 1,000' (one thousand feet) of a then existing elementary or secondary school, state-licensed child daycare center or church\* or within 1,000' (one thousand feet) from any residentially zoned property.

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**CITY OF ROLLA  
CITY COUNCIL AGENDA**

**DEPARTMENT HEAD: Darin Pryor**

**ACTION REQUESTED: Bid Award**

**ITEM/SUBJECT: Compact Track Loader**

**BUDGET APPROPRIATION (IF APPLICABLE) \$80,000**

**DATE: 2/6/2023**

\*\*\*\*\*

**COMMENTARY:**

**Attached is information Sourcewell bids for a 2023 Compact Track Loaders.**

Manufacturer	Dealer	Location	Model	Price
Caterpillar	Fabick Cat	Rolla, MO	289D	\$ 85,085.00
John Deere	Mccoys Construction	Cuba, MO	325G	\$ 75,451.48
Kubota	Wade's Equip	Cuba, MO	SVL75	\$ 62,662.53
Bobcat	Bobcat of Rolla	Rolla, MO	T740	\$ 72,285.26

**We are requesting to participate in the cooperative purchase of a loader for the Street Department using the Sourcewell bid for Compact Track Loaders. We will surplus the existing loader through Purple Wave.**

**The unit is a planned replacement in the Sewer Department. The price for the loader is \$62,662.53 and will be paid for out of existing revenues.**

**Sourcewell Cooperative purchasing is "Procurement conducted by, or on behalf of, one or more Public Procurement Units" as defined by the American Bar Association Model Procurement Code for State and Local Governments.**

**Staff recommends City Council approve the purchase of a SVL75 Skid Steer Loader from Wade's Equipment for \$62,662.53 using the Sourcewell program.**





Utility Tractors & Mowers - 031121  
 CE and AG - 040319  
 Utility Vehicles 122220  
 Arkansas 4600041718  
 Delaware 059-21673  
 Mississippi (CE Only) 0290056171  
 Mississippi 0200055841

SVL75-2HFWC WEB QUOTE #2548786

Date: 1/5/2023 8:03:19 AM

- Customer Information -  
 LEWIS, TIM  
 CITY OF ROLLA  
 TLEWIS@ROLLCITY.ORG  
 573-202-4945

ADD 2  
 \$2,320.00

Quote Provided By  
 WAYDE'S EQUIPMENT, LLC  
 WAYDE GRANDSTAFF  
 510 GROVE ST.  
 CUBA, MO 65453  
 email: WAYDESEQ@MISN.COM  
 phone: 5736770707

- Standard Features -

- Custom Options -



**Kubota**

S Series

SVL75-2HFWC

\*\*\* EQUIPMENT IN STANDARD MACHINE \*\*\*

**FEATURES**

Vertical Lift Path Loader Frame  
 Standard Front Quick Coupler,  
 Float Standard  
 Hydraulic Quick Coupler  
 Option, High Flow Hydraulics  
 Loader Boom Lock  
 Open ROPS & Air Conditioned  
 ROPS/FOPS Cab Models  
 High Back, Adjustable, Vinyl,  
 Suspension Seat  
 2" Retractable Seat Belt and 2-  
 Piece Seat Bar  
 12V Electric Outlet  
 17.4 gpm Auxiliary Hydraulics  
 standard, 29.3 gpm Option  
 Direct To Tank Return Line  
 Rigid Mounted Undercarriage, 4  
 Lower Track Rollers  
 Rubber Tracks, 12.6" Standard,  
 15" Optional  
 Two Speed Travel System  
 Automatic Wet Disk Parking  
 Brake  
 Kubota 4 Hydraulic Pump Load  
 Sensing System  
 2 Gear, 2 Variable  
 Displacement Pumps  
 Hydraulic Joystick Controls  
 ISO Operating Pattern  
 Hand And Foot Throttle  
 Controls  
 Electronic Travel Torque  
 Management  
 Automatic Glow Plugs  
 Key Switch Stop/Start System  
 Self Bleed Fuel System  
 2 Front and 2 Rear Working  
 Lights  
 Hour Meter, Engine  
 Temperature and Fuel  
 Gauges and Warning Lights  
 Horn and Backup Alarm  
 Lockable Fuel Cap  
 Bolt On Grab Handles to enter  
 machine

**BASIC UNITS**

SVL75-2, 15.0" Rubber Tracks,  
 A/C ROPS/FOPS Cab  
 Hydraulic Quick Coupler, High  
 Flow Hydraulics

**ENGINE**

V3307 Kubota CR-TE4, Tier 4  
 Diesel Engine  
 4 Cylinder, 4 Cycle, Turbo Charged  
 74.3 Gross HP @ 2400 rpm

**DIMENSIONS**

Cab Height 82.0"  
 Width (without attachment) 65.9"  
 Width with wide track option  
 (without attachment) 68.3"  
 Length (without attachment) 109.0"  
 Length of Track on Ground 56.5"

**OPERATIONAL**

**DIMENSIONS**  
 Operating Weight\*, SVL75H, 12.6"  
 Rubber Tracks, Open  
 ROPS/FOPS Cab, Mechanical  
 Quick Coupler 9,039 lbs.  
 Rated Operating Capacity (@ 35%  
 of Tipping Load) 2,300 lbs.  
 Rated Operating Capacity (ROC)  
 @ 35% of Tipping Load complies  
 with ISO 14397-1 and SAE J 818  
 for crawler loaders  
 Rated Operating Capacity (ROC)  
 @ 50% of Tipping Load 3,285 lbs.  
 Tipping Load 6,570 lbs.  
 Auxiliary Hydraulics Flow 17.4  
 gpm  
 Travel Speed (Low / High) 4.7 / 7.1  
 mph  
 Reach @ Maximum Height 41.7"  
 Height to Hinge Pin 119.1"  
 Ground Pressure 5.6 psi  
 Traction Force 9,678 lbf.

\* Includes operator's weight, 175  
 lbs.

SVL75-2HFWC Base Price: \$78,200.00

(1) 74" HEAVY DUTY LOW PROFILE LONG  
 FLOOR BUCKET (19.2 CU-FT) W/CUTTING EDGE \$2,578.00  
 AP-HD74LLC-74" HEAVY DUTY LOW PROFILE LONG FLOOR  
 BUCKET (19.2 CU-FT) W/CUTTING EDGE

**Configured Price: \$80,778.00**

Sourcewell Discount: (\$19,386.72)

**SUBTOTAL: \$61,391.28**

Dealer Assembly: \$0.00

Freight Cost: \$831.25

PDI: \$400.00

Total Unit Price: \$62,622.53

Quantity Ordered: 1

Final Sales Price: \$62,622.53

**Purchase Order Must Reflect  
 the Final Sales Price**

To order, place your Purchase Order directly with the quoting  
 dealer

\*Some series of products are sold out for 2022. All equipment specifications are as complete as possible as of the date on the quote. Additional attachments, options, or accessories may be added (or deleted) at the discounted price. All specifications and prices are subject to change. Taxes are not included. The PDI fees and freight for attachments and accessories quoted may have additional charges added by the delivering dealer. These charges will be billed separately. Prices for product quoted are good for 60 days from the date shown on the quote. All equipment as quoted is subject to availability.

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**CITY OF ROLLA  
CITY COUNCIL AGENDA**

**DEPARTMENT HEAD: Darin Pryor**

**ACTION REQUESTED: Bid Award**

**ITEM/SUBJECT: Skid Steer Loader**

**BUDGET APPROPRIATION (IF APPLICABLE) \$60,000                      DATE: 2/6/2023**

\*\*\*\*\*

**COMMENTARY:**

**Attached is information Sourcewell bids for a 2023 Skid Steer Loader.**

Manufacturer	Dealer	Location	Model	Price
Caterpillar	Fabick Cat	Rolla, MO	262D3	\$ 63,278.48
John Deere	Mccoy Construction	Cuba, MO	324G	\$ 61,478.51
Kubota	Wade's Equip	Cuba, MO	SSV75	\$ 51,704.37
Bobcat	Bobcat of Rolla	Rolla, MO	S76	\$ 61,005.48

**We are requesting to participate in the cooperative purchase of a loader for the Street Department using the Sourcewell bid for Skid Steer Loaders. We will surplus the existing loader through Purple Wave.**

**The unit is a planned replacement in the Street Department. The price for the loader is \$51,704.37 and will be paid for out of existing revenues.**

**Sourcewell Cooperative purchasing is "Procurement conducted by, or on behalf of, one or more Public Procurement Units" as defined by the American Bar Association Model Procurement Code for State and Local Governments.**

**Staff recommends City Council approve the purchase of a SSV75 Skid Steer Loader from Wade's Equipment for \$51,704.37 using the Sourcewell program.**





Utility Tractors & Mowers - 031121  
 CE and AG - 080319  
 Utility Vehicles 122220  
 Arkansas 4600041718  
 Delaware 088-21473  
 Mississippi (CE Only) 8200056371  
 Mississippi 8200055841

SSV75PHFC WEB QUOTE #2548784

Date: 1/5/2023 8:00:40 AM

-- Customer Information --

LEWIS, TIM  
 CITY OF ROLLA  
 TLEWIS@ROLLCITY.ORG  
 573-202-4945

Quote Provided By  
 WAYDE'S EQUIPMENT, LLC  
 WAYDE GRANDSTAFF  
 510 GROVE ST.  
 CUBA, MO 65453  
 email: WAYDESEQ@MISN.COM  
 phone: 5736770707

-- Standard Features --

-- Custom Options --



**Kubota**

S Series

SSV75PHFC

\*\*\* EQUIPMENT IN STANDARD MACHINE \*\*\*

**FEATURES**

Vertical Lift Path Loader Frame  
 Standard Front Quick Coupler,  
 Float Standard  
 Hydraulic Quick Coupler Option  
 One Way Self-Leveling  
 with Kubota Shock-less Ride  
 (KSR) Option  
 Loader Boom Lock  
 Loader Arm Drop Valve  
 Open ROPS & Air Conditioned  
 ROPS/FOPS Cab Models  
 Adjustable, Vinyl, Suspension  
 Seat  
 2" Retractable Seat Belt and 2-  
 Piece Seat Bar  
 12V Electric Outlet  
 20.9 gpm Auxiliary Hydraulics,  
 30.4 gpm High Flow Hydraulics  
 Option  
 Direct To Tank Return Line  
 12x16.5, 10PR Heavy-Duty  
 Tires  
 Two Speed Travel System  
 Spring Applied Hydraulically  
 Released (SAHR) Brakes  
 Gear Drive Pumps & Variable  
 Loader  
 and High Flow Pumps (if  
 equipped)  
 Mechanical Hand & Foot  
 Controls  
 Electronic Dial Throttle  
 Automatic Glow Plugs  
 Key Switch Stop/Start System  
 Self-Bleed Fuel System  
 2 Front and 2 Rear Working  
 Lights  
 2 Front Corner Lights & 2 Rear  
 Red Tail Lights  
 Hour Meter, Engine  
 Temperature and Fuel  
 Gauges and Warning Lights  
 Horn and Backup Alarm  
 Lockable Fuel Cap Door  
 Bolt On Grab Handles to enter  
 machine

**ISO-PILOT CONTROL BASIC**

UNIT  
 SSV75PHFC, AC Enclosed Cab,  
 High Flow Hydraulics,  
 Hydraulic Quick Coupler

**OPERATIONAL**

**DIMENSIONS**  
 Operating Weight\*, SSV75P\*,  
 Open ROPS/FOPS Cab,  
 Mechanical Quick Coupler 8,157  
 lbs.  
 Rated Operating Capacity (ROC)  
 @ 50% of Tipping Load 2,690 lbs.  
 Tipping Load 5,380 lbs.  
 Auxiliary Hydraulics Flow 20.9 /  
 30.4 gpm  
 Travel Speed (Low / High) 7.1 /  
 11.8 mph  
 Reach @ Maximum Height 36.9"  
 Height to Hinge Pin 128.3"  
 Ground Clearance 8.1"  
 Tracton Force 8,494 lbf.

\* Includes operator's weight, 175  
 lbs.

**ENGINE**

V3307 Kubota CR-TE4, Tier 4  
 Diesel Engine  
 4-Cylinder, 4 Cycle, Turbo Charged  
 74.3 Gross HP @ 2600 rpm  
 3.3 L Displacement  
 196 lbf-ft Peak Torque

**DIMENSIONS**

Cab Height 81.3"  
 Width over wheels 71.8"  
 Width with 68" standard bucket  
 75.0"  
 Length without bucket 115.0"  
 Length with standard bucket  
 144.1"

SSV75PHFC Base Price: \$64,089.00

(1) 74" HEAVY DUTY LOW PROFILE STANDARD  
 FLOOR BUCKET (15.4 CU-FT) W/TEETH \$2,323.00  
 AP-4D74LT-74" HEAVY DUTY LOW PROFILE STANDARD  
 FLOOR BUCKET (15.4 CU-FT) W/TEETH

**Configured Price: \$66,412.00**

Sourcewell Discount: (\$15,938.88)

**SUBTOTAL: \$50,473.12**

Dealer Assembly: \$0.00

Freight Cost: \$831.25

PDI: \$400.00

Total Unit Price: \$51,704.37

Quantity Ordered: 1

Final Sales Price: \$51,704.37

**Purchase Order Must Reflect  
 the Final Sales Price**

To order, place your Purchase Order directly with the quoting  
 dealer

\*Some series of products are sold out for 2022. All equipment specifications are as complete as possible as of the date on the quote. Additional attachments, options, or accessories may be added (or deleted) at the discounted price. All specifications and prices are subject to change. Taxes are not included. The PDI fees and freight for attachments and accessories quoted may have additional charges added by the delivering dealer. Those charges will be billed separately. Prices for product quoted are good for 60 days from the date shown on the quote. All equipment as quoted is subject to availability.

**CITY OF ROLLA  
CITY COUNCIL AGENDA**

**DEPARTMENT HEAD: Darin Pryor**

**ACTION REQUESTED: Bid Award**

**ITEM/SUBJECT: Sewer Easement Machine**

**BUDGET APPROPRIATION (IF APPLICABLE) \$80,000**

**DATE: 2/6/2023**

\*\*\*\*\*

**COMMENTARY:**

**Listed below are bids for a sewer easement machine.**

Manufacturer	Dealer	Location	Model	Price
Vactor	Coe Equipment Inc.	Rochester, IL	Ace	\$ 82,579.00
Sewer Equip. of America	Armor Equipment	Arnold, MO	JAJ-600	\$ 83,479.00

**The unit is a planned replacement in the Sewer Department. The current machine is approximately 25 years old and we can no longer obtain replacement parts.**

**Staff recommends City Council approve the purchase of a Vactor Ace Sewer Easement Machine from Coe Equipment for \$82,579.00.**



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CITY OF ROLLA  
CITY COUNCIL AGENDA

DEPARTMENT HEAD: Floyd Jernigan, Parks & Recreation Director  
ACTION REQUESTED: Resolution  
ITEM/SUBJECT: RTP grant application

TOTAL BUDGET APPROPRIATION: \$35,600 matching funds    DATE: February, 6, 2023  
\*\*\*\*\*

COMMENTARY:

State funding is available through the Missouri Department of Natural Resources Division of State Parks for the Recreational Trails Program. RTP grants are at a maximum of \$250,000 with a minimum of 20% match. Meramec Regional Planning Commission is working with staff on this application. Application packets must be postmarked Feb. 23. Anticipated award announcement is expected in October. Reimbursement will be issued for costs incurred and paid after award.

This grant would allow for the construction of Phase I of the Rolla Bicycle Skills Park, to be located off Highway O and Lions Club Drive. Phase I will include construction of the Skills Park and ADA accessible parking at a total project cost of \$178,000. The city would provide \$12,900 in engineering and \$22,700 in cash, resulting in a grant request of \$142,400.

Phase 2 and 3, which could come later, could involve a beginner pump track, an advanced pump track, a BMX/mountain bike track, and a shaded area with picnic tables and benches. Parking would be added during this next phase. If the grant is awarded, city funding would come primarily from park funds and work by city crews.

Recommendation: Resolution to authorize Staff to file an application for RTP grant funding for "Recreational Trails Program" addressing park improvements.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE MISSOURI DEPARTMENT OF NATURAL RESOURCES FOR THE RECREATIONAL TRAILS PROGRAM.

**Whereas**, the City of Rolla is applying for federal assistance from the Recreational Trails Program for the purpose of constructing the Rolla Bicycle Skills Park,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI, AS FOLLOWS THAT:

**Section 1.** City of Rolla Mayor Louis J. Magdits IV is authorized to sign the application for federal assistance and any other official project documents that are necessary to obtain such assistance, including any agreements, contracts or other documents that are required by the State of Missouri or the Federal Highway Administration.

**Section 2.** The City of Rolla currently has the written commitment for the 20 percent matching share of the project elements that are identified in the application and will allocate the necessary funds to complete the project.

**Section 3.** In the event a grant is awarded, the City of Rolla will commit the necessary financial resources to operate and maintain the completed project in a safe and attractive manner for public access for a minimum of 25 years.

**Section 4.** In the event a grant is awarded, the City of Rolla is prepared to complete the project within the time period identified on the signed project agreement.

**Section 5.** In the event a grant is awarded, the City of Rolla will comply with all rules and regulations of the Recreational Trails Program, applicable Executive Orders, all state laws that govern the grant applicant during the performance of the project, and stewardship requirements after the project is completed.

PASSED AND RESOLVED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI, AND APPROVED BY THE MAYOR THIS 6TH DAY OF FEBRUARY 2023.

The undersigned hereby certifies that she is the duly authorized Clerk and custodian of the books and records and seal of the City of Rolla, duly formed pursuant to the laws of the State of Missouri, and that the foregoing is a true record of a resolution duly adopted at a meeting of the Rolla City Council, that said meeting was held in accordance with state and local laws and that the said resolution is now in full force and effect without modification or rescission.

IN WITNESS WHEREOF, I have executed my name as Clerk and have affixed the seal of the City of Rolla, this 6<sup>th</sup> day of February, 2023.

APPROVED

\_\_\_\_\_  
MAYOR

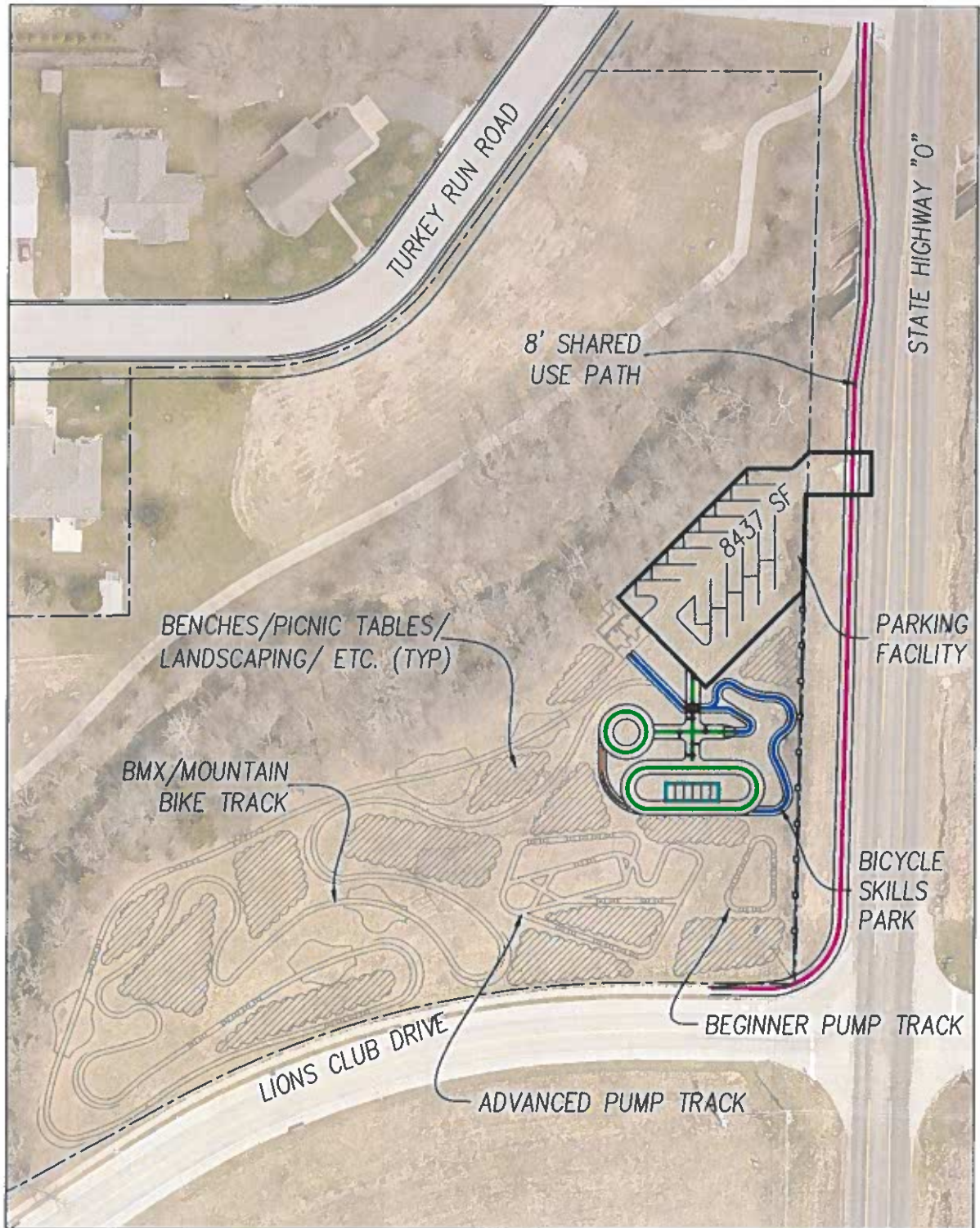
ATTEST:

\_\_\_\_\_  
CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY COUNSELOR

# PROPOSED BICYCLE SKILLS PARK HIGHWAY 0 AND LIONS CLUB DRIVE



- 8' WIDE SHARED USE PATH 601' LONG
- 8' WIDE 332' LONG
- 5' WIDE 229' LONG
- 4' WIDE 42' LONG
- PARKING AREA (6 SPACES) 10' by 30'
- PROPOSED FENCE 217'