

**ROLLA CITY COUNCIL MEETING MINUTES
MONDAY, MARCH 16, 2020; 6:30 P.M.
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET**

Presiding: Mayor Louis J. Magdits, IV

Council Members in Attendance: Rachel Schneider, Matthew Crowell, Ann Murphey, Jacob Rohter, David Schott, Jody Eberly, John Meusch, Carrolyn Bolin, Marie Allen, and Christine Ruder

Council Members Absent: Monty Jordan

Department Directors in Attendance: Police Chief Sean Fagan, Community Development Director Steve Flowers, Parks Director Floyd Jernigan, Environmental Services Director Brady Wilson, Public Works Director Steve Hargis, Interim Recreation Center Director Marci Fairbanks, and Fire Chief Ron Smith

Other City Officials in Attendance: City Administrator John Butz, City Counselor Lance Thurman, City Planner Tom Coots, City Engineer Darin Pryor, and City Clerk Carol Daniels

Mayor Louis J. Magdits, IV, called the special meeting to order at approximately 5:35 p.m. and stated this meeting was called to field the Council's questions and share some information with the Council regarding the coronavirus. Dr. Nathan Ratchford, Senior VP and Chief Medical Officer at Phelps Health, Chief Executive Officer Ed Clayton at Phelps Health, Phelps County Commissioner Larry Stratman, Phelps/Maries County Health Department Director Ashley Wann, and Phelps County Community Emergency Preparedness Director Mike Kirn, all addressed the Council and entertained questions about the coronavirus pandemic. The Council recessed at approximately 6:26 p.m.

A member of the Rolla Ministerial Alliance provided the invocation just before Mayor Louis J. Magdits, IV called the regular meeting to order at approximately 6:34 p.m.

Councilwoman Christine Ruder then led in the Pledge of Allegiance.

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I. PUBLIC HEARINGS

(A) Ordinance Rezoning 101 S. Rucker Avenue from C-1 (Neighborhood Commercial District) to C-2 (General Retail District): City Planner Tom Coots informed the Council that the subject property is located at 101 S. Rucker Avenue and its former use was a church. The applicant, who recently purchased the property, has requested the rezoning of the property from C-1 (Neighborhood Commercial District) to C-2 (General Retail District) and plans to remodel the building to be used as a restaurant with alcohol sales. Mr. Coots advised the current zoning does not permit the sale of alcohol, thus the reason for the rezoning request. He also informed the Council that the Planning and Zoning Commission recommends approval of this request.

Mayor Magdits opened the public hearing to anyone wishing to address the Council concerning the subject-rezoning request. No one present responded. Mayor Magdits closed the public hearing.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE TO APPROVE THE RE-ZONING OF 101 S. RUCKER AVENUE FROM THE C-1, NEIGHBORHOOD COMMERCIAL DISTRICT TO THE C-2, GENERAL RETAIL DISTRICT. (ZON20-01)

II. SPECIAL PRESENTATIONS

(A) Coronavirus Information: Mayor Magdits reported the City has been working, developing, and reworking various plans for the community regarding the coronavirus pandemic. Since it is a very fluid situation, adjustments are being made almost on a daily basis. Mayor Magdits indicated the City is coordinating its efforts with other agencies and entities ranging from the County to Phelps Health officials. Additionally, the City is relying on subject-matter experts to guide the City in the right way, both medically, legally, and from public safety perspectives.

Mayor Magdits then turned the floor over to Dr. Nathan Ratchford, Senior VP and Chief Medical Officer at Phelps Health, Chief Executive Officer Ed Clayton at Phelps Health, Phelps County Commissioner Larry Stratman, Phelps/Maries County Health Department Director Ashley Wann, and Phelps County Community Emergency Preparedness Director Mike Kim, who addressed the Council concerning the coronavirus pandemic.

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III. OLD BUSINESS

(A) Ordinance Authorizing the Mayor to Enter into a State Transportation Assistance Revolving (STAR) Fund Loan for Improvements at the Rolla National Airport: Public Works Director Steve Hargis reported the subject loan is for \$162,693 at a rate of 1.2% to be paid back over five years through the Missouri Highway and Transportation Commission agreement. The rehabilitation work on Runway 4/22 at the Rolla National Airport is scheduled to begin this spring.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO 4544: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A CERTAIN STATE TRANSPORTATION ASSISTANCE REVOLVING (STAR) FUND LOAN AGREEMENT AND PROMISSORY NOTE BETWEEN THE CITY OF ROLLA, MISSOURI AND MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION. A motion was made by Murphey and seconded by Bolin to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Eberly, Allen, Murphey, Bolin, Schneider, Ruder, Meusch, Schott, and Rohter. Nays; Crowell. Absent; Jordan. Motion carried. The ordinance passed.

IV. NEW BUSINESS

(A) Ordinance Authorizing the Mayor to Enter into a Hangar Ground Lease with Dr. Ron Wilkerson, d/b/a Vichy Enterprises, LLC: City Administrator John Butz recalled the Council authorized staff to solicit proposals for a building sale and new ground lease in exchange for significant building improvements at the Rolla National Airport. He reported that Dr. Ron Wilkerson submitted the sole proposal. Mr. Butz said the subject agreement would sell the building for \$1,000 but requires evidence of \$55,000 in building improvements. In exchange, the Lessee receives a 20-year ground lease at \$1,800 a year and the option to renew the lease at market rates for up to 15 years.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A HANGAR GROUND LEASE BETWEEN DR. RONALD WILKERSON D/B/A VICHY ENTERPRISES, LLC, AND THE CITY OF ROLLA, MISSOURI.

V. CLAIMS and/or FISCAL TRANSACTIONS

(A) Motion Awarding Bid for E-Citation Printers: Police Chief Sean Fagan recalled that one of the benefits of the new countywide software system, is the ability to issue e-citations. He said the police officers are now able to type and print the citations in their vehicles. Chief Fagan said staff is recommending the purchase of twenty-two new Brother mobile ticket printers and accessories for a total price of \$13,995.30. He added that due to budget constraints, he is recommending the printers be purchased using funds from the Department's Seizures and Forfeitures account. A motion was made by Crowell and seconded by Schott to authorize the purchase of twenty-two new Brother mobile ticket printers and accessories from the low bidder, CDW Government for \$13,995.30. A voice vote on the motion showed ten ayes, zero nays, and one absent. Motion carried.

(B) Motion Awarding Bid for University Drive Pedestrian Bridge, and; an Ordinance Authorizing the Mayor to Enter into an Agreement with Kelpe Contracting, Inc., for University Drive Pedestrian Bridge, Project #359: City Engineer Darin Pryor reported that three bids were received for the construction of a pedestrian bridge over Interstate 44 at University Drive. Staff is recommending the bid be awarded to the low bidder, Kelpe Contracting, Inc., Wildwood, Missouri for \$1,785,970.88. He noted the bid award is pending Missouri Department of Transportation concurrence.

A motion was made by Schott and seconded by Meusch to award the bid for the construction of a pedestrian bridge over I-44 at University Drive to Kelpe Contracting, Inc., Wildwood, Missouri for \$1,785,970.88. A voice vote on the motion showed ten ayes, zero nays, and one absent. Motion carried.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CERTAIN AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI AND KELPE CONTRACTING, INC, FOR UNIVERSITY DRIVE PEDESTRIAN BRIDGE, PROJECT #359.

(C) Motion Awarding Bid for 2020 Crew Cab, ¾ Ton Pickup with Short Bed, for the Street Department to Taylor Dodge of Rolla: City Engineer Darin Pryor reported bids were recently received for multiple pickup trucks. He said staff is recommending the bid be awarded to the low bidder in all cases, which follow:

V. CLAIMS and/or FISCAL TRANSACTIONS (continued)

(C) Motion Awarding Bid for 2020 Crew Cab, ¾ Ton Pickup with Short Bed, for the Street Department to Taylor Dodge of Rolla (continued): A motion was made by Bolin and seconded by Crowell to award the bid for a 2020 Crew Cab, ¾-ton pickup with short bed to Taylor Dodge of Rolla, Missouri for \$28,947.00. A voice vote on the motion showed ten ayes, zero nays, and one absent. Motion carried.

(D) Motion Awarding Bid for 2020 Regular Cab, One Ton Pickup with 8' Bed, for the Street Dept. to Taylor Dodge of Rolla: A motion was made by Meusch and seconded by Schneider to award the bid for a 2020 Regular Cab, one-ton pickup to Taylor Dodge of Rolla, Missouri, for \$26,654.00. A voice vote on the motion showed ten ayes, zero nays, and one absent. Motion carried.

(E) Motion Awarding Bid for 2020 Crew Cab, ½ Ton Pickup with Short Bed, for the Street Dept. to Capitol Dodge of Jefferson City: A motion was made by Meusch and seconded by Schott to award the bid for a 2020 Crew Cab, one-half ton pickup with short bed, to Capitol Dodge of Jefferson City, Missouri, for \$25,175.00. A voice vote on the motion showed ten ayes, zero nays, and one absent. Motion carried.

(F) Motion Awarding Bid for a 2020 Crew Cab, ¾ Ton Pickup with Short Bed, for the Sewer Dept. to Taylor Dodge of Rolla: A motion was made by Bolin and seconded by Crowell to award the bid for a 2020 Crew Cab ¾-ton pickup with short bed to Taylor Dodge of Rolla, Missouri, for \$28,947.00. A voice vote on the motion showed ten ayes, zero nays, and one absent. Motion carried.

(G) Ordinance Authorizing the Mayor to Execute a Grant Agreement with SEMA and Authorizing the Purchase of an Outdoor Storm Siren with Federal Signal: Fire Chief Ron Smith asked the Council to consider authorizing the purchase of a Federal Signal 2001-130 storm siren from Federal Signal Corporation. He said staff is recommending the replacement of the siren (over 25 years old) that is located at the RMU (Rolla Municipal Utilities) well house at the intersection of Ann and Tenth Streets. Chief Smith reported the City was awarded a \$23,465.74 grant on March 11, 2020 to purchase the siren. He asked the Council to consider the first and final reading of the subject ordinance, since there is a June 1, 2020, deadline for the grant.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE NO. 4545: AN ORDINANCE AUTHORIZING THE

V. CLAIMS and/or FISCAL TRANSACTIONS (continued)

(G) Ordinance Authorizing the Mayor to Execute a Grant Agreement with SEMA and Authorizing the Purchase of an Outdoor Storm Siren with Federal Signal (continued): MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CERTAIN GRANT AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI AND THE MISSOURI STATE EMERGENCY MANAGEMENT AGENCY AND AUTHORIZING THE PURCHASE OF AN OUTDOOR STORM SIREN WITH FEDERAL SIGNAL. A motion was made by Crowell and seconded by Schneider to suspend the rules and that the ordinance be read for its final reading, by title. A voice vote on the motion showed ten ayes, zero nays, and one absent. Motion carried. Mr. Thurman then read the proposed ordinance for its final reading, by title. A motion was made by Meusch and seconded by Crowell to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Schneider, Rohter, Ruder, Bolin, Murphey, Schott, Crowell, Meusch, Allen, and Eberly. Nays; None. Absent; Jordan. Motion carried. The ordinance passed.

VI. MAYOR/CITY COUNCIL COMMENTS

Signs in Public Right-of-Way: Mayor Magdits asked Community Development Director Steve Flowers to speak to the issue of signs in the public right-of-way.

Mr. Flowers explained signs are prohibited in the public right-of-way. If a sign is placed in the right-of-way, staff will typically contact the adjacent business and explain the sign regulations. If unable to speak with anyone, Mr. Flowers said the City would retrieve the sign and then give the owner a few days to claim it.

(A) Motion Reappointing Mr. Jacob Rohter to the Bicycle Pedestrian Advisory Committee (BPAC) April 2023: A motion was made by Schott and seconded by Schneider, to reappoint Mr. Jacob Rohter to the Bicycle Pedestrian Advisory Committee (BPAC) until April 2023. A voice vote on the motion showed ten ayes, zero nays, and one absent. Motion carried.

(B) Motion Reappointing Mr. Dick Elgin to the Bicycle Pedestrian Advisory Committee (BPAC) (April 2023): A motion was made by Schott and seconded by Meusch, to reappoint Mr. Dick Elgin to the Bicycle Pedestrian Advisory Committee (BPAC) until April 2023. A voice vote on the motion showed ten ayes, zero nays, and one absent. Motion carried.

VI. MAYOR/CITY COUNCIL COMMENTS (continued)

(C) Motion Reappointing Mr. Jeremy Jamison to the Bicycle Pedestrian Advisory Committee (BPAC) (April 2023): A motion was made by Murphey and seconded by Meusch to reappoint Mr. Jeremy Jamison to the Bicycle Pedestrian Advisory Committee (BPAC) until April 2023. A voice vote on the motion showed ten ayes, zero nays, and one absent. Motion carried.

(D) Motion Appointing Mr. Jonathan Garrett to the Bicycle Pedestrian Advisory Committee to Complete the Unexpired Term of Mr. Ryan Ebert (April 2021): A motion was made by Schott and seconded by Bolin to appoint Mr. Jonathan Garrett to the Bicycle Pedestrian Advisory Committee (BPAC) to complete the unexpired term of Mr. Ryan Ebert (April 2021). A voice vote on the motion showed ten ayes, zero nays, and one absent. Motion carried.

(E) Councilman Schott noted it would take a few months before the new “use tax” will be received by the City and the City’s public safety personnel are putting themselves at a higher risk of the coronavirus. He said there has been some discussion about a stopgap measure for the public safety personnel.

Mayor Magdits reported that he and City Administrator John Butz met again on Thursday about this concern and plans to have something drafted within the next couple of weeks.

(F) Councilman Schott asked if there has been any contingency or concern about the April 7, 2020, municipal election due to the coronavirus issue.

City Administrator John Butz said the County Commission plans to have this discussion with Phelps County Clerk and Election Authority Pam Grown. The State would ultimately need to make a decision about the election.

(F) Councilman Schott mentioned that he attended a recent seminar at the Library with a representative from the League of Women Voters regarding the census. He said the speaker mentioned that Rolla is historically undercounted during the census, compared to other municipalities. He encouraged all Rolla residents to complete the census form.

City Administrator John Butz indicated City Planner Tom Coots would be providing a census update during the Council’s next meeting.

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VII. CITIZEN COMMUNICATION

Mayor Magdits opened the floor to anyone wishing to address the Council. No one present responded.

VIII. COMMENTS FOR THE GOOD OF THE ORDER

None.

IX. CLOSED SESSION

A motion was made by Bolin and seconded by Crowell to adjourn into Closed Session pursuant to RSMo. 610.021 (2,3&12), to discuss real estate, sealed proposals, and personnel. A roll call vote on the motion showed the following: Ayes; Schott, Meusch, Bolin, Schneider, Ruder, Allen, Murphey, Crowell, Eberly, and Rohter. Nays; None. Absent; Jordan. Motion carried.

The Council adjourned into Closed Session at approximately 8:12 p.m.

X. CLOSED SESSION ACTION

The Council reconvened into open session at approximately 9:56 p.m.

City Counselor Lance Thurman reported that during Closed Session the Council discussed matters of real estate, sealed proposals, and personnel. No final action was taken.

XI. ADJOURNMENT

Having no further business, the meeting adjourned at approximately 9:57 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

CITY CLERK

MAYOR

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