

**City of Troy, Missouri**  
**Regular Board of Aldermen Meeting**  
**Monday, July 17, 2017**  
**6:30 P.M.**

Present for the meeting were Aldermen Detert, Sconce, Curt, Walker and Mayor Cross. Aldermen Eversmeyer and Anderson were absent. Also present were Public Works Superintendent Cunningham, Parks Director Howell, Police Chief Taylor, Infrastructure Inspector-GIS Shaw, Wastewater Superintendent Peasel, Water Superintendent Lourance, Deputy City Clerk/HR Generalist Hawkins, Treasurer Flinn, City Attorney Granneman and City Clerk Schneider.

Mayor Cross opened the Public Hearing for citizen comment on a Request for Conditional Use Permit for a "Temporary Vehicle Sales Event" to be located in the Walmart parking lot at 101 Highway 47 East submitted by John Pace, Applicant on behalf of Jim Trenary Ford. The dates of the event are from August 22, 2017 through August 26, 2017. This site is zoned "C-3" Highway Commercial District.

There was no citizen comment.

Mayor Cross called the Regular Board of Aldermen Meeting to Order, announced a quorum present and led in the Pledge of Allegiance.

Alderman Sconce made a motion, seconded by Alderman Detert to Approve the Consent Agenda upon the Removal of Items 7(A), 7(G) and 7(H). Vote: Sconce aye, Detert aye, Curt aye, Walker aye.

\*Approved the Minutes of Regular Board of Aldermen Meeting dated June 19, 2017; and Special Board of Aldermen Meeting dated June 29, 2017

Mayor Cross requested citizens present raise their hands if they pay a Troy water bill. The majority of citizens present raised their hands.

Mandy Ryan, associated with Missouri Canine Friends and other state organizations and formerly an animal control officer, read a prepared statement requesting the repeal of the City's breed specific legislation and replacing it with stronger breed neutral dangerous dog ordinance with penalties for irresponsible dog owners. Within the statement, Ms. Ryan claimed inaccurate statistics found on dogbite.com, and offered a review of City of Florissant breed specific legislation from 2005 (before a ban on pit bulls) to 2015 which showed an increase in bites of Labradors/Lab-mixes versus pit bulls.

Wendy Sanders read a letter in support of repealing the City's breed specific legislation from Drew Hane, Acting Program Manager for St. Louis County's Animal Care Control

of the County Health Department to Director Jearls in regard to the City of Florissant's pit bull legislation.

Tanya Hicock read a statement requesting repeal of the City's breed specific legislation. Within her statement, Mrs. Hicock relayed the history of the breed as herding dogs and during World War 1 dubbed as military/patriotic dogs, refuted the locking jaw myth as physically impossible, relayed that the Pit Bull breed had lower bite pressure than the average of all other breeds, and the breed scored better in temperament than Retrievers and Collies. Mrs. Hicock alerted the Board that public opinion today was shifting back to "before pit bull bans" and that it hurt the community if specific breeds were not allowed.

Colleen Groh, 1270 Sleepy Hollow Drive, associated with Bully Alliance, requested repeal of the City's breed specific legislation also.

Stephanie Schlereth, 151 Shawn Court, associated with Troy Bully Alliance, requested repeal of the City's breed specific legislation. Ms. Schlereth stated that she was moving out of the area due to the pit bull legislation requirement to muzzle her pit bull at the veterinarian's office and in the City's parks.

Christopher Groh, 1270 Sleepy Hollow Drive, associated with Bully Alliance, requested repeal of the City's breed specific legislation. Mr. Groh considered adding another dog to their household but could not have a pit bull due to the ban.

Lynie Beidel, 116 Carol Drive, stated her affiliation working with dogs for seven years and stated that the pit bull ban ruins homes and the dogs do nothing wrong. Ms. Beidel had to give up their family's pit bull due to the ban.

Larry Anderson relayed the two sewer back-up events at his apartment building on Trojan Drive in March. The City's insurance company denied the sewer back-up claim. Mr. Anderson appealed to the Board for damage reimbursement citing that the City did not "do it right the first time because the second day it plugged up again." Mr. Anderson hired Trinity Ditching to camera the lateral line and it was clean. Public Works Superintendent Cunningham stated that no blockage was indicated by the City's sewer camera on either occurrence but the lines were jetted anyway. Tom Castor, manager of Mr. Anderson's property, believed that the City jetted the wrong line.

\*Approved Reports of Park, Planning & Zoning/Board of Adjustment, Historic Preservation Commission, Troy Convention and Visitors Bureau

\*Approved Reports of Police, Public Works, Wastewater, Finance, Building Inspection, Parks and Administration Departments

\*Approved Payment of Regular Monthly Bills

Mayor Cross read Bill No. 1264 as Ordinance \_\_\_\_ -- An Ordinance Establishing the Salary Schedule for all Employees of the City of Troy, Missouri, first and second times by title only. Alderman Detert made a motion, seconded by Alderman Walker to Adopt Bill No. 1264 as Ordinance 1244. Vote: Detert aye, Walker aye, Curt aye, Sconce aye.

Mayor Cross asked if the Board had any questions in regard to the 911/Dispatching information provided in the Board's packet and relayed that the July payment was paid at the higher rate. He further relayed that the police department was gathering information on dispatching internally; or alternatively, contracting with another agency. Alderman Sconce asked if the amount the City was paying was offset by tax revenue. Mayor Cross answered that, according to Lincoln County, the tax revenue was applied to the total budget for 911/Dispatching and then each municipality was assessed their fair share of cost.

City Attorney Granneman requested clarifying language as to time-frame on the request for conditional use. Alderman Sconce made a motion, seconded by Alderman Curt to Approve Conditional Use Permit for a "Temporary Vehicle Sales Event" to be located in the Walmart parking lot at 101 Highway 47 East submitted by John Pace, Applicant on behalf of Jim Trenary Ford as recommended by Planning & Zoning as a One-Time Conditional Use within the Time-frame Requested. Vote: Sconce aye, Curt aye, Detert aye, Walker aye.

\*Approved Site Plan Revision by Jennifer McNeil, Applicant, for Lot 122 Second Street with the following condition: Parking must be a minimum of 12 feet from the Second Street property line as recommended by Planning & Zoning Commission

\*Approved Home Occupation Permit for Rhonda Favor Studios at 1200 Sleepy Hollow Way as recommended by Planning & Zoning Commission

\*Appointed Joan Bowen, 130 Stonebridge, to Historic Preservation Commission

\*Approved Revisions to Title/Job Description: Deputy City Clerk/Human Resources Generalist

\*Approved and Authorized Mayor to Sign Disclosure Letter that D.A. Davidson has been engaged as a Private Placement Agent and not Financial Advisor in connection with the issuance of Refunding Certificates of Participation, Series 2017 Pursuant to MSRB Rules G17 and G23

City Attorney Granneman relayed that commercial lease agreement language needed revision prior to requesting Board approval. Alderman Sconce made a motion, seconded by Alderman Walker to Table Indefinitely to Approve and Authorize Mayor to Sign American Burglary & Fire, Inc. Standard Security Equipment Commercial Lease with

Addendum for Non-Appropriation for Radio Wireless Conversion for Fire Alarm UL Compliance. Vote: Sconce aye, Walker aye, Detert aye, Curt aye.

City Attorney Granneman relayed two modifications made to the Subscription Agreement with Tyler Technologies in Section 2.14 “subject to Missouri law,” and Section 2.16 adding non-appropriation language per State statute. Alderman Walker made a motion, seconded by Alderman Sconce to Approve and Authorize Mayor to Sign Incode Court--Online Record Search Subscription Agreement with Tyler Technologies in the annual amount of \$2,750.00 as amended. Vote: Walker aye, Sconce aye, Curt aye, Detert aye.

\*Approved and Authorized Mayor to Sign Agreements with The Standard to Serve as Record Keeper for City’s 457 Deferred Compensation Plan as recommended by Retirement Plan Advisors

\*Appointed Sherry Frankenhauser, ADI Photography, 491 Main Street to Historic Preservation Commission

Alderman Sconce made a motion, seconded by Alderman Detert to Approve Application for Payment No. 1 submitted by Wehmeyer Farms, Inc. for Harris Street and Hwy 47/Carrington Water Main Replacement M16-7269/M16-7318 in the amount of \$71,725.00. Vote: Sconce aye, Detert aye, Walker aye, Curt aye.

City Clerk Schneider suggested changes to the City’s Uniform Policy to specify “steel-toed” and “duty” boots and develop a pre-approved list for safety boots according to industry standards and work environments due to increasing worker’s compensation related incidents of slips/falls. The proposed policy also utilizes a local vendor with an annual voucher system for payment. Alderman Walker asked about the cost of the boot proposed (Red Wing). Alderman Detert said that everyone’s feet are different and Red Wing boots do not work for everyone. Deputy City Clerk/HR Generalist Hawkins responded that the local vendor had access to many brands that fell within the safety rating and would provide measurement per individual for the best fit. The annual voucher policy was proposed for efficient administration of the program and modeled after several other large employers in the City of Troy. Chief Taylor stated that he did not realize this matter was on the agenda and that he believed a pre-approved selection was being compiled by the Safety Committee for further review. Public Works Superintendent Cunningham did not want the requirement that safety boots could not be worn away from the job if employees were required to spend two-thirds of the price of the boot. Hawkins responded that price was purposefully omitted from the policy allowing the Board flexibility to increase the value of the benefit according to its discretion for boot reimbursement. Mayor Cross suggested the gathering of more

information through the Safety Committee before changes were brought back to the Board for consideration.

Alderman Walker made a motion, seconded by Alderman Sconce to Table Discuss and Approve Revision/Policy to “Uniform Program, page 4-24” in the Employee Personnel Guideline Handbook. Vote: Walker aye, Sconce aye, Curt aye, Detert aye.

Alderman Sconce made a motion, seconded by Alderman Curt to Go Into Closed Session in compliance with 610.021 of RSMo., for the purpose of discussing Legal, Real Estate and Personnel. Vote: Sconce aye, Curt aye, Walker aye, Detert aye.

Alderman Detert made a motion, seconded by Alderman Sconce to Authorize City Attorney Granneman to Inform Larry Anderson of the Board’s decision to Concur with the Denial by MOPerm of his sewer back-up claim. Vote: Detert aye, Sconce aye, Curt aye, Walker aye.

Alderman Sconce made a motion, seconded by Alderman Walker to Approve the Hiring of Justin Huber as a full-time Maintenance Worker at Grade 11-Step 7 \$16.25 per hour as recommended by Public Works Superintendent Cunningham. Vote: Sconce aye, Walker aye, Curt aye, Detert aye.

Alderman Curt made a motion, seconded by Alderman Detert to Approve the Hiring of James Brandonberger as a full-time Maintenance Worker at Grade 11-Step 6 \$15.79 per hour as recommended by Public Works Superintendent Cunningham. Vote: Curt aye, Detert aye, Sconce aye, Walker aye.

City Attorney Granneman advised the Board on Legal and Real Estate Matters.

Alderman Curt made a motion, seconded by Alderman Detert to Approve the Salary Increase for Jeremy Schwane Grade 8-Step 5 \$11.51 effective next pay period as recommended by Water Superintendent Lourance. Vote: Curt aye, Sconce aye, Walker aye, Detert aye.

Alderman Curt made a motion, seconded by Alderman Sconce to Approve the Salary Increase for Lynn Bockhorst Grade 8-Step 5 \$11.51 effective next pay period as recommended by Water Superintendent Lourance. Vote: Curt aye, Sconce aye, Walker aye, Detert aye.

Alderman Walker made a motion, seconded by Alderman Curt to Approve the Salary Increase for Dave Collins Grade 8-Step 7 \$12.22 effective next pay period as recommended by Water Superintendent Lourance. Vote: Walker aye, Curt aye, Sconce aye, Detert aye.

Alderman Sconce made a motion, seconded by Alderman Walker to Accept the Resignation of Brandon Mires, Police Officer. Vote: Sconce aye, Walker aye, Curt aye, Detert aye.

Alderman Walker made a motion, seconded by Alderman Sconce to Authorize the Posting Internally for the Position of Police Officer. Vote: Walker aye, Sconce aye, Curt aye, Detert aye.

Alderman Curt made a motion, seconded by Alderman Sconce to Go Out of Closed Session. Vote: Curt aye, Sconce aye, Walker aye, Detert aye.

Alderman Sconce made a motion, seconded by Alderman Curt to Adjourn the Meeting. Vote: Sconce aye, Curt aye, Walker aye, Detert aye. Meeting adjourned at 8:46 p.m.

ATTEST:

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City Clerk

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Mayor Mark Cross

\*Approved on Consent Agenda