

**City of Troy, Missouri**  
**Regular Board of Aldermen Meeting**  
**Monday, March 16, 2015**  
**6:30 P.M.**

Present for the meeting were Aldermen Eversmeyer, Detert, Sconce, Walters, Bass, Anderson and Mayor Cross. Also present were Public Works Superintendent Cunningham, Police Chief Taylor, Parks Director Howell, Treasurer Flinn, City Attorney Granneman and City Clerk Schneider.

Mayor Cross called the meeting to order, announced a quorum present and led in the Pledge of Allegiance.

Alderman Eversmeyer made a motion, seconded by Alderman Detert to approve the Consent Agenda upon the removal of Items 7C and 7J. Vote: Eversmeyer aye, Detert aye, Bass aye, Anderson aye, Sconce aye, Walters aye.

\*Approved the Minutes of Regular Board of Aldermen Meeting dated February 18, 2015

Linda Gerau, Property Owner at 501 East Cherry, requested the alleyway behind the property going from Walnut to Mound (from West to East) become one-way due to cars making an impossible left-hand turn (blind corner) from new drive-through as well as cars cutting across parking lot to reach Mound Street to avoid traffic (at Walnut/Cherry). The alleyway is narrow and twenty feet wide. Discussion regarding access for apartment building tenants using the alley from Mound was discussed but Ms. Gerau commented that many of those tenants park illegally in business parking lots and have no regard for other's property. Alderman Walters volunteered to sponsor an ordinance to make the alleyway a one-way roadway. Chief Taylor will assign patrols to monitor the parking lot.

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

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

\*Approved Payment of Regular Monthly Bills

Mayor Cross read Bill No. 1228 as Ordinance 1211 -- An Ordinance of the City of Troy, Missouri, Amending Chapter 320: Speed Regulations, Section 320.050: Special Speed Limits on Roadways and Schedule IV: Reduced Speed Zones, Table IV-A: Reduced Speed Zones, first time by title only. Alderman Eversmeyer pointed out overlaps in table and existing speed limit ordinance regarding Main Street and would like to see 20 mph on Main Street all the way from Monroe to Highway 47. Alderman Walters, referencing

Chief Taylor's findings in his department report, reiterated that the speed limit should be changed due to the high volume of traffic, speeding occurrences and school crosswalk located on West Cherry. Alderman Detert stated enforcement should occur rather than reducing the speed limit.

Alderman Walters made a motion, seconded by Alderman Eversmeyer to Amend Bill 1228 to Correct/Remove Overlap on Main Street of Speed Limit from Annie/Monroe, Kemper/Monroe and College/Highway 47 and Change the Speed Limit to 20 mph on Main Street all the way from Monroe to Highway 47. Vote: Walters aye, Eversmeyer aye, Bass aye, Detert aye, Anderson aye, Sconce aye.

Mayor Cross read Bill No. 1228 as Amended as Ordinance 1211 -- An Ordinance of the City of Troy, Missouri, Amending Chapter 320: Speed Regulations, Section 320.050: Special Speed Limits on Roadways and Schedule IV: Reduced Speed Zones, Table IV-A: Reduced Speed Zones, second time by title only. Alderman Walters made a motion, seconded by Alderman Eversmeyer to Adopt Bill No. 1228 as Amended. Vote: Walters aye, Eversmeyer aye, Sconce aye, Bass aye, Anderson aye, Detert nay. Motion carried 5-1.

Alderman Sconce requested the Board reconsider the Release and Indemnification Agreement submitted by People's Bank regarding Schulze Drive/Oakley Villas for snow plowing a private road due to the discovery of a written public policy in 2007 that allowed the owner of a private road within the City of Troy to make the request based on certain criteria. Schulze Road met the criteria. Alderman Sconce made a motion, seconded by Alderman Walters to Approve Release and Indemnification Agreement as submitted. Vote: Sconce aye, Walters aye, Detert aye, Eversmeyer aye, Bass aye, Anderson aye.

\*Approved Budget Amendment for Police Grant Overtime 01-10-01-6130 +\$11,510.00

\*Approved Home Occupation Permit/Business License for D.R. Kosup Associates, 844 Whitcomb Woods Drive

Marty Coe of Coe Equipment opposed the bid recommendation for purchase of Jetter-Hydro Truck and read a prepared statement. Coe Equipment was asked to prepare specifications after demonstrating its Vactor 2110 Plus model. Unfortunately, the bid recommendation was for a truck with different options than what was requested by Public Works. Danny Pralle, Public Works Crew Leader, responded that the demonstration of the aqua truck (recommended) was impressive and a deciding factor. Mr. Coe stated that they did not offer a rear mount hose reel for safety issues.

Don Jacobs of Truck Component Services opposed the bid recommendation for purchase of Jetter-Hydro Truck stating that he had repeatedly tried to contact public works, did not

have time to demonstrate a truck and questioned the written bid specifications as vastly different from the recommended truck. Public Works Superintendent Cunningham stated the bid specifications requested bids to “meet or exceed.” Pralle mentioned that Mr. Jacobs attempted only twice to contact public works, was too late for demonstration before deadline, and an offer was made by public works to drive two-to-three hours away for a site demonstration but received no response at that time from Mr. Jacobs. Mr. Jacobs stated the differences between rear and front-mounted and single or dual axles were huge changes to the specifications and would have liked to see an addendum. Alderman Sconce stated that Mahoney Equipment provided two trucks for demonstration and that option was available to all bidders. Alderman Sconce continued pointing out that although price was higher but remained under budget, public works will operate truck daily and their recommendation carries weight. Alderman Detert stated the bid specified a front mount hose reel. Alderman Walters agreed that a front mount hose reel was mentioned four or five times in the specification sheet. Alderman Sconce made a motion, seconded by Alderman Anderson to Approve Recommended Bid and Purchase of Jetter-Hydro Truck to Mahoney’s Equipment, Aqua Tech Truck B-10 (Rear Mount Reel and Controls) for \$280,331.00 (\$365,331.00 truck minus \$85,000.00 trade-in). Vote: Sconce aye, Anderson aye, Detert nay, Bass aye, Eversmeyer aye, Walters nay. Motion carried 4-2.

\*Approved Pay Application Request #2 Submitted by Cannon General Contractors re: Cherry Blossom Way Street Improvements \$142,935.16

\*Approved Job Description: Seasonal Aquatic Center Attendant

\*Approved and Authorized Mayor to Sign Lease Agreement re: Canon IRA-6265 Copier/Printer/Scanner per WSCA-State of Missouri Contract #1715 \$207.00/\$43.00 per month machine/maintenance for City Hall

\*Appointed Heather Schroeder to Planning & Zoning Commission as recommended by Mayor

\*Re-appointed Bernard O’Hanlon to Lincoln County Extension Center Council for two-year term

\*Authorized Mayor to Proclaim April as Child Abuse Prevention Month by Proclamation – The Child Center, Inc.

Alderman Sconce questioned the concession stand bid that the City was planning to run operations internally. Parks Director Howell replied that without seeing a season of operation, it was hard to budget for staffing the stand in the park and risk losing money. The recommended bid will generate 13% of revenue back to the City. Alderman Sconce made a motion, seconded by Alderman Eversmeyer to Approve 2015 Park Concession

Stand Bid. Vote: Sconce aye, Eversmeyer aye, Bass aye, Walters aye, Detert aye, Anderson aye.

Parks Director Howell negotiated with Midwest Pool Management on management fee (reducing by \$27,000.00), lifeguard staffing (cut labor hours “not to exceed” from \$135,000.00 to \$107,000.00), winterizing-closing pool and 60/40% split of revenue on swim lessons. The City will operate concession/gate staffing, manage day-to-day operations and set up/fill/clean pool for opening. Alderman Eversmeyer made a motion, seconded by Alderman Detert to Approve Midwest Pool Management 2015 Aquatic Center Management Agreement. Vote: Eversmeyer aye, Detert aye, Sconce aye, Walters aye, Bass aye, Anderson aye.

Mayor Cross presented Resolution 2015-1 opposing Missouri Senate Bill 5 which aims to reduce from 30% traffic fine retainage down to 10% which would punish every small town in the State when legislators are looking to punish North St. Louis County. As an unintended consequence, the bill would punish police departments forcing counties to pick-up safety and cost more taxpayer monies to fund. Alderman Sconce made a motion, seconded by Alderman Walters to Approve Resolution 2015-1: Senate Bill 5. Vote: Sconce aye, Walters aye, Eversmeyer aye, Detert aye, Anderson aye, Bass aye.

Mayor Cross requested Troy Chamber of Commerce Director Kerry Klump to present the Work Ready Communities program. Mrs. Klump stated the purpose of the program is to identify local skilled work force for companies looking to expand/relocate in the area. An ACT National Career Readiness Certification test would be administered at Missouri Career Center establishing a data base of skilled workers. The goal is to enlist employers to become “preferred,” by their participation and ultimately become a “certified” county. There is no cost to an employer and a \$15 cost to take the test which may be covered by a grant. Alderman Detert did not agree with ACT testing and its prediction of skill. Discussion ensued whether the test encapsulated aptitude and certain areas of academics; testing was completely voluntary and eligibility for testing by any age group, employed or not. Alderman Eversmeyer made a motion, seconded by Alderman Walters to Approve Participation in Work Ready Communities. Vote: Eversmeyer aye, Walters aye, Sconce aye, Detert aye, Bass aye, Anderson aye.

Mayor Cross requested Jennifer Anders of Woodard & Curran to explain the consulting services agreement and Work Order No. 1 listed on the agenda. Ms. Anders explained the consulting agreement was drafted as a result of the RFQ selection of their firm in January. The consulting agreement allows the City to maintain control of the process, outlines the legal terms and conditions governing the relationship and is work-order based. City Attorney Granneman requested to defer vote until after Closed Session. Ms. Anders continued a strategic approach to the work-order based relationship as three-fold. First, to address regulations/violations/operations/financial and define design criteria that

easily expands in future. Second, offer a minimum of three alternative assessments to recommend. Finally, turn into a facility plan/cost and submit to regulators and use the detailed plan to help with funding assistance. Alderman Sconce stated a preferred project timeline by the end of June for final design/financing/bidding. Alderman Eversmeyer made a motion, seconded by Alderman Bass to Table Items 7N and 7O until after Closed Session. Vote: Eversmeyer aye, Bass aye, Anderson aye, Detert aye, Sconce aye, Walters aye.

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

City Attorney Granneman advised the Board on legal matters.

Alderman Sconce made a motion, seconded by Alderman Walters to Accept the Resignation of Patrol Officer Ryan Brown with last day of work for April 9, 2015. Vote: Sconce aye, Walters aye, Bass aye, Anderson aye, Eversmeyer aye, Detert aye.

Alderman Sconce made a motion, seconded by Alderman Anderson to Approve One-Step Increase to Grade 11, Step 5 \$15.33 beginning on July 1, 2015 in budget FY2016 for Daren Seeger. Vote: Sconce aye, Anderson aye, Bass aye, Walters aye, Detert aye, Eversmeyer aye.

Alderman Detert made a motion, seconded by Alderman Bass to Authorize the Mayor to Enter into a Limited License Agreement with Walt Wright for Temporary Access to Wright's Property Adjacent to the Hwy 61 Industrial Ground. Vote: Detert aye, Bass aye, Walters aye, Sconce aye, Anderson aye, Eversmeyer aye.

Alderman Bass made a motion, seconded by Alderman Sconce to go out of Closed Session. Vote: Bass aye, Sconce aye, Walters aye, Detert aye, Anderson aye, Eversmeyer aye.

Alderman Sconce made a motion, seconded by Alderman Walters to Approve and Authorize Mayor to Sign Environmental Consulting Services Agreement with Woodard & Curran. Vote: Sconce aye, Walters aye, Detert aye, Eversmeyer aye, Bass aye, Anderson aye.

Alderman Sconce made a motion, seconded by Alderman Eversmeyer to Approve Work Order No. 1 Woodard & Curran. Vote: Sconce aye, Eversmeyer aye, Anderson aye, Detert aye, Walters aye, Bass aye.

Alderman Sconce made a motion, seconded by Alderman Walters to adjourn the meeting.  
Vote: Sconce aye, Walters aye, Anderson aye, Eversmeyer aye, Detert aye, Bass aye.  
Meeting adjourned 9:02 p.m.

ATTEST:

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City Clerk

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Mayor

\*Approved on Consent Agenda

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