

City of Troy, Missouri
Regular Board of Aldermen Meeting
Monday, May 19, 2014
6:30 P.M.

Present for the meeting were Aldermen Eversmeyer, Detert, Bass, Sconce, Anderson, Walters and Mayor Cross. Also present were Assistant Public Works Superintendent Burkemper, Police Chief Taylor, 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 Sconce made a motion, seconded by Alderman Eversmeyer to approve the Consent Agenda upon the removal of Items 7C and 7H. Vote: Sconce aye, Eversmeyer aye, Walters aye, Anderson aye, Detert aye, Bass aye.

*Approved the Minutes of Regular Board of Aldermen Meeting dated April 21, 2014 and Special Board of Aldermen Meeting and Budget Workshop dated May 14, 2014

Kelly Hardcastle introduced himself to the newly-elected aldermen and shared that he was a candidate for Lincoln County Presiding Commissioner in the August primary and November 2014 election. Mr. Hardcastle would sustain his efforts during his sixteen years of employment with the County and planned to maintain cooperation with the City if elected to the position.

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

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

*Approved Payment of Regular Monthly Bills, Obligation Nos. 56415 to 56663 (56426 Blackbaud)

City Clerk Schneider read a statement by Judy Hechler to the Board regarding the importance of Art Hall, a historical structure from the 1880's located in Fairgrounds Park that was used as an art exposition building during past fairs held at the park. Mrs. Hechler was dismayed to discover that a portion of this historical structure had been removed and wanted the Board to be aware that the remaining hexagon structure holds historical value to the City of Troy (as indicated in an excerpt from Troy Dosquicentennial Historical Book, page 97). Mrs. Hechler requests that the remaining historical structure continue to receive maintenance and not be demolished.

In regard to the Fixed Term Agricultural Lease – Bean Field (Industrial Ground), Assistant Public Works Superintendent Burkemper explained the lease encompassed fourteen acres on the East side of the MBR wastewater treatment plant deemed un-useable due to its rough condition. Randy Lester, awarded the 2014 Hay Lease, offered a solution of working the rough ground and putting in beans for one year. In exchange for the bean crop, the City would receive workable ground for next year to apply sludge or put into hay. No cash would be exchanged. The value to make the ground workable is estimated by the cost of renting equipment at \$3,000-\$4,000 to achieve those results. Discussion ensued that \$100 per acre was the value of the bean crop and the field would need to be worked regardless. The City's applicator could not be used due to the rough shape of the field. Alderman Anderson made a motion, seconded by Alderman Detert to Approve and Authorize the Mayor to Sign Fixed Term Agricultural Lease – Bean Field with Randy Lester. Vote: Anderson aye, Detert aye, Bass aye, Eversmeyer aye, Walters aye, Sconce aye.

Alderman Sconce queried if the spray foam insulation bid amount received was less than if Johnson Controls could roll the work into the energy audit-PDA project. Assistant Public Works Superintendent Burkemper said that timing was a factor with mid-June as the planned start date for the insulation work. The repair had been budgeted and also that the City would erect the required wall between the lab-office space and equipment. Alderman Sconce made a motion, seconded by Alderman Walters to Approve and Award Bid for Spray Foam Insulation at Southeast MBR Wastewater Treatment Plant to Foam Engineers, LLC for \$15,958.00. Vote: Sconce aye, Walters aye, Eversmeyer aye, Bass aye, Detert aye, Anderson aye.

*Approved and Authorized Mayor to Sign the Source Water Protection Development and Implementation Project Grant awarded by Missouri Department of Natural Resources

*Approved and Authorized Mayor to Execute Contract for Tourism Services Between the City of Troy, Missouri and the Troy Area Chamber of Commerce

*Approved and Authorized Mayor to Execute Contract for Economic Development Services Between the City of Troy, Missouri and the Troy Area Chamber of Commerce

*Accepted Resignation by Alderman Walters and Appointed Alderman Detert to Serve on Planning & Zoning Commission

City Clerk Schneider requested removal from Board consideration of Diesel Bar & Grill until application was completed. No action was taken.

*Approved Interventional Pain Center Site Plan Permit (Planning & Zoning)

*Approved Big Sticky's BBQ Addition (Historic Preservation Commission)

*Approved Budget Amendment to Police Overtime 01-10-01-6130 +\$4,994.00

City Attorney Granneman requested to table Item 7L Data Comm Copier Lease until after Closed Session. Alderman Sconce made a motion, seconded by Alderman Eversmeyer to Table Item 7L Data Comm Copier Lease Agreement until after Closed Session. Vote: Sconce aye, Eversmeyer aye, Walters aye, Anderson aye, Bass aye, Detert aye.

*Approved Liquor License Application by Sami's on Main Street, LLC (change in ownership)

*Approved Budget Amendment Police Uniform and Equipment 01-10-01-6650 (\$3,250.00)

Alderman Sconce made a motion, seconded by Alderman Bass to Approve and Authorize Mayor to Sign United Health Care Insurance Policy for 2014-2015 as recommended by Insurance Committee. Vote: Sconce aye, Bass aye, Anderson aye, Detert aye, Eversmeyer aye, Walters aye.

Roger Jefferson, P. O. Box 54, Winfield, Missouri requested to speak regarding the right of way on West Cherry Street. Mr. Jefferson, on behalf of his mother who owns property at 611 West Cherry, reported encroachment by the neighbor adjacent to his mother's property who is constructing a structure twenty feet into the right of way. Mr. Jefferson said the structure is a garage that the neighbor claims is a portable structure and his mother is denied access to the back of her lot when the neighbor parks their car on the right of way. Upon viewing the structure, it did not appear portable. Mr. Jefferson asked the City to vacate the right of way and return the property to adjacent property owners. Past requests for the City to vacate the property had been denied.

City Attorney Granneman relayed procedures for one landowner to petition the City to vacate property. The procedure included notices to adjacent owners, public hearing, survey of property and, depending upon percentage of ownership, would revert back to one or all landowners. Mr. Jefferson provided an Abstract of the property dated 1825 of the Woods Addition for City Attorney's review. It was recommended to discuss further in closed session.

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

City Attorney Granneman discussed legal matters with the Board.

Alderman Walters made a motion, seconded by Alderman Eversmeyer to Request Cease and Desist of Constructing Structure at 551 West Cherry While Conducting Investigation Due to Complaint by Adjacent Landowner. Vote: Walters aye, Eversmeyer aye, Bass aye, Sconce aye, Anderson aye, Detert aye.

Alderman Walters made a motion, seconded by Alderman Sconce to Approve and Authorize Mayor to Sign Data Comm Public Works Copier Lease Agreement. Vote: Walters aye, Sconce aye, Bass aye, Detert aye, Eversmeyer aye Anderson aye.

Alderman Bass made a motion, seconded by Alderman Sconce to Hire Henry Runyon as Seasonal Maintenance Worker I - Street, Grade 8, Step 1 \$10.23 per hour. Vote: Bass aye, Sconce aye, Walters aye, Detert aye, Anderson aye, Eversmeyer aye.

Alderman Bass made a motion, seconded by Alderman Walters to Hire Justin Nicholson as Seasonal Maintenance Worker I - Street, Grade 8, Step 1 \$10.23 per hour. Vote: Bass aye, Walters aye, Sconce aye, Detert aye, Eversmeyer aye, Anderson aye.

Due to a recent resignation, Alderman Eversmeyer made a motion, seconded by Alderman Detert to Advertise for Maintenance Worker I – Street Department. Vote: Eversmeyer aye, Detert aye, Anderson aye, Sconce aye, Walters aye, Bass aye.

Alderman Anderson made a motion, seconded by Alderman Detert to Approve City Attorney Contract 2014-2015. Vote: Anderson aye, Detert aye, Bass aye, Sconce aye, Eversmeyer aye, Walters aye.

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

Alderman Bass made a motion, seconded by Alderman Anderson to adjourn the meeting. Vote: Bass aye, Anderson aye, Walters aye, Sconce aye, Eversmeyer aye, Detert aye. Meeting adjourned 8:20 p.m.

ATTEST:

City Clerk

Mayor

*Approved on Consent Agenda