

City of Troy, Missouri
Regular Board of Aldermen Meeting
Monday, March 19, 2018
6:30 P.M.

Present for the Regular Board of Aldermen Meeting were Aldermen Walker, Anderson, Eversmeyer, Sconce, Detert and Mayor Cross. Alderman Curt arrived later in the meeting as indicated below. Also present were Public Works Superintendent Cunningham, Police Chief Taylor, Parks Director Howell, Wastewater Superintendent Peasel, Treasurer Flinn, City Attorney Granneman and City Clerk Schneider.

Mayor Cross called the Regular Board of Aldermen Meeting to Order at 6:30 p.m., 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 Item 7(E). Vote: Eversmeyer aye, Detert aye, Sconce aye, Anderson aye, Walker aye.

*Approved the Minutes of Public Hearing/Regular Board of Aldermen Meeting dated February 21, 2018

Keith Sartin was not present.

Royce Beans requested the City place a street light at Hwy 47 and Anna Avenue as a safety preventative measure for children waiting for the school bus. Mr. Beans presented photographs showing how difficult it was to see his child in the darkness of early morning waiting for the school bus. On occasion, substitute drivers would not stop for his waiting child and drove right by. Mr. Beans contacted the Missouri Department of Transportation but the request for a street light was denied because there was no crash data at that site. Mayor Cross and Chief Taylor planned to view the site, contact MoDOT and the school district to see what could be done and get back to Mr. Beans.

*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. 1274 as Ordinance ____ -- 2018 Adopting Ordinance for Statutory Regulations, first and second times by title only. Alderman Anderson made a motion, seconded by Alderman Eversmeyer to Adopt Bill No. 1274 as Ordinance 1250. Vote: Eversmeyer aye, Anderson aye, Detert aye, Walker aye, Sconce aye.

Alderman Detert said that State lawmakers were considering legislation to impose a State tax to fund 911 emergency services and he was not in favor of spending local taxpayer money due to this pending legislation. Mayor Cross relayed that Missouri Municipal League explained at its February legislative conference that the bill referred to by Alderman Detert had little chance of moving forward because Kansas City and St. Louis City were not interested in subsidizing municipalities in mid-Missouri. Mayor Cross said if the State's bill does pass, it would supersede the local ballot issue proposed for next April.

Alderman Eversmeyer questioned whether the City's current user fees would lower if the ¾% increased sales tax ballot issue passed resulting in a sales tax rate of 9.225%.

Alderman Sconce commented that if the ballot issue failed, then the City was out \$30,000,00. Alternatively, if the City decided not to participate in the ballot issue, then the City may be assessed higher user rates. Sconce stated that it was a no-win situation.

Alderman Curt entered the meeting at 6:45 p.m.

Mayor Cross said City of Winfield, Moscow Mills and Hawk Point have agreed to the Central Communications Election Agreement and reminded the Aldermen that it was an all-or-nothing proposal requiring every agency to participate together. He continued that there was no sunset clause in the proposed ballot language.

Alderman Anderson believed that user fees would go up in spite of the sales tax initiative because some costs were outside its scope and were calculated based on dispatch call volume influenced by population growth. Anderson continued that paying for 911 emergency service is a benefit to citizens. Mayor Cross said that the sales tax proceeds would be controlled by a new seven-member board elected by a vote of the citizens. Alderman Walker asked how citizen education on the sales tax increase would occur and Mayor Cross answered by a public relations firm using mailers, newspaper and yard signs similarly to an election campaign.

Alderman Anderson made a motion, seconded by Alderman Sconce to Approve 911 Sales Tax Proposal, Adopt Resolution to Enter Into Central Communications Election Agreement and Authorize Mayor to Execute Central Communications Election Agreement. Vote: Anderson aye, Sconce nay, Eversmeyer aye, Walker nay, Curt aye, Detert nay. Tie Vote 3-3. Mayor Cross voted aye. Motion carried.

*Approved and Authorized the Mayor to Sign Authorization for Troy Police Department to Participate in Missouri's Highway Safety Program for Traffic Enforcement, Accept Funding for the Program, and Continue to Support the Program if Funding No Longer Available

*Approved Subdividing and Final (Record) Plat for the location of 571 S. Lincoln Drive requested by Jim Baker, Applicant on behalf of Fast Lane #35 recommended by Planning & Zoning Commission

*Approved Preliminary Site Plan Review for the location at #1 Front Street, Bank of America Subdivision, for Proposed Retail requested by David Lehnert, Applicant recommended by Planning & Zoning Commission

*Approved Re-Subdivision of Cooper Subdivision (in Plat Book 14/298) and Part of the North Half of Block 7 of Wolfolks Addition to the City of Troy (in Plat Book 1/28) for Lots 1, 2, 3 & 4 along with building permits for duplexes requested by Mike Baalman, Applicant, including the release of certain interior easements as denoted thereon "to be vacated" by the City of Troy, Missouri, and the relocation of easements as set forth thereon recommended by Planning & Zoning Commission

Public Works Superintendent Cunningham stated that at the time the agenda was written, Romar Supply relayed that there would be no price increase in materials. Instead, Romar Supply's manufacturer advised that a 6% increase would go into effect next year. Since 2013, Cunningham said that Romar Supply was awarded the bid due to local supplier preference. Alderman Curt asked if there were other local suppliers, and Cunningham replied no. Alderman Sconce made a motion, seconded by Alderman Detert to Approve the Waiver of Formal Competitive Bidding Requirements Pursuant to Chapter 150.090, Purchasing Procedures and Extend Annual Price Agreement and Specifications for Water Tapping Materials dated March 18, 2013 with Romar Supply as Local Supplier Preference deemed in the Best Interests of the City. Vote: Sconce aye, Detert aye, Curt aye, Anderson aye, Eversmeyer aye, Walker aye.

*Approved Elite Booster Club 2018 Concession Stand Bid for Operations in Fairgrounds Park at 13% (only bid received) and Authorized Mayor to Enter Into a Contract

*Awarded Bid and Authorized the Mayor to Enter into Contract for the Purchase of Real Estate for 650 Cap Au Gris, Troy, Missouri with Trevor Wright in the amount of \$21,900.00 as the highest bidder

*Approved the Transfer of Ameren Protested License Taxes to General Fund in the amount of \$1,632.15

*Approved Budget Amendment for transfer of protested taxes: Transfer Out 04-90-01-6999 \$1,635.00, Transfer in 01-00-00-4910 (\$1,635.00)

*Approved Budget Amendment for Police Overtime 01-10-01-6130 +\$5,200.00 (from Missouri Highway Safety Grant Reimbursements)

Wastewater Superintendent Peasel requested the Board approve Woodard & Curran On-Call Engineering Services Agreement for special projects at both treatment plants that fall outside the scope of the existing Master Agreement. The not-to-exceed amount of \$10,000.00 had already been budgeted for this fiscal year and would only be billed for time spent on a specific project. Peasel continued that the firm's knowledge of the larger planned improvement project would prove to be efficient in special project handling. City Attorney Granneman relayed that the on-call agreement had been modified closer to Woodard & Curran's Master Agreement and additional provisions were removed for costs that may have been charged. Alderman Sconce made a motion, seconded by Alderman Walker to Approve Woodard & Curran On-Call Engineering Services Agreement for Wastewater Treatment Plant not to exceed \$10,000.00. Vote: Sconce aye, Walker aye, Eversmeyer aye, Detert aye, Curt aye, Anderson aye.

Mayor Cross relayed that David Lenk, President of the Board for Public Water Supply District #2 requested to purchase one sewer tap now for a septic system leaking onto another person's property and purchase twenty-four additional taps for use in 1-1/2 to 2 years at \$4,000 each. Mayor Cross said the time period for the use of twenty-four taps ties into the completion of the sewer improvement project. Alderman Sconce said that the plant capacity belongs to people in City limits outside of the existing agreement with PWSD #2. Alderman Curt said it would be foolish to sell taps before the plant goes online. The City does not have the capacity to furnish sewer outside of City limits and voting one in would lead to more requests. Alderman Sconce said it would be \$100,000.00 into sewer fund now. Alderman Sconce made a motion, seconded by Alderman Anderson to Approve Public Water Supply District #2 Request to Purchase 25 Sewer Taps. Vote: Sconce nay, Anderson nay, Eversmeyer nay, Detert nay, Walker nay, Curt nay. Motion failed 0-6.

Alderman Sconce made a motion, seconded by Alderman Anderson to Approve Proposed Cost Estimate on Emergency Repairs to Main Street Bridge Submitted by Cochran Engineering of \$501,711.43 and Authorize Preparation of Bid Packet Waiving Formal Bidding Procedure Pursuant to Section 150.080 of City's Purchasing Policies Due to the Emergency Condition of the Bridge. Vote: Sconce aye, Anderson aye, Eversmeyer aye, Walker aye, Detert aye, Curt aye.

Cindy Davenport, representing Kiwanis International, presented drawings of the Kiwanis Park Project. Kiwanis International was joined by Community Opportunities, and other community partners, to bring a fully-accessible playground to Troy. The \$250,000.00 matching grant application was filed and results should be received by the end of March. The next phase of the project will be a focus group on what elements would be wanted in the playground.

Alderman Eversmeyer made a motion, seconded by Alderman Curt to Go Into Closed Session in compliance with 610.021 of RSMo., for the purposes of discussing Legal. Vote: Eversmeyer aye, Curt aye, Detert aye, Anderson aye, Walker aye, Sconce aye.

Alderman Walker made a motion, seconded by Alderman Sconce to Authorize City Attorney Granneman to File Disclaimer of Interest and Dismissal in The Real Estate Store Holding Company LLC v. City of Troy, Case No. 17L6-CC00120. Vote: Walker aye, Sconce aye, Curt aye, Eversmeyer aye, Anderson aye, Detert aye.

City Attorney Granneman advised the Board on Legal matters.

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

Alderman Curt made a motion, seconded by Alderman Sconce to Adjourn the Meeting. Vote: Curt aye, Sconce aye, Anderson aye, Walker aye, Detert aye, Eversmeyer aye. Meeting adjourned at 7:57 p.m.

ATTEST:

City Clerk

Mayor Mark Cross

*Approved on Consent Agenda