

**City of Troy, Missouri**  
**Regular Board of Aldermen Meeting**  
**Monday, April 15, 2019**  
**6:30 P.M.**

Present for the Regular Board of Aldermen Meeting were Aldermen Walker, Anderson, Norman, Sconce, Detert, and Mayor Cross. Alderman Curt was absent. Also present were Public Works Superintendent Cunningham, Police Chief Taylor, Building Official Lindsey, Parks Director Howell, Wastewater Facilities Manager Comer, Woodard & Curran, Treasurer Flinn, City Attorney Granneman and City Clerk Schneider.

City Clerk Schneider administered the Oath of Office to Alderman Ron Sconce, Ward I, Alderman Lisa M. Anderson, Ward II, and Alderman Dennis Detert, Ward III.

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

Mayor Cross requested a motion to certify the April 2, 2019 Municipal Election results, as follows:

Alderman Ward I (Two Year Term):	Ron Sconce -- Votes Received 208
	Harold Horner-- Votes Received 118
Alderman Ward II (Two Year Term)	Lisa M. Anderson – Votes Received 257
Alderman Ward III (Two Year Term)	Dennis Detert– Votes Received 382

Alderman Anderson made a motion, seconded by Alderman Detert to Approve Certification of Election Results of the April 2, 2019 Municipal General Election. Vote: Anderson aye, Detert aye, Sconce aye, Norman aye, Walker aye.

Alderman Walker made a motion, seconded by Alderman Norman to Elect Alderman Sconce as Board of Aldermen President. Vote: Walker aye, Norman aye, Detert aye, Anderson aye, Sconce aye.

Mayor Cross presented a Proclamation to Public Works Superintendent Cunningham for his forty years of service to the City of Troy.

Alderman Sconce made a motion, seconded by Alderman Detert to Approve the Consent Agenda. Vote: Sconce aye, Detert aye, Anderson aye, Norman aye, Walker aye.

\* Approved the Minutes of Regular Board of Aldermen Meeting dated Monday, March 18, 2019

Drew Caruso requested to utilize his empty lot on the corner of S. Lincoln and Agnes as a food truck, flea market or farmer's market. City Clerk Schneider relayed to the Board that food trucks are not specifically defined in the City's code. Alderman Detert agreed to sponsor an amendment for food trucks as either a conditional use or permitted use in commercial zoning areas of the City.

Paul Cahill, 3407 N. Highway 79, Elsberry, requested to place a permanent display consisting of a flagpole, boulder, time capsule and kiosk in Woodsfort Park commemorating the history of both City and County's incorporations. Mr. Cahill submitted a proposed drawing. Mr. Cahill would solicit donations for the project. Mr. Cahill agreed to present the plan to the Park Board at their May 13, 2019 meeting.

\*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

Alderman Sconce, as sponsor for Bill 1295, advised the Board that additional review and research was needed on the legislation. The legislation should focus on regular grease trap maintenance inspections and record keeping as opposed to taking exact measurements for settling times which requires equipment not available at this time in the City. No action was taken on Bill 1295.

\*Approved 2018 Liquor License Renewals: Walgreens #7811, 100 Jason Drive; Dollar General #1585, 8 Lincoln Center, Casey's General Store #2841, 620 E. Cherry Street; Casey's General Store #3784, 11 Turnbull Trail

\*Approved Change Order No. 1 submitted by M & H Concrete Contractors, Inc. on 2018 Concrete Slab Replacement Project #180820004 for Under-run on Completed Quantities in the amount of (\$20,117.12)

\*Approved Final Pay Request No. 4 submitted by M & H Concrete Contractors, Inc. on 2018 Concrete Slab Replacement Project #180820004 for Retainage in the amount of \$13,994.12

\*Approved Budget Amendment for Police Overtime 01-10-01-6130 +\$8,850.00 (from Missouri Highway Safety Grant Reimbursement)

\*Approved Resignation of Tom Kastor from Board of Adjustment

\*Appointed Charles Riney as Board of Adjustment Member rather than Alternate Member

\*Approved Lot Consolidation, Site Plan and Building Permit for Dollar Tree located at #1 The Plaza as requested by applicant DT Retail Properties, LLC, on behalf of property owner RLP Development

Pat Nasi, Development Dynamics, handed out information on a new proposed retail development by G.J. Grewe of property located on Highway 47. Mr. Nasi asked if the Board was willing to approve a Community Improvement District (“CID”) to impose an additional sales tax percentage up to one percent on this lot to offset the costs of infrastructure. The additional sales tax would be collected over time recouped from customers of retail businesses thereon. Alderman Sconce inquired as to the cost of the infrastructure. Mr. Nasi did not have the cost estimate at this time but wanted to know if the Board was receptive to the idea. The Board requested Mr. Nasi come back and provide further information on the infrastructure cost estimate, how long the CID would be in place and how much sales tax would be collected.

Building Official Lindsey requested an increase in application filing fees of \$200.00 for rezoning, conditional use permits, Board of Adjustment hearings and voluntary annexations plus the petitioner shall be responsible for cost of publication and cost of certified mailing of notice letters. Lindsey cited recent applications for fireworks permits and annexation petition costing a considerable expense borne by taxpayers as opposed to the petitioning party. Alderman Walker volunteered to sponsor these changes.

City Clerk Schneider reiterated the need to define and regulate food trucks due to their popularity in the City and work with Alderman Detert to propose legislation to the Board.

Upon Board consensus, Treasurer Flinn set the first budget workshop for FY2020 Budget on Tuesday, May 15, 2019 at 6:30 p.m.

Public Works Superintendent Cunningham relayed the poor condition of the homemade salt brine system currently used and requested to purchase a self-contained system utilizing funds remaining in the public works budget. Alderman Anderson made a motion, seconded by Alderman Walker to Approve Purchase of Self-Contained Salt Brine System utilizing \$40,000.00 funds remaining in the Public Works Salt Budget FY2019. Vote: Anderson aye, Walker aye, Norman aye, Detert aye, Sconce aye.

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

City Attorney Granneman advised the Board on Legal matters.

Alderman Sconce made a motion, seconded by Alderman Norman to Authorize City Clerk to File Necessary Paperwork to Join Class Action Settlement Authorized by the

U.S. District Court, Eastern District of New York, In Re: Payment Card Interchange Fee and Merchant Discount Antitrust Litigation, MDL 1720 (MKB)(JO) (re: Visa and Mastercard). Vote: Sconce nay, Norman nay, Detert nay, Walker nay, Anderson abstain. Motion carried 4-1.

Alderman Sconce made a motion, seconded by Alderman Anderson to Approve City Clerk send letter accepting the Certificate and Order of Probate of Last Will and Testament (Self-Proving) and the Certificate of Clerk of the Boone County Probate Court in 19BA-PR00053 in connection with the remaining fifteen (15) taps which were conveyed to John F. Clare and Margaret W. Clare via the Supplemental Agreement for Easement dated February 14, 1975 and are now conveyed to the Trustee of the Margaret Wright Clare Living Trust dated June 4, 1996. Pursuant to the Supplemental Agreement for Easement, the remaining fifteen (15) taps are for the right and privilege to make connections to the sewer line on the property. No additional charge for the tap will be due to the City, however, it is the responsibility of the land owner to install the taps and bear the expense of construction of the line to connect to the sewer. Any future conveyance or assignment of these taps must be made in writing by the Margaret Wright Clare Living Trust dated June 4, 1996 to the City. Vote: Sconce aye, Anderson aye, Walker aye, Norman aye, Detert aye.

City Attorney Granneman advised the Board that Sedgwick Claims Management Services, Inc., Claim No. 30178447963-0001, representing Centurylink, offered settlement in the amount of \$10,335.28 regarding the damage caused by Centurylink for boring at the intersection of Front Street and King Drive. Alderman Sconce made a motion, seconded by Alderman Detert to Authorize the Mayor to Sign Settlement Papers in the amount of \$10,335.28. Vote: Sconce aye, Detert aye, Walker aye, Norman aye, Anderson aye.

City Attorney Granneman advised the Board on Real Estate matters.

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

Alderman Sconce made a motion, seconded by Alderman Anderson to Adjourn the Meeting. Vote: Sconce aye, Anderson aye, Walker aye, Norman aye, Detert aye. Meeting adjourned at 8:00 p.m.

ATTEST:

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City Clerk  
\*Approved on Consent Agenda

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Mayor Mark Cross