

**City of Troy, Missouri**  
**Public Hearing and Regular Board of Aldermen Meeting**  
**Monday, July 20, 2020**  
**6:30 P.M.**

Present for the Public Hearing and Regular Board of Aldermen Meeting were Aldermen Detert, Norman, Anderson, Grimstead, Dunard, Horner and Mayor Sconce. Also present were Public Works Superintendent Cunningham, Police Chief Taylor, Building Official Lindsey, Parks Director Howell, Jared Comer, Woodard & Curran, Treasurer Flinn, City Attorney Granneman and City Clerk Schneider.

Mayor Sconce opened the Public Hearing for citizen comment concerning a request by Jamie Keim-Thurman, applicant on behalf of Kemper-Millard-Keim Family Funeral Chapel, for rezoning from “R-2” Single Family Residential District to “C-3” Highway Commercial District, for the property located at 351 Monroe Street, Troy, Missouri 63379

There were no public comments. Mayor Sconce called the Regular Board of Aldermen Meeting to Order, announced a Quorum present and led in the Pledge of Allegiance.

Alderman Detert made a motion, seconded by Alderman Grimstead to Approve the Consent Agenda. Vote: Detert aye, Grimstead aye, Norman aye, Anderson aye, Dunard aye, Horner aye.

\*Approved the Minutes of the Regular Board of Aldermen Meeting dated Monday, June 15, 2020 and Special Board of Aldermen Meeting dated Monday, June 29, 2020

Bradley Lindemann (Kara) and Debbie Lindemann (Marvin) requested to purchase water taps outside City limits. Bradley purchased and plans to build a home on Lot 3 in Country Meadows subdivision with a street address of 241 Country Meadows Drive. Debbie owned Lot 4 in Country Meadows Subdivision with a street address of 161 Country Meadows Drive and planned to build a home also. The well that supplies water to this area has a high sulfuric content. She continued to say that purification systems do not work and digging deeper provided no guaranty of good water. There were three more empty lots remaining (Lots 1, 2 and 5) left in the subdivision after this request but Lot 5 will remain unoccupied. Mrs. Debbie Lindemann planned to come back and make a request for the remaining lots in the future. City Attorney Granneman relayed that if approved, the Lindemann’s would need to supply a legal description and sign an agreement to connect which binds all future owners to City specifications on individual ¾” meter water taps and pay outside City limits double the rates. Both Bradley and Debbie Lindemann agreed.

Alderman Detert made a motion, seconded by Alderman Norman to Approve Request to Purchase One (1) ¾" Tap for Lot 3 Bradley and Kara Lindemann and One (1) ¾" Tap Lot 4 Marvin and Debbie Lindemann, Jr. of Country Meadows Subdivision, Hooking Onto City Water System Outside City Limits, Paying Double the Rates Outside City Limits and Executing Agreement for Connection to Troy Water Works and Sewer System. Vote: Sconce aye, Anderson aye, Eversmeyer aye, Walker aye.

Gary Luck, 77 Luck Farm Lane, Troy, requested (a) a water and sewer connection on an undeveloped lot at Fourth Street and Locust and (b) alerted the City of a house destroyed by fire that needs to be torn down on a lot next to his property. Mr. Luck said he wanted to make water/sewer connection on his undeveloped lot through the school district's property. Mr. Luck said there was a conflict between the survey he received and the Assessor's public record on the hook-up location. Mayor Sconce asked for proof from the surveyor that the public record was inaccurate and bring it to next meeting.

Julie Rodgers, Lincoln County Economic Development Director, handed out a summary of recent economic development activities and gave a verbal report of these activities.

Carol Wieman, 1101 Crystal Court, Troy, requested the Board consider revisions to the City's fireworks ordinance due to the fireworks activity this past year. Fireworks were shot off well before the 4<sup>th</sup> of July and past midnight sounding like a war zone. Mayor Sconce said that the Board will take a look at the ordinance and may tighten it up.

Mayor Sconce read Bill No. 1321 as Ordinance \_\_\_\_ -- An Ordinance Establishing the Salary Schedule for all employees of the City of Troy, Missouri, read once and twice, by title only. Alderman Detert made a motion, seconded by Alderman Anderson to Table Bill No. 1321 as Ordinance \_\_\_\_ -- An Ordinance Establishing the Salary Schedule for all employees of the City of Troy, Missouri until after Item 7N on the Agenda. Vote: Detert aye, Anderson aye, Horner aye, Dunard aye, Grimstead aye, Norman aye.

Alderman Detert made a motion, seconded by Alderman Grimstead to Approve Rezoning Request by Jamie Keim-Thurman, applicant, on behalf of Kemper-Millard-Keim Family Funeral Chapel, from "R-2" Single Family Residential District to "C-3" Highway Commercial District, for the property located at 351 Monroe Street, Troy, Missouri 63379. Alderman Detert said that some concerns were voiced at the Planning & Zoning Commission public hearing but with no opposition to the rezoning. Alderman and Mrs. Grimstead said there has been a business at this location forever and wanted it to continue by possibly designating it as a historic landmark. Alderman Anderson said the zoning would restrict the building but not what was inside of it and there was always a risk with spot zoning. Alderman Horner asked whether a business license could restrict the type of business if the zoning were changed. Building Official Lindsey said any business allowed in C-3 zoning would be allowed to operate in that location. Mayor Sconce said

an ownership change originally prompted the need to have the zoning changed. Vote: Detert aye, Grimstead aye, Norman aye, Dunard aye, Horner aye, Anderson aye.

\*Re-Appointed Larry Bennett to Board of Adjustment for another five-year term beginning July 2020 through July 2025

\*Re-Appointed John Lenk to Board of Adjustment for another five-year term beginning July 2020 through July 2025

\*Re-Appointed Donald F. Morris, Jr. to Planning & Zoning Commission for another four-year term beginning July 2020 through July 2024

\*Re-Appointed Joan Bowen to Planning & Zoning Commission for another four-year term beginning July 2020 through July 2024

\*Re-Appointed Sherry Frankenhauser to Historic Planning Commission for another three-year term beginning July 2020 through July 2023

\*Approved Thursday, June 3, 2021 (with rain date of Thursday, June 10, 2021) for the 2021 Cemetery Tour held by Troy Historical Society

\*Approved and Authorized Mayor to Sign Broker Agreement for insurance brokerage services as recommended by Tonya Hawkins, Deputy City Clerk/HR Generalist

\*Adopted Resolution 2020-3 Sunshine Law Policy

\*Approved Emergency Purchase by Woodard & Curran Operations of GGDECDA Blower for Highway 47 Sewer Plant in the amount of \$12,433.23

Alderman Anderson made a motion, seconded by Alderman Norman to Approve Change Order #2 as recommended by Woodard & Curran on Southeast Wastewater Treatment Facility and Highway 47 Lift Station Upgrades, Project 0228664.02 with Plocher Construction for a decrease of (\$23,273.00) and Contract Time Extension adding three (3) calendar days to the original contract. Vote: Anderson aye, Norman aye, Dunard aye, Detert aye, Horner aye, Grimstead aye.

Alderman Norman made a motion, seconded by Alderman Grimstead to Approve Pay Application #4 submitted by Plocher Construction through 06/30/2020 on SE WWTF & HWY 47 Lift Station Upgrades in the amount of \$1,206,797.09. Vote: Norman aye, Grimstead aye, Horner aye, Anderson aye, Detert aye, Dunard aye.

Alderman Grimstead made a motion, seconded by Alderman Detert to Approve Woodard & Curran Invoice No. 178212 for Wastewater Treatment Facility and Highway 47 Lift Station Construction Services for the period ending May 29, 2020 in the amount of

\$69,900.00. Vote: Grimstead aye, Detert aye, Horner aye, Dunard aye, Anderson aye, Norman aye.

Alderman Norman handed out pictures of sidewalks in need of repair located in city limits. These sidewalks were located on Trail Avenue, Cherry Street, Front Street and Excalibur. Alderman Norman believed that the Board needed to address the issue from an economic development view even though sidewalks in fourth class cities are the responsibility of the homeowner. City Attorney Granneman added that responsibility for sidewalks also depended upon the subdivision dedication and whether the sidewalk was established as part of the right-of-way. Alderman Norman proposed a 1-to-5 year sidewalk improvement plan for consideration at the FY22 budget workshops. Mayor Sconce said several sidewalks are addressed in this year's budget at Villa Drive and Cherry Street by incorporating sidewalks with a street project. Alderman Detert would like an avenue to help citizens who do not have the means to fix their properties including sidewalks. Alderman Anderson said some citizen taxpayers may not like an expansion of government in that area if budget is tight. Taxpayers may not know that sidewalks are their responsibility. Alderman Horner said there should be backup to the ordinances and any violations of ordinances. Alderman Horner also said that not-for-profit organizations help to maintain a citizen's private property.

Mayor Sconce said the Board recently adopted the FY21 budget and it included a 3% salary increase to employees. Some of the employees reached the top of their pay grade and the only way to change a pay grade was to amend the job description and add duties. Mayor Sconce proposed to add five steps to the compensation plan worksheet for options. Alderman Detert made a motion, seconded by Alderman Dunard to Approve Personnel and Compensation System Pay Scale Worksheet to Increase Steps from Step 20 to Step 25 at 3% per Step. Vote: Detert aye, Dunard aye, Horner aye, Anderson aye Grimstead aye, Norman aye.

Alderman Detert made a motion, seconded by Alderman Norman to Adopt Bill No. 1321 as Ordinance 1292 -- An Ordinance Establishing the Salary Schedule for all employees of the City of Troy, Missouri. Vote: Detert aye, Norman aye, Anderson aye, Grimstead aye, Horner aye, Dunard aye.

Mayor Sconce explained the cemetery fund had operated for a long time on funds donated by two families. Troy's Cemetery Sexton suggested in recognition of these donations and future donations to place a monument in the City's cemetery. Alderman Anderson was unsure why it was needed since the families donated the money as operating funds for the cemetery and did not ask for a monument. Alderman Grimstead said it was a way to say thank you. Mayor Sconce said it may spur other folks to donate funds. Mayor Sconce will get prices and come back to the Board.

City Clerk Schneider referred the Board to review the hand-out of the solid waste contract history since April 2013. It will be eight years since the contract had gone out for bid and there was pushback from citizens when the City had not bid this contract out earlier. City Clerk Schneider pointed out the several modifications made to the contract since 2013, many leadership changes within Meridian Waste and citizen complaints which warranted going out for bid. Alderman Anderson made a motion, seconded by Alderman Dunard to Approve Bidding out Solid Waste, Recycling and Yard Waste Services effective July 1, 2021. Vote: Anderson aye, Dunard aye, Horner aye, Norman aye, Detert aye, Grimstead aye.

Parks Director Howell relayed the request by Edna Roberts to hold a microchip event using the Aquatic Center parking lot in August 2020. The suggested donation per chip would be \$20 if a resident of Lincoln County or \$15 if a resident within city limits of Troy. Mayor Sconce asked whether it would be considered a fundraiser for a specific charity on City property. City Attorney Granneman requested this item be tabled until after Closed Session. Alderman Anderson made a motion, seconded by Alderman Dunard to Table Request to Hold Microchip Event in Aquatic Center parking lot in August by Edna Roberts under after Closed Session. Vote: Anderson aye, Dunard aye, Horner aye, Detert aye, Norman aye, Grimstead aye.

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

It was the Board's consensus to request that a Special Event Application be completed with a plan in place and a liability certificate and delivered to Parks Director Howell on the microchip event requested by Edna Roberts prior to Board consideration.

Alderman Anderson made a motion, seconded by Alderman Norman to Approve 3% Wage Increase to Mark DeRousse, Seasonal Parks Maintenance Worker from Grade 8-Step 6 \$11.86 to Grade 8-Step 7 \$12.22 per hour effective next pay period. Vote: Anderson aye, Norman aye, Dunard aye, Detert nay, Horner nay, Grimstead aye. Motion carried 4-2.

Alderman Anderson made a motion, seconded by Alderman Norman to Approve 3% Wage Increase to Jeffrey Tullock, Seasonal Parks Maintenance Worker from Grade 8-Step 6 \$11.86 to Grade 8-Step 7 \$12.22 per hour effective next pay period. Vote: Anderson aye, Norman aye, Horner aye, Dunard aye, Grimstead aye, Detert aye.

Alderman Detert made a motion, seconded by Alderman Norman to Approve 3% Wage Increase to Lester Hollingsworth, Seasonal Cemetery Maintenance Worker from Grade

8-Step 1 \$10.23 to Grade 8-Step 2 \$10.54 per hour effective next pay period. Vote: Detert aye, Norman aye, Anderson aye, Grimstead aye, Horner aye, Dunard aye.

Alderman Detert made a motion, seconded by Alderman Norman to Approve 3% Wage Increase to David Collins, Seasonal Cemetery Maintenance Worker from Grade 8-Step 7 \$12.22 to Grade 8-Step 8 \$12.58 per hour effective next pay period. Vote: Detert aye, Norman aye, Dunard aye, Horner aye, Grimstead aye Anderson aye.

Alderman Detert made a motion, seconded by Alderman Norman to Approve 3% Wage Increase to Mark Schneider, Seasonal Cemetery Maintenance Worker from Grade 8-Step 2 \$10.54 to Grade 8-Step 3 \$10.85 per hour effective next pay period. Vote: Detert aye, Norman aye, Anderson aye, Grimstead aye, Dunard aye, Horner aye.

Alderman Anderson made a motion, seconded by Alderman Horner to Authorize City Clerk Schneider to File a Claim in the Class Action CenturyLinkMDL Class Settlement. As an Eligible Class Member at [www.CenturyLinkMDLClassSettlement.com](http://www.CenturyLinkMDLClassSettlement.com) by August 25, 2020. Vote: Anderson aye, Horner aye, Detert aye, Dunard aye, Norman aye, Grimstead aye.

Alderman Dunard made a motion, seconded by Alderman Horner to Authorize City Attorney Granneman to Enter an Appearance for the City of Troy and File Proof of Claim In Re: Purdue Pharma, L.P., et al., Case No. 19-23649 (RDD) Bnkr. S.D.N.Y.) (“Purdue Bankruptcy Cases”). Vote: Dunard nay, Horner nay, Grimstead nay, Norman nay, Anderson nay, Detert nay. Motion failed 0-6.

City Attorney Granneman advised the Board on Legal, Real Estate and Personnel matters.

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

Alderman Anderson made a motion, seconded by Alderman Detert to Adjourn the meeting. Vote: Anderson aye, Detert aye, Horner aye, Dunard aye, Norman aye, Grimstead aye. Meeting adjourned at 8:47 p.m.

ATTEST:

\_\_\_\_\_  
City Clerk

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Mayor Ron Sconce

\*Approved on Consent Agenda