

City of Troy, Missouri
Public Hearing and Regular Board of Aldermen Meeting
Monday, May 17, 2021
6:30 P.M.

Present for the Public Hearing and Regular Board of Aldermen Meeting were Aldermen Dunard, Norman, Grimstead, Horner, Jones and Mayor Sconce. Alderman Detert was absent. Also present were Assistant Public Works Superintendent Burkemper, Police Chief Taylor, Parks Director Howell, Treatment Plant Supervisor Comer, Woodard & Curran, Treasurer Flinn, City Attorney Granneman and City Clerk Schneider.

Mayor Sconce opened the Public Hearing for citizen comment on:

- (a) Meramec Specialty Company d/b/a Fireworks City, applicant is requesting a Conditional Use Permit for a Temporary Fireworks Stand at 12 Frenchman Bluff. Zoning is “C-3” Highway Commercial District.
- (b) Monte Cannon, applicant on behalf of Cannon Properties, is requesting rezoning from “C-3” Highway Commercial District to “C-1 PD” Central Business District Planned Development, and approval of a Preliminary Plan for “Villas at Stonegate” to be located at 755 Old Moscow Mills Road.
- (c) Lucas Oldham, applicant on behalf of Beer Outside, LLC, and property owners William & Robert Theobald, is requesting a Conditional Use Permit for “Beer Outside”, a container bar, to be located at 105 South Lincoln Drive. Zoning is “C-3” Highway Commercial District. (This item was tabled by Planning & Zoning Commission until June 3 2021 and Board of Aldermen June 21 2021.)

There was no citizen comment. Mayor Sconce closed the Public Hearing at 6:36 p.m.

Mayor Sconce called the Regular Board of Aldermen Meeting to Order, announced a Quorum present and led in the Pledge of Allegiance. Mayor Sconce requested everyone stand in a Moment of Silence for Clint W. Cunningham, recently passed, who served the City of Troy as Public Works Superintendent for forty-two years.

Alderman Norman made a motion, seconded by Alderman Jones to Approve Consent Agenda upon the removal of Item 7(K). Vote: Norman aye, Jones aye, Dunard aye, Grimstead aye, Horner aye.

*Approved Minutes of Regular Board of Aldermen Meeting dated April 19, 2021

Sarah McCasland was not present.

Stephen Tucker, 1010 Hackberry Court, presented photographs to the Board showing a semi-truck parked at the beginning of the cul-de-sac citing a safety issue for traffic and neighbors pulling in and out of their driveways. Mr. Tucker said the truck will park for two weeks without moving and the owner works on the truck while it sits on the street. The police had been called to look into the matter but there are no ordinances against the truck parked on the street. Mr. Tucker said there are oil spots on the street and in the winter the truck was left running for two weeks at a time making it noisy. Chief Taylor agreed that there was not an ordinance violation but he would speak with the owner and see if something could be worked out. Mayor Sconce said the City would get back to Mr. Tucker.

Ronda Testerman, 150 Williamsburg Lane, lived in the Hamptons and would like signage at the front of the subdivision regarding the City's leash law ordinance. Ms. Testerman said she had been bitten and jumped on previously by unleashed dogs while walking in the neighborhood. Chief Taylor requested that Ms. Testerman call the police right away when there is a dog running loose. Assistant Public Works Superintendent Burkemper said that he will work on getting signs. Alderman Grimstead said that he would follow-up with Ms. Testerman.

*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

*Approved Conditional Use Permit as recommended by Planning & Zoning Commission for a Temporary Fireworks Stand for Meramec Specialty Company d/b/a Fireworks City at 12 Frenchman Bluff, Troy

*Approved Rezoning requested by Monte Cannon, Cannon Properties, applicant on behalf of Cannon Builders, from "C-3" Highway Commercial District to "C-1 PD" Central Business District Planned Development for "Villas at Stonegate" to be located at 755 Old Moscow Mills Rd

*Approved 2021 Liquor License Renewals: Shantilal, Inc. d/b/a Xpress Mart, 501 E Cherry Street; Summit Restaurants, LLC d/b/a Pizza Hut, 15 Lincoln Center; Shree Gayatri LLC d/b/a Gas N Spirits, 112 S. Lincoln Dr.; Warrenton Oil Company d/b/a Fastlane, 310 E Hwy 47 and 571 S Lincoln Dr.; Brown's Smokehouse Meats, LLC, 185 E Cherry St.; QStop, LLC, 2 Merlin Dr.; Aldi's, #6 The Plaza; Buzzy's of Troy LLC, 208 N. Lincoln Dr.; Casey's General Store, 620 E. Cherry St. and 11 Turnbull Trail

*Approved Purchase of Preowned Paver for \$3,300 Leeboy 1000 Asphalt Paver and associated budget amendment: 10-20-01-6991 Capital Asset Equipment +\$3,500 10-20-01-6442 Rental -\$3,500

*Approved Pay Application 4 submitted by Gerstner Electric, Inc. on the TAP Villa Drive Sidewalk Project TAP-9900(391) through April 28, 2021 in the amount of \$50,138.51

*Approved Woodard & Curran Invoice No. 189521 for Wastewater Treatment Facility and Highway 47 Lift Station Construction Services for the period ending April 30, 2021 in the amount of \$86,200.00

*Approved Woodard & Curran Invoice No. 189589 for WWTF SCADA Integration through April 30, 2021 in the amount of \$76,320.00

*Approved Pay Application No. 14 submitted by Plocher Construction through April 30, 2021 on SE WWTF & HWY 47 Lift Station Upgrades Project No. 0228664.01 in the amount of \$673,274.50

*Approved Change Order No. 2 submitted by KCI Construction Company on the WWTF and Hwy 47 Lift Station Upgrades – Interceptor in the decreased amount of (\$68,225.00)

*Approved Pay Application No. 4 submitted by KCI Construction Company on the WWTF and Hwy 47 Lift Station Upgrades – Interceptor Sewer and Force Main Project No. 0228664.02 through April 30, 2021 in the amount of \$320,771.37

Alderman Norman reviewed the Marketing Plan for the TCVB and wanted to alert Director South that three big races were held in Cuivre River State Park every year one of drawing over 750 participants. Alderman Norman believed that TCVB should be targeting these races and present by setting up a booth and handing out flyers to promote Troy. Director South encouraged Alderman Norman to bring it to the TCVB Board's attention to gain approvals for the next fiscal year. Alderman Norman made a motion, seconded by Alderman Grimstead to Approve and Authorize Mayor to Sign 2021-2022 Amended Contract with Troy Convention & Visitor's Bureau and Marketing Plan. Vote: Norman aye, Grimstead aye, Jones aye, Horner aye, Dunard aye.

*Approved FY21 Budget Amendments as follows:

ACCOUNT NO.	DESCRIPTION	CURRENT BUDGET	AMEND TO	NET +/-
01-1001-6991	CAPITAL ASSET: EQUIP	0.00	\$26,550	\$26,550
10-2009-6711	EASEMENT ACQ.	0.00	\$ 7,000	\$7,000
10-2009-6470	UTILITY RELOCATION	\$11,000	\$ 4,000	(\$7,000)
40-7001-6340	ENGINEERING	\$0.00	\$ 5,500	\$5,500
40-7001-6430	REPAIR & MAINT.	\$75,000	\$69,500	(\$5,500)
41-9001-6999	TRANSFER OUT	0.00	\$186,700	\$186,700
48-0000-4910	TRANSFER IN	0.00	\$186,700	(\$186,700)
51-3001-6450	CONSTRUCTION	\$40,200	\$40,900	\$700

Alderman Horner made a motion, seconded by Alderman Dunard to Approve Change Order 4 submitted by Gerstner Electric, Inc. on the TAP Villa Drive Sidewalk Project TAP-9900(391) for actual footage of trenching and actual length of loop detector cable in the amount of \$705.00. Vote: Horner aye, Dunard aye, Grimstead aye, Jones aye, Norman aye.

Alderman Norman made a motion, seconded by Alderman Horner to Adopt Resolution 2021-2 RESOLUTION FOR EXTENSION OF FFCRA PAID LEAVE. Vote: Norman aye, Horner aye, Grimstead aye, Dunard aye, Jones aye.

Alderman Dunard made a motion, seconded by Alderman Horner to Adopt Resolution 2021-3 RESOLUTION ENACTING AND SUPPORTING BODY-WORN CAMERA POLICY BY THE CITY OF TROY, MISSOURI POLICE DEPARTMENT. Vote: Dunard aye, Horner aye, Jones aye, Grimstead aye, Norman aye.

Wastewater Manager Comer alerted the Board that Exhibit C – Annual Budget had a typographical error and approved to sign for Year 4. Alderman Dunard made a motion, seconded by Alderman Jones to Approve July 1, 2021 through June 30, 2022 Budget Year 4 for Wastewater Treatment Facility as submitted by Woodard & Curran. Dunard aye, Jones aye, Grimstead aye, Norman aye, Horner aye.

Mayor Sconce requested that Change Order No. 2 be tabled until next month to review quantities. Alderman Grimstead made a motion, seconded by Alderman Norman to Table Change Order No. 2 submitted by Lamke Trenching & Excavating, Inc. on the Water Main Relocation – Cherry Street Project M15-7199 for Adjustments in Quantity for Asphalt and Concrete Drives and Easy Valve in the amount of \$35,977.50. Vote: Grimstead aye, Norman aye, Jones aye, Horner aye, Dunard aye.

Alderman Grimstead made a motion, seconded by Alderman Norman to Approve Pay Application No. 3 submitted by Lamke Trenching & Excavating, Inc. on the Water Main Relocation – Cherry Street Project M15-7199 through April 21, 2021 less the Change Order No. 2 amount of \$35,977.50. Vote: Grimstead aye, Norman aye, Jones aye, Horner aye, Dunard aye.

Mayor Sconce recommended the Board award the Cherry Street Base Bid, Alternate Bid No. 1 which added streetlights (similar to those on Main Street and Villa Drive) and Alternate Bid No. 2 which replaced sewer main/lateral connections under Cherry Street during construction instead of cutting the pavement six months later. Alderman Horner made a motion, seconded by Alderman Grimstead to Award Cherry Street Road Improvements, Project No. M15-7199 to Lamke Trenching & Excavating LLC in the amount of \$3,267,052.00 base bid, \$116,550.00 Alternate Bid No. 1 and \$135,000.00 Alternate Bid No. 2 totaling \$3,518,602.00 as the lowest and best bid recommended by Cochran Engineering. Vote: Horner aye, Grimstead aye, Norman aye, Dunard aye, Jones aye.

Alderman Norman made a motion, seconded by Alderman Jones to Award Well #15 – Well House, Project # 19-0186 to Martin General Contractors, LLC in the amount of \$449,919.00 as recommended by Four Points Engineering as the lowest and best bid. Vote: Norman aye, Jones aye, Grimstead aye, Dunard aye, Horner aye.

Alderman Jones made a motion, seconded by Alderman Dunard to Appoint Alderman David Norman to Serve as Board Member Representative on Historic Preservation Commission beginning June 2021 through June 2023. Vote: Jones aye, Dunard aye, Grimstead aye, Horner aye, Norman aye.

Alderman Dunard made a motion, seconded by Alderman Norman to Approve and Authorize Mayor to Sign Engineering Services – Bidding and MDNR Permit on Hwy 61 Water Main Extension, Water Line Muensterman Property submitted by Cochran Engineering in the amount of \$3,000.00 (Project No. M13-7023). Vote: Dunard aye, Norman aye, Jones aye, Horner aye, Grimstead aye.

Alderman Horner made a motion, seconded by Alderman Dunard to Approve Amendment No. 2 to the Original Construction Services Contract dated September 24, 2018 with Woodard & Curran for Phase 4: SCADA Integration and Phase 5: Start Up Assistance and Training No Cost in the amount of \$0.00. Vote: Horner aye, Dunard aye, Norman aye, Jones aye, Grimstead aye.

Treasurer Flinn suggested Tuesday, May 25, 2021 for the next FY22 Budget Workshop at 6:30 p.m. The Board agreed by consensus.

Mayor Sconce explained the Board accepted the resignation of a public works crew leader several months ago but have not hired a replacement due to lack of interested candidates. Assistant Public Works Superintendent Burkemper requested the Board to allow the department to work with one crew leader, eliminate a second crew leader position and fill the spot with a public works maintenance worker instead. Alderman Grimstead made a motion, seconded by Alderman Jones to Approve Addition of Public

Works Maintenance Worker in lieu of Public Works Maintenance Crew Leader. Vote: Grimstead aye, Jones aye, Norman aye, Dunard aye Horner aye.

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

Alderman Grimstead made a motion, seconded by Alderman Norman to Accept the Resignation of Conni McCord, Utility Clerk, effective May 12, 2021. Vote: Grimstead aye, Norman aye, Dunard aye, Horner aye, Jones aye.

City Attorney Granneman left the meeting.

Alderman Horner made a motion, seconded by Alderman Grimstead to Approve and Authorize Mayor to Sign Contract for City Attorney with Jesse Granneman as City Attorney in the amount of \$5,000.00 monthly salary beginning July 1, 2021. Vote: Horner aye, Grimstead aye, Dunard aye, Norman aye, Jones aye.

City Attorney Granneman entered the meeting.

Alderman Grimstead made a motion, seconded by Alderman Norman to Approve and Authorize Mayor to Sign Legal Services Contract with Cynthia Davenport as Prosecuting Attorney in the amount of \$3,000.00 monthly salary beginning July 1, 2021. Vote: Grimstead aye, Norman aye, Horner aye, Jones aye, Dunard aye.

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

Alderman Norman made a motion, seconded by Alderman Dunard to Adjourn the meeting. Vote: Norman aye, Dunard aye, Jones aye, Grimstead aye, Horner aye. The meeting adjourned at 8:00 p.m.

ATTEST:

City Clerk

Mayor Ron Sconce

*Approved on Consent Agenda