

City of Troy, Missouri
Regular Board of Aldermen Meeting
Monday, September 20, 2021
6:30 P.M.

Present for the Regular Board of Aldermen Meeting were Aldermen Dunard, Norman, Grimstead, Horner, Detert and Mayor Sconce. Alderman Jones was not present. Also present were Public Works Superintendent Burkemper, Police Chief Taylor, Parks Director Howell, Wastewater Treatment Manager Comer, Woodard & Curran, Building Official Lindsey, Treasurer Flinn, City Attorney Granneman and City Clerk Schneider.

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 Upon the Removal of Items 3(A), 7(F), 7(G) and 7(K). Vote: Detert aye, Grimstead aye, Norman aye, Dunard aye, Horner aye.

*Approved Minutes of Regular Board of Aldermen Meeting dated August 16, 2021

Adam Stanek, Director of Lincoln County Emergency Management, requested the Board authorize the Mayor to sign the 2021 Standard Operating Procedure for the activation of outdoor warning sirens. Mr. Stanek said the procedure remains the same for tornado warnings but includes activating the sirens for a Tier 3 Destructive Warning. Upon obtaining signatures from all municipal entities in Lincoln County, Mr. Stanek will produce a citizen publication. Tier 3 Destructive Warning is defined as 80 mile per hour winds set by the National Weather Service (“NWS”) and if the weather meets just one parameter, then NWS will issue a warning and set off the alarms. Alderman Dunard made a motion, seconded by Alderman Horner to Authorize Mayor to Sign the 2021 Standard Operating Procedure for the Activation of Outdoor Warning Sirens Adding Tier 3 Destructive Warning. Vote: Dunard aye, Horner aye, Grimstead aye, Detert aye, Norman aye.

Amanda Mennemeyer was not present but Julie Rodgers and Mike Jacobs representing Troy Historic Downtown Business Association requested Board approval for the Special Event Pumpkin Festival on October 30, 2021 to include the sale of liquor. Alderman Detert made a motion, seconded by Alderman Norman to Approve Special Event Permit for Pumpkin Festival, October 30, 2021 from 10:00 a.m.-3:00 p.m. with Liquor Sales. Vote: Detert aye, Norman aye, Dunard aye, Grimstead aye, Horner aye.

Mike Pirtle, Director for Lincoln County 911 Communications, 207 Shellbark, said the 911 Board wanted to check and see whether there would be any issue to construct a 911 Center in the City of Troy for hooking up to public water or construction of a 180 foot

tower. City Attorney Granneman said any approval would need to be site specific, and according to the City's Land Use and Zoning ordinances. Mr. Pirtle asked if it would be a problem rezoning a property. It was suggested that once a property is located that Mr. Pirtle speak with Mayor Sconce to check the zoning and do the background on it. A water tap would need to be paid in order to obtain City water.

Darrell Williams, 2459 Oak Forest Drive, raised concern about the Kiwanis Park walking trails and believed the trails were built farther back than the plans he viewed this past Spring 2021. Mr. Williams spoke with Parks Director Howell who said that changes had been made by the property owner, engineer and contractor to extend the trail back 200 plus yards. Mr. Williams was told that the reason for the extension was that the Department of Natural Resources ("DNR") needed the trail a certain length before DNR would give grant money. Mr. Williams said two creeks back there join together into one flow and with the trees torn down from walking trails, this will make the water flow go back towards his residence. Mr. Williams said his basement had been flooded by water in the past and ended up with a grinder in his backyard to keep the basement from flooding. Mr. Williams wants the property left alone. Alderman Horner asked if the trail changed the elevation of the ground and Parks Director Howell said it did change the elevation in spots but all was permitted by Army Corps of Engineers and DNR. Mr. Williams spoke with a DNR office in St. Louis and no one knew about the walking trail in the park. He continued that when the creek rises up, the water does not get off of the street, runs to low spots and down the hills and will not go into the storm sewer. Alderman Detert asked if DNR approved it. Mayor Sconce said the City will have to check it out and review it since another entity applied for the permits and get back to Mr. Williams.

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

Alderman Dunard made a motion, seconded by Alderman Detert to Table Report of Police Department until after Closed Session. Vote: Dunard aye, Detert aye, Grimstead aye, Norman aye, Horner aye.

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

*Approved Payment of Regular Monthly Bills

Alderman Grimstead made a motion, seconded by Alderman Horner to Approve (Revised) 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 \$30,257.50. Vote: Grimstead aye, Horner aye, Norman aye, Detert aye, Dunard aye.

*Adopted Resolution 2021-4 – A Resolution of Support for Royal Oak Estates: A proposed development for senior citizens

*Approved Pay Application No. 18 submitted by Plocher Construction through August 31, 2021 on SE WWTF & HWY 47 Lift Station Upgrades Project No. 0228664.01 in the amount of \$376,032.90

*Approved Woodard & Curran Invoice No. 194388 for Wastewater Treatment Facility and Highway 47 Lift Station Construction Services for the period ending August 27, 2021 in the amount of \$48,000.00

*Approved Woodard & Curran Invoice No. 194449 for WWTF SCADA Integration through August 31, 2021 in the amount of \$98,260.36

*Appointed Ken Elliott to Planning & Zoning Commission for an unexpired term through July 1, 2024

Public Works Superintendent Burkemper requested to table Item 7(F) indefinitely as the charges were inaccurate after speaking with Henderson. Alderman Detert made a motion, seconded by Alderman Norman to Table Indefinitely Approve and Authorize Mayor to Sign for Purchase of MK3 Spreader with Standard Western Plow Package, Quote #151539 for Public Works from Henderson Products using Sourcewell Cooperative Contract (underbudget) in the amount of \$69,974.00. Vote: Detert aye, Norman aye, Dunard aye, Horner aye, Grimstead aye.

Public Works Superintendent Burkemper requested to table Item 7(G) indefinitely as the charges were inaccurate after speaking with Henderson. Alderman Grimstead made a motion, seconded by Alderman Detert to Table Indefinitely Approve and Authorize Mayor to Sign for Purchase of 9FT Stainless MDM with Plow and Tailgate Spreader, Quote #151540 for Public Works from Henderson Products using Sourcewell Cooperative Contract (underbudget) in the amount of \$39,476.00. Vote: Grimstead aye, Detert aye, Norman aye, Dunard aye, Horner aye.

*Appointed April Bryant to serve on the Board of Adjustment to fill the unexpired term through July 1, 2025 resulting from the resignation of John Lenk

*Re-Appointed Vicki Kuhl and Tony Lallis to Planning & Zoning Commission through August 2025

*Approved Purchase Five (5) Department Weapons (Glock 17 GEN5 9mm Pistol with AMERIGLO Bold Night Sights \$428.50 each) in the amount of \$2,182.50 from 01-10-01-6650 Uniform & Equipment requested by Chief Taylor

Treasurer Flinn requested the budget line item used as Repair & Maintenance 01-10-01-6432 and not Vehicle Equipment. Alderman Detert made a motion, seconded by Alderman Dunard to Approve Purchase of Used Engine for 2014 Dodge Durango (Detective Unit) from A-Z Automotive in the amount of \$5,330.00 from 01-10-01-6432 Repair & Maintenance requested by Chief Taylor. Vote: Detert aye, Dunard aye, Norman aye, Horner aye, Grimstead aye.

Alderman Detert made a motion, seconded by Alderman Grimstead to Approve Pay Application No. 4 submitted by Lamke Trenching & Excavating, Inc. on the Water Main Relocation – Cherry Street Project M15-7199 through August 25, 2021 in the amount of \$28,744.62. Vote: Detert aye, Grimstead aye, Norman aye, Horner aye, Dunard aye.

Alderman Detert made a motion, seconded by Alderman Grimstead to Approve Final Pay Application No. 5 (Retention) submitted by Lamke Trenching & Excavating, Inc. on the Water Main Relocation – Cherry Street Project M15-7199 in the amount of \$27,734.65. Vote: Detert aye, Grimstead aye, Horner aye, Norman aye, Dunard aye.

Alderman Grimstead made a motion, seconded by Alderman Horner to Approve and Authorize Mayor to Sign Master Services Agreement George Butler Associates (“GBA”) for Cost Estimating, Rehab Prioritization, Plans and Project Manual for 2021-2022 Concrete and Asphalt Streets Rehabilitation Project (one-time engineering project) in the amount of \$24,796.00 Contingent Upon City Attorney Changes. Vote: Grimstead aye, Horner aye, Norman aye, Dunard aye, Detert aye.

Mayor Sconce explained that Change Order No. 1 was a guestimate at the cost of lateral boot and wye connections for the entire project with adjustments at the end either up or down based on the need at each connection. There is also a structure and manhole priced separately at \$5,875.00. Alderman Horner made a motion, seconded by Alderman Detert to Approve Change Order 1 for Cherry Street Improvement Project STP-9900(387) for \$46,125.00 for sanitary lateral connections in the amount \$46,125.00. Vote: Horner aye, Detert aye, Dunard aye, Norman aye, Grimstead aye.

Wastewater Treatment Manager Comer presented First Amendment to Operations and Maintenance Agreement amended to include the closing of the old Hwy 47 plant and bringing the new plant online. Comer said it also included a ten-year extension but added that the Board would still approve an annual operating budget and the timing aligns with the new asset management purchase software. Alderman Norman made a motion, seconded by Alderman Grimstead to Approve and Authorize the Mayor to Sign Woodard & Curran First Amendment to the Operations and Maintenance Agreement through 2033. Vote: Norman aye, Grimstead aye, Horner aye, Detert aye, Dunard aye.

Alderman Detert wanted the Board to consider for next year’s budget workshop the hiring of a code enforcement officer divided between the police department and the

building department. Alderman Norman questioned hiring a code enforcement officer on top of hiring 4 officers and 2 additional officers mid-year. Alderman Detert said it could be one of the new hires or an additional employee. Chief Taylor said that the position does not need to be filled by an officer for code enforcement and could be a retired officer. Alderman Grimstead said there is potential merit in the idea but a job description would need to be created. Mayor Sconce asked how the position would be paid for and Alderman Detert said the Board would have to through it before next budget. Alderman Horner said it may be a position to discuss at the workshop.

Alderman Detert said the City accepted maintenance of Cottonwood Lane. City Attorney Granneman said the City takes care of maintenance, repair and replacement of the water, sewer, and storm sewer lines on Cottonwood Lane according to a note written by a previous City Clerk dated October 8, 2004. Alderman Detert said the North side of Cottonwood Lane between Rachel & Debbie's house is carving out under the street and needs to be fixed. Water runs around the drain from the creek. The street is not a City street but it is compromised from the water running around the drain. Mayor Sconce explained that public works has looked at it and the curb inlet design. Public Works Superintendent Burkemper said the curb inlet was not designed for the ground north of it and appears to be a curb inlet that drains the street. Discussion ensued that the water comes off the field causing Buchanan Creek to rise above the inlet.

Lynne Park, 180 Cottonwood Lane said the rising creek sends trees and garbage under Highway J and no one could get out from the street. Ms. Park continued that the water gets 3 to 4 feet high and cannot go anywhere but outside the culvert on Highway J. Mayor Sconce said farther up is a storm curb inlet which takes the water to the creek and there is no question that it is lots of water but the question is whether MoDOT has a box culvert large enough to handle the water. Mayor Sconce said the curb inlet is designed to take water off the street on Cottonwood Lane and any erosion under the street does not fall back on the City. Alderman Detert does not think it is a curb inlet and wants it addressed as it may leave the property owners' with a collapsed street.

Greg Langan, 170 Cottonwood Lane, spoke saying that it was a safety hazard. There is a big hole washed away from sewer line and provide the Board with pictures. Several city officials agreed to go out and look at it including Alderman Detert, Alderman Norman, Mayor Sconce and Public Works Superintendent Burkemper tomorrow at 9:00 a.m.

Debbie Thurman, 100 Cottonwood Lane, said thank you to Alderman Detert. Ms. Thurman said that she emailed Mayor Sconce two months ago but did not hear anything back from him. Mayor Sconce said he spoke with public works and thought she had already received a response

Alderman Grimstead made a motion, seconded by Alderman Norman to Approve and Authorize Mayor to Sign Engineering Services Proposal submitted by Four Points Engineering for a new Well #16 not to exceed \$23,000.00. Vote: Grimstead aye, Norman aye, Dunard aye, Horner aye, Detert aye.

Alderman Dunard made a motion, seconded by Alderman Horner to Approve Personnel Policy Guideline – Victims Economic Safety and Security Act Leave, Section 400-34. Vote: Dunard aye, Horner aye, Grimstead aye, Norman aye, Detert aye.

Alderman Dunard had been overwhelmed with the compensation study information and requested to set a board workshop to further discuss it. Alderman Dunard would also like to discuss moving to a paid time off (“PTO”) plan for employees instead of separate leave banks. By consensus, the Board Workshop was set for Monday, October 25, 2021 at 6:30 p.m.

Alderman Dunard made a motion, seconded by Alderman Grimstead to Approve and Authorize the Mayor to Negotiate and Sign Contract Proposal with Boonslick Regional Planning for Re-districting Ward Maps based on the 2020 Census Data Contingent Upon City Attorney Review in the amount of \$2,450.00. Vote: Dunard aye, Grimstead aye, Norman aye, Horner aye, Detert aye.

After reviewing the job descriptions for crew leader and assistant public works superintendent, Mayor Sconce requested the Board approve the revised Public Works Crew Leader which combined both positions and re-assignment of the pay grade from Grade 14 to Grade 16 ranging from \$21.93 Step 1 to \$44.59 Step 25 per hour. Public Works Superintendent Burkemper worked with the HR Generalist on responsibilities of the position and alignment on the pay-scale. Alderman Grimstead made a motion, seconded by Alderman Norman to Approve Public Works Crew Leader Job Description and Pay Grade 16. Vote: Grimstead aye, Norman aye, Detert aye, Horner aye, Dunard aye.

Alderman Detert 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: Detert aye, Grimstead aye, Norman aye, Dunard aye, Horner aye.

Building Official Lindsey entered the Closed Session and spoke to the Board. City Attorney Granneman advised the Board on Legal Matters. Building Official Lindsey left the meeting.

Water Superintendent Lourance entered the Closed Session. Alderman Dunard made a motion, seconded by Alderman Horner to Accept the Resignation of Brian Lourance as of September 30, 2021. Vote: Dunard aye, Horner aye, Grimstead aye, Norman aye, Detert aye.

Water Superintendent Lourance requested a change to Sick Leave Benefits, page 400-22, Employee Personnel Policy, paid out at retirement of one-for-four accumulated days (paid for ¼ of accumulated sick days) to 100% of his personal sick time accrued be paid upon retirement. Water Superintendent Lourance left the meeting.

Alderman Grimstead made a motion, seconded by Alderman Norman To Make No Changes to Sick Leave Benefits, page 400-22, in Employee Personnel Policy for the request by Brian Lourance for his sick time. Vote: Grimstead aye, Norman aye, Detert aye, Dunard aye, Horner aye.

City Attorney Granneman advised the Board on Legal matters.

Public Works Superintendent Burkemper entered the Closed Session and spoke to the Board. Alderman Detert made a motion, seconded by Alderman Norman to Approve Salary Increase to Maintenance Crew Leader Justin Huber to Grade 16, Step 8 \$26.97 per hour effective next pay period. Vote: Detert aye, Norman aye, Horner aye, Dunard aye, Grimstead aye. Public Works Superintendent Burkemper left the meeting.

City Attorney Granneman advised the Board on Legal matters.

Alderman Detert made a motion, seconded by Alderman Dunard to Approve Salary Increase to Detective Lieutenant Christopher Voland to Grade 17, Step 10 \$31.48 per hour effective next pay period. Vote: Detert aye, Dunard aye, Grimstead nay, Norman nay, Horner nay. Motion failed 2-3.

Alderman Grimstead made a motion, seconded by Alderman Dunard to Accept the Resignation of Detective Lieutenant Roger Mauzy as of September 6, 2021. Vote: Grimstead aye, Dunard aye, Horner aye, Detert aye, Norman aye.

Chief Taylor entered the Closed Meeting and spoke to the Board regarding Part-time Police Clerk Anne Williams' accrued vacation of 147 hours and confirmed that the balance would be subject to the personnel policy of eighty hours carry-over upon Anne's anniversary date of June 2022. Chief Taylor left the meeting.

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

Alderman Dunard made a motion, seconded by Alderman Grimstead to Approve Police Department Report Item 3(A). Vote: Dunard aye, Grimstead aye, Horner aye, Detert aye, Norman aye.

Alderman Grimstead made a motion, seconded by Alderman Norman to Adjourn the meeting. Vote: Grimstead aye, Norman aye, Detert aye, Dunard aye, Horner aye. The meeting adjourned at 10:13 p.m.

ATTEST:

City Clerk

Mayor Ron Sconce

*Approved on Consent Agenda

DRAFT