

**City of Troy, Missouri**  
**Public Hearing and Regular Board of Aldermen Meeting**  
**Thursday, February 24, 2022**  
**6:30 P.M.**

Present for the Public Hearing and Regular Board of Aldermen Meeting were Aldermen Dunard, Norman, Detert, Grimstead, Horner, Jones and Mayor Sconce. Also present were Public Works Superintendent Burkemper, Police Chief Taylor, Building Official Lindsey, Wastewater Treatment Plant Supervisor Comer, Parks Director Howell, Deputy City Clerk-HR Generalist Hawkins, Treasurer Flinn, City Attorney Granneman and City Clerk Schneider.

Mayor Sconce opened the Public Hearing for citizen comment concerning:

(A) Wedgewood Development Co., is requesting approval of rezoning from “R-1” Single-Family Residential District to “R-2” Single-Family Residential District for the location of 1190 Boone Street; and

(B) North Pole Shaved Ice requests approval for a Conditional use permit for “North Pole Shaved Ice,” at the location of 108 N. Lincoln Drive.

There was no citizen comment. Mayor Sconce closed the Public Hearing at 6:37 p.m.

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) and 7(A). Vote: Detert aye, Grimstead aye, Norman aye, Dunard aye, Horner aye, Jones aye.

\*Approved Minutes of Regular Board of Aldermen Meeting dated Thursday, January 20, 2022

Rodney Lambur was not present.

Taylor Boston handed out pictures of the old and new fence on his property and the City’s old and new fence ordinances. Mr. Boston said he planned to repair the existing fence which had become unsightly. Mr. Boston said the existing fence did not meet the 30-foot setback requirement. Mr. Boston spoke with the building department then spoke with several aldermen who said changes would be made to the ordinance and was given the go-ahead to upgrade the fence. Mr. Boston then received a Notice of Violation on the fence. Mr. Boston installed the fence on June 14<sup>th</sup> prior to the new fence ordinance adopted on June 21<sup>st</sup> and was not given the 25-foot dimensions or educated on the new ordinance. Mr. Boston did not finish the corner of the fence by the stop sign and did not

want to take down the fence. Mayor Sconce asked if Mr. Boston would be willing to move it back to the 25-foot requirement and Mr. Boston said on that corner he would do it because of the stop sign. Alderman Horner suggested moving the north fence back farther or remove one section (closer to the camper) for compliance.

Building Official Lindsey said the Notice of Violation included four points; namely, east side of fence right-of-way; north side of fence right-of-way; fence constructed without repurposed material and 25-foot setback. Lindsey said that Mr. Boston took the stance that he was repairing or maintaining the fence but instead the entire fence was removed and no longer grandfathered in on the existing property lines. In the future, maintenance and repair does not mean the whole fence and Mr. Boston must comply with the current ordinance and not place it on the right-of-way. Alderman Grimstead asked if the property line is set back from the right-of-way and Lindsey said the fence is in the right-of-way and pointed out that the telephone pole should be on the outside of the fence and not inside the fence.

Alderman Grimstead made a motion, seconded by Alderman Norman to Waive all points on Notice of Violation except setback of 25 feet at 150 Creech Street if rework fence to allow setbacks of 25 feet, the gate goes in on an angle per ordinance and if removed or changed in any way, Mr. Boston has to go by the new ordinance. Vote: Grimstead aye, Norman aye, Horner aye, Jones aye, Dunard aye, Detert aye.

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

Alderman Jones asked for clarification on the purchase of the new pistols by Police Department and whether the City was now responsible for the \$10,000 trade-in value that was supposed to have occurred. Chief Taylor said \$9,000 came from the sale of the Hummer and truck and was put in the budget line item of Uniform & Equipment instead of Drug Forfeiture Funds. Chief Taylor said the City was not really out the money because it was not in Uniform & Equipment any longer as all purchase orders were collected from that day totaling \$7,500 (equipment purchases). The restriction to retain or destroy the guns purchased with drug forfeiture funds was caught before the weapons were sold.

Alderman Jones also inquired whether the City's officer working in the Sheriff's Narcotics Division would be supplied a vehicle upon conflicting statements in the Chief's board report and the Memorandum of Understanding ("MOU"). The MOU stated the vehicle was supplied by the home agency. Chief Taylor spoke to Sheriff Harrell. Sheriff Harrell said that Lincoln County will provide the vehicle.

Alderman Jones made a motion, seconded by Alderman Detert to Approve Police Department Report. Vote: Jones aye, Detert aye, Dunard aye, Norman aye, Horner aye, Grimstead aye.

\*Approved Reports of Public Works Department, Wastewater Department, Finance Department, Building Inspection Department, Parks Department, Administration Department.

\*Approved Payment of Regular Monthly Bills

Mayor Sconce read Bill No. 1351 as Ordinance \_\_\_\_ -- AN ORDINANCE AMENDING CHAPTER 150: PURCHASING PROCEDURES, SECTION 150.080: SPECIAL PURCHASING PROCEDURES TO ADD A NEW SUBSECTION REQUIRING SPECIAL POLICY AND INTERNAL CONTROLS FOR ALL FEDERAL FUNDING AWARDS, first time and second times by title only. Alderman Detert questioned on page 6 under procedures for grant application whether a department director needed authorization to make application due to grant deadlines if no matching funds were required. Treasurer Flinn said the policy template was obtained from GFOA and other municipalities and written for extra oversight and to satisfy OMB purchasing requirements. Alderman Grimstead said grant applications should not need board authorization but only department director and city administrator so there would be no time constraints. Mayor Sconce pointed out that Item 4.i.3 under Procedures might hinder application time constraints rather than Item 4.i. City Attorney Granneman recommended to amend the ordinance prior to passage and would send out a red-lined version prior to the next meeting for comments. Alderman Detert made a motion, seconded by Alderman Dunard to Adopt Bill No. 1351 as Ordinance \_\_\_\_\_. Vote: Detert nay, Dunard nay, Norman nay, Jones nay, Grimstead nay, Horner nay. Motion failed 0-6.

Alderman Dunard stated that Sherry Frankenhauser was no longer active on Historic Preservation Commission and should not be reappointed. Alderman Norman made a motion, seconded by Alderman Jones to reappoint Debbie Thurmon, Kevin Bishop and Nancy Kay Wyatt to Historic Preservation Commission for the term beginning February 1, 2022 through February 1, 2024. Vote: Norman aye, Jones aye, Grimstead aye, Dunard abstain, Detert aye, Horner aye. Motion carried 5-0 with one abstention.

\*Approved Scheduling the Lincoln County Historical Society Annual Cemetery Tour to Thursday, June 2, 2022 with an alternate (rain) date of Thursday, June 9, 2022 coordinated with City of Troy Cemetery Sexton Ryan Howell

\*Approved Gateway Janitorial Cleaning Contracts for City Hall, Building and Police Departments beginning January 2022 for One-Year Term

\*Approved Woodard & Curran Invoice No. 200289 for Wastewater Treatment Facility and Highway 47 Lift Station Construction Services for the period ending January 28, 2022 in the amount of \$17,000.00

\*Approved Pay Application No. 6 for Cherry Street Improvement Project STP-9900(387) submitted by Lamke Trenching & Excavating Inc. for January 31, 2022 in the amount of \$161,396.23

\*Approved Pay Application No. 4 for Well #15 Well House, Project #190186, submitted by Martin General Contractors LLC through February 15, 2022 in the amount of \$24,700.00

\*Approved Payment to Vandeventer Engineering in the amount of \$13,334.00 for an emergency pump at the Wingate Lift Station

\*Approved Payment to TREKK Design Group in the amount of \$12,720.00 for CCTV and smoke test services on the trunkline behind Bluffview Estates

\*Approved Troy Police Budget Amendments, follows: 01-1001-6650 Uniforms & Equipment -\$7,500.00; 06-0000-4566 Forfeiture Income +\$7,500.00; 06-1001-6650 Uniforms & Equipment +\$7,555.00

\*Approved Troy Police Budget Amendments, as follows: 01-1001-6130 Police Overtime +\$2,600.00; 01-1001-6590 Police Dues & Seminars +395.00; 01-1001-6550 Police Travel +\$795.00

Alderman Detert made a motion, seconded by Alderman Horner to Approve Rezoning Request by Wedgewood Development Co., from “R-1” Single-Family Residential District to “R-2” Single-Family Residential District for the location of 1190 Boone Street. Vote: Detert aye, Horner aye, Jones aye, Norman aye, Grimstead aye, Dunard aye.

Alderman Jones made a motion, seconded by Alderman Norman to Approve Conditional Use Permit Request by North Pole Shaved Ice for “North Pole Shaved Ice,” at the location of 108 N. Lincoln Drive. Vote: Jones aye, Norman aye, Grimstead aye, Horner aye, Detert aye, Dunard aye.

Alderman Horner made a motion, seconded by Alderman Dunard to Approve Site Plan Review Request by Applicant, Steve Darnell of Cannon Builders, for Stone Crossing Phase 6 located in Stone Crossing Subdivision. Vote: Horner aye, Dunard aye, Norman aye, Jones aye, Grimstead aye, Detert aye.

Alderman Jones made a motion, seconded by Alderman Grimstead to Approve Subdivision Review Request by Applicant, Steve Darnell of Cannon Builders, for Stone

Crossing Phase 6 located in Stone Crossing Subdivision. Vote: Jones aye, Grimstead aye, Norman aye, Dunard aye, Detert aye, Horner aye.

Alderman Grimstead made a motion, seconded by Alderman Norman to Award Bid and Authorize Mayor to Sign 2022 Concession Stand Contract with Frankenberger (Owner: Uriah Hayes). Vote: Grimstead aye, Norman aye, Horner aye, Dunard aye, Detert aye, Jones aye.

Alderman Detert made a motion, seconded by Alderman Dunard to Award W Bonfils Street Waterline Replacement Bid and Authorize Mayor to Sign Contract with Lamke Trenching & Excavating, Inc. in the amount of \$292,230.50 as recommended by Four Points Land Surveying and Engineering, Inc. as the lowest and best bid. Mayor Sconce stated that the bid came in higher than the budgeted amount of \$250,000 and ARPA funds can be used to make up the difference. Vote: Detert aye, Dunard aye, Horner aye, Grimstead aye, Jones aye, Norman aye.

Alderman Dunard made a motion, seconded by Alderman Norman to Approve and Authorize Mayor to Sign Midwest Pool Aquatic Center Management Contract for 2022 Season. Vote: Dunard aye, Norman aye, Grimstead aye, Horner aye, Jones aye, Detert aye.

Alderman Detert made a motion, seconded by Alderman Dunard to Approve and Authorize Mayor to Sign Award of FY2021 Local Law Enforcement Block Grant (“LLEBG”), Application #133373 in the amount of \$9,995.00. Vote: Detert aye, Dunard aye, Norman aye, Jones aye, Grimstead aye, Horner aye.

Alderman Dunard made a motion, seconded by Alderman Detert to Approve and Authorize Mayor to Sign Agreement for the Lease of a Police Dog – Officer Anel Palislamovic and K9 Luna. Vote: Dunard aye, Detert aye, Grimstead aye, Horner aye, Norman aye, Jones aye.

Alderman Detert discussed the City’s infiltration of stormwater into the wastewater treatment facility and spoke with Wastewater Treatment Plant Supervisor Comer to find ways to rectify the problem. Comer relayed that a collection system study was discussed with Jennifer Anders in April 2021 and Treasurer Flinn confirmed that it was budgeted under capital improvements. Comer said that Woodard & Curran takes care of the plant and had no oversight on the collection side. Public Works Superintendent Burkemper said the City had a crew leader specifically for running the sewer camera for locating leaks in the collection system and 1,000 feet of sewer line video is taken and marked each week. Burkemper said the City just approved a contract last month to line some sewer mains. Comer also commented that the City had also approved the recent sewer trunk lining at Hwy 47.

Mayor Sconce relayed that there were two to three laterals that run a long way (approx. 800 feet) on the north side of Cherry Street down to Creech Street beginning from Sonic/Car Wash to Co-op/Normandy Machine down the center of the street. A sewer main extension would prevent future repairs under the newly constructed Cherry Street. Alderman Jones made a motion, seconded by Alderman Horner to Authorize Request for Qualifications Engineering Services for a Sewer Main Extension from Sonic, 891 E Cherry St heading West to approximately Lincoln County Farmers Coop, 811 East Cherry Street according to the City's Purchasing Policy. Vote: Jones aye, Horner aye, Grimstead aye, Dunard aye, Detert aye, Norman aye.

Alderman Detert said there were many ways to use the American Rescue Plan Act of 2021 ("ARPA") Funds and requested the Police, Building and Parks departments to identify how these funds could be used for improvements. Alderman Detert wanted to set up a workshop. Alderman Horner would like it used on West Bonfils Street. Alderman Norman agreed to a workshop. Mayor Sconce said there is \$1.29 million remaining with a second payment expected later this year. Mayor Sconce said these funds can be used for capital improvement projects but cannot assign dollars until the projects are bid out. There was \$700,000 in limbo on Cherry Street that CDBG once committed towards Cherry Street but now it was unknown and this shortfall would need to be filled by ARPA funds. Mayor Sconce also said a new well was planned for next year. The \$2.4 million dollars can be used for all capital improvement projects which would free up other funds such as sewer, water and streets. Alderman Dunard wanted a workshop to include department heads. Alderman Grimstead wanted to look at current obligations such as Cherry Street and Well 16 and look for other opportunities to spread the money. Alderman Jones said his biggest complaint received by citizens were the streets and the need for improvements. There was consensus to set a Board Workshop on March 7, 2022 at 6:30 p.m.

Alderman Dunard made a motion, seconded by Alderman Horner to Approve and Authorize Chief Taylor to enter into Lincoln County Narcotics Enforcement Team Memorandum of Understanding with the Lincoln County Sheriff's Office. Alderman Jones asked whether placing an officer on this unit would remove the officer from City streets. Chief Taylor said that it expands the City's effort by increasing equipment and resources to have an officer on this unit. Alderman Grimstead pointed out that the position was for a detective and not an officer. Chief Taylor said historically a detective had always been made a part of this unit serving Lincoln and Franklin counties and it was time to get back in the unit. Chief Taylor said the budget impact to promote an officer to detective to serve on the unit would be \$2,700 per year. Alderman Jones questioned the immediate need with Budget Workshops in two months. Chief Taylor said the City keeps growing and needs this as a tool for the growth. Vote: Dunard aye, Horner aye, Norman aye, Grimstead aye, Jones aye, Detert aye.



Alderman Dunard made a motion, seconded by Alderman Horner to Approve and Authorize Mayor to Sign the Missouri Highway Safety Program Agreement. Vote: Dunard aye, Horner aye, Jones aye, Detert aye, Norman aye, Grimstead aye.

City Attorney Granneman said there was no motion on this agenda item. The Board took no action on Item 7(Y) to discuss and approve grant application authority for department heads and grant award authority.

Alderman Detert made a motion seconded by Alderman Dunard to Discuss and Approve the addition of two (2) Detective positions to Detective Bureau. Vote: Detert aye, Dunard aye, Norman aye, Horner aye, Jones aye, Grimstead aye.

The Board took no action on Item 7(AA) to discuss and approve coordination of internal departments within Police Department to assist (i.e. Patrol assisting Detective Bureau).

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 and Personnel. Vote: Detert aye, Norman aye, Grimstead aye, Horner aye, Dunard aye, Jones aye.

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

Alderman Dunard made a motion, seconded by Alderman Norman to Accept the Resignation of Jodi Schneider, City Clerk, effective March 17, 2022. Vote: Dunard aye, Norman aye, Jones nay, Grimstead aye, Detert aye, Horner aye. Motion carried 5-1.

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

Alderman Jones made a motion, seconded by Alderman Grimstead to Adjourn the meeting. Vote: Jones aye, Grimstead aye, Dunard aye, Detert aye, Norman aye, Horner aye. The meeting adjourned at 9:10 p.m.

ATTEST:

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

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Mayor Ron Sconce

\*Approved on Consent Agenda