

City of Troy, Missouri
Regular Board of Aldermen Meeting
Monday, November 21, 2022
6:30 p.m.

Present for the Regular Board of Aldermen Meeting were Aldermen Steve Jones, Rachel Dunard, Harold Horner, Dennis Detert, David Norman, and Mayor Ron Sconce. Also present were Parks Director Ryan Howell, Public Works Superintendent Jeff Burkemper, Building Official David Lindsey, Finance Director Linda Flinn, Police Chief Jeff Taylor, Assistant Police Chief Dustyn Tienter, City Attorney Jesse Granneman, and City Clerk Tonya Hawkins. Alderman Guy Grimstead and Wastewater Treatment Plant Supervisor Jared Comer were absent.

Mayor Sconce called the meeting to order, announced a quorum present, and led in the Pledge of Allegiance.

Alderman Horner made a motion, seconded by Alderman Detert, to approve the Consent Agenda with the exception of items 3C (Department Head Reports: Wastewater Department – Jared Comer, Woodard and Curran), 3F (Department Head Reports: Parks Department – Ryan Howell), 7B (Approve Change Order No. 1 for Bonfils Street Waterline Replacement to add Cherry Street Sewer), 7C (Approve Pay Application No. 2 in the amount of \$107,959.90 to M&H for Project #15138 2022 Concrete Replacement Program), 7E (Award Bid to Jim Trenary Ford in the amount of \$52,320 for 4x4 1 Ton Chassis & Cab) and 7I (In accordance with Section 150.080 Special Purchasing Procedures, Waive Formal Bidding and Authorize Payment of \$35,400 as budgeted to FabTech Water Solutions as “sole source vendor” to fabricate and install bar screen at Highway 47 Lift Station). Vote: Horner aye, Detert aye, Jones aye, Dunard aye, Norman aye. Motion carried 5-0.

*Approved minutes of Regular Board of Aldermen Meeting dated October 17, 2022.

Mayor Sconce opened the meeting to Citizen Comments.

Charlie Day, a resident and former board president of Public Water Supply District #2, gave a history of his 75 years as a resident in the district. He explained collaborations and partnerships between the City of Troy and various entities, including the Lincoln County Ambulance District and Lincoln County Fire Protection District. He said aldermen previously agreed to give PWSD#2 sewer taps. He urged aldermen to do so. He said if the city does not grant the sewer taps, the district would use its funds to build a treatment plant in the valley. He added he thinks aldermen have enough to do with running the city than to worry about running the water district.

Mayor Sconce thanked Mr. Day for his service. Alderman Detert said that in the past, there was consideration of giving sewer taps to the district when the new sewer treatment plant came online. Attorney Granneman explained the board already gave direction on the matter, and he said further discussion should be under the purview of Closed Session.

*Approved Reports of Special Appointed Committees: Parks, Planning & Zoning/Board of Adjustment, Historic Preservation Commission, Troy Convention and Visitors Bureau

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

Alderman Detert acknowledged that Wastewater Treatment Plant Manager Jared Comer was absent. He made a motion, seconded by Alderman Norman, to approve the department head report for the Wastewater Department. Vote: Detert aye, Norman aye, Horner aye, Dunard aye, Jones aye. Motion carried 5-0.

Alderman Detert asked if repairs had been made at Kiwanis Park. Parks Director Howell said holes have been filled, and the ground is ready for grass seed. He explained that debris was removed from a culvert there, and everything is pretty much back to the way it was. Alderman Detert asked how much it cost to make the repairs. Director Howell said spoils were used from the cemetery, and parks crew spent about two days on repairs.

Alderman Detert made a motion, seconded by Alderman Dunard, to approve the department head report for the Parks Department. Vote: Detert aye, Dunard aye, Norman aye, Horner aye, Jones aye. Motion carried 5-0.

*Approved Payment of Regular Monthly Bills

Mayor Sconce read Bill No. 1365 as Ordinance ____ An Ordinance Amending Chapter 425: Stormwater Management to Allow Certain Assigned Parties to Act for the City of Troy, first and second times by title only.

Alderman Detert asked if this was changing the ordinance or a couple of words. Attorney Granneman explained language would be added as suggested by Woodard and Curran. Building Official Lindsey said the current ordinance mentions a city engineer. Because the city does not have an engineer, it is necessary to add "other parties assigned", Lindsey said. Alderman Detert said the language leaves it open, and the city could assign anybody. Attorney Granneman said the city could assign engineers such as Woodard and Curran.

Alderman Jones made a motion, seconded by Alderman Norman, to Adopt Bill No. 1365 as Ordinance ____ An Ordinance Amending Chapter 425: Stormwater Management to Allow Certain Assigned Parties to Act for the City of Troy. Vote: Jones aye, Norman aye, Detert nay, Horner aye, Dunard aye. Motion carried 4-1.

Mayor Sconce read Bill No. 1366 as Ordinance ____ An Ordinance Amending Chapter 525: Erosion and Sedimentation Control Regulations, Section 525.060: Inspection and Violation, first and second times by title only.

Alderman Jones made a motion, seconded by Alderman Norman, to Adopt Bill No. 1366 as Ordinance ____ An Ordinance Amending Chapter 525: Erosion and Sedimentation Control Regulations. Vote: Jones aye, Norman aye, Horner aye, Dunard aye, Detert aye. Motion carried 5-0.

Mayor Sconce read Bill No. 1367 as Ordinance ____ An Ordinance Amending Chapter 525: Erosion and Sedimentation Control Regulations, Section 525.070: Enforcement Officials, first and second times by title only.

Alderman Jones made a motion, seconded by Alderman Horner, to Adopt Bill No. 1367 as Ordinance ____ An Ordinance Amending Chapter 525: Erosion and Sedimentation Control Regulations, Section 525.070: Enforcement Officials. Vote: Jones aye, Horner aye, Detert aye, Norman aye, Dunard aye. Motion carried 5-0.

Mayor Sconce read Bill No. 1368 as Ordinance ____ An Ordinance Authorizing the Execution of Vehicle Lease Agreement, first time by title only. He asked for a motion to table until after Item 7R (Discuss and Approve Waiving Purchasing Policy to Purchase 3 Additional Chevrolet Tahoes at Same Price as Advertised Bid).

Alderman Dunard made a motion, seconded by Alderman Norman, to table Bill No. 1368 until after Item 7R. Vote: Dunard aye, Norman aye, Jones aye, Horner aye, Detert aye. Motion carried 5-0.

*Approved Candidate Filing Information for April 4, 2023, General Municipal Election to Include Section 115.395.2 RSMo (lottery drawing)

Alderman Detert asked for an explanation on Change Order No. 1 for Bonfils Street Waterline Replacement to add Cherry Street Sewer. Mayor Sconce explained Lamke used the same bond for Bonfils to include the waterline on Cherry Street.

Alderman Detert made a motion, seconded by Alderman Norman, to Approve Change Order No. 1 for Bonfils Street Waterline Replacement to add Cherry Street Sewer. Vote: Detert aye, Norman aye, Dunard aye, Jones aye, Horner aye. Motion carried 5-0.

Alderman Detert asked if M&H completed work. Superintendent Burkemper said M&H is still working. Alderman Detert asked if there would be another payment after this. Superintendent Burkemper said this is a partial payment and that there would be another payment.

Alderman Detert made a motion, seconded by Alderman Jones, to Approve Pay Application No. 2 in the amount of \$107,959.90 to M&H for Project #15138 2022 Concrete Replacement Program. Vote Detert aye, Jones aye, Dunard aye, Norman aye, Horner aye. Motion carried 5-0.

*Approved 2023 FSA Carryover max of \$610, as permitted by IRS.

Alderman Detert made a motion, seconded by Alderman Norman, to Award Bid to Jim Trenary Ford in the amount of \$52,320, for 4x4 1 Ton Chassis & Cab. The amount was incorrectly listed on the agenda. Vote: Detert aye, Norman aye, Horner aye, Jones aye, Dunard aye. Motion carried 5-0.

*Accepted Resignation of Alderman Grimstead as Aldermanic Representative for Park Board.

*Amended Police Budget to Reallocate \$54,000 from K-9 Vehicles and \$7,390 from ARPA funds for Stalker Radar Unites to fund Pay Increases as approved by aldermen on October 17, 2022

ACCOUNT NUMBER	DEPARTMENT/FUND	DESCRIPTION	CURRENT BUDGET:	AMEND TO:	+/-
01-1001-6110	Police	Regular employees	1,534,160	1,595,550	61,390
01-1001-6990	Police	Capital Asset: Vehicles	54,000	0.00	(54,000)
39-5001-6743	ARPA	Police Vehicle Equip.	152,075	144,685	(7,390)

*Approved Pay Invoice No. 211118 to Woodard and Curran in the amount of \$14,400 for Decant Upgrades at the SWWTF for period ending October 21, 2022

Alderman Detert asked what was meant by “sole source vendor” regarding a request to accept FabTech Water Solutions’ quote to fabricate and install a bar screen at the Highway 47 lift station. Finance Director Flinn read Wastewater Treatment Plant Supervisor Comer’s explanation stating that no one else could perform the work.

Alderman Dunard made a motion, seconded by Alderman Norman, to waive formal bidding, in accordance with Section 150.080 Special Purchasing Procedures, to authorize payment of \$35,400 as budgeted to FabTech Water Solutions as “sole source vendor” to fabricate and install bar screen at Highway 47 Lift Station. Vote: Dunard aye, Norman aye, Jones aye, Detert aye, Horner aye. Motion carried 5-0.

*Approved Pay Application No. 14 for Cherry Street Improvement Project STP-9900(387) submitted by Lamke Trenching & Excavating Inc. in the amount of \$52,757

*Approved Construction and Post-Construction Manual for Stormwater Management Program

Alderman Dunard made a motion, seconded by Alderman Jones, to Table Discussion and Approval of a request from Troy Elks Lodge in conjunction with Troy Downtown Business Association for a Soap Box Derby on June 2, 2023, on Main Street. Vote: Dunard aye, Jones aye, Horner aye, Norman aye, Detert aye. Motion carried 5-0.

Lindsey Kelley, Fundraising & Growth Coordinator for LCCOA, shared plans for a Storybook Walk at Weinand Park. She explained that displays with pages would be placed around the paved trail at the park. She said storybook walks encourage active movement and help with literacy. She said the project would be a joint venture between LCCOA; the Committee for a Lincoln County Library District; Houghton Mifflin Harcourt, who would supply books; Moscow Mills Lumber, who would provide lumber for the posts; and Troy Buchanan High School students, who would build the posts.

Mayor Sconce asked who would approve the books for the Storybook Walk. Ms. Kelley said they would be the same books approved for schools by the state. Mayor Sconce asked about the goals for the Committee for a Lincoln County Library District. Ms. Kelly said the goal of the committee is literacy, and she added the committee works with homeschool groups. Mayor Sconce asked if the City would be setting a precedent for other groups. Attorney Granneman asked if the books would be approved by Parks Director Howell. Ms. Kelley said she has a list of books for the next year. She said the parks director and LCCOA would have a key to the displays. Attorney Granneman explained that once the posts are placed in the ground, the City would have control to remove them, if necessary. He said the City could keep books tailored to early childhood development, education, and literacy.

Alderman Detert asked who would maintain the posts and books in the event of vandalism. Ms. Kelley said LCCOA would maintain them.

Alderman Horner made a motion, seconded by Alderman Detert, to Approve LCCOA Installation of Storybook Walk Displays at Weinand Park. Vote Horner aye, Detert aye, Norman aye, Dunard aye, Jones aye. Motion carried 5-0.

Alderman Jones made a motion, seconded by Alderman Horner, to Approve Bid to lowest bidder, CCIMW, LLC, in the amount of \$38,712 for Outdoor Pool Painting. Mayor Sconce explained there were 6 bidders. Parks Director Howell noted that \$36,000 was previously budgeted. Vote: Jones aye, Horner aye, Dunard aye, Detert aye, Norman aye. Motion carried 5-0.

Alderman Dunard made a motion, seconded by Alderman Detert, to Approve Trade-In of Glock 21 handguns for M4 patrol rifles. Chief Jeff Taylor reminded aldermen the police department could not previously sell guns obtained with drug forfeiture funds. However, he said the department recently learned they could trade. He said leftover credits from the trade could be used to outfit the weapons. Vote: Dunard aye, Detert aye, Norman aye, Horner aye, Jones aye. Motion carried 5-0.

Alderman Norman made a motion, seconded by Alderman Dunard to reschedule the January 2023 board of aldermen meeting to Thursday, January 19, 2023, due to the Martin Luther King Jr. holiday, and to reschedule the February 2023 board of aldermen meeting to Thursday, February 23, 2023, due to the President's Day holiday. Vote: Norman aye, Dunard aye, Jones aye, Horner aye, Detert aye. Motion carried 5-0.

Alderman Detert made a motion, seconded by Alderman Norman, to appoint Alderman Dunard to Park Board as the aldermanic representative. Vote: Detert aye, Norman aye, Jones aye, Dunard aye, Horner aye. Motion carried 5-0.

Finance Director Flinn expressed the police department's request to purchase three additional Chevrolet Tahoes at the same price previously bid and approved for other recently purchased Tahoes. Alderman Jones made a motion, seconded by Alderman Dunard, to Waive Purchasing Policy to Purchase 3 Additional Chevrolet Tahoes at Same Price as Advertised Bid. Vote: Jones aye, Dunard aye, Detert aye, Horner aye, Norman aye. Motion carried 5-0.

Mayor Sconce read Bill No. 1368 as Ordinance ____ An Ordinance Authorizing the Execution of Vehicle Lease Agreement, a second time by title only. Alderman Dunard made a motion, seconded by Alderman Jones, to Adopt Bill No. 1368 as Ordinance ____ An Ordinance Authorizing the Execution of Vehicle Lease Agreement with amendment to allow Finance Director Flinn to add VIN numbers when available. Vote: Dunard aye, Jones aye, Norman aye, Detert aye, Horner aye. Motion carried 5-0.

Mayor Sconce explained Plocher Construction expressed a valve needs to be replaced for decant upgrades at the treatment plant. Alderman Dunard made a motion, seconded by Alderman Horner, to Approve and Authorize Mayor to Sign Amendment #2 to Agreement to Furnish and Install Decant Upgrades at Southeast Wastewater Treatment Facility at a cost increase of \$12,803. Vote: Dunard aye, Horner aye, Detert aye, Jones aye, Norman aye. Motion carried 5-0.

Alderman Dunard made a motion, seconded by Alderman Jones, to table Item 7T (Discuss and Approve Change Order No. 8 from Lamke Trenching & Excavating, Inc. for Request for Time Extension for Cherry Street Improvement Project) until after Closed Session. Vote: Dunard aye, Jones aye, Horner aye, Detert aye, Norman aye. Motion carried 5-0.

Alderman Norman made a motion, seconded by Alderman Dunard, to Go Into Closed Session. Vote: Norman aye, Dunard aye, Detert aye, Horner aye, Jones aye. Motion carried 5-0.

Attorney Granneman advised the board on legal matters, including the Cherry Street Improvement Project.

Alderman Jones made a motion, seconded by Alderman Norman, to Exit Closed Session. Vote: Jones aye, Norman aye, Dunard aye, Horner aye, Detert aye. Motion carried 5-0.

Given the fluidity and fast-approaching deadlines of the Cherry Street Improvement Project, aldermen addressed Change Orders for the project following Closed Session.

Alderman Dunard made a motion, seconded by Alderman Jones, to modify response to Lamke Trenching & Excavating's Change Order No. 7 that was approved at the October 17, 2022, board meeting to reflect a deadline extension until November 29, 2022. Vote: Dunard aye, Jones aye, Norman aye, Deter aye, Horner aye. Motion carried 5-0.

Alderman Horner made a motion, seconded by Alderman Dunard, to respond to Lamke Trenching & Excavating's Change Order No. 8 requesting additional time to complete Cherry Street construction by authorizing additional days until December 30, 2022, to complete, but reserving and not waiving all of the City's rights for damages (including \$1,000.00 per day damages for lack of completion) due to the delay and failure to complete project by November 29, 2022. Vote: Horner aye, Dunard aye, Jones aye, Detert aye, Norman aye. Motion carried 5-0.

Alderman Norman made a motion, seconded by Alderman Dunard, to Adjourn. Vote: Norman aye, Dunard aye, Detert aye, Jones aye, Horner aye. Motion carried 5-0.

Meeting adjourned at 8:19 p.m.

ATTEST:

City Clerk

Mayor Sconce

*Approved on Consent Agenda