

**Regular Board of Aldermen Meeting  
City of Troy, Missouri  
Monday, October 16, 2023  
6:30 P.M.**

Present for the Board of Aldermen meeting were Aldermen Steve Jones, Rachel Dunard, Gary Leifert, David Norman, Kay Diekemper, Harold Horner, and Mayor Ron Sconce. Also present were Public Works Superintendent Jeff Burkemper, Parks Director Ryan Howell, Wastewater Treatment Plant Supervisor Jared Comer, Finance Director Linda Flinn, Building Official David Lindsey, Police Chief Jeff Taylor, City Attorney Brian Sinclair, and City Clerk Tonya Hawkins.

Mayor Sconce opened the Public Hearing at 6:30 p.m. for citizen comment concerning:

Past performance by the City in carrying out the Cherry Street Maintenance and Improvement Project completed September 28, 2022; and

Critter Properties, LLC, applicant & owner, is requesting approval of rezoning the southern portion of the property located at 410 East College Street, from “R-2” Single Family Residential to “C-1” Central Business District.

Mayor Sconce introduced Mikala Walton and Dawn Mowry, of the Boonslick Regional Planning Commission. He thanked them for their help to obtain NSP funding for the Cherry Street Improvement Project. He also thanked Finance Director Flinn and City Clerk Hawkins for recovering and submitting necessary documents to receive funding. He noted the project started about eight years ago.

Ms. Walton explained that she and Ms. Mowry were in attendance to elicit public comment to close the Cherry Street Improvement Project. Mayor Sconce invited individuals from the audience to speak.

Derek Fetter, owner of Big Sticky’s BBQ, said the project went beyond its original timeframe. He said the project hurt his business because he was at the beginning of the route. He asked about going after the contractor for prolonging the project. He requested a tax credit.

Mayor Sconce said the engineer ran into unforeseen issues. He explained any legal matters would be discussed in Closed Session.

Charles Williams told board members he appreciates aldermen, the mayor, and police. He said that when you do a street project like this, it is a tough job.

Susan Oster, of 50 Spanish Oak Court, asked about the bump at the intersection of Cherry Street and Front Street. Mayor Sconce said there have been discussions about fixing the area. He said there are no plans now, but there may be plans in the future. Ms. Oster also thanked the board for their work.

Dennis Detert, of 1097 Huntington Drive, said he was an alderman when road improvements were discussed in the beginning. He said one problem was the roundabout. He said one of the islands was removed, and he drives over the middle section in a small car. He said there are no lines to stop him. He told aldermen they should not blame former Mayor Mark Cross. He asked where the guardrails were that were previously in front of Brown’s at 185 E. Cherry Street. Superintendent Burkemper explained the rails have been stored at the public works facility.

Jessica Deadmond, of 120 West Cherry Street, requested that the contractor for the Cherry Street Improvement Project attend a meeting. She said anyone can tell the street slope is off, and she said the city needs to determine if the contractor was following the plan.

Linda Lingle said she wanted to talk about water rates. Mayor Sconce explained this could be discussed during Citizen Comments.

Mayor Sconce closed the Public Hearings at 6:50 p.m.

Mayor Sconce called the board meeting to order, announced a quorum present, and led in the Pledge of Allegiance. Pastor Obie Dalrymple gave the invocation.

Alderman Norman requested the removal of items 7I (Approve Request from DDN Enterprises, LLC to Amend Site Plan approved 4/19/2021 to the Submitted Plan by DDN dated 7/15/2021 for Sewer Connection to Cottonwood) and 7M (Discuss and Authorize Mayor to Sign Proposal for Missouri Highways and Transportation Commission Municipal Agreement for Route 47 & U.S. 61 Interchange Job No. J2P3043).

Alderman Jones made a motion, seconded by Alderman Leifert, to approve the Consent Agenda with the exception of 7I and 7M. Vote: Jones aye, Leifert aye, Diekemper aye, Dunard aye, Horner aye, Norman aye. Motion carried 6-0.

\*Approved Minutes of Previous Meetings: Regular Board of Aldermen Meeting dated Monday, September 18, 2023

Mayor Sconce asked for Citizen Comments and invited Ms. Lingle to speak. She said water bills are high and asked for something to be done about rates.

April Bryant, of 188 Sheets Drive, asked aldermen to wait until they hear from homeowners before voting on a housing development.

Diane Woodard, a board member of Oasis Resource Center, said the center serves Lincoln County families and helps those having children under difficult circumstances. She said without the city allowing sewer taps to Public Water Supply District #2, it could cost them thousand of dollars to obtain services for the center's facility under construction north of Troy. She said they could purchase more diapers, baby food, diaper rash cream, and training videos with the money they would spend on sewer services elsewhere.

Ms. Oster thanked aldermen for their work on a bill to repeal breed-specific legislation (BSL).

\*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, Wastewater, Finance, Building Inspection, Parks, and Administration Departments

\*Approved Payment of Regular Monthly Bills

Mayor Sconce read Bill No. 1385 as Ordinance \_\_\_ An Ordinance Repealing the Pit Bull Prohibition, Section 205.065 Of the Municipal Code Of The City Of Troy, And Various Other Deletions And Amendments Related To The Pit Bull Repeal, first and second times by title only.

Alderman Norman made a motion, seconded by Alderman Horner, to adopt Bill No. 1385 as Ordinance \_\_\_ An Ordinance Repealing the Pit Bull Prohibition, Section 205.065 Of the Municipal Code Of The City Of Troy, And Various Other Deletions And Amendments Related To The Pit Bull Repeal. Vote: Norman aye, Horner aye, Leifert nay, Dunard aye, Diekemper aye, Jones aye. Motion carried 5-1.

Mayor Sconce read Bill No. 1386 as Ordinance \_\_\_ An Ordinance Authorizing the Mayor to Execute a Contract with the Missouri Highway and Transportation Commission for the Municipal Agreement for the Public Improvement Replacing the Route 47 Bridge over U.S. 61, Modifying the Route 47 & U.S. 61 Interchange to a Diverging Diamond Configuration, and Building a Segment of the U.S. 61 East Outer Road, Lincoln County, Job No. J2P3043, first and second times by title only. Alderman Norman expressed that he would like to add city administrator to the agreement.

Alderman Norman made a motion, seconded by Alderman Jones, to table until after Item M (Discuss and Authorize Mayor to Sign Proposal for Missouri Highways and Transportation Commission Municipal Agreement for Route 47 & U.S. 61 Interchange, Job No. J2P3043) the adoption of Bill No. 1386 as Ordinance \_\_\_ An Ordinance Authorizing the Mayor to Execute a Contract with the Missouri Highway and Transportation Commission for the Municipal Agreement for the Public Improvement Replacing the Route 47 Bridge over U.S. 61, Modifying the Route 47 & U.S. 61 Interchange to a Diverging Diamond Configuration, and Building a Segment of the U.S. 61 East Outer Road, Lincoln County, Job No. J2P3043. Vote: Norman aye, Jones aye, Leifert aye, Dunard aye, Horner aye, Diekemper aye. Motion carried 6-0.

Mayor Sconce read Bill No. 1387 as Ordinance \_\_\_ An Ordinance Authorizing The Execution Of Vehicle Lease Agreement For One (1) 2023 Chevrolet Tahoe For The Police Department, first and second times by title only. Alderman Horner made a motion, seconded by Alderman Dunard, to adopt Bill No. 1387 as Ordinance \_\_\_ An Ordinance Authorizing The Execution Of Vehicle Lease Agreement For One (1) 2023 Chevrolet Tahoe For The Police Department. Vote: Horner aye, Dunard aye, Leifert aye, Jones aye, Diekemper aye, Norman aye. Motion carried 6-0.

Mayor Sconce explained that Alderman Leifert asked to revisit the Letter of Support for Troy Housing Development. Alderman Leifert noted the letter of support will be used by the Oakland Group to obtain funding. He said the letter does not discuss zoning, and he said aldermen would not be designating a location for the housing development.

Alderman Dunard said the letter is attached to a letter that mentions an address for the housing development. She said Kevin Buchek, of the Oakland Group, previously stated he did not need this letter of support. Alderman Leifert said anything in the Oakland Group's file could be of benefit when seeking funding. He said the letter of support would not circumvent the zoning process.

Alderman Leifert made a motion, seconded by Alderman Norman, to Authorize Mayor to Sign Letter of Support for Troy Housing Development. Vote: Leifert aye, Norman nay, Dunard nay, Jones nay, Diekemper nay, Horner nay. Motion failed 5-1.

\*Approved Change Order (CRA 1264) from Alliance Technologies in the amount of \$700 for Extension of Server Migration due to issues with ESRI software

\*Approved Utility Bad Debt Write-Off for the period September 1, 2021, through August 31, 2022, in the amount of \$5,981.38

\*Approved Payment of Invoice 223713 to Woodard and Curran in the amount of \$276,964.54 for Decant Upgrades to the SWWTF for the period ending August 18, 2023

\*Approved and Authorize Mayor to Sign Quote from SAK (Sourcewell / Omnia Partners Contract #R220402) the amount of \$239,464 for Sewer Main Lining.

\*Approved Date Change for Troy Baseball and Softball League for Softball Tournament at Fairgrounds Park from November 4, 2023, to April 6, 2024

\*Approved Christmas Eve Holiday on Friday, December 22, 2023 (Christmas Eve Observed)

\*Approved 2024 Medical and Ancillary Dental and Vision Products for City of Troy as recommended by Brown & Brown Consultants

\*Approved Subdivision of Property located at 140 East Pershing Street as Requested by Trevor Wright, applicant and owner. This property is zoned "R-1" Single-Family Residential District.

Alderman Norman made a motion, seconded by Alderman Horner, to Table Item I (Approve Request from DDN Enterprises, LLC to Amend Site Plan approved 4/19/2021 to the Submitted Plan by DDN dated 7/15/2021 for Sewer Connection to Cottonwood) until after Closed Session. Vote: Norman aye, Horner aye, Jones aye, Diekemper aye, Dunard abstained, Leifert aye. Motion carried 5-0 with one abstention.

\*Approved Subdivision of Property located at 410 E. College Street as Requested by Critter Properties, LLC. The property is zoned "R-2" Single Family Residential District.

\*Approved Request from Critter Properties, LLC, applicant & owner, to Rezone the Southern Portion of the Property located at 410 East College Street, from "R-2" Single Family Residential to "C-1" Central Business District

\*Approved and Authorized Mayor to Sign Agreement with ETS/Elavon for Credit Card Processing Services

Alderman Norman made a motion, seconded by Alderman Jones, to Authorize Mayor to Sign Proposal for Missouri Highways and Transportation Commission Municipal Agreement for Route 47 & U.S. 61 Interchange (Job No. J2P3043) with the addition of "and City Administrator" to Section (26) City Representative. Vote: Norman aye, Jones aye, Dunard aye, Diekemper aye, Horner aye, Leifert aye. Motion carried 6-0.

Alderman Jones made a motion, seconded by Alderman Norman, to adopt Bill No. 1386 as Ordinance \_\_\_\_ An Ordinance Authorizing the Mayor to Execute a Contract with the Missouri Highway and Transportation Commission for the Municipal Agreement for the Public Improvement Replacing the Route 47 Bridge over U.S. 61, Modifying the Route 47 & U.S. 61 Interchange to a Diverging Diamond Configuration, and Building a Segment of the U.S. 61 East Outer Road, Lincoln County, Job No. J2P3043. Vote: Jones aye, Norman aye, Diekemper aye, Dunard aye, Horner aye, Leifert aye. Motion carried 6-0.

Mayor Sconce said utilities will be relocated for the Route 47 & U.S. 61 Interchange. He said an agreement is necessary for reimbursement to move utilities. Alderman Jones made a motion, seconded by

Alderman Leifert, to Authorize Mayor to Sign Missouri Highways and Transportation Commission Master Reimbursable Utility Agreement. Vote: Jones aye, Leifert aye, Dunard aye, Horner aye, Diekemper aye, Norman aye. Motion carried 6-0.

Alderman Horner made a motion, seconded by Alderman Norman, to Approve Boonslick Regional Planning Commission Engagement Agreement for Troy Comprehensive Plan and Review of City Zoning Ordinances. Alderman Horner asked when the last Comprehensive Plan was completed. Building Official Lindsey said 2012. Vote: Horner aye, Norman aye, Jones aye, Leifert aye, Diekemper aye, Dunard aye. Motion carried 6-0.

Parks Director Howell asked permission to begin discussions with youth leagues to use and maintain Crooked Creek Park. Alderman Dunard made a motion, seconded by Alderman Horner, to Approve Creation of Agreement for Use and Development at Crooked Creek Park. Vote: Dunard aye, Horner aye, Jones aye, Diekemper aye, Leifert aye, Norman aye. Motion carried 6-0.

Alderman Norman made a motion, seconded by Alderman Dunard, to Approve Kiwanis Park Entrance Sign donated by Troy Kiwanis Club. Vote: Norman aye, Dunard aye, Leifert aye, Jones aye, Diekemper aye, Horner aye. Motion carried 6-0.

Alderman Horner made a motion, seconded by Alderman Diekemper, to Approve Purchase of 2023 Chevy Tahoe from Don Brown Chevrolet in the amount of \$44,746.00 for the Police Department, waiving the City's purchasing procedures (Ordinance 1158, Section 150.050) due to price and availability. Vote: Horner aye, Diekemper aye, Jones aye, Leifert aye, Dunard aye, Norman aye. Motion carried 6-0.

Alderman Horner made a motion, seconded by Alderman Dunard, to Go Into Closed Session to discuss personnel, legal, and real estate matters. Vote: Horner aye, Dunard aye, Diekemper aye, Leifert aye, Jones aye, Norman aye. Motion carried 6-0.

Aldermen went into Closed Session at 7:20 p.m.

Aldermen returned to Open Session at 7:53 p.m.

Alderman Leifert made a motion, seconded by Alderman Jones, to Approve Request from DDN Enterprises, LLC to Amend Site Plan approved 4/19/2021 to the Submitted Plan by DDN dated 7/15/2021 for Sewer Connection to Cottonwood. Vote: Leifert aye, Jones aye, Diekemper aye, Norman aye, Horner aye, Dunard abstained. Motion carried 5-0 with one abstention.

Alderman Jones made a motion, seconded by Alderman Diekemper, to Adjourn. Vote: Jones aye, Diekemper aye, Leifert aye, Norman aye, Horner aye, Dunard aye. Motion carried 6-0.

Meeting adjourned at 7:55 p.m.

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City Clerk

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Mayor Sconce

\*Approved on Consent Agenda