

1.

The City of Eureka Board of Aldermen met in regular session at 7:00 p.m. The meeting was opened with the Pledge of Allegiance.

Present at roll call were: Mayor Coffey, Aldermen Kee, Britt, Sir, Berry, Beckerle and Leistner. Also in attendance were City Administrator Craig Sabo, City Attorney Kathy Butler, Police Chief Michael Wiegand and City Clerk Ralph Lindsey.

2. MINUTES

On motion by Alderman Berry, seconded by Alderman Britt and unanimously passed, the Minutes of January 4, 2011 were approved.

3. GUESTS

There were no guests present who wished to address the Board.

4. PROCLAMATION - ANN MOORE DAY

Mayor Coffey stated that he wished to recognize another individual who had a very strong commitment to the City of Eureka. The Mayor commented about Ann Moore's numerous volunteer activities and read a proclamation which highlighted a few of her many community activities. The Mayor also declared Tuesday, January 18, 2011 as Ann Moore Day.

Mayor Coffey then presented the framed proclamation to Ann Moore.

5. PLANNING AND ZONING COMMISSION RECOMMENDATION FROM 1-12-11

(The meeting was cancelled; therefore, no Board action is required.)

6. RESOLUTION NO. 1-18-11-1 RE: CAFETERIA PLAN AMENDMENT

City Clerk Ralph Lindsey briefly reviewed the required IRS Section 125 Cafeteria Plan Amendment, which was necessitated by the passage of the Federal 2010 Health Care Reform Act.

On motion by Alderman Berry, seconded by Alderman Leistner and unanimously passed, the resolution was read by short title.

On motion by Alderman Berry, seconded by Alderman Sir and unanimously passed, Resolution No. 1-18-11-1 was passed and approved.

7. BILL NO. 2258 RE: ESA CONTRACT RENEWAL AUTHORIZATION

On motion by Alderman Kee, seconded by Alderman Britt and unanimously passed, Bill No. 2258 was read for the first time by short title.

BILL NO. 2258: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ATHLETIC FIELDS LEASE AGREEMENT WITH THE EUREKA SPORTS ASSOCIATION.

On motion by Alderman Britt, seconded by Alderman Sir and unanimously passed, Bill No. 2258 was read for the second time by short title.

On motion by Alderman Sir, seconded by Alderman Berry and unanimously passed, Bill No. 2258 was read for the third and final time.

Alderman Berry moved, THAT BILL NO. 2258 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Beckerle.

The roll call vote was as follows: Alderman Leistner - YES; Beckerle - YES; Berry - YES; Sir - YES; Britt - YES; Kee - YES.

The motion for adoption was passed unanimously.

Mayor Coffey declared Bill No. 2258 passed and designated it to be Ordinance No. 2153.

8. BILL NO. 2259 RE: AUTHORIZING CONTRACT FOR FORBY ROAD IMPROVEMENTS

On motion by Alderman Berry, seconded by Alderman Sir and unanimously passed, Bill No. 2259 was read for the first time by short title.

BILL NO. 2259: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE FORBY ROAD IMPROVEMENT PROJECT.

On motion by Alderman Leistner, seconded by Alderman Kee and unanimously passed, Bill No. 2259 was read for the second time by short title.

8. CONT'D.

Alderman Britt commented that the majority of the bids were comparable with the exception of one (1) large variance on the line item for the "Earth Wall System". He asked if there was cause for concern with that variance.

City Administrator Sabo said the contractor would be required to construct the Earth Wall System according to the engineering specifications, regardless of their bid on that line item, adding that the City Engineer had reviewed the bids and conferred with the successful bidder.

Mayor Coffey commented that according to the MoDOT regulations, the lowest bid must be accepted unless there were other issues which affected the bid. He also commented that according to MoDOT regulations, the road could be constructed with asphalt pavement and concrete curbs, which is what was selected.

On motion by Alderman Britt, seconded by Alderman Sir and unanimously passed, Bill No. 2259 was read for the third and final time.

Alderman Berry moved, THAT BILL NO. 2259 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Sir.

The roll call vote was as follows: Alderman Kee - YES; Britt - YES; Sir - YES; Berry - YES; Beckerle - YES; Leistner - YES.

The motion for adoption was passed unanimously.

Mayor Coffey declared Bill No. 2259 passed and designated it to be Ordinance No. 2154.

9. BILL NO. 2260 RE: CONTRACT AUTHORIZATION FOR WEBSITE AND CITY LOGO DESIGN SERVICES

On motion by Alderman Beckerle, seconded by Alderman Leistner and unanimously passed, Bill No. 2260 was read for the first time by short title.

BILL NO. 2260: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR WEBSITE AND CITY LOGO DESIGN SERVICES.

Mayor Coffey asked Economic Development Director Julie Wood for her comments on the selection of K1 Creative.

Julie Wood explained that seven (7) proposals were received and K1 Creative was selected, due to their knowledge of the Eureka area and their level of expertise and experience with this type of work.

On motion by Alderman Beckerle, seconded by Alderman Berry and unanimously passed, Bill No. 2260 was read for the second time by short title.

On motion by Alderman Kee, seconded by Alderman Berry and unanimously passed, Bill No. 2260 was read for the third and final time.

Alderman Berry moved, THAT BILL NO. 2260 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Sir.

The roll call vote was as follows: Alderman Berry - YES; Beckerle - YES; Leistner - YES; Kee - YES; Britt - YES; Sir - YES.

The motion for adoption was passed unanimously.

Mayor Coffey declared Bill No. 2260 passed and designated it to be Ordinance No. 2155.

10. REVIEW OF SPECIAL USE PERMITS

- A. GMAM, LLC - Indoor batting cages - 530 Workman Road.
- B. Arby's - Restaurant with drive-through component - 60 Hilltop Village Center Drive.
- C. Valvoline Instant Oil Change - Motor vehicle maintenance services - 12 Hilltop Village Center Drive.
- D. Victory Auto Repair & Detailing, L.L.C. - Display lot for the retail sale of used motor vehicles including activities incidental to this use, repair shop and U-Haul business - 1023 West Fifth Street.
- E. Omnipoint Communications & Voicestream Wireless - Radio, television and communications transmission tower - 115 East Fifth Street.
- F. Wholesale Plumbing Supply, Inc. - Outdoor storage and display of plastic pipe - 720 West Fourth Street.
- G. Byerly Trailer & Manufacturing - Recreational vehicles with an expanded display lot and parking area - 295 East Fifth Street.
- H. First Community Credit Union - ATM with a drive-through lane - Eureka Towne Center parking lot at 157 Eureka Towne Center Drive.

10. CONT'D.

I. Horizon Motors - Automobile repair services and display lot for the retail sale of used motor vehicles including activities incidental to this use - 212 South Virginia Avenue.

J. Burger King - Restaurant with drive-through component - 235 West Fifth Street.

On motion by Alderman Berry, seconded by Alderman Leistner and unanimously passed, all of the above listed Special Use Permits were extended for a twelve (12) month period.

These permits will be scheduled for review in January, 2012.

11. BILLS FOR PAYMENT

An amended list of bills, with the changes identified, was reviewed by the Board. On motion by Alderman Sir, seconded by Alderman Berry and unanimously passed, the amended list of bills was approved for payment.

12. STATEMENT OF FINANCES - DECEMBER 31, 2010

On motion by Alderman Berry, seconded by Alderman Britt and unanimously passed, the Board of Aldermen acknowledged receipt of the financial statements for the period ending 12-31-10.

13. CALL FOR CLOSED SESSION

On motion by Alderman Berry, seconded by Alderman Leistner and unanimously passed, a Closed Session was called for discussion of matters relating to attorney-client privilege.

14.

Alderman Britt said he was contacted about the train noise issue and did not recall all of the details of the report which was prepared several years ago. He asked that an informational article be placed in the next newsletter explaining the implications of creating a "quiet zone" through Eureka.

15.

Alderman Leistner reported that she was contacted by a resident regarding the (semi-annual) financial reports which are published in the Suburban Journal. The resident commented to her that unless someone subscribed to the Journal they would not see the report.

It was suggested that the financial reports be placed in the Current News Magazine since it is delivered free of charge to all residences.

The individual also commented that he would like to see the detail on the revenue and the expenditures from the report summary.

16.

Alderman Beckerle reported that he had received several complaints about the political signs which have been placed around the City, this far in advance of the April election.

The City Administrator related that previously there were time limit restrictions on political signs but the City was required to repeal the regulations because they were ruled to be unconstitutional. The statement was made that a similar issue was recently brought up in Manchester and the City prevailed.

Mayor Coffey commented that he had made a personal decision not to put up any campaign signs until after the closing of the filing period (January 18th).

17.

Economic Development Director Julie Wood was in attendance to report on her activities, since being hired on September 20, 2010.

Alderman Britt asked Julie Wood about her office in the Chamber of Commerce building.

Julie Wood said she liked the office very much and the building provided good meeting room space.

She also announced that the St. Louis County Economic Development Council would be meeting there on January 24th.

The Economic Development Director explained that after the last City Town Hall meeting, she met with local business people to find out about their concerns and needs of local businesses. One recurring issue was the need for assistance with promoting Eureka to attract people to the businesses.

17. CONT'D.

Julie Wood reviewed a number of items which were in the works to promote Eureka, such as a redesigned City website, the Mayor's Special Edition Newsletter, and the lease of a billboard on eastbound I-44 possibly around the St. Clair area. She said the City would also soon have a presence on Facebook.

Alderman Leistner commented about the work which was being done with the Wednesday Club to promote a new library.

Julie Wood said she was working with a number of local people to spur interest for a new library, with the hope of moving Eureka up on the schedule with the St. Louis County Library District.

With the discussion concluded, there was general consensus that a quarterly update from Julie Wood would be a good way to keep the Board informed.

18. CLOSED SESSION

19. OPEN SESSION RECONVENED

20. PHILLIPS 66 STATION SIGNAGE

Mayor Coffey reported that Dan Shah, the owner of the Phillips 66 Station at West Fifth Street and Orchard Lane, has a legal non-conforming manual sign which is used for gas prices. He would like to update the sign so that it could be a remotely controlled electronic sign. However, the current Sign Code does not provide for such a change.

The Mayor asked the City Attorney how the change could be accomplished.

Kathy Butler said that a Code amendment would be required to provide for a change from a non-electronic to an electronic sign, for those sign structures which have a legal non-conforming status.

Mayor Coffey asked Julie Wood to relay the information to Dan Shah and discuss the matter with Building Commissioner John Boggs.

21.

There being no further matters for discussion, the meeting was adjourned at 8:45 p.m.

For a record of the Closed Session at Item No. 18, see Minutes this date in the Closed Session File.

Respectfully submitted,

(Original with signature on file)

Ralph M. Lindsey, Jr., City Clerk