

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 and Leistner. Alderman Beckerle was absent.

Also in attendance were City Administrator Craig Sabo, City Attorney Kathy Butler and City Clerk Ralph Lindsey.

Because of medication being taken by Mayor Coffey as a result of surgery, he requested that Alderman Berry, the President of the Board of Aldermen, preside over the meeting.

2. MINUTES

On motion by Alderman Leistner, seconded by Alderman Britt and unanimously passed, the Minutes of December 15, 2009 were approved.

3. GUESTS

A. Bryan Kiefer, of 117 Hickory Hill Drive, requested that the Board observe a moment of silence for the Missouri State Trooper who was killed on Interstate 44 near Highway 109 on Christmas Day. Bryan Kiefer also commented about the overall community effort in locating the missing older woman in the Hickory Hill area on New Year's Eve.

4. PLANNING AND ZONING COMMISSION RECOMMENDATION FROM 12-23-09  
(The meeting was cancelled; therefore, no Board action is required.)

5. RESOLUTION NO. 1-5-10-1 RE: ENERGY GRANT

By unanimous consent of the Board, a resolution was read by short title by City Attorney Kathy Butler authorizing the submission of a joint energy grant.

RESOLUTION NO. 1-5-10-1: A RESOLUTION TO AUTHORIZE THE CITY OF EUREKA TO PARTICIPATE IN A JOINT EECBG BLOCK GRANT APPLICATION AND TO AUTHORIZE COOPERATION WITH THE CITY OF CREVE COEUR WHICH IS SERVING AS THE LEAD APPLICANT FOR THE APPLICATION.

On motion by Alderman Leistner, seconded by Alderman Sir and unanimously passed, Resolution No. 1-5-10-1 was passed and approved.

6. SPECIAL USE PERMIT REVIEW

A. Fifth Street Motors - Display lot for the retail sale of used motor vehicles including activities incidental to this use - 520 Abby Lane (continued from meeting of 3-17-09).

City Administrator Sabo was asked if the permit holder was to have been in attendance. Mr. Sabo directed the Board to the copy of the letter in the packet mailed to Don Nagel on 12-28-09, requesting his presence.

Due to Mr. Nagle's absence, on motion by Alderman Sir, seconded by Alderman Leistner and unanimously passed, the Special Use Permit was tabled to the meeting of 1-19-10.

7. LIQUOR LICENSE APPLICATION

A. Gayle Preckel, representing Walgreens - Full Package and Sunday Full Package - 250 E. 4th Street.

The City Clerk said that someone was to have been in attendance to address any questions.

Mayor Coffey commented that QuikTrip had a liquor license and the manager of Walgreens was a very responsible individual and he had no issues with granting Walgreens a liquor license.

On motion by Alderman Leistner, seconded by Alderman Britt and unanimously passed, the package liquor licenses for Walgreens was approved.

8. APPOINTMENT OF DIRECTORS TO THE EUREKA POINTE COMMUNITY IMPROVEMENT DISTRICT

The City Administrator directed the Board to the letter from Development Dynamics, the company that administers the Eureka Pointe Community Improvement District, with their recommendations for appointments to the Board of Directors.

On motion by Alderman Britt, seconded by Alderman Kee and unanimously passed, the recommended appointments were approved.

**9. RECURRING BILLS FOR APPROVAL**

An amended list of recurring bills, paid in December, was reviewed.

On motion by Alderman Leistner, seconded by Alderman Britt and unanimously passed, the amended list of recurring bills was approved and accepted for the record.

**10. BILLS FOR PAYMENT**

An amended list of bills, with the changes identified, was considered.

On motion by Alderman Sir, seconded by Alderman Leistner and unanimously passed, the amended list of bills was approved for payment.

**11. CALL FOR CLOSED SESSION**

On motion by Alderman Kee, seconded by Alderman Britt and unanimously passed, a Closed Session was called for discussion of matters relating to attorney-client privilege, contracts, litigation and real estate.

**12.**

Alderman Sir inquired about the lack of activity with the condominium development on Top Notch Lane.

The City Administrator said he was not aware of any specific reason but said it may be the overall situation with the housing market.

Mayor Coffey said he had heard there may be a title issue with the property but that was not confirmed.

Mr. Sabo said he would make some inquiries and report back to the Board.

**13. EPHEDRINE AND PSEUDOEPHEDRINE**

Alderman Britt referred to Chief Wiegand's information regarding a possible ordinance on the purchase of ephedrine and pseudoephedrine and asked if anyone was aware of increased burglaries in the Washington area because of their ordinance. He commented that he was concerned about another level of bureaucratic control if such an ordinance was passed.

Kathy Butler said that at Walgreens any cold medicine with pseudoephedrine was kept behind the counter and only one box could be purchased and an ID was required. She said an ordinance could be written to require such safeguards.

Mr. Sabo inquired as to if the Board wished to have a short presentation on the subject at the January 19th meeting.

The consensus was that a short presentation may be beneficial.

**14.**

Alderman Britt reported that he was contacted by the principal at Geggie Elementary School to let him know that if the City was ever interested in selling some of the ground which adjoins the school, the Rockwood School District would be interested in purchasing land for additional parking.

Alderman Britt also reported that Tim Bruggeman had contacted him about the electrical upgrade which AmerenUE was requiring for his commercial building at Dreyer and South Virginia, at a cost of approximately \$6,000.00. He told Alderman Britt that other parties would be able to access the upgraded transformer and service and he had no means to recoup any of the expense.

City Administrator Sabo commented that such circumstances were similar when developments were required to upgrade existing water and sewer facilities.

The City Attorney explained that the electrical upgrade was a Code requirement resulting from Mr. Bruggeman's specific commercial project.

Alderman Britt said that the pothole which was reported several meetings ago at Highway 109 and Legends Parkway has reappeared and is larger than before.

The City Administrator said he would have it reported to MoDOT on Wednesday.

**15.**

As Bryan Kiefer had commented on during the guest period, Alderman Kee also commented about the cooperation between the Eureka Police Department, Eureka Fire Protection District and the residents in locating a missing woman on New Year's Eve in the Hickory Hill area.

15. CONT'D.

Alderman Kee said that he had two (2) separate recent reports of children walking on Mike Whalen's frozen pond which he reported to the Police Department. He said he was very concerned that there was no physical barrier to keep children away from the pond.

Kathy Butler suggested that the property owner be notified of the situation.

16.

Alderman Berry commented about the lack of commercial activity in the Shoppes at Hilltop Center. Alderman Britt said he had heard of several interested parties but nothing has developed.

17. CLOSED SESSION

18. OPEN SESSION RECONVENED

19. INDOOR FIRING RANGE

The City Administrator directed the Board to the e-mail regarding interest in locating an indoor firing range in what was previously the Schnucks Store in the Hilltop Shopping Center. He discussed the matter with Tim Redmond and explained that it would require a zoning change and undoubtedly a Special Use Permit if the Board wished to consider such a business.

Following a brief Aldermanic discussion, it was the consensus of the Board not to consider such a business at that location.

20. EUREKA-PACIFIC ELKS SIGNAGE

Mr. Sabo directed the Board to the proposed monument sign for the Eureka-Pacific Elks lodge and explained that the design on the lower right complied with the City Code but the Elks preferred the lower left design, which provided a message board at a higher elevation. He asked the Board if they wished to consider a Code amendment.

The consensus was to leave the Sign Code as it was currently written.

21.

The City Administrator reported that the newly resurfaced tennis courts in Lions Park were being used after dusk, when the lights come on, for skateboarding and rollerblading which is damaging the surface. He asked the Board if they wanted the lights turned off for the winter or have the Police Department be more vigilant with enforcement of the regulations.

The consensus was to have the Police Department check the courts at night on a more regular basis.

22.

Mr. Sabo related that for the past few years there was a group of foreign exchange students in Eureka that the Mayor met with annually for one (1) hour on a Saturday. The Mayor is not available on January 9th and he hoped that one of the Aldermen could take his place. No one was available to meet with the foreign exchange students.

23.

There being no further matters for discussion, the meeting was adjourned at 8:50 p.m.

For a record of the Closed Session at Item No. 17, see Minutes this date in the Closed Session File.

Respectfully submitted,

(Original with signature on file)

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Ralph M. Lindsey, Jr., City Clerk