

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, Police Chief Michael Wiegand and City Clerk Ralph Lindsey.

2. MINUTES

On motion by Alderman Berry, seconded by Alderman Leistner and unanimously passed, the Minutes of April 19, 2011 were approved.

3. GUESTS

A. Tom Rizzo addressed the Mayor and Board of Aldermen and requested permission to bowhunt within the Fox Creek Mitigation Bank area, owned by Greg Emmenegger. He submitted a letter from Greg Emmenegger along with an aerial map indicating the boundaries of the Fox Creek Mitigation Bank area. He said he has been a bowhunter since 1974.

Mr. Rizzo said he would like to bowhunt turkeys through this Sunday, May 8th, and then hunt deer beginning in September.

On motion by Alderman Britt, seconded by Alderman Sir and unanimously passed, the bowhunting request was approved.

Mayor Coffey asked Tom Rizzo to provide a signed copy of the letter from Greg Emmenegger; Mr. Rizzo said that he would.

B. Karen Crimi addressed the Board on behalf of the Eureka Arts Council and requested that the City again provide a \$5,000.00 co-sponsorship to assist with the cost of art and theater classes in 2011. She explained that their organization provides classes during the summer for preschoolers through adults and annually enrolls approximately 500 participants.

The consensus was to include the requested amount in the 2011-2012 City Budget.

4. SPECIAL EVENT PERMIT APPLICATION

A. Jeannine Huskey, representing Citizen Alliance for Missouri Patriots - Outdoor concert and family festival - Friday, June 10th - Kircher Park.

Jeannine Huskey briefly reviewed her application for a fundraiser at Kircher Park, to be sponsored by the Citizen Alliance for Missouri Patriots. She distributed a site plan showing the location of the stage and other activities scheduled for the event.

City Administrator Sabo commented that Missy Rathmann's only concern was that the stage be set on a hard surface.

On motion by Alderman Berry, seconded by Alderman Sir and unanimously passed, the Special Event was approved for Kircher Park contingent upon final approval of the event layout by the Parks Department staff.

5. PLANNING AND ZONING COMMISSION RECOMMENDATIONS FROM 4-27-11

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

6. PROCLAMATION RE: EMS WEEK

On motion by Alderman Berry, seconded by Alderman Britt and unanimously passed, a proclamation was read by the City Attorney, in support of the week of May 15th-21st as Emergency Medical Services Week.

Mayor Coffey presented the proclamation to Steve Mann, representing the Eureka Fire Protection District.

7. PROCLAMATION RE: NATIONAL POLICE WEEK

On motion by Alderman Sir, seconded by Alderman Berry and unanimously passed, City Attorney Kathy Butler read a proclamation in support of the week of May 15th-21st as National Police Week and recognizing May 15, 2011 as Peace Officers' Memorial Day.

Mayor Coffey presented the proclamation to Police Chief Wiegand.

8. BILL NO. 2272 RE: AUTHORIZING CONTRACT FOR GROUND STORAGE WATER TANK REPAIR PROJECT

On motion by Alderman Berry, seconded by Alderman Leistner and unanimously passed, Bill No. 2272 was read for the first time by short title.

BILL NO. 2272: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR GROUND STORAGE WATER TANK REPAIRS.

On motion by Alderman Britt, seconded by Alderman Sir and unanimously passed, Bill No. 2272 was read for the second time by short title.

On motion by Alderman Sir, seconded by Alderman Berry and unanimously passed, Bill No. 2272 was read for the third and final time.

Alderman Kee moved, THAT BILL NO. 2272 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Leistner.

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

The motion for adoption was passed unanimously by those Board members present.

Mayor Coffey declared Bill No. 2272 passed and designated it to be Ordinance No. 2168.

9. BILL NO. 2273 RE: AUTHORIZING CONTRACT FOR ASPHALT AND CONCRETE STREET REHABILITATION PROJECT

On motion by Alderman Berry, seconded by Alderman Leistner and unanimously passed, Bill No. 2273 was read for the first time by short title.

BILL NO. 2273: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR ASPHALT AND CONCRETE STREET REHABILITATION.

On motion by Alderman Kee, seconded by Alderman Britt and unanimously passed, Bill No. 2273 was read for the second time by short title.

On motion by Alderman Britt, seconded by Alderman Sir and unanimously passed, Bill No. 2273 was read for the third and final time.

Alderman Berry moved, THAT BILL NO. 2273 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Britt.

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

The motion for adoption was passed unanimously by those Board members present.

Mayor Coffey declared Bill No. 2273 passed and designated it to be Ordinance No. 2169.

10. BILL NO. 2274 RE: CODE AMENDMENT RELATING TO ROADWAY SOLICITATION

On motion by Alderman Berry, seconded by Alderman Leistner and unanimously passed, Bill No. 2274 was read for the first time by short title.

BILL NO. 2274: AN ORDINANCE TO AMEND THE MUNICIPAL CODE RELATING TO ROADWAY SOLICITATION REGULATIONS.

On motion by Alderman Sir, seconded by Alderman Britt and unanimously passed, Bill No. 2274 was read for the second time by short title.

On motion by Alderman Kee, seconded by Alderman Leistner and unanimously passed, Bill No. 2274 was read for the third and final time.

Alderman Leistner moved, THAT BILL NO. 2274 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Berry.

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

The motion for adoption was passed unanimously by those Board members present.

Mayor Coffey declared Bill No. 2274 passed and designated it to be Ordinance No. 2170.

11. BILL NO. 2275 RE: CODE AMENDMENT REGULATING PARK HOURS AND BERRY PARK PARKING

Alderman Britt asked the City Administrator if he had any discussions with School District representatives regarding the parking issue (following receipt of the letter from Assistant Superintendent Dennis Griffith); Mr. Sabo said he had not.

11. CONT'D.

On motion by Alderman Berry, seconded by Alderman Kee and unanimously passed, Bill No. 2275 was read for the first time by short title.

BILL NO. 2275: AN ORDINANCE TO AMEND THE MUNICIPAL CODE RELATING TO REGULATING PARK HOURS AND PARKING.

On motion by Alderman Sir, seconded by Alderman Berry and unanimously passed, Bill No. 2275 was read for the second time by short title.

On motion by Alderman Britt, seconded by Alderman Leistner and unanimously passed, Bill No. 2275 was read for the third and final time.

Alderman Leistner moved, **THAT BILL NO. 2275 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE.** The motion was seconded by Alderman Sir.

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

The motion for adoption was passed unanimously by those Board members present.

Mayor Coffey declared Bill No. 2275 passed and designated it to be Ordinance No. 2171.

12. RECURRING BILLS FOR APPROVAL

An amended list of recurring bills, paid in April, was reviewed by the Board.

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

13. BILLS FOR PAYMENT

An amended list of bills was considered by the Board.

Alderman Britt inquired as to how close expenses were to the budgeted amount for the Berry Park project.

The City Administrator said he would get the information.

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

14. CALL FOR CLOSED SESSION

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

15.

Alderman Britt reported that he had received complaints about motorized scooters being driven on the streets, speeding, driving recklessly and not observing stop signs. He asked about licensing and the legal age for drivers.

Chief Wiegand said that, depending on the size of the engine, the scooters may not require licensing and possibly there was no minimum age limit. He said he would check the State Statutes.

The City Administrator commented that the drivers should still be required to obey driving regulations, regardless of the Statutes.

16. PARK BOARD AND BOARD OF ADJUSTMENT APPOINTMENTS

Mayor Coffey said that the term of Dan Capstick on the Board of Adjustment and Dave Kaiser and Barb Rechten on the Park Board were expiring and he wished to reappoint all three (3) individuals.

On motion by Alderman Kee, seconded by Alderman Berry and unanimously passed, the Mayor's appointments were approved.

17. WEST FRISCO PARKING LOT AND GAZEBO PROJECT

Mayor Coffey reported that he had received three (3) bids for the gazebo to be located within the West Frisco parking lot. The three (3) bids were in the low to mid \$20,000.00 range. He said he would like to award the contract to Rockwood Lumber Company if they could reduce their price.

18. GRADUATION PARTY - KIRCHER PARK

Mayor Coffey referred to Missy Rathmann's memo regarding a request from Blake Poertner for an evening graduation party for three (3) high school graduates, from 4:00 p.m.- midnight on May 28th. The City Administrator said that since the park was required to close at dusk, the applicant would need a moratorium on prosecution if the Board wished to approve the event.

Following a brief general discussion, on motion by Alderman Kee, seconded by Alderman Britt and unanimously passed, the moratorium on prosecution was approved.

19. CLOSED SESSION

20. OPEN SESSION RECONVENED

21. EUREKA-PACIFIC ELKS LODGE

City Administrator Sabo distributed a letter from the Elks Lodge, which provided a brief explanation of the various activities of which they are involved and the money that they put back into the community.

Mayor Coffey said the Elks would like to be involved with the Eureka Days Festival by being a beer vendor, along with the Lions Club, as another fundraising opportunity for their organization.

Following a brief discussion, on motion by Alderman Britt, seconded by Alderman Leistner and unanimously passed, the Eureka-Pacific Elks Lodge was granted permission to be a beer vendor, along with the Lions Club, and replace the Eureka Jaycees at the Eureka Days Festival.

22. ATHLETIC FIELD LIGHTS

The City Administrator referred to Missy Rathmann's memo regarding the possible purchase of athletic field lights from the Rockwood School District and his Administrative Memo concerning the substantial additional costs for installation and electrical service.

After discussing the matter with Missy Rathmann, he said the matter may be a dead issue.

23. EUREKA DAYS - 2011

City Administrator Sabo directed the Board to Missy Rathmann's memo regarding the plans for the various activities for the 2011 Eureka Days Festival. He inquired of the Board as to if they were agreeable to the theme - Eureka...Home Is Where The Heart Is; there was a consensus of approval. No changes were suggested to the information provided in the memo.

Mayor Coffey said that if the weather cooperated, he would like to set up a parking area on the lawn between City Hall and Geggie School.

24. SOUTH CENTRAL AVENUE PARKING

Mayor Coffey informed the Board that white wooden stakes were set by the City along South Central Avenue near Andrew Brown's property. The intention is to create approximately twenty (20) additional public parking spaces. The thought was to add that work to the City street repair project which was awarded to Gershenson Construction. Their price for the additional work was \$15,000.00, for asphalt, which was mostly labor.

The Mayor said the City could do the work in-house for approximately \$7,000.00 and have concrete rather than asphalt. He said the work would be done after the trail was completed.

25.

Alderman Sir commented that Police Officer Mike Werges was nominated for Member of the Year of the NAPWDA (North American Police Work Dog Association) and if he is selected, the City should recognize the achievement.

26.

There being no further matters for discussion, the meeting was adjourned at 8:20 p.m.

For a record of the Closed Session at Item No. 19, see Minutes this date in the Closed Session File.

Respectfully submitted,

(Original with signature on file)

Ralph M. Lindsey, Jr., City Clerk