

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 Leistner, Britt, Sir, Berry, Beckerle and Murray. 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 Beckerle and passed with 5 "YES" votes and 1 "ABSTENTION" (cast by Alderman Murray), the Minutes of August 2, 2016 were approved.

On motion by Alderman Berry, seconded by Alderman Beckerle and unanimously passed, the Minutes of the Special Meeting of August 4, 2016 were approved.

3. GUESTS

A. Drew Walters introduced himself as a Boy Scout who was working on his Eagle Scout project. Information was distributed on his proposal and he explained that he wished to create a bronze plaque depicting and honoring police officers and fire personnel. He would like to imbed the plaque in a boulder somewhere around City Hall.

Police Chief Wiegand commented that he and Drew met last week and identified several possible locations.

The Scout leader explained the process for getting a project approved by the Boy Scout Counsel.

On motion by Alderman Beckerle, seconded by Alderman Berry and unanimously passed, the project was approved, pending approval by the Boy Scout Counsel and City staff approval for the location.

B. John Paul Quick requested a moratorium on prosecution for Victorian Gardens while his amended Special Use Permit petition is going through the consideration process.

On motion by Alderman Beckerle, seconded by Alderman Murray and unanimously passed, a moratorium on prosecution was approved for sixty (60) days or until the process is completed, whichever occurs first.

4. DRIVEWAY EXTENSION APPLICATION - 1369 HUNTERS HOLLOW COURT

An application was received from Kristy Erwin and Don Wimberly for a driveway extension at 1369 Hunters Hollow Court. Kristy Erwin briefly reviewed the proposal, which she said would provide off-street parking for all of their vehicles. She said they had received approval from the Subdivision Association.

Kristy Erwin also said that the Subdivision Association prohibited parking on their side of the street. City Attorney Butler stated that if this was the case and the City did not prohibit parking, it was unenforceable.

5. PLANNING AND ZONING COMMISSION RECOMMENDATIONS FROM 8-10-16

A. The Commission recommended approval of a petition from W. Real Estate, LLC, for an amended Special Use Permit for an additional self-storage mini-warehouse with an apartment to be located at 1699 West Fifth Street.

Dan Wagner, of W. Real Estate, explained that the existing building would be demolished and a new building constructed with an apartment on the second floor. He said the footprint would be slightly larger. The entrance will continue to be from West Fifth Street and Howerton Lane will continue to be an exit only.

On motion by Alderman Beckerle, seconded by Alderman Berry and unanimously passed, the amended Special Use Permit was approved.

This permit will be scheduled for review in August, 2017.

B. The Commission recommended denial of a petition from Sean Flower amending the Municipal Code relating to Planned Residential Zoning District Regulations (the petitioner has withdrawn the application).

6. BILL NO. 2497 RE: AMENDING PARK RULES AND REGULATIONS - BERRY PARK

There was a general discussion regarding the wording of the bill. The consensus was to leave the language as is.

6. CONT'D.

On motion by Alderman Britt, seconded by Alderman Sir and unanimously passed, Bill No. 2497 was read for the first time by short title.

BILL NO. 2497: AN ORDINANCE TO AMEND THE MUNICIPAL CODE RELATING TO PARK RULES AND REGULATIONS.

On motion by Alderman Sir, seconded by Alderman Britt and unanimously passed, Bill No. 2497 was read for the second time by short title.

On motion by Alderman Britt, seconded by Alderman Leistner and unanimously passed, Bill No. 2497 was read for the third and final time.

Alderman Sir moved, THAT BILL NO. 2497 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; Leistner - YES; Murray - YES; Beckerle - YES; Berry - YES.

The motion for adoption was passed unanimously.

Mayor Coffey declared Bill No. 2497 passed and designated it to be Ordinance No. 2385.

7. RESOLUTION NO. 8-16-16-1 RE: AUTHORIZING TRAIL GRANT APPLICATION SUBMISSION

On motion by Alderman Berry, seconded by Alderman Beckerle and unanimously passed, Resolution No. 8-16-16-1 was passed and approved.

8. REVIEW OF SPECIAL USE PERMITS

- A. McDonald's - Fast food restaurant with drive-through component - 12 Hilltop Village Center Dr.
 - B. McDonald's - Fast food restaurant with drive-through component - 5699 Fox Creek Rd.
 - C. Cingular Wireless, Inc. - Radio, television and communications transmission tower with additional equipment at the base - 22 Hilltop Village Center Dr.
 - D. Steak 'n Shake - Fast food restaurant with drive-through component - 1509 W. Fifth St.
 - E. Monro Muffler Brake, Inc., d/b/a AutoTire Car Care Center - Tire and auto service center - 85 Hilltop Village Center Dr.
 - F. Ralph O'Toole - Parking of trucks that haul demolition material and waste equipment - 73 Williams Rd.
 - G. Mary Roy - Summer Day Camp - 18539 Fox Creek Forest Dr.
 - H. Fire Master Fire Apparatus, Inc. - Display, sales and service of emergency vehicles - 1299 W. Fifth St.
 - I. Culver's - Fast food restaurant with drive-through component - 400 Meramec Blvd.
 - J. America's Best Inn - Motel - 1725 W. Fifth St.
 - K. Butler Realty and Investment, Inc. - Residential use of a structure in a Commercial District - 611 W. Fifth St.
 - L. MotoMart - Convenience store with self-service motor fuel dispensing and all classes of package liquor sales - 5695 Fox Creek Rd.
 - M. Pamela Wilson - Child day care facility - 138 S. Virginia Ave.
 - N. Big Boy's Towing and Recovery - Towing service - 410 W. Fourth St.
 - O. Steve and Deborah Nathe - Lavender Farm Special Events - 3 Winding Brook Estate Dr.
- On motion by Alderman Sir, seconded by Alderman Britt 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 August, 2017.

9. RECURRING BILLS FOR APPROVAL

The list of recurring bills, paid in July, was reviewed by the Board.

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

10. BILLS FOR PAYMENT

The list of bills was considered by the Board.

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

11. STATEMENT OF FINANCES - JULY 31, 2016

On motion by Alderman Berry, seconded by Alderman Murray and unanimously passed, the Board of Aldermen acknowledged receipt of the financial statements for the period ending 7-31-16.

12. CALL FOR CLOSED SESSION

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

13.

Alderman Leistner reported that there was a water main leak on Eureka Road, across from The Timbers Recreation Center, which was previously reported.

City Administrator Sabo said he would contact the Public Works Department.

14.

Alderman Murray said she was contacted about a problem with young people stealing the small bottles of liquor which are easily accessible near checkout counters at local stores. She suggested that the City might contact those businesses that are being affected.

Police Chief Wiegand said he was aware that there were problems at some stores. He said he would have his officers contact those businesses to suggest they move their inventory to a more protected location.

15. CLOSED SESSION

16. OPEN SESSION RECONVENED

17. THRESHER DRIVE PARKING LOT

Mayor Coffey said he would like signage erected on the parking lot with some time limitation on the parking.

Following a brief general discussion, there was consensus to limit the parking to forty-eight (48) consecutive hours.

18. PARKING ON STOCKELL DRIVE

Following a brief Closed Session discussion, there was unanimous consensus to prohibit parking on both sides of Stockell Drive.

19.

There being no further matters for discussion, the meeting was adjourned at 8:00 p.m.

For a record of the Closed Session at Item No. 15, see Minutes this date in the Closed Session File.

Respectfully submitted,

(Original with signature on file)

Ralph M. Lindsey, Jr., City Clerk