

### 1. CALL TO ORDER

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 Flower, Aldermen Berry, Murray, Kiefer, Ascrizzi, Sir and Holloway.

Also in attendance were City Administrator Craig Sabo, City Attorney Kathy Butler, Police Chief Michael Wiegand and City Clerk Julie Wood.

### 2. MINUTES

Alderman Murray requested that the five (5) questions she asked at the end of the Horner & Shiffrin presentation along with the responses, be added to the minutes.

City Attorney Kathy Butler said that the Board could approve the minutes and then approve the amended minutes at the next Aldermanic meeting after the questions are added.

On motion by Alderman Sir, seconded by Alderman Berry and unanimously passed, the Minutes of December 17, 2019 were approved per the addition of the five (5) questions.

Aldermen Holloway abstained due to absence.

### 3. GUESTS

A. Kevin Kilpatrick, of 811 Williams Drive, stated that he first wanted to offer prayers to family and friends who have family overseas in our military. He said he wanted to talk about the proposed sanitary sewer and water rate increases. He stated that he is an empty nester, and calculated that based on the new rates his City utility bill for the last three (3) months combined would have been \$100 more. He said that this may make some people have to make decisions on how to be able to pay that much more money per month. He stated that he realizes rates need to be raised, but he wonders if it can be phased in over the course of several years. He said that the presentation by Karen Frederich of Horner and Shiffrin was informative in some ways and misleading in other ways. Mr. Kilpatrick stated that it definitely demonstrated the complexity of the issues but Ms. Frederich said a couple of things he wanted to clarify, one being that if the City were to create a one (1) inch restriction in base flood elevation, Ms. Frederich stated very clearly that it would instantly change the FIRM maps. He said that what Ms. Frederich may have meant was that the City would have to look at floodplain as floodway and this would affect building which is what the City wants. He stated that he believed the City should want to make it more difficult to develop in these areas. Mr. Kilpatrick said that also questions Ms. Frederich's view on water displacement. He stated that he feels very strongly that the City should adopt the one (1) inch rise over the twelve (12) inch rise. He said that he believes insurance rates would go down, not up if we make the change. He stated that he feels the City should learn more from FEMA rather than just an engineer. He added that David Stokes from the Great Rivers Habitat Alliance and Paul Rydlund from the U.S. Geological Survey would both like to present to the Board. He asked if the Board could craft a law that says if the City were going to annex properties in Jefferson County if the City would honor the Jefferson County one (1) inch rise. Mr. Kilpatrick stated that he believes this approach would not be a taking of land, but enforcement of rules that are already in place.

Mayor Flower asked Mr. Kilpatrick if he agreed that if one is in the floodway that their insurance rates would be increased. He also asked Mr. Kilpatrick if he agreed that Old Town would be treated as floodway.

Mr. Kilpatrick replied that he disagreed.

Mayor Flower reported that Ms. Frederich was clear that businesses would move from floodplain to floodway if the City adopts the stricter regulations.

Mr. Kilpatrick said that FEMA states that if one is ahead of the game they can negotiate rates. He related that another misleading item from the Horner & Shiffrin presentation was the statement that changing to a one (1) inch rise from a twelve (12) inch rise it would be impossible to implement if one is already part of the National Flood Insurance Program. He said that Jefferson County made the change and there are no lawsuits that he is aware of. Mr. Kilpatrick asked Mayor Flower what concerns there would be by keeping those Jefferson County regulations in place for future annexation.

Mayor Flower said, as an example, one would not ever be able to raise Highway W or Highway FF to allow traffic to get through during floods. He stated that those are the types of concerns he has with putting more strict regulations into effect.

## 3. CONT'D.

Mr. Kilpatrick again stated that he believed that if the City adopts Jefferson County's regulations, lower insurance rates could be available to property owners.

Alderman Murray asked if raising a road for a collective amount of citizens would be different than an individual property owner wanting to develop in floodplain. She asked if SEMA and FEMA would take that into consideration.

Mayor Flower said SEMA goes with the restriction of the municipality. He added that Ms. Frederich said that the City can make regulations more restrictive, but the City does not get to pick and choose what projects or property follow those restrictions.

Mr. Kilpatrick asked the Board if other experts in the field could present at a meeting.

Mayor Flower reminded the Board that Mr. Rydlund had been contacted at the request of Alderman Murray by City Administrator Craig Sabo, but wasn't available at that time.

Mr. Kilpatrick said that he received an email from Mr. Rydlund stating that he would like to come to a meeting in February or March.

4. PLANNING AND ZONING RECOMMENDATIONS FROM DECEMBER 25, 2019  
(The meeting was cancelled; therefore, no Board action is required.)

## 5. BILL NO. 2640 RE: CONTRACT FOR THE PURCHASE OF PROPERTY

On motion by Alderman Berry, seconded by Alderman Sir and unanimously passed, Bill No. 2640 was read for the first time by short title.

## BILL NO. 2640: AN ORDINANCE TO AUTHORIZE THE PURCHASE OF CERTAIN REAL PROPERTY

Alderman Murray asked Mayor Flower to explain the purpose of the property purchase.

Mayor Flower explained that the land will be used in the levee project to keep flood water out of Old Town.

On motion by Alderman Berry, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2640 was read for the second time by short title.

On motion by Alderman Sir, seconded by Alderman Berry and unanimously passed, Bill No. 2640 was read for the third time and final time.

Alderman Berry moved, THAT BILL NO. 2640 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Sir.

The roll call vote was as follows: Alderman Kiefer - YES; Berry - YES; Ascrizzi - YES; Murray - YES; Sir - YES; Holloway - YES.

The motion for adoption was passed unanimously.

Mayor Flower declared Bill No. 2640 passed and designated it to be Ordinance No. 2526.

## 6. BILL NO. 2641 RE: BOUNDARY ADJUSTMENT

On motion by Alderman Berry, seconded by Alderman Sir and unanimously passed, Bill No. 2641 was read for the first time by short title.

## BILL NO. 2641: AN ORDINANCE PROVIDING FOR A BOUNDARY ADJUSTMENT BETWEEN THE CITIES OF EUREKA AND PACIFIC OF PROPERTY LOCATED AT 18675 U.S. HIGHWAY 66

On motion by Alderman Berry, seconded by Alderman Kiefer and unanimously passed, Bill No. 2641 was read for the second time by short title.

On motion by Alderman Sir, seconded by Alderman Berry and unanimously passed, Bill No. 2641 was read for the third and final time.

Alderman Berry moved, THAT BILL NO. 2641 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Sir.

The roll call vote was as follows: Alderman Kiefer - YES; Berry - YES; Ascrizzi - YES; Murray - YES; Sir - YES; Holloway - YES.

The motion for adoption was passed unanimously.

Mayor Flower declared Bill No. 2641 passed and designated it to be Ordinance No. 2527.

**7. BILL NO. 2642 RE: SANITARY SEWER AND WATER SERVICE RATE ADJUSTMENTS**

On motion by Alderman Sir, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2642 was read for the first time by short title.

**BILL NO. 2642: AN ORDINANCE AUTHORIZING ADJUSTMENTS TO SANITARY SEWER AND WATER SERVICE RATES**

Alderman Murray inquired as to if there would higher rates associated with upgrades if the water system remains in the City's control.

Mayor Flower replied that with the rates the Board is considering now, the City will be able to cover the expense of the system as well as have some funding for minor capital improvements. He said that if the Board wants substantial improvements such as reverse osmosis, another rate increase would be necessary. He added that the City's rates are still lower than any other district in the State.

On motion by Alderman Sir, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2642 was read for the second time by short title.

On motion by Alderman Berry, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2642 was read for the third and final time.

Alderman Sir moved, THAT BILL NO. 2642 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Kiefer.

The roll call vote was as follows: Alderman Kiefer - YES; Berry - YES; Ascrizzi - YES; Murray - YES; Sir - YES; Holloway - YES.

The motion for adoption was passed unanimously.

Mayor Flower declared Bill No. 2642 passed and designated it to be Ordinance No. 2528.

**8. BILLS FOR PAYMENT**

The list of bills was considered by the Board.

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

**9. MAYORAL, ALDERMANIC AND STAFF COMMENTS AND REPORTS**

Alderman Murray asked if the City could put up reflectors where the new trail goes from Augustine Road leading to Eureka Road to define the trail.

Mayor Flower said that he will speak with Chief Wiegand and Public Works on potential solutions.

Alderman Ascrizzi asked if anything can be done to make West Main wider. She wondered if we might be able to get some cooperation from the railroad since the City is working with them on the bridge.

**10. CALL FOR CLOSED SESSION**

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

**11. CLOSED SESSION**

**12. OPEN SESSION RECONVENED**

**13.**

There being no further matters for discussion, the meeting was adjourned at 8:07 p.m.

For a record of the Closed Session at Item No. 11, see Minutes this date in the Closed Session File.

Respectfully submitted,

(Original with signature on file)

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Julie Wood, City Clerk