

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 Diekmann, Kilpatrick, Ascrizzi, Sir, Holloway and Murray.

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

There were twenty-seven (27) people in the audience both in person and online.

2. MINUTES

On motion by Alderman Diekmann, seconded by Alderman Ascrizzi and unanimously passed, the minutes of March 16, 2021 were approved.

3. GUESTS

A. Susan Webb, of 638 Grandview Ridge Court, addressed the Board regarding her concerns with a situation involving a dog in her neighborhood. Ms. Webb said a woman was walking her Lab and a rescue Pit Bull puppy jumped over its fence and attacked the dog. She stated that she would like the Pit Bull ordinance reinstated.

Mayor Flower explained that there is a vicious animal ordinance and recommended that if she witnessed the attack to fill out a police report.

B. Thomas Ferrari, of 17641 Rockwood Arbors Drive, said that he recently became a volunteer baseball coach and would like the City to look into a three (3) foot hole near a hydrant on Field 7. He stated that he is worried a child will get hurt if it is not filled soon. Mr. Ferrari also expressed curiosity as to why Field 7 does not have lights.

Mayor Flower asked City Administrator Sabo to have staff look into the issue on the field.

4. PLANNING AND ZONING RECOMMENDATIONS FROM MARCH 24, 2021

A. The Commission recommended approval of a petition from Marie Sherman Management, LLC to amend the Planned Commercial Zoning of Legends Corporate Center to include open air markets at 54 The Legends Parkway (see Item No. 5 below).

B. The Commission recommended approval of a petition from Chris and Rachel Reinhardt for a Code Amendment to allow for indoor overnight boarding of dogs as a Special Use in a Commercial Zoning District (see Item No. 6 below).

Mr. and Mrs. Reinhardt were in attendance and said that the facility will sit on a three (3) acre lot by the railroad tracks. Mr. Reinhardt stated that the business will also include a doggie daycare as well as a pet salon.

C. The Commission recommended approval of a petition from Thomas B. Milner et al., for a subdivision of land approximately 1.64 acres at 80 Hilltop Village Center Drive (see Item No. 7 below).

5. BILL NO. 2694 RE: LEGENDS CORPORATE CENTER PLANNED COMMERCIAL ZONING DISTRICT SPECIAL USES

On motion by Alderman Kilpatrick, seconded by Alderman Diekmann and unanimously passed, Bill No. 2694 was read for the first time by short title.

BILL NO. 2694: AN ORDINANCE AMENDING LEGENDS CORPORATE CENTER AUTHORIZED SPECIAL USES.

5. CONT'D.

On motion by Alderman Sir, seconded by Alderman Murray and unanimously passed, Bill No. 2694 was read for the second time by short title.

On motion by Alderman Murray, seconded by Alderman Sir and unanimously passed, Bill No. 2694 was read for the third and final time.

Alderman Murray moved, THAT BILL NO. 2694 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Kilpatrick.

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

The motion for adoption was passed unanimously.

Mayor Flower declared Bill No. 2694 passed and designated it to be Ordinance No. 2580.

A. The Commission recommended approval of a petition from Camelia's Tex Mex for a Special Use Permit to allow for an open air market at 54 The Legends Parkway.

On motion by Alderman Diekmann, seconded by Alderman Murray and unanimously passed, the Special Use Permit was approved.

6. BILL NO. 2695 RE: AMENDING COMMERCIAL ZONING DISTRICT SPECIAL USES

On motion by Alderman Kilpatrick, seconded by Alderman Murray and unanimously passed, Bill No. 2695 was read for the first time by short title.

BILL NO. 2695: AN ORDINANCE TO PROVIDE FOR THE INDOOR OVERNIGHT BOARDING OF DOGS AS A COMMERCIAL ZONING DISTRICT SPECIAL USE.

On motion by Alderman Murray, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2695 was read for the second time by short title.

On motion by Alderman Murray, seconded by Alderman Kilpatrick and unanimously passed, Bill No. 2695 was read for the third and final time.

Alderman Sir moved, THAT BILL NO. 2695 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Kilpatrick.

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

The motion for adoption was passed unanimously.

Mayor Flower declared Bill No. 2695 passed and designated it to be Ordinance No. 2581.

7. BILL NO. 2696 RE: 80 HILLTOP VILLAGE CENTER DRIVE

On motion by Alderman Sir, seconded by Alderman Diekmann and unanimously passed, Bill No. 2696 was read for the first time by short title.

BILL NO. 2696: AN ORDINANCE APPROVING THE SUBDIVISION OF AN APPROXIMATELY 1.64 ACRE PARCEL AT 80 HILLTOP VILLAGE CENTER DRIVE.

On motion by Alderman Diekmann, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2696 was read for the second time by short title.

On motion by Alderman Sir, seconded by Alderman Diekmann and unanimously passed, Bill No. 2696 was read for the third and final time.

Alderman Sir moved, THAT BILL NO. 2696 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Kilpatrick.

7. CONT'D.

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

The motion for adoption was passed unanimously.

Mayor Flower declared Bill No. 2696 passed and designated it to be Ordinance No. 2582.

8. BILL NO. 2697 RE: LICENSE PLATE DETECTION EQUIPMENT AND SERVICE

On motion by Alderman Diekmann, seconded by Alderman Holloway and unanimously passed, Bill No. 2697 was read for the first time by short title.

BILL NO. 2697: AN ORDINANCE AUTHORIZING ENTERING INTO A CONTRACT FOR LICENSE PLATE DETECTION EQUIPMENT AND SERVICE.

On motion by Alderman Sir, seconded by Alderman Murray and unanimously passed, Bill No. 2697 was read for the second time by short title.

On motion by Alderman Murray, seconded by Alderman Sir and unanimously passed, Bill No. 2697 was read for the third and final time.

Alderman Murray moved, THAT BILL NO. 2697 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Sir.

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

The motion for adoption was passed unanimously.

Mayor Flower declared Bill No. 2697 passed and designated it to be Ordinance No. 2583.

9. BILL NO. 2698 RE: OWNER'S REPRESENTATIVE SERVICES CONTRACT

Todd Sweeney of Navigate Building Solutions addressed the Board regarding the types of services to expect during the process of evaluating current building and land assets as well as for the planning and building of the new government center. He related that Navigate has worked along side dozens of municipalities on similar projects and looks forward to working with the City of Eureka.

On motion by Alderman Ascrizzi, seconded by Alderman Diekmann and unanimously passed, Bill No. 2698 was read for the first time by short title.

BILL NO. 2698: AN ORDINANCE AUTHORIZING ENTERING INTO A CONTRACT FOR OWNER'S REPRESENTATIVE SERVICES.

On motion by Alderman Murray, seconded by Alderman Sir and unanimously passed, Bill No. 2698 was read for the second time by short title.

On motion by Alderman Murray, seconded by Alderman Kilpatrick and unanimously passed, Bill No. 2698 was read for the third and final time.

Alderman Murray moved, THAT BILL NO. 2698 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Kilpatrick.

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

The motion for adoption was passed unanimously.

Mayor Flower declared Bill No. 2698 passed and designated it to be Ordinance No. 2584.

10. BILL NO. 2699 RE: PARKS AND RECREATION KIDS PHOTOGRAPHY CAMP

On motion by Alderman Sir, seconded by Alderman Diekmann and unanimously passed, Bill No. 2699 was read for the first time by short title.

BILL NO. 2699: AN ORDINANCE AUTHORIZING ENTERING INTO AN INDEPENDENT CONTRACTOR AGREEMENT FOR CERTAIN PARKS AND RECREATION PROGRAM SERVICES.

On motion by Alderman Sir, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2699 was read for the second time by short title.

On motion by Alderman Ascrizzi, seconded by Alderman Sir and unanimously passed, Bill No. 2699 was read for the third and final time.

Alderman Sir moved, THAT BILL NO. 2699 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Ascrizzi.

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

The motion for adoption was passed unanimously.

Mayor Flower declared Bill No. 2699 passed and designated it to be Ordinance No. 2585.

11. BILL NO. 2700 RE: VACATION OF UTILITY EASEMENTS

On motion by Alderman Sir, seconded by Alderman Diekmann and unanimously passed, Bill No. 2700 was read for the first time by short title.

BILL NO. 2700: AN ORDINANCE PROVIDING FOR THE VACATION OF CITY UTILITY EASEMENTS AT 290 EAST FOURTH STREET.

On motion by Alderman Murray, seconded by Alderman Kilpatrick and unanimously passed, Bill No. 2700 was read for the second time by short title.

On motion by Alderman Ascrizzi, seconded by Alderman Murray and unanimously passed, Bill No. 2700 was read for the third and final time.

Alderman Sir moved, THAT BILL NO. 2700 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Diekmann.

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

The motion for adoption was passed unanimously.

Mayor Flower declared Bill No. 2700 passed and designated it to be Ordinance No. 2586.

12. BILL NO. 2701 RE: ASPHALT STREET REHABILITATION CONTRACT

On motion by Alderman Sir, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2701 was read for the first time by short title.

BILL NO. 2700: AN ORDINANCE TO AUTHORIZE ENTERING INTO A CONTRACT WITH GERSHENSON CONSTRUCTION COMPANY, INC. FOR ASPHALT STREET REHABILITATION SERVICES.

On motion by Alderman Murray, seconded by Alderman Kilpatrick and unanimously passed, Bill No. 2701 was read for the second time by short title.

On motion by Alderman Murray, seconded by Alderman Kilpatrick and unanimously passed, Bill No. 2701 was read for the third and final time.

12. CONT'D.

Alderman Ascrizzi moved, THAT BILL NO. 2701 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Holloway.

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

The motion for adoption was passed unanimously.

Mayor Flower declared Bill No. 2701 passed and designated it to be Ordinance No. 2587.

13. APPROVAL OF CITY DISBURSEMENTS

The list of city disbursements was reviewed by the Board.

On a motion by Alderman Ascrizzi, seconded by Alderman Sir and unanimously passed, the list of City disbursements was approved for payment.

14. MAYORAL, ALDERMANIC AND STAFF COMMENTS AND REPORTS

Alderman Murray highlighted the need for storm water improvements in Augustine Heights. She commented that the intersection of Georgiana Street and Maureen Drive is a very dangerous situation during rain events.

Mayor Flower stated that the City has staff working with Horner and Shiffrin who are looking into known storm water issues. He said the City can request to have that area analyzed as well.

Mayor Flower said that the Public Works Department staff recently finished a project at Old Town Drive near the Shell station, installing a larger storm water piping system which will alleviate the backup of water in that location.

Mayor Flower also related that he was able to see Eureka Sports Association baseball/softball and that it was a welcoming and encouraging site to see the parks full of kids and families.

Alderman Murray stated that she would like the retention pond in Cerny Estates inspected due to resident concerns that it is not operating correctly.

15. CALL FOR CLOSED SESSION

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

16. CLOSED SESSION

17. OPEN SESSION RECONVENED

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

For a record of the Closed Session Minutes at Item No. 16, see Minutes this date in the Closed Session File.

Respectfully submitted,

(Original with signature on file)

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Julie Wood, City Clerk