

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

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

There were twenty-four (24) people in the audience both in person and online.

2. MINUTES

On motion by Alderman Sir, seconded by Alderman Diekmann and unanimously passed, the minutes of April 19, 2022 were approved.

3. GUEST PERIOD

No guests were present that wished to address the Board.

4. SPECIAL EVENT PERMIT APPLICATIONS

A. Jen Jacobsmeyer, representing Rockwood School District - Vehicle Day - 111 East North Street parking lot and 25 East North Street field and parking lot - May 14th.

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

B. Janet Houseman, representing St. Francis Episcopal Church - Outdoor Concert - 602 Rockwood Arbor Drive - May 15th.

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

5. PLANNING AND ZONING RECOMMENDATIONS FROM APRIL 27, 2022

A. The Commission recommended approval of a petition from Selbert's Enterprises, LLC for a Special Use permit for a motor vehicle service and repair facility expansion at 410 West Fourth Street and 108 Curtis Drive.

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

B. The Commission recommended approval of a petition from John Heimos, representing Value Plants, Inc., for a Special Use Permit for outdoor display and sales in connection with the operation of a garden center at 1425 West Fifth Street.

Alderman Diekmann recused himself on this matter due to a conflict of interest.

On a motion by Alderman Sir, seconded by Alderman Kilpatrick and unanimously passed, the Special Use Permit was approved.

C. The Commission recommended approval of a petition from the City of Eureka to amend the Planned Commercial zoning at 101 East First Street to allow for Special Use Permit consideration of a dog daycare, indoor overnight boarding of dogs, outdoor play area between 8:00 a.m. and 5:00 p.m., outdoor kennel runs for use during daylight hours and living quarters.

The Board asked that the outdoor kennel runs have the same hours as the outdoor play area to be consistent (see Item No. 6 below).

D. The Commission recommended approval of a petition initiated by the City of Eureka for rezoning of properties located at 119 West North Street, 119 "A" West North Street, 125 "A" West North Street, 125 "B" West North Street, 243 Forby Road, 311 Forby Road, 329 Forby Road and 331 Forby Road from R-5B Multiple Family Residential to R-3 Single Family Residential.

5. CONT'D.

Joe Blanner, representing the owners of 329 Forby Road, said the owners are in favor of the rezoning. He said they have an approved loan, but they can't finish the house until it is rezoned. Three (3) other audience members in attendance were also in favor of the rezoning (see Item No. 8 below).

E. The Commission gave a negative recommendation of the petition initiated by the City of Eureka amending the Municipal Code relating to residential front and side yard regulations (see Item No. 9 below).

The Board had a general discussion regarding the issue and the reason behind changing the front and side yard regulations.

Alderman Murray made a motion to table the matter until the next Board meeting and seconded by Alderman Kilpatrick. The motion failed with four (4) "YES" votes and two (2) "NO" votes (cast by Murray and Kilpatrick).

6. BILL NO. 2766 RE: AMENDING PLANNED COMMERCIAL ZONING

On motion by Alderman Diekmann, seconded by Alderman Murray and unanimously passed, Bill No. 2766 was read as amended for the first time by short title.

BILL NO. 2766: AN ORDINANCE TO AMEND THE PLANNED COMMERCIAL ZONING AT 101 EAST FIRST STREET.

On motion by Alderman Sir, seconded by Alderman Diekmann and unanimously passed, Bill No. 2766 was read as amended for the second time by short title.

On motion by Alderman Murray, seconded by Alderman Kilpatrick and unanimously passed, Bill No. 2766 was read for the third and final time.

Alderman Murray moved, THAT BILL NO. 2764 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Sir.

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

The motion for adoption was unanimously passed as amended.

Mayor Flower declared Bill No. 2766 passed and designated it to be Ordinance No. 2652.

7. ADDITIONAL PLANNING AND ZONING RECOMMENDATION FROM APRIL 27, 2022

A. The Commission recommended approval of a petition from Chris and Rachel Reinhardt for a Special Use Permit for a dog daycare, indoor overnight boarding of dogs, outdoor play area and outdoor kennel runs between 8:00 a.m. and 5:00 p.m. and living quarters at 101 East First Street.

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

8. BILL NO. 2767 RE: REZONING CERTAIN PROPERTIES FROM R-5B MULTIPLE-FAMILY RESIDENTIAL TO R-3 SINGLE FAMILY RESIDENTIAL

On motion by Alderman Sir, seconded by Alderman Murray and unanimously passed, Bill No. 2767 was read for the first time by short title.

BILL NO. 2767: AN ORDINANCE TO REZONE CERTAIN WEST NORTH STREET AND FORBY ROAD PROPERTIES.

On motion by Alderman Murray, seconded by Alderman Kilpatrick and unanimously passed, Bill No. 2767 was read for the second time by short title.

On motion by Alderman Murray, seconded by Alderman Kilpatrick and unanimously passed, Bill

8. CONT'D.

No. 2767 was read for the third and final time.

Alderman Sir moved, THAT BILL NO. 2767 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Kilpatrick.

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

The motion for adoption was unanimously passed.

Mayor Flower declared Bill No. 2767 passed and designated it to be Ordinance No. 2653.

9. BILL NO. 2768 RE: RESIDENTIAL FRONT AND SIDE YARD REGULATIONS

On motion by Alderman Kilpatrick, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2768 was read for the first time by short title.

BILL NO. 2768: AN ORDINANCE TO AMEND THE MUNICIPAL CODE RELATING CERTAIN SINGLE-FAMILY RESIDENTIAL FRONT AND SIDE YARD PROVISIONS.

On motion by Alderman Diekmann, seconded by Alderman Sir and unanimously passed, Bill No. 2768 was read for the second time by short title.

On motion by Alderman Sir and seconded by Alderman Ascrizzi for the third reading of Bill No.2768. The motion failed with five (5) "YES" votes and one (1) "NO" vote (cast by Alderman Murray). As the Bill did not receive a unanimous vote for the third reading at the meeting at which it was introduced, it could not be read and; therefore, was automatically tabled to the meeting of 5-17-22.

10. BILL NO. 2769 RE: HOUSING AND COMMUNITY DEVELOPMENT COOPERATION AGREEMENT

On motion by Alderman Sir, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2769 was read for the first time by short title.

BILL NO. 2769: AN ORDINANCE TO AUTHORIZE ENTERING INTO A MUNICIPAL HOUSING AND COMMUNITY DEVELOPMENT COOPERATION AGREEMENT WITH ST. LOUIS COUNTY.

On motion by Alderman Sir, seconded by Alderman Kilpatrick and unanimously passed, Bill No. 2769 was read for the second time by short title.

On motion by Alderman Diekmann, seconded by Alderman Sir and unanimously passed, Bill No. 2769 was read for the third and final time.

Alderman Sir moved, THAT BILL NO. 2769 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Diekmann.

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

The motion for adoption was unanimously passed.

Mayor Flower declared Bill No. 2769 passed and designated it to be Ordinance No. 2654.

11. BILL NO. 2770 RE: PARKS AND RECREATION PROGRAM SERVICES

On motion by Alderman Diekmann, seconded by Alderman Murray and unanimously passed, Bill No. 2770 was read for the first time by short title.

BILL NO. 2770: AN ORDINANCE AUTHORIZING ENTERING INTO AN AGREEMENT FOR PARKS AND RECREATION PROGRAM SERVICES.

11. CONT'D.

On motion by Alderman Murray, seconded by Alderman Holloway and unanimously passed, Bill No. 2770 was read for the second time by short title.

On motion by Alderman Diekmann, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2770 was read for the third and final time.

Alderman Diekmann moved, THAT BILL NO. 2770 BE ADOPTED AS ORDINANCE BY ROLL CALL VOTE. The motion was seconded by Alderman Ascrizzi.

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

The motion for adoption was unanimously passed.

Mayor Flower declared Bill No. 2770 passed and designated it to be Ordinance No. 2655.

12. BOARD OF ALDERMEN PRESIDENT APPOINTMENT

Following a general discussion, Alderman Sir appointed Alderman Jerry Diekmann to serve in the role of Board of Aldermen President.

On motion by Alderman Sir, seconded by Alderman Kilpatrick and unanimously passed, Alderman Diekmann was approved as Board of Aldermen President.

13. APPROVAL OF CITY DISBURSEMENTS

The list of City disbursements was reviewed by the Board.

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

14. STATEMENTS OF FINANCE - MARCH 31, 2022

The financial statement was reviewed by the Board.

On a motion by Alderman Sir, seconded by Alderman Diekmann and unanimously passed, the Board of Aldermen acknowledged receipt of financial statements for the period ending 3-31-22.

15. MAYORAL, ALDERMANIC AND STAFF COMMENTS AND REPORTS

Alderman Diekmann thanked his fellow Aldermen for electing him Board of Aldermen President again.

Alderman Holloway said he looked forward to seeing everyone at the Mayors' Prayer Breakfast on Thursday.

Alderman Kilpatrick said Augustine Heights has substantial amount going on with the repaving projects. He stated that he looks forward to some of the fixes in the roads with the crown and said that it should help with water flow. He added that he is also excited to see the basin project begin.

Alderman Sir asked if they will stripe the half of Meramec Blvd. that still needs to be completed. City Administrator Sabo said he will check with Building Commissioner Boggs and provide an update.

Mayor Flower said the basin project hasn't started and staff are actually trying to locate a water line in the area before excavation for the project begins.

16. CALL FOR CLOSED SESSION

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

17. CLOSED SESSION

18. DIFFERENTIAL PAY PROGRAM FOR MILITARY EMPLOYEES

The City of Eureka will offer differential pay to employees with military obligations to ensure City of Eureka employees do not face financial hardship due to their service to the country. The difference between their military pay and their City pay will be paid by the City. Health benefits will remain intact for up to ninety (90) days without the employee using any other accrued benefits. On motion by Alderman Diekmann, seconded by Alderman Murray and unanimously passed, a Differential Pay Program for Military Employees policy was approved.

19. OPEN SESSION RECONVENED

20.

There being no further matters for discussion, the meeting was adjourned at 8:30 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)

Julie Wood, City Clerk