

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

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

There were seventeen (17) people in the audience in person and online.

2. MINUTES

On motion by Alderman Diekmann, seconded by Alderman Ascrizzi and unanimously passed, the minutes of July 18, 2023 were approved.

Alderman Sir abstained.

3. GUEST PERIOD

There were no guests were present that wished to address the Board.

4. TEMPORARY CATERER'S PERMIT APPLICATIONS

A. Six Flags - Catering Grove - September 8th.

B. Six Flags - Fright Fest Zone - Weekends from September 15th through October 29th.

On motion by Alderman Diekmann, seconded by Alderman Sir and unanimously passed, both Temporary Caterer's Permits were approved.

5. PLANNING AND ZONING COMMISSION FROM MAY 24, 2023.

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

6. BILL NO. 2842 RE: CERTIFICATES OF PARTICIPATION

On motion by Alderman Diekmann, seconded by Alderman Kilpatrick and unanimously passed, Bill No. 2842 was read for the first time by short title.

**BILL NO. 2842: AN ORDINANCE AUTHORIZING THE CITY OF EUREKA, MISSOURI, TO ENTER INTO A LEASE PURCHASE TRANSACTION, THE PROCEEDS OF WHICH WILL BE USED TO PAY THE COSTS OF CERTAIN CAPITAL IMPROVEMENTS; AND AUTHORIZING THE EXECUTION OF CERTAIN DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH.**

On motion by Alderman Murray, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2842 was read for the second time by short title.

On motion by Alderman Murray, seconded by Alderman Holloway and unanimously passed, Bill No. 2842 was read for the third time by short title.

Alderman Sir moved, THAT BILL NO. 2842 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; Murray - YES; Holloway - YES; Ascrizzi - YES; Kilpatrick - YES and Sir -YES.

The motion for adoption was unanimously passed.

Mayor Flower declared Bill No. 2842 passed and designated it to be Ordinance No. 2728.

7. **BILL NO. 2843 RE: RAILWAY CONSTRUCTION AND MAINTENANCE AGREEMENT**  
On motion by Alderman Diekmann, seconded by Alderman Kilpatrick and unanimously passed, Bill No. 2843 was read for the first time by short title.

**BILL NO. 2843: AN ORDINANCE AUTHORIZING ENTERING INTO A GRADE CROSSING CONSTRUCTION AND MAINTENANCE AGREEMENT WITH BNSF RAILWAY COMPANY.**

On motion by Alderman Sir, seconded by Alderman Murray and unanimously passed, Bill No. 2843 was read for the second time by short title.

On motion by Alderman Kilpatrick, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2843 was read for the third and final time.

Alderman Diekmann moved, THAT BILL NO. 2843 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; Murray - YES; Holloway - YES; Ascrizzi - YES; Sir - YES and Kilpatrick - YES.

The motion for adoption was unanimously passed.

Mayor Flower declared Bill No. 2843 passed and designated it to be Ordinance No. 2729.

8. **BILL NO. 2844 RE: RAILWAY EASEMENT AGREEMENT**

On motion by Alderman Diekmann, seconded by Alderman Holloway and unanimously passed, Bill No. 2844 was read for the first time by short title.

**BILL NO. 2844: AN ORDINANCE AUTHORIZING ENTERING INTO AN EASEMENT AGREEMENT WITH BNSF RAILWAY COMPANY.**

On motion by Alderman Murray, seconded by Alderman Ascrizzi and unanimously passed, Bill No. 2844 was read for the second time by short title.

On motion by Alderman Sir, seconded by Alderman Kilpatrick and unanimously passed, Bill No. 2844 was read for the third and final time.

Alderman Sir moved, THAT BILL NO. 2844 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; Murray - YES; Holloway - YES; Ascrizzi - YES; Sir - YES and Kilpatrick - YES.

The motion for adoption was unanimously passed.

Mayor Flower declared Bill No. 2844 passed and designated it to be Ordinance No. 2730.

9. **APPROVAL OF CITY DISBURSEMENTS**

The list of City disbursements was reviewed by the Board.

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

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

Alderman Murray thanked the Public Works Department for helping with storm clean up.

Alderman Kilpatrick echoed Alderman Murray's comment, and also thanked the Parks Department for also cleaning up the City parks so quickly.

**11.    CALL FOR CLOSED SESSION**

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

**12.    CLOSED SESSION**

**13.    OPEN SESSION RECONVENED**

**14.    DANGEROUS BUILDING NOTICE - 18531 SOUTH FOX CREEK LANE**

On motion by Alderman Holloway, seconded by Alderman Sir and unanimously passed, Building Commissioner John Boggs was approved to post a Dangerous Building Notice at 18531 South Fox Creek Lane directing that the structure be demolished within thirty (30) days.

**15.**

There being no further matters for discussion, the meeting was adjourned at 8:10 p.m.

For a record of the Closed Session Minutes at Item No. 12, see Minutes this date in the Closed Session File.

Respectfully submitted,

(Original with signature on file)

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Julie Wood, City Clerk