

MINUTES
CITY OF EUREKA
REGULAR CITY COUNCIL MEETING
JUNE 27, 2023

There was a regular meeting of the Eureka City Council on Tuesday, June 27, 2023. Mayor Tammy Cantrell called the meeting to order at 5:30 p.m.

Susan Wisdom did Roll Call. Present were: Mayor Tammy Cantrell; Councilmembers Evelyn Broxson, Debbie Childress, Bront Luna, Adrian Richardson, Mike Wisdom; and Secretary Susan Wisdom. Also present were Chalma Gonzales with Docks R Us and Bill Keating.

Evelyn Broxson moved that the Minutes from May 23, 2023 and June 19, 2023 and the financial reports be approved. Debbie Childress seconded the motion. Motion approved 5-0.

Mayor Tammy Cantrell gave the Eureka Volunteer Fire Department report for Kurt Knauth as he was not able to attend the meeting. Mr. Knauth furnished Mayor Cantrell with the following information: They received 25 calls since the last report on May 23, 2023 as follows: 3 lift assists, 3 grass fires, 3 medical calls, 3 hazard in road calls, 4 auto wrecks, 1 auto fire, 1 structure fire, 4 fire investigations, 1 hazmat, and 2 fire alarms. Mr. Knauth also said not to forget the Remax Fundraiser on July 22, 2023 to raise money for the volunteer fire departments.

Next was the consideration of the Preliminary Plat with Kate Riley with Texas Land Company regarding her request for a subdivision to be called The Overlook at Richland Chambers Lake on SE CR 2220 (Property ID 117649). This property consists of 69 acres and Kate Riley is wanting to create 20 lots with a minimum lot size of 1.5 acres and minimum road frontage of 125 linear feet. Kate Riley has also submitted a request that this property be annexed. Mr. and Mrs. Riley were not in attendance due to the long distance they would have had to travel, but Mayor Tammy Cantrell called them and had them on speaker phone to answer a few questions the Council had:

(1) They are not putting up a fence; (2) they will not have a Home Owners Association (HOA)—they will have deed restrictions only; (3) the ROW (Right-of-Way) on the preliminary plat is the setback where nothing can be built on; (4) the width at the front of lot 1 and lot 12 are both 125 feet; and (5) they said that M.E.N. Water Supply and the electric company have plenty of capacity to supply

the subdivision. The Council asked them to talk with Commissioner Eddie Moore regarding how he feels about how the traffic will affect the road conditions on SE CR 2220 with the addition of these 20 lots. The Council will need the information from Eddie Moore before the final plat. Adrian Richardson moved that they be allowed to move forward with a public hearing for a specific use permit for a subdivision. Mike Wisdom seconded the motion. Motion approved 6-0. Bront Luna moved that we move forward with the annexation process. Adrian Richardson seconded the motion. Motion approved 6-0. Upon further discussion, it was decided that the information from Eddie Moore would be needed before approving the Preliminary Plat. Once the requested information from Eddie Moore is received, the Council will have a called meeting to consider whether or not to approve the Preliminary Plat. If the Preliminary Plat is approved, then a date for a public hearing for a Specific Use Permit for a subdivision will be set.

Next was the discussion of inspection requirements for Oncor. City Attorney, Terry Jacobson, said he thought hooking up electrical without an inspection would be a bad idea. He said there would be a risk of not having an inspector do the work and that our code has language requiring it. He said the City can charge a fee to do it. He suggested that we try to find someone to do the inspection, charge for it, and then use the money to pay the inspector who does the work. Mike Wisdom moved that the City hire an inspector. Bront Luna seconded the motion. Motion approved 6-0. It was mentioned that maybe we could piggyback with the City of Corsicana and send funds to them. Bront Luna moved that this be tabled until the next regular meeting. Debbie Childress seconded the motion. Motion approved 6-0.

Next was the discussion regarding a need for a public hearing for a Specific Use Permit for a business for Docks R Us. Chalma Gonzales, owner of Docks R Us, is renting the building on the property by the new "Ice House" close to the Aggie General Store. Mr. Gonzales is also requesting a sign permit for Docks R Us. The Council said Mr. Gonzales can keep his temporary sign up until we have his public hearing for a Specific Use Permit for a business at which time, if approved, he can see about a permanent sign. He said the sign would be a 4'x8' sign where the old B.A.T. Marine sign was and that it will have something about ice and water underneath regarding The Ice House. The public hearing for Mr. Gonzales will be on Tuesday, August 1, 2023.

Next was the consideration of adopting Ordinance #30 which is "ADOPTING AND ENACTING A NEW CODE OF ORDINANCES; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE

VIOLATION THEREOF NOT EXCEEDING \$500 GENERALLY OR NOT EXCEEDING \$2,000 FOR VIOLATIONS RELATING TO FIRE SAFETY, ZONING OR PUBLIC HEALTH AND SANITATION OR NOT EXCEEDING \$4,000 FOR VIOLATIONS RELATING TO DUMPING OF REFUSE; PROVIDING FOR THE AMENDMENT OF SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.” Bront Luna moved that Ordinance #30, adopting the new code, be approved. Mike Wisdom seconded the motion. Motion approved 6-0.

Next was the discussion of who is allowed to vote in the City of Eureka. The City has an Ordinance (#12) dated August 25, 2014 stating that all legally registered voters who live in a home that the land touches Eureka City Limits shall be allowed to vote in City of Eureka elections providing that these homes must be the legal residence of the registered voter and be lived in full time. Susan Wisdom is to ask Attorney Terry Jacobson about this. Also, can you be on the Eureka City Council if the property you live on is in the Eureka City Limits but due to distance from the road, the house is in the City’s ETJ. According to Attorney Terry Jacobson, if the street address is within the Eureka City Limits, you are eligible to be on the Eureka City Council if you meet all the other requirements.

There were public comments regarding 2 children riding on ATVs on SE CR 2240. The children are reportedly wearing protective equipment, but do not look out for cars and have almost caused several wrecks. It was suggested that if this happens again, they should notify the sheriff’s department.

The next regular City Council Meeting has been changed from July 25, 2023 to August 1, 2023 at 5:30 p.m.

Bront Luna moved that the meeting adjourn. Evelyn Broxson seconded the motion. The motion carried 6-0. Mayor Tammy Cantrell adjourned the meeting at 7:12 p.m.

Minutes by Susan Wisdom, Secretary