



**City of Berkeley, Missouri**  
**City Council Meeting**  
November 19, 2018  
Minutes

**Meeting Called to Order:**

Mayor Hoskins called the council meeting to order at 7:00 pm.

Roll Call:

Councilwoman Mitchell (W1)	present	Councilwoman Williams (W2)	present
Councilwoman Hoskins (W3)	present	(W4)	vacant
Councilman Hindeleh (W5)	present	Councilwoman-at-Large Greene	present
Mayor Hoskins	present	Quorum established.	

**Presentation:**

Ceremonial Oath of Office for the Fire Department: Fire Captain Scott Lembke & Fire Captain TJ Stevens. Police Department: Police Officers Shawn Cox, Erin O'Brien, Kody Reis, & Ryan Young. Captain/Accreditation Manager Warren Runge. Recessed for refreshments at 7:15 pm.

Meeting called back to order at 7:31 pm.

**Approval of the Minutes:**

Councilwoman Mitchell moved, Councilman Hindeleh seconded, and the motion carried to approve the 11/05/18 regular meeting minutes.

**Public Hearings:**

**Request for Rezoning, Special Use Permits, Resubdivision:**

Councilwoman Mitchell moved, Councilwoman-at-Large Greene seconded, and the motion carried for the request to refer to the City Plan Commission Case #18-16: A request from the City Manager to amend the Zoning Code, Chapter 415, Relating to Trailer Parks, Case #18-17: A request from the City Manager to amend the Zoning Code relating to parking certain types of trailers within the City of Berkeley, and Case #18-18: A request from the City Manager to amend the Zoning Code to consider short term rentals in certain districts within the City of Berkeley.

**Citizens Hearing:**

Mayor Hoskins will look into and get back with Mr. Terence Vincent about his complaint/concerns dealing with 6717 Torlina.

Councilman Hindeleh moved, Councilwoman-at-Large Greene seconded, and the motion carried to close the citizens hearing session of this meeting.

**Resolutions:**

Res #3456 – A Resolution to Reimburse such Councilperson and City Manager for Expenses Specifically Incurred by them, if any, for the Months of October 2018 (Council)

Councilwoman Williams moved and Councilwoman-at-Large Greene seconded the motion for the adoption of Resolution #3456. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed

Res #3457 – A Resolution for the Creation of the City of Berkeley Municipal Division Revenue Bank Account and Authorization of Bank Signatures (Council) – Put on hold for further clarifying information of why this account is needed.

**Petitions:**

**Unfinished Business:**

Bill #4653 – An Ordinance Authorizing the Appropriation of not to Exceed \$325,000 for the Purpose of Defeating a Portion of the City’s Outstanding General Obligation bonds, Paying Certain costs of Such Defeasance and Authorizing Certain Other Actions in Connection Therewith. (Council) – 2nd & 3rd Reading

Councilman Hindeleh moved, Councilwoman Williams seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4653, by title only. Councilwoman Mitchell moved and Councilwoman-at-Large Greene seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4653. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. (*Ordinance #4497*)

Bill #4654 – An Ordinance Repealing Berkeley Police Department General Order Policy #2016-07, 2016-13, 2016-22, 28, 29, 39, 54, 56, and 57 and Replacing with New General Order Policy #7, 13, 22, 28, 29, 39, 54, 56, and 57 (Council) – 2nd & 3rd Reading

Councilwoman Mitchell moved, Mayor Hoskins seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4654, by title only. Councilwoman Hoskins moved and Councilwoman-at-Large Greene seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4654. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. (*Ordinance #4498*)

Bill #4655 – An Ordinance for the Berkeley Police Department General Order #66 “Administrative Reporting System” Policy (Council) – 2nd & 3rd Reading

Councilwoman-at-Large Greene moved, Mayor Hoskins seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4655, by title only. Councilwoman-at-Large Greene moved and Councilman Hindeleh seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4655. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. (*Ordinance #4499*)

Bill #4656 – An Ordinance Amending Section 200.050 Disposition of Unclaimed Property (Council) – 2nd & 3rd Reading

Mayor Hoskins moved, Councilwoman Hoskins seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4656, by title only. Councilwoman-at-Large Greene moved and Councilman Hindeleh seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4656. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. (*Ordinance #4400*)

Bill #4657 – An Ordinance of the City of Berkeley, MO, Authorizing the Transfer of Certain Real Estate Properties From St. Louis County to the City of Berkeley, See Exhibit A (Council) – 2nd & 3rd Reading

Councilwoman Mitchell moved, Mayor Hoskins seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4657, by title only. Councilwoman-at-Large Greene moved and Councilman Hindeleh seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4657. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. (*Ordinance #4501*)

**New Business:**

Councilwoman Williams moved, Mayor Hoskins seconded, and the motion approved the City Manager’s request to refer the City Façade Program to the City Plan Commission.

**Introduction of Bills:**

Bill #4658 – An Ordinance Amending the Berkeley Exterior Housing Neighborhood Stabilization Grant Program (Council)

Bill #4659 – An Ordinance of the City of Berkeley, MO, Authorizing the Mayor and City Manager to Execute the Attached FIRST Robotics at Holman Elementary School Memorandum of Understanding (Council)

Bill #4660 – An Ordinance Amending Ordinance #4491 with BKM Fitness to Continue to Operate a Family Fitness Program with the City of Berkeley (Council)

Bill #4661 – An Ordinance for the Berkeley Police Department General Order #65 “Contract Police Department Services” Policy (Council)

Bill #4662 – An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Agreement with Reed Realtor (Council)

Bill #4663 – An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Agreement with General Code for an Editorial and Code Analysis (Council)

Bill #4664 – An Ordinance of the City of Berkeley Amending the Employee Handbook of Personnel Rules and Regulations, Policies, and Benefits in Rule Number 21: Drug & Alcohol Policy for Safety Sensitive Positions (Council)

Bill #4665 – An Ordinance of the City of Berkeley, MO, Authorizing the Mayor and City Manager to Execute the Attached Athletes on the Runway Memorandum of Understanding (Council)

**Appointments to Boards and Commissions:**

Mayor Hoskins moved, Councilman Hindeleh seconded, and the motion carried to reappoint Laura Modrusic to the Economic Development Commission. Mayor Hoskins moved, Councilwoman Hoskins seconded, and the motion carried to accept Mayor Hoskins’s nomination to appoint Councilman Hindeleh and Councilwoman-at-Large Greene to the Finance Committee.

**Communications:**

**Reports and Recommendations from the City Manager:**

Mayor Hoskins moved and Councilwoman Hoskins seconded the motion to hold a closed session for legal. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed.

Mayor Hoskins requested more information added to the New Resident Guide.

Councilwoman-at-Large Green moved, Councilman Hindeleh seconded, and the motion carried to approve the request from St. Louis County Family Court to continue the mentoring Junior Fire Firefighter Program at Firehouse #1 in 2019.

**Reports from the Clerk:**

**Reports from the City Attorney:**

**Reports from the Special Committees:**

**Reports from the Standing Committees:**

**Reports from the Council:**

The City Manager was instructed to look into the complaint about the parking on Frost.

**Audience Participation (Limited to Subjects Addressed During the Meeting):**

**Adjourn:**

Mayor Hoskins moved, Councilwoman-at-Large Greene seconded, and the motion carried to adjourn the meeting at 8:22 pm.

**Closed Session:**

Mayor Hoskins moved and Councilman Hindeleh seconded the motion to open the closed session at 8:24 pm. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. City Manager Irvin, City Attorney Smith, and City Clerk Jones were present.

Mayor Hoskins moved and Councilwoman Hoskins seconded the motion for City Attorney Smith and City Manager Irvin to hire a law firm relating to the School District ruling. City Attorney Smith is to assist the firm with the case. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed.

Councilman Hindeleh moved and Councilwoman-at-Large Greene seconded the motion for a budget of \$75,000. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed.

Councilman Hindeleh moved, Councilwoman-at-Large Greene seconded, and the motion carried to adjourn the meeting at 8:30 pm.

Approved: This 03<sup>rd</sup> day of December 2018

Attest:

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Theodore Hoskins, Mayor

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Deanna Jones, City Clerk