



City of Berkeley, Missouri
City Council Meeting
April 01, 2019
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.	

Approval of the Minutes:

Councilwoman Mitchell moved, Councilwoman-at-Large Greene seconded, and the motion carried to approve the 03-18-2019 regular meeting.

Public Hearings:

Mayor Hoskins opened the CDBG Public Hearing and requested that everyone sign-in. He explained the purpose of the hearing and gave the public and council members the opportunity to discuss the allocation of \$121,600 funds in 2020. The public did not offer any additional questions or comments. Councilwoman-at-Large Green moved, Councilwoman Williams seconded, and the motion carried to close this Public Hearing session of this meeting.

Mayor Hoskins opened the Public Hearing to discuss Case #19-05: Shall a Special Use Permit be granted to Georgia Davis to operate MiStory Dance Studio, located at 8551 Airport Road? The public and council members were given an opportunity for clarification inquires. The public did not offer any additional questions or comments. Councilman Hindeleh moved, Councilwoman-at-Large Green seconded, and the motion carried to close this Public Hearing session of this meeting.

Mayor Hoskins opened the Public Hearing to discuss Case #19-06: Shall a Special Use Permit be granted to change ownership and add outdoor cooking in rear of “Chicken & Fish Market Grill”, located at 8017 Airport Road? The public and council members were given an opportunity for clarification inquires. The public did not offer any additional questions or comments. Councilman Hindeleh moved, Councilwoman-at-Large Green seconded, and the motion carried to close this Public Hearing session of this meeting.

Mayor Hoskins opened the Public Hearing to discuss Case #19-07: Shall a Special Use Permit be granted to Petre Alexandrov to operate a transportation business, located at 9373 Koenig, off Natural Bridge and LaGuardia; and a parcel consolidation of three lots; 9379, 9377, & 9373 Koenig? The public and council members were given an opportunity for clarification inquires. The public did not offer any additional questions or comments. Councilwoman-at-Large Green moved, Councilman Hindeleh seconded, and the motion carried to close this Public Hearing session of this meeting.

Request for Rezoning, Special Use Permits, Resubdivision:

Citizens Hearing:

Councilwoman Mitchell moved, Councilman Hindeleh seconded, and the motion carried to close the citizens hearing session of this meeting.

Resolutions:

Amend Res #3313 – **A Resolution Authorizing Eman Salem a Special Use Permit to Operate a Fish & Chicken Food Market with Rear Outdoor Cooking, Lottery Sales, and Liquor License Located at 8017 Airport Rd, in the City of Berkeley, St. Louis County, Missouri (Council)**

Mayor Hoskins moved, Councilwoman-at-Large Greene seconded, and the motion carried to amend the Resolution to remove outdoor cooking. Councilwoman Mitchell moved, Councilwoman Williams seconded, and the motion carried to amend the Resolution to remove liquor license. City Clerk read the new amended Resolution #3313.

A Resolution Authorizing Eman Salem a Special Use Permit to Operate a Fish & Chicken Food Market with Lottery Sales, Located at 8017 Airport Road, in the City of Berkeley, St. Louis County, Missouri (Council)

Mayor Hoskins moved and Councilwoman Williams seconded the motion for the newly Amended Resolution #3313. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. *According to Charter Article IX Section 3 Zoning: the affirmative vote of five (5) members of the Council shall be required to adopt any amendment, modification, resolution, findings, revision or ordinance contrary to the recommendations of the City Plan Commission*

Res #3464 – A Resolution Authorizing Georgia Davis a Special Use Permit to Operate MiStory Dance Studio Located at 8551 Airport Rd, in the City of Berkeley, St. Louis County, Missouri (Council)

Councilman Hindeleh moved and Councilwoman-at-Large Green seconded the motion to adopt Resolution #3464. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed.

Res #3465 – A Resolution Authorizing Petre Alexandrov a Special Use Permit to Operate Transportation Business Located at 9373 Koenig, off Natural Bridge and LaGuardia, in the City of Berkeley, St. Louis County, Missouri (Council)

Councilwoman Mitchell moved and Councilman Hindeleh seconded the motion to adopt Resolution #3465. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed.

Res #3466 – A Resolution for the Authorization of Signatures for the Pledged Collateral Agreement at Wells Fargo in regards to Funds Deposited in Enterprise Bank & Trust (Council)

Councilman Hindeleh moved and Councilwoman-at-Large Green seconded the motion to adopt Resolution #3466. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed.

Petitions:

Unfinished Business:

HOLD: Bill #4685 – An Ordinance of the City of Berkeley, MO, Amending the Employee Handbook of Personnel Rules and Regulations, Policies, and Benefits in Section 16.01: Alcohol and Drug Policy Relating to Medical Marijuana (Council) – 2nd & 3rd Reading

HOLD: Bill #4687 – An Ordinance Amending Title II Public Health, Safety and Welfare; and the Repeal of Certain Sections in Part of or in its Entirety (Council) – 2nd & 3rd Reading

Bill #4686 – An Ordinance Amending Title I Government Code; and the Repeal of Certain Sections in Part of or in its Entirety (Council) – 2nd & 3rd Reading

Councilman Hindeleh moved, Mayor Hoskins seconded, and the motion carried for the 2nd reading of Bill #4686, by title only. Councilwoman Mitchell moved and Councilwoman-at-Large Greene seconded the motion for the 3rd reading by title only, and adoption of Bill #4686. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. (*Ordinance #4531*)

Bill #4690 – An Ordinance of the City of Berkeley, MO, Authorizing the Acception of the Attached Quitclaim Deed for the Donated Real Property Identified as 6764 St. Olaf, Berkeley, MO (Council) – 2nd & 3rd Reading

Councilwoman-at-Large Greene moved, Councilman Hindeleh seconded, and the motion carried for the 2nd reading of Bill #4690, by title only. Councilwoman-at-Large Greene moved and Councilwoman Williams seconded the motion for the 3rd reading by title only, and adoption of Bill #4690. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. (*Ordinance #4532*)

Bill #4691 – An Ordinance Establishing Provisions Relating to the Operation of Unmanned Aircraft (Council) – 2nd & 3rd Reading

Councilwoman Mitchell moved, Councilman Hindeleh seconded, and the motion carried for the 2nd reading of Bill #4691, by title only. Councilwoman-at-Large Greene moved and Councilwoman Williams seconded the motion for the 3rd reading by title only, and adoption of Bill #4691. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. (*Ordinance #4533*)

Bill #4692 – An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Agreement with Harrison’s Fishery, Inc. for 2019 Live Fish for Mathison Lake (Council) – 2nd & 3rd Reading

Mayor Hoskins moved, Councilwoman Williams seconded, and the motion carried for the 2nd reading of Bill #4692, by title only. Councilwoman-at-Large Greene moved and Councilman Hindeleh seconded the motion for the 3rd reading by title only, and adoption of Bill #4692. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. (*Ordinance #4534*)

New Business:

Appointments to Boards and Commissions:

Introduction of Bills:

Emergency Bill #4694 – **An Ordinance for the City of Berkeley MO, Authorizing the Mayor to Execute the Attached Agreement with Sean Williams Repealing and Replacing Ordinance #4530 TLH Construction in Regards to the Municipal Pool House Renovation** (*The City Council does hereby find and declare that an emergency exists which requires the immediate passage of this ordinance for preservation of the welfare of the Citizens of the City of Berkeley.*) (Council)

Councilwoman Mitchell moved, Councilwoman-at-Large Greene seconded, and the motion carried for the 2nd reading of Bill #4694, by title only. Councilwoman-at-Large Greene moved and Councilwoman Mitchell seconded the motion for the 3rd reading in its entirety, and adoption of Bill #4694. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, and Hindeleh-Aye (Aye-6) motion passed. (*Ordinance #4535*)

Bill #4695 – **An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached Community Development Block Grant (CDBG) Municipal Application for Fiscal Year 2020** (Council)

Bill #4696 - **An Ordinance Approving Lot Consolidation 9373 Koenig Circle Drive, According To The Plat Thereof Recorded In Plat Book 22628, Page 2631 Of The St. Louis County Records, In U.S. Survey 49-46-6; 9379 Koenig Circle Drive, According To The Plat Thereof Recorded In Book 22628 Page 2631 Of The St. Louis County Records, In U.S. Survey 49-46-6; And 9377 Natural Bridge According To The Plat Thereof Recorded In Plat Book 22628, Page 2631 Of The St. Louis County Records, In U.S. Survey 49-46-6; St. Louis County, Missouri, In The City Of Berkeley, Missouri, Saint Louis County** (Council)

Bill #4697 – **An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached Agreement with REJIS for Managed IT services** (Council)

Bill #4698 – **An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Agreement with Ed Ershen Allowing the Sale of Fishing poles at Mathison Lake Park** (Council)

Bill #4699 – **An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached Agreement with Kaemmerlen Facility Solutions According to Re-Bid #880 – Municipal Pool House** (Council)

Bill #4700 – **An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached Agreement with Stifel, Nicolaus & Company, Inc. for Financial Advisory Services** (Council)

Bill #4701 – **An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached Agreement with Hosea’s Lawn Care** (Council)

Communications:

Mayor Hoskins moved, Councilman Hindeleh seconded, and the motion carried to allow the City Manager to use the refunded insurance money along with additional funds to buy a new police car.

Reports and Recommendations from the City Manager:

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

Reports from the Clerk:

Reports from the City Attorney:

Reports from the Special Committees:

Reports from the Standing Committees:

Councilwoman Mitchell moved, Councilwoman-at-Large Greene seconded, and the motion carried to receive and file the City Plan Commission Meeting Minutes for 02-13-19.

Reports from the Council:

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

Adjourn:

Councilwoman-at-Large Green moved, Councilman Hindeleh seconded, and the motion carried to adjourn the meeting at 7:58 pm.

Closed Session:

Mayor Hoskins moved and Councilwoman Williams seconded the motion to open the closed session for real estate and litigation at 8:08 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.

No action was taken during this session.

Mayor Hoskins moved, Councilman Hindeleh seconded, and the motion carried to adjourn the meeting at 8:17 pm.

Approved: This 15th day of April 2019

Attest:

Theodore Hoskins, Mayor

Deanna Jones, City Clerk