



City of Berkeley, Missouri
City Council Meeting
August 19, 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	Councilwoman Anthony (W4)	present
Councilman Hindeleh (W5)	present	Councilwoman-at-Large Greene	present
Mayor Hoskins	present	Quorum established.	

Approval of the Minutes:

Councilwoman-at-Large Greene moved, Councilwoman Williams seconded, and the motion carried to approve the minutes for the 07-15-2019 regular meeting.

Councilwoman Mitchell moved, Councilwoman-at-Large Greene seconded, and the motion carried to approve the minutes for the special meetings 07-22-19.

Public Hearings:

- a. Shall an amendment be granted for the Zoning Code, Chapter 400, Article II by changing the use of group homes for foster care and group homes for mentally or physically handicapped from a special use to a permitted use in the residential zoned districts?

Councilwoman-at-Large Greene moved, Councilman Hindeleh seconded, and the motion carried to close this Public Hearing.

- b. Case #19-12: Shall a Special Use Permit be granted to Margery Blocker to operate Jody B's, a soul food restaurant located at 8017 Airport Road?

Councilman Hindeleh moved, Councilwoman Mitchell seconded, and the motion carried to close this Public Hearing.

Request for Rezoning, Special Use Permits, Resubdivision:

- a. Case #19-14: Request for Referral to the City Plan Commission Agenda for Special Use Permit for the operation of a tow, storage & mechanic operation at 8533 Wabash Ave, Unit A – Theodore Williamson.
This item was skipped, per Mayor Hoskins.
- b. Case #19-15: Request for Referral to the City Plan Commission Agenda for Special Use Permit for the operation of a tow and storage operation at 8533 Wabash Ave, Unit B – George Smith.
This item was skipped, per Mayor Hoskins.
- c. Case #19-16: Request for Referral to the City Plan Commission Agenda for Special Use Permit for the operation of an auto repair shop at 5926 Evergreen Ave – Barclanon Dixon.

Councilwoman Mitchell moved, Councilman Hindeleh seconded, and the motion carried to refer the request from Barclanon Dixon to the next available City Plan Commission Agenda for Special Use Permit to operate an auto repair shop at 5926 Evergreen Ave, with all necessary paperwork received.

Citizens Hearing:

Councilwoman Mitchell and City Manager Irvin were dismissed from the meeting at 7:10pm.

Councilman Hindeleh moved, Councilwoman-at-Large Greene seconded, and the motion carried to close the

citizens hearing session of this meeting.

Resolutions:

- a. **Res #3478 – A Resolution of the City Berkeley, Authorizing the Mayor and City Manager to Execute the Attached Governmental Merchant Services Application with Elavon (Council)**

Councilman Hindeleh moved and Councilwoman Williams seconded the motion to adopt Resolution #3478. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Absent, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6, Absent-1) motion passed.

- b. **Res #3479 – A Resolution for the Authorization of Bank Signatures for the City of Berkeley Ramona Lake Trust Fund Account (Council)**

Councilman Hindeleh moved and Councilwoman Williams seconded the motion to adopt Resolution #3478. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Absent, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6, Absent-1) motion passed.

- c. **Res #3480 – A Resolution for the Authorization of Bank Signatures for the City of Berkeley Ramona Lake Investment Account (Council)**

Councilwoman Williams moved and Councilman Hindeleh seconded the motion to adopt Resolution #3478. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Absent, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6, Absent-1) motion passed.

- d. **Res #3481– A Resolution Authorizing Margery Blocker a Special Use Permit to Operate Jody B’s, a Soul Food Restaurant, located at 8017 Airport Road, in the City of Berkeley, St. Louis County, Missouri (Council)**

Councilwoman Williams moved and Councilwoman-at-Large Greene seconded the motion to adopt Resolution #3478. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Absent, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6, Absent-1) motion passed.

- e. **Res #3482 – A Resolution to Reimburse such Councilperson and City Manager for Expenses Specifically Incurred by them, if any, for the Month of August 2019 (Council)**

Councilwoman-at-Large Greene moved and Councilman Hindeleh seconded the motion to adopt Resolution #3478. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Absent, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6, Absent-1) motion passed.

Petitions:

Unfinished Business:

- a. **Bill #4721 – An Ordinance Amending Ordinance #4520 for a Contract Extension with Spencer Contracting Company for Miller Park Renovations (Council) – 2nd & 3rd Reading**

Councilwoman Hoskins moved, Councilman Hindeleh seconded, and the motion carried for the 2nd reading of Bill #4721 by title only. Councilwoman-at-Large Greene moved and Councilwoman Hoskins seconded the motion for the 3rd reading, by title only, and adoption of Bill #4721. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Absent, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6, Absent-1) motion passed. *Ordinance #4564*

- b. **Bill #4722 – An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Occupational Health Services Agreement with St. Luke’s Workplace Health (Council) – 2nd & 3rd Reading**

Councilwoman-at-Large Greene moved, Councilwoman Anthony seconded, and the motion carried for the 2nd reading of Bill #4722 by title only. Councilwoman Williams moved and Councilwoman-at-Large Greene seconded the motion for the 3rd reading, by title only, and adoption of Bill #4722. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Absent, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6, Absent-1) motion passed. *Ordinance #4565*

New Business:

- a. Discussion – Purchase Dell Computers – Under State Bid (DI)
This item was put on hold, per Mayor Hoskins.
- b. Discussion – Pool Closure Date Extended to 09-30-19 – to continue water aerobics (DI)
This item was put on hold, per Mayor Hoskins.
- c. Discussion – Dollar Home Program – ED Coordinator Smith-Drake (DI)
This item was put on hold, per Mayor Hoskins.
- d. Discussion – Mow and Own Program – ED Coordinator Smith-Drake (DI)
This item was put on hold, per Mayor Hoskins.

Introduction of Bills:

- a. Bill #4723 – An Ordinance Amending Chapter 400, Article II, to Change the Use of Group Homes for Foster Care and Group Homes for Mentally or Physically Handicapped from a Special Use to a Permitted Use in the Residential Zoned Districts of the City of Berkeley, to Insure the Public Health, Safety and Welfare Thereof (Council)
- b. Bill #4724 – An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached FY2019 CDBG Supplemental Cooperation Agreement (Council)
- c. Bill #4725 – An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached Shred-It Agreement for Secure document Destruction Services (Council)
- d. Bill #4726 – An Ordinance of the City of Berkeley, Missouri, Authorizing the Purchase of Washington Park Cemetery from Saint Louis County Post-Third Sale (Council)
- e. Bill #4727 – An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached Leo M. Ellebracht Company Agreement for Personal Protective Equipment (Council)
- f. Bill #4728 – An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached Smeal Fire Apparatus LLC Agreement (Council)
- g. Bill #4729 – An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached Hochschild, Bloom, & Company LLP Agreement for Audit Services (Council)

Communications:

Reports and Recommendations from the City Manager:

Councilwoman-at-Large Greene moved and Councilman Hindeleh seconded the motion to hold a closed session for Litigation. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Absent, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6, Absent-1) motion passed.

Reports from the Clerk:

Reports from the City Attorney:

Reports from the Special Committees:

Reports from the Standing Committees:

Mayor Hoskins moved, Councilwoman-at-Large Greene seconded, and the motion carried to receive and file the City Plan Commission Meeting Minutes – 07/10/2019.

Reports from the Council:

Mayor Hoskins moved, Councilman Hindeleh seconded, and the motion carried to appoint John Sides to the Economic Development Commission.

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

Councilwoman Williams moved, Councilman Hindeleh seconded, and the motion carried to allow Brittney McCray, owner of “The Lab” located 8560 Airport Rd., a block party on Sept 29, 2019, with the Madison street blocked from Airport Rd to 3rd Street, with a rental of the Civic Center, and the use of the parking lot for vendors and bounce house.

Adjourn:

Councilman Hindeleh moved, Councilwoman-at-Large Greene seconded, and the motion carried to adjourn the meeting at 7:34 pm.

Closed Session:

Mayor Hoskins opened the closed session for litigation at 7:36pm. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Absent, Williams-Aye, Greene-Aye, Hindeleh-Aye, and Anthony-Aye (Aye-6) motion passed. City Attorney Smith, Assistant Attorney Ezell, and City Clerk Jones were present.

The Council gave a general consensus to provide payment as requested by City Attorney Smith.

With no further business the meeting adjourned at 8:25pm.

Approved: This 16th day of September 2019

Attest:

Theodore Hoskins, Mayor

Deanna Jones, City Clerk