



City of Berkeley, Missouri
City Council Meeting
September 16, 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)	absent
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:

Councilman Hindeleh moved, Councilwoman-at-Large Greene seconded, and the motion carried to approve the minutes for the 08-19-2019 regular meeting.

Public Hearings:

- a. Case #19-13: Shall a Special Use Permit be granted to Radwan Daboul to operate a secondary automotive service and storage located at 5832 Garfield Avenue?
Councilwoman Hoskins moved, Councilman Hindeleh seconded, and the motion carried to close this Public Hearing.

Request for Rezoning, Special Use Permits, Resubdivision:

- a. Case #19-17: Request for Referral to the City Plan Commission Agenda for a Special Use Permit for the operation of a Large and Fleet Vehicle Wash by petitioner Kevin H. Shepard PE, Oates Associates on behalf of St. Louis Fleet Wash.
Councilwoman Mitchell moved, Councilwoman Anthony seconded, and the motion carried to refer the request from Kevin H. Shepard to the next available City Plan Commission Agenda for Special Use Permit to operate a large and fleet vehicle wash at 9418 Natural Bridge Rd with all necessary paperwork received.

Citizens Hearing:

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

Resolutions:

- a. Res #3483 – **A Resolution to Reimburse such Councilperson and City Manager for Expenses Specifically Incurred by them, if any, for the Month of September 2019** (Council Present)
Councilman Hindeleh moved and Councilwoman Hoskins seconded the motion to adopt Resolution #3483.
Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6) motion passed.
- b. Res #3484 – **A Resolution Authorizing Radwan Daboul a Special Use Permit for the Operation of a Secondary Auto Service and Storage, located at 5832 Garfield Ave, in the City of Berkeley, St. Louis County, Missouri** (Council Present)
Councilman Hindeleh moved and Councilwoman Hoskins seconded the motion to adopt Resolution #3484.
Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6) motion passed.
- c. Res #3485 – **A Resolution of the City of Berkeley Adopting the St. Louis Regional Hazard Mitigation Plan** (Council Present)
Councilwoman Mitchell moved and Councilman Hindeleh seconded the motion to adopt Resolution #3478.
Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6) motion passed.

- d. **Res #3486– A Resolution Urging the County Executive and County Council to Restore accountability and Responsibility Among County Appointees** (Council Present)
Councilwoman Hoskins moved and Councilwoman Mitchell seconded the motion to adopt Resolution #3486. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6) motion passed.

Petitions:

Unfinished Business:

- 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 Present)
Councilwoman-at-Large Greene moved, Councilman Hindeleh seconded, and the motion carried for the 2nd reading of Bill #4723 by title only. Councilwoman-at-Large Greene moved and Councilwoman Anthony seconded the motion for the 3rd reading, by title only, and adoption of Bill #4723. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6) motion passed. *Ordinance #4566*
- b. **Bill #4724 – An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached FY2019 CDBG Supplemental Cooperation Agreement** (Council Present)
Councilwoman Mitchell moved, Councilman Hindeleh seconded, and the motion carried for the 2nd reading of Bill #4724 by title only. Bill #4724 3rd reading is moved to the next special meeting.
- 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 Present)
Councilwoman Mitchell moved, Councilwoman-at-Large Greene seconded, and the motion carried for the 2nd reading of Bill #4725 by title only. Councilwoman-at-Large Greene moved and Councilwoman Anthony seconded the motion for the 3rd reading, by title only, and adoption of Bill #4725. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6) motion passed. *Ordinance #4567*
- d. **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 Present)
Councilwoman Mitchell moved, Councilwoman-at-Large Greene seconded, and the motion carried for the 2nd reading of Bill #4727 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 #4727. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6) motion passed. *Ordinance #4568*
- e. **Bill #4728 – An Ordinance of the City of Berkeley, Missouri, Authorizing the Mayor to Execute the Attached Smeal Fire Apparatus LLC Agreement** (Council Present)
Councilwoman Mitchell moved, Councilman Hindeleh seconded, and the motion carried for the 2nd reading of Bill #4728 by title only. Councilwoman-at-Large Greene moved and Councilwoman Anthony seconded the motion for the 3rd reading, by title only, and adoption of Bill #4728. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6) motion passed. *Ordinance #4569*
- f. **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 Present)
Councilwoman Mitchell moved, Councilman Hindeleh seconded, and the motion carried for the 2nd reading of Bill #4729 by title only. Councilwoman Mitchell moved and Councilwoman Anthony seconded the motion for

the 3rd reading, by title only, and adoption of Bill #4729. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6) motion passed. *Ordinance #4570*

- g. Bill #4730 – **An Ordinance Amending Ordinance #4547 Authorizing the Mayor to Execute the Attached Quit Claim Deed for City Owned Real Property as Identified to Rubicon Corporation** (Council Present)
Councilman Hindeleh moved, Councilwoman-at-Large Greene seconded, and the motion carried for the 2nd reading of Bill #4730 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 #4730. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6) motion passed. *Ordinance #4571*
- h. Bill #4731 – **An Ordinance Ordering the Levy and Fixing the Rate of Taxes to be Collected in the City of Berkeley, MO, for the Fiscal Year 2019/2020, to Provide for the General Revenue; Establishment and Maintenance of Public Parks; and to Provide for the Payment of Interest and Principal on All Outstanding Bond of the City of Berkeley, MO** (Council) – 2nd & 3rd Reading
Councilwoman-at-Large Greene moved, Councilman Hindeleh seconded, and the motion carried for the 2nd reading of Bill #4731 by title only. Bill #4731 3rd reading is moved to the next special meeting.

Councilwoman-at-Large Greene moved, Councilwoman Anthony seconded, and the motion carried to hold a special meeting on 09-24-19 at 12pm for the 3rd reading of Bill #4724 and Bill #4731.

New Business:

- a. Appointments to Board and Commissions
Mayor Hoskins moved, Councilwoman Anthony seconded, and the motion carried to receive and accept the resignation of Ms. K. Watson from the City Plan Commission and Ms. M. Burks from the Pension Board.
- b. Discussion – Purchase Dell Computers – Under State Bid (DI)
- c. Discussion – Pool Closure Date Extended to 09-30-19 – to continue water aerobics has been canceled. (DI)
- d. Discussion – Dollar Home Program – ED Coordinator Smith-Drake (DI)
The Council gave a general consensus to move the Dollar Home Program to the Economic Development Commission agenda.
- e. Discussion – Mow and Own Program – ED Coordinator Smith-Drake (DI)
The Council gave a general consensus to move the Dollar Home Program to the Economic Development Commission agenda.

Introduction of Bills:

- a. 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 Present)
Councilwoman-at-Large Green moved, Councilwoman Hoskins seconded, and the motion carried for the 2nd reading of Bill #4726 with a discussion.

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 and Real Estate. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-6) motion passed.

Liquor License Renewal – Incognito Bar & Grill – 8636 Frost Ave (Full and Sunday Sales)

Councilwoman-at-Large Greene moved and Councilman Hindeleh seconded the motion for the Liquor License Renewal of Incognito Bar & Grill at 8636 Frost Ave. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Nay, Williams-

Absent, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-5, Nay-1) motion passed.

Reports from the Clerk:

Reports from the City Attorney:

Reports from the Special Committees:

Reports from the Standing Committees:

Councilman Hindeleh moved, Councilwoman Anthony seconded, and the motion carried to receive and file the City Plan Commission Meeting Minutes – 08/14/2019.

Reports from the Council:

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

Adjourn:

Councilman Hindeleh moved, Councilwoman-at-Large Greene seconded, and the motion carried to adjourn the meeting at 8:01 pm.

Closed Session:

Mayor Hoskins opened the closed session for litigation and real estate at 8:03pm. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Absent, Greene-Aye, Hindeleh-Aye, and Anthony-Aye (Aye-6) motion passed. City Manager Irvin, City Attorney Smith, and City Clerk Jones were present.

No action taken during this session.

With no further business the meeting adjourned at 8:28pm.

Approved: This 07th day of October 2019

Attest:

Theodore Hoskins, Mayor

Deanna Jones, City Clerk