



City of Berkeley, Missouri
City Council Meeting
November 4, 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.	

Oath of Office: Michael Hurtado for Fire Captain. Oath was given by Councilwoman-at-Large Greene. Meeting recessed for 10 minutes for celebration.

Approval of the Minutes:

Councilwoman-at-Large Greene moved, Councilwoman Anthony seconded, and the motion carried to approve the minutes for the 10-21-2019 regular meeting and the 10-22-2019 and 10-29-2019 special meeting.

Public Hearings:

- a. Case No. 19-16: Shall a Special Use Permit be granted to Barclanon Dixon and Henry Trinidad to operate an automotive repair shop located at 5926 Evergreen Blvd?
Councilman Hindeleh moved, Councilwoman Anthony seconded, and the motion carried to close Case No. 19-16 Public Hearing.

Request for Rezoning, Special Use Permits, Resubdivision:

- a. Case No. 19-19: Request for Referral to the City Plan Commission Agenda for a Special Use Permit 8544 Airport Rd, Barber Shop; Petitioner: Keri Gilyard
Councilwoman Hoskins moved, Councilman Hindeleh seconded, and the motion carried to refer Keri Gilyard to the next available City Plan Commission Agenda, with all necessary paperwork turned in.

Citizens Hearing:

- a. Councilwoman-at-Large Greene moved, Councilwoman Anthony seconded, and the motion carried to refer American Water to the next available City Plan Commission Agenda for a Special Use Permit to purchase 9040 Frost to renovate to a service center. This location will hold 3 office trailers for short term use to complete a 5 year plan to complete the site plan and building.
- b. Case No. 19-20: Jody Brison is requesting an Open Air Permit for 11-09-2019 Grand Opening at “Jody B’s” located at 8017 Airport Road.
Councilwoman Williams moved, Councilman Hindeleh seconded, and the motion carried to approve the Open Air Permit request for a Grand Opening on 11-09-19 at Jody B’s 8017 Airport Road. She is also able to place flyers at the receptionist desk.
- c. Councilwoman Anthony moved, Councilman Hindeleh seconded, and the motion carried to refer Thomas Neal to the next available City Plan Commission Agenda for a Special Use Permit to operate a barber shop / beauty salon located at 8600 Airport Road, Suite 204.

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

Resolutions:

- a. Res #3490 – **A Resolution Authorizing Barclanon Dixon and Henry Trinidad, a Special Use Permit to operate an Automotive Repair Shop located at 5926 Evergreen Blvd., in the City of Berkeley, St. Louis County, Missouri** (Council Present)
Councilwoman-at-Large Greene moved and Councilwoman Anthony seconded the motion to adopt Resolution #3490. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-7) motion passed.

Petitions:

Unfinished Business:

- a. Bill #4736 – **An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached HR TailorMade Agreement to Audit and Revise the Personnel Manual** (Council Present)
Councilwoman Mitchell moved, Councilwoman Williams seconded, and the motion carried for the 2nd reading of Bill #4736 by title only. Councilwoman Mitchell moved and Councilman Hindeleh seconded the motion for the 3rd reading, by title only, and adoption of Bill #4736. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-7) motion passed. *Ordinance #4578*
- b. Bill #4737 – **An Ordinance Amending Chapter 400, Creating a New Article XIV, Economic Development Improvement and Regulations for the Dollar Home Program in the City of Berkeley MO** (Council Present)
Councilwoman-at-Large Greene moved, Councilwoman Hoskins seconded, and the motion carried for the 2nd reading of Bill #4737 by title only. Councilwoman Williams moved and Councilman Hindeleh seconded the motion for the 3rd reading, by title only, and adoption of Bill #4737. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-7) motion passed. *Ordinance #4579*
- c. Bill # 4738 – **An Ordinance Amending Chapter 400, Creating a New Article XIV, Economic Development Improvement and Regulations for the Mow & Own Program in the City of Berkeley MO** (Council Present)
Councilman Hindeleh moved, Councilwoman Anthony seconded, and the motion carried for the 2nd reading of Bill #4738 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 #4738. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-7) motion passed. *Ordinance #4580*
- d. Bill #4740 – **An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Memorandum of Understanding (MOU) between the City of Berkeley and the Eastern MO Coalition of Police, Fraternal Order of Police, Lodge 15** (Council Present)
Bill #4740 was put on hold until the next meeting.

New Business:

Mayor Hoskins moved, Councilman Hindeleh seconded, and the motion carried to set up the fire union negotiation committee with Fire Chief Linhardt, Assistant City Manager Gibson, and Mayor Hoskins.

Introduction of Bills:

- a. Bill #4741 Emergency – **An Ordinance of the City of Berkeley Amending the Employee Handbook of Personnel Rules and Regulations, Policies, and Benefits in Section 4.02, in the Employee Handbook Entitled, “Promotion – Fire and Police Department Personnel”** (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 Present)
Mayor Hoskins did not introduce Bill #4741.
- b. Bill # 4739 – **An Ordinance Repealing Ordinance 4250 Setting the Minimum Educational Requirements for Certain Positions in the Police Department** (Councilwoman Mitchell)
Mayor Hoskins did not introduce Bill #4739.

- c. **Bill #4742 – An Ordinance Providing for the Submission to the Qualified Voters of the City of Berkeley, MO, at a Municipal Election on April 7, 2020 for the Election of the Council Positions of Mayor and Council Members of Wards II and IV, Providing for the Date of Such Election, Manner of Filing and Voting at Such Election, for Publication of Notice of Said Election** (Council Present)
- d. **Bill #4743 – An Ordinance for the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Agreement with Idemia for the Livescan 5-Year Subscription** (Council Present)
- e. **Bill #4744 - An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Agreement with Tubs and Sons Construction for Demolition of Certain Properties according to Bid #892** (Council Present)
- f. **Bill # 4745 – An Ordinance Amending Berkeley Police Department General Order Policy’s #3, #13, #19, #28, #36, #38, #41, and #51 to be in compliance with the CALEA Standards** (Council Present)
Mayor Hoskins did not introduce Bill #4745, but moved it to the Public Safety Committee Agenda for Friday 11-08-19 @ 1pm. The Committee consists of Mayor Hoskins and Councilwoman Williams, stated Councilwoman Mitchell took herself off the commission.
- g. **Bill #4746 – An Ordinance of the City of Berkeley Adopting the St. Louis County Open Burning Restriction Ordinance, St. Louis County Revised Ordinances (SLCRO) Title VI Chapter 612.345** (Council Present)
- h. **Bill #4747 – An Ordinance for the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Neopost Postage Meter and Maintenance Agreement** (Council Present)

Communications:

Reports and Recommendations from the City Manager:

Councilman Hindeleh moved and Councilwoman Anthony seconded the motion for a closed session Litigation. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-7) motion passed.

Reports from the Clerk:

Mayor Hoskins moved, Councilwoman Anthony seconded, and the motion carried to approve the 2020 calendar dates: canceling 01/20/20, 7/6/20, 8/3/20, and 9/7/20 regular council meetings.

Mayor Hoskins moved, Councilman Hindeleh seconded, and the motion carried to hold a special meeting on 11-12-19 @ 12pm to meet with Arch Images.

Reports from the City Attorney:

Reports from the Special Committees:

Reports from the Standing Committees:

Reports from the Council:

Councilwoman-at-Large Greene moved and Councilwoman Anthony seconded the motion requesting City Manager Irvin complete a bidding process to remodel the Old City Hall for a Youth Center.

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

Adjourn:

Councilman Hindeleh moved, Mayor Hoskins seconded, and the motion carried to adjourn the meeting at 9:15 pm

Closed Session:

Mayor Hoskins opened the closed session for litigation, real estate, and personnel at 9:18pm. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye, and Anthony-Aye. Quorum established. City Manager Irvin, City Attorney Smith, and City Clerk Jones were present.

Councilwoman-at-Large Greene moved and Councilwoman Anthony seconded the motion to refer the cases dealing with 8533 Wabash to the next available City Plan Commission Agenda. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-7) motion passed.

Councilman Hindeleh moved, Councilwoman Anthony seconded, and the motion carried to adjourn the meeting at 9:30pm.

Approved: This 18th day of November 2019

Attest:

Theodore Hoskins, Mayor

Deanna Jones, City Clerk