



City of Berkeley, Missouri
City Council Meeting
December 2, 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:

Councilman Hindeleh moved, Councilwoman-at-Large Greene seconded, and the motion carried to approve the minutes for the 11-18-2019 regular meeting and the 11-25-2019 special meeting.

Public Hearings:

- a. Case #19-19: Shall a Special Use Permit be granted to Keri Gilyard to operate “The Franchise Hair Gallery” a barber shop to be located at 8544 Airport Road?
Councilwoman Williams moved, Councilwoman Anthony seconded, and the motion carried to close this Public Hearing session.
- b. Case #19-20: Shall a Special Use Permit be granted to April M. Giesmann, PE, CFM, c/o Horner & Shifrin, Inc. on behalf of client MO American Water Company to set three modular buildings for use as temporary water company service facility at 9040 and 9080 Frost Ave?
Councilman Hindeleh moved, Councilwoman Anthony seconded, and the motion carried to close this Public Hearing session.
- c. Case #19-21: Shall a Special Use Permit be granted to Thomas Neal to operate Newborn Barber & Beauty Salon at 8600 Airport Road, Ste. 204?
Councilwoman-at-Large Greene moved, Councilman Hindeleh seconded, and the motion carried to close this Public hearing session.

Request for Rezoning, Special Use Permits, Resubdivision:

Citizens Hearing:

Councilman Hindeleh moved, Councilwoman Anthony seconded, and the motion carried to waive the specialties against Marva Colvin’s property located at 6712 Torlina so she can receive inspections and work permits so she can bring the home up-to-code.

Councilwoman Anthony moved, Councilwoman-at-Large Greene seconded, and the motion carried to approve Dimica Alexandrova request to amend 9373 Koenig Special Use Permit Resolution 3465, by adding the company name “My Limo STL”.

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

Resolutions:

- a. Res #3492 – A Resolution of the City of Berkeley MO Censuring Mayor Theodore Hoskins (Council Present)

Councilwoman-at-Large Greene moved and Councilwoman Mitchell seconded the motion to adopt Resolution #3492. Roll Call: Mayor-Nay, Hoskins-Nay, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-5, Nay-2) motion passed.

- b. Res #3493 - A Resolution Authorizing Keri Gilyard, a Special Use Permit to Operate “The Franchise Hair Gallery,” A Barber Shop, Located at 8544 Airport Road, in the City of Berkeley, St. Louis County, MO (Council Present)

Councilwoman Mitchell moved and Councilwoman-at-Large Greene seconded the motion to adopt Resolution #3493. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-7) motion passed.

- c. Res # 3494 – A Resolution Authorizing Giesmann, PE, CFM, C/O Horner & Shifrin, Inc. on Behalf of Client MO American Water Company, A Special Use Permit to Set Three (3) Modular Buildings for Use as Temporary Water Company Service Facility, Located at 9040 and 9080 Frost Ave, in the City of Berkeley, St. Louis County, MO (Council Present)

Councilwoman Mitchell moved and Councilman Hindeleh seconded the motion to adopt Resolution #3494. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-7) motion passed.

- d. Res #3495 – A Resolution Authorizing Thomas Neal, a Special Use Permit to Operate Newborn Barber & Beauty Salon, Located at 8600 Airport Road, Ste. 204, in the City of Berkeley , St. Louis County, MO (Council Present)

Councilman Hindeleh moved and Councilwoman Anthony seconded the motion to adopt Resolution #3495. 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 # 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) – 2nd & 3rd Reading

Councilwoman Williams moved, Councilwoman Anthony seconded, and the motion carried for the 2nd reading of Bill #4745 by title only. Councilwoman Mitchell moved and Councilman Hindeleh seconded the motion for the 3rd reading, by title only, and adoption of Bill #4745. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-7) motion passed. *Ordinance #4586*

- b. Bill #4748 – **An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Cooperation Agreement with St. Louis County Emergency Communications Commission (ECC) for Dispatch Equipment** (Council Present)

Councilwoman-at-Large Greene moved, Councilman Hindeleh seconded, and the motion carried for the 2nd reading of Bill #4748 by title only. Councilwoman Mitchell moved and Councilwoman Williams seconded the motion for the 3rd reading, by title only, and adoption of Bill #4748. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-7) motion passed. *Ordinance #4587*

- c. Bill #4749 – **An Ordinance of the City of Berkeley Amending Chapter 225, by Adding a New Section for the Public Health, Safety, and General Welfare by establishing Regulations Relating to the Operation, Control, and Management of Washington Park Cemetery, located at 4650 James S. McDonnell Blvd, Berkeley MO, Pursuant to RSMo 214** (Council Present)

Councilwoman Williams moved, Councilwoman Mitchell seconded, and the motion carried for the 2nd reading of Bill #4749 by title only. Councilwoman Mitchell moved and Councilwoman Williams seconded the motion for the 3rd reading, by title only, and adoption of Bill #4749. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Aye, Williams-Aye, Greene-Aye, Hindeleh-Aye and Anthony-Aye (Aye-7) motion passed. *Ordinance #4588*

- d. Bill #4750 – **An Ordinance Authorizing the Mayor to Enter into and Execute the Attached Agreement for the Purchase of Real Property Identified as 8408 Alder Ave, Berkeley MO** (Council Present)
Councilwoman Williams moved, Councilwoman Anthony seconded, and the motion carried for the 2nd reading of Bill #4750 by title only. Councilwoman Anthony moved and Mayor Hoskins seconded the motion for the 3rd reading, by title only, and adoption of Bill #4750. Roll Call: Mayor-Aye, Hoskins-Aye, Mitchell-Nay, Williams-Aye, Greene-Abstain, Hindeleh-Nay and Anthony-Abstain (Aye-3, Nay-2, Abstain-2) motion failed.
- e. Bill #4751 – **An Ordinance Authorizing the Mayor to Enter into and Execute the Attached Agreement for the Purchase of Real Property Identified as 8428 Alder Ave, Berkeley MO** (Council Present)
Bill #4751 dies due to lack of second reading. Failed.
- f. HOLD: 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)
(12-3-19 Special Meeting Discussion)

New Business:

Dissolution of the Public Safety Committee and the Audit/Finance Committee was put on hold by Councilwoman-at-Large Greene.

Introduction of Bills:

- a. Bill # 4739 – **An Ordinance Repealing Ordinance 4250 Setting the Minimum Educational Requirements for Certain Positions in the Police Department** (Councilwoman Mitchell, Councilwoman-at-Large Greene)
- b. Bill #4741 – **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”**
(12-3-19 Special Meeting Discussion)
- c. Bill #4752 – **An Ordinance Authorizing the Mayor to Enter into and Execute the Attached Agreement for the Purchase of Real Property Identified as 8404 Alder Ave, Berkeley MO** (Council Present)

Communications:

Reports and Recommendations from the City Manager:

Councilwoman Mitchell moved and Councilman Hindeleh seconded the motion for a closed session for Litigation, and Real Estate. 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:

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 10-09-2019.

Reports from the Council:

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

Adjourn:

Councilman Hindeleh moved, Councilwoman Anthony seconded, and the motion carried to adjourn the meeting at 8:57 pm

Closed Session:

Mayor Hoskins opened the closed session for litigation, and real estate at 9:00pm. 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.

No action was taken during this session.

With no further business, the meeting adjourned at 9:19pm.

Approved: This _____ day of _____ 2019

Attest:

Theodore Hoskins, Mayor

Deanna Jones, City Clerk

DRAFT