



City of Berkeley, Missouri
City Council Meeting Virtual
June 15, 2020
Minutes

In light of the current public health crisis and the Federal, State, and County Emergency Declarations, and in accord with the provision of Sec. 610.020, RSMo., the City recognizes that it would be dangerous and impractical, if not impossible, for meetings to be physically accessible to the public. The City also recognizes the need for the public's business to be attended to in order to protect the public health, safety, and welfare. In order to balance both the need for continuity of government and protection of the health and safety of our residents, business persons, and employees, this meeting of the City of Berkeley was not open to public attendance in person. The meeting was accessible by the public in real time ONLY by video/audio webinar.

According to 610.015, RSMo, When it is necessary to take votes by roll call in a meeting of the public governmental body, due to an emergency of the public body, with a quorum of the members of the public body physically present and in attendance and less than a quorum of the members of the public governmental body participating via telephone, facsimile, internet, or any other voice or electronic means, the nature of the emergency of the public body justifying that departure from the normal requirements shall be stated in the minutes. Where such emergency exists, the votes taken shall be regarded as if all members were physically present and in attendance at the meeting.

Councilwoman Hoskins camera went out between the votes.

Meeting Called to Order:

Councilwoman-at-Large Greene called the virtual council meeting to order at 1:00 pm.

Roll Call:

Councilwoman Mitchell (W1)	present – seen	Councilwoman Williams (W2)	present – seen
Councilwoman Hoskins (W3)	present – partially seen	Councilwoman Anthony (W4)	present – seen
Councilman Hindeleh (W5)	present – 1:11 pm seen	Councilwoman-at-Large Greene	present – seen
Mayor Hoskins	absent	Quorum established.	

City Manager Irvin, City Attorney Smith, Chief Linhardt, Chief Jackson, Finance Director Camp and City Clerk Jones were present.

A few minutes was taken to allow for technical difficulties with individuals trying to log into the meeting.

Approval of the Minutes:

Councilwoman Mitchell moved and Councilwoman Williams seconded the motion approving the minutes for the 5-18-2020 regular meeting (virtual). Roll Call: Mitchell-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Absent, Greene-Aye, and Mayor-Absent (Aye-5) motion passed. Councilwoman Mitchell moved and Councilwoman Anthony seconded the motion approving the minutes for the 05-20-2020 and 05-29-2020 special meeting (virtual). Roll Call: Mitchell-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Absent, Greene-Aye, and Mayor-Absent (Aye-5) motion passed.

Certification of St. Louis County June 2, 2020 Election Results read by the City Clerk. Councilwoman Mitchell moved and Councilwoman Williams seconded the motion to accept the Election Certification. Roll Call:

Installation of Newly Elected or Re-Elected Officials

- a. Mayor Babatunde Deinbo sworn in by Pastor David L. Battle
- b. Council Member Ward 2 Brenda Williams sworn in by Pastor B.T. Rice
- c. Council Member Ward 4: Willie Mae Anthony sworn in by City Clerk Deanna Jones

Councilwoman-at-Large Greene turned the meeting over the newly elected Mayor Deinbo. The newly and re-elected officials took a few minutes to speak.

Public Hearings:

FY 2020-2021 Budget

Councilwoman-at-Large Greene motion and Councilwoman Anthony seconded the motion to increase the City Clerk's salary 01-12-5100 to \$60,000. Roll Call: Mitchell-Aye, Hoskins-Present, Anthony-Aye, Hindeleh-Aye, Williams-Aye, Greene-Aye, and Mayor-Aye (Aye-6, Present-1) motion passed. The budget will be amended to incumbent the funds for the fuel tank canopy 27-21-7111 \$63,135.

Councilman Hindeleh moved and Councilwoman-at-Large Greene seconded the motion to close this Public Hearing. Roll Call: Mitchell-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Greene-Aye, and Mayor-Aye (Aye-7).

Request for Rezoning, Special Use Permits, Re-subdivision:

- a. **Case #20-13:** Request for referral to the City Plan Commission for review and consider a Special Use Permit application of Li Hang Chen to operate Canton House Chop Suey at 8525 Airport Road, Berkeley Missouri. Councilman Hindeleh moved, Councilwoman-at-Large Greene seconded, and the motion carried to refer Case #20-13 to the next available City Plan Commission Agenda, with all necessary paperwork completed and turned in.
- b. **Case #20-14:** Request for referral to the City Plan Commission to review and consider a boundary adjustment at 6038-6042 Washington Ave, Berkeley Missouri. Councilwoman Mitchell moved, Councilwoman Anthony seconded, and the motion carried to refer Case #20-14 to the next available City Plan Commission Agenda, with all necessary paperwork completed and turned in.

Citizens Hearing:

- a. Request for an Open-Air Event Permit by Kenndis Joy with Kidz of Joy Learning Foundation for a free food distribution 6/16/2020-8/14/2020 from the civic center parking lot. Councilman Hindeleh moved, Councilwoman-at-Large Greene seconded, and the motion carried to refer the next City Plan Commission Agenda.

Resolutions:

- a. #3544 – **A Resolution to Reimburse Such Councilpersons and City Manager for Expenses Specifically Incurred by them, if any, up to the Month of May 2020** (Council Present)
Councilwoman-at-Large Greene moved Councilwoman Anthony seconded the motion to adopt Resolution #3544. Roll Call: Mitchell-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Greene-Aye, and Mayor-Abstain (Aye-6, Abstain-1) motion passed.
- b. #3545 – **A Resolution Adopting the Recommendation of the City Manager to Transfer Unexpended Appropriations Consistent with the Attached Proposed Operating Revenue and Expenditure Summary Revision from FY2019/2020, Pursuant to Article VI, Section 7 of the Berkeley Charter** (City Manager Irvin)
Councilman Hindeleh moved Councilwoman Anthony seconded the motion to adopt Resolution #3545. Roll Call: Mitchell-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Greene-Aye, and Mayor-Abstain (Aye-6, Abstain-1) motion passed.

Petitions:

Unfinished Business:

- a. Bill #4778 – **An Ordinance Authorizing the Mayor to Execute an Agreement with St. Louis Lambert International Airport to Lease Space for Continued Use as a Police Firing Range** (City Manager Irvin) – 2nd & 3rd Reading
Councilwoman Mitchell moved, Councilwoman-at-Large Greene seconded, and the motion carried for the 2nd reading of Bill #4778 by title only. Councilwoman-at-Large Greene moved and Councilwoman Williams seconded the motion for the 3rd reading, by title only of Bill #4778. Roll Call: Mitchell-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Greene-Aye, and Mayor-Aye (Aye-7) motion passed. *Ordinance #4615*
- b. Bill #4779 – **An Ordinance Approving the Budget of the City of Berkeley, MO, for the Fiscal Year Commencing July 1, 2020 and Concluding June 30, 2021; Appropriating the Sums therein for the Purposes and Objects Therein** (Council Present) – 2nd & 3rd Reading
Councilman Hindeleh moved, Mayor Deinbo seconded, and the motion carried to table Bill #4779 until Tuesday, June 22nd at 1pm via zoom meeting. Mayor Deinbo moved and Councilman Hindeleh seconded the motion for a budget meeting in the council chambers on Wednesday, June 17th at 1pm. Roll Call: Mitchell-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Greene-Aye, and Mayor-Aye (Aye-7) motion passed.

New Business:

Appointments to Board and Commissions

Councilman Hindeleh moved and Councilwoman-at-Large Greene seconded the motion appointing the Emergency Manager as Chief Art Jackson. The contact person for the media will be Mayor Deinbo. Roll Call: Mitchell-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Greene-Aye, and Mayor-Aye (Aye-7).

Introduction of Bills:

a. Emergency Bill #4780 – **An Ordinance of the City of Berkeley Closing All American Express Credit Card Accounts** (*The City Council does hereby find and declare that an emergency exists which requires the immediate passage of this ordinance for the preservation of the welfare of the citizens of the City of Berkeley.*) (City Manager Irvin)

Councilwoman Mitchell moved, Councilwoman-at-Large Greene seconded, and the motion carried for the 2nd reading of Bill #4778 by title only. Councilwoman-at-Large Greene moved and Councilman Hindeleh seconded the motion for the 3rd reading, by title only of Bill #4778. Roll Call: Mitchell-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Greene-Aye, and Mayor-Aye (Aye-7). *Ordinance #4616*

b. Bill #4781 – **An Ordinance of the City of Berkeley, MO, to reaffirm the City’s Policy and Procedure of Disclosing Potential Conflicts of Interest and Substantial Interest for Certain Municipal Officials, as Established by the MO Ethics Law, Chapter 105 RSMo.** (City Manager Irvin)

Communications:

Reports and Recommendations from the City Manager:

Reports from the Clerk:

Reports from the City Attorney:

Reports from the Special Committees:

Reports from the Standing Committees:

Reports from the Council:

Adjourn:

Councilwoman Anthony moved, Councilwoman-at-Large Greene seconded, and the motion carried to adjourn the meeting at 3:15pm.

Approved: This 20th day of July 2020

Attest:

Babatunde Deinbo, Mayor

Deanna Jones, City Clerk