



City of Berkeley, Missouri
City Council Meeting
July 17, 2017
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 Mathison (W4)	present
Councilwoman Kirkland (W5)	7:10pm	Councilman-at-Large McDaniel	present
Mayor Hoskins	present	Quorum established at this open meeting.	

There was a recitation of the Pledge of Allegiance. Interim City Manager Irvin, City Attorney Smith and Department Directors were present.

Approval of the Minutes:

Councilwoman Hoskins moved, Councilwoman Mitchell seconded, and the motion carried to approve the 06/19/2017 regular meeting and 06/26/17 special meeting minutes.

Public Hearings:

Submission of 2017 St. Louis County Municipal Parks Grant Application Round 18 to improve the Municipal Pool–Part 2 (Restrooms renovation and outdoor lockers), Independence Park–Part 2 (Fitness Trail and asphalt in collaboration with Ferguson Florissant School District to incorporate the “Let’s Move” campaign by Michelle Obama), and Midwood Park (Playground equipment and seating).

Councilwoman Mitchell moved, Councilwoman Williams seconded, and the motion carried to close this public hearing.

Case #17-06: Shall a Special Use Permit be granted to Petre Alexandrov to establish and operate a dispatching and transportation services in addition to parking of commercial vehicles, located at 9347 Koenig, in the City of Berkeley, St. Louis County, MO?

Councilwoman Mathison moved, Councilwoman Mitchell seconded, and the motion carried to close this public hearing.

Case #17-07: Shall a Special Use Permit be granted to Regina Reed to operate “Big Boyz Burgers and More, a dine-in and carryout restaurant with a liquor license, located at 6130 Madison, in the City of Berkeley, St. Louis County, MO?

Councilwoman Mitchell moved, Mayor Hoskins seconded, and the motion carried to close this public hearing.

Request for Rezoning, Special Use Permits, Resubdivision:

Citizens Hearing:

Request for Home Occupancy License: R&A Janitorial Service – 8361 Pepperidge.

Councilwoman Hoskins moved, Mayor Hoskins seconded, and the motion carried to approve R&A Janitorial for a Home Occupancy License for a home office only. Janitor supplies will not be stored at the home.

Councilwoman Mathison moved, Councilwoman Kirkland seconded, and the motion carried allowing a tent permit for Ferguson Plumbing (6745 Romiss Ct) annual employee picnic.

Councilwoman Mathison moved and Mayor Hoskins seconded the motion to approve Brandon McCrady to have an Open Air Event permit to collection funds at the corner of N Hanley / Frost to raise money to purchase a home in St. Louis for a homeless family. Roll Call: Mayor-Nay, Hoskins-Aye, Kirkland-Nay, Mathison-Nay, McDaniel-Nay, Mitchell-Nay, and Williams-Nay (Aye-1, Nay-6) motion failed.

Councilwoman Mathison moved, Councilman-at-Large McDaniel seconded, and the motion carried to refer Brittany McCray to the August City Plan Commission agenda for a special use permit to operate a full service

beauty salon at 8557 Airport Rd.

Councilman-at-Large McDaniel moved, Councilwoman Kirkland seconded, and the motion carried to allow Gary Whitted Jr and the Still Rolling Motorcycle Club to sponsor admission to the municipal pool and rent Frostwood Park on August 26, 2017 to celebrate their 10 year anniversary. 12noon-6pm

Mayor Hoskins moved, Councilwoman Hoskins seconded, and the motion carried to allow Annette Arnold (Play Time Learning Center at 8310 Frost) to renew her special use permit with any necessary additional and corrective wording.

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

Resolutions:

Res #3419 - A Resolution Authorizing Petre Alexandrov a Special Use Permit to establish and Operate Dispatching and Transportation Services in Addition to Parking of Commercial Vehicles located at 9347 Koenig, in the City of Berkeley, St. Louis County, MO (Council)

Councilwoman Mathison moved, Councilwoman Mitchell seconded, and the motion carried to refer Mr. Alexandrov back to the City Plan Commission in reference to changing the iron fence to a chain-link fence with barbwire. Councilwoman Mathison moved and Councilwoman Hoskins seconded the motion to adopt Resolution #3419 with an amendment. Change the iron fence to chain-link without barbwire. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Res #3420 – A Resolution Authorizing Regina Reed a Special Use Permit to Operate “Big Boyz Burgers and More’, a Dine-in and Carryout Restaurant with a Liquor License Located at 6130 Madison Ave., in the City of Berkeley, St. Louis County, MO. (Council)

Councilwoman Mathison moved and Councilwoman Williams seconded the motion to adopt Resolution #3420. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Res #3421 – A Resolution of the Council of the City of Berkeley, Authorizing the Mayor to Execute the 2017 St. Louis County Municipal Parks Grant Application (Council)

Councilman-at-Large McDaniel moved and Councilwoman Mitchell seconded the motion to adopt Resolution #3421. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Res #3422 – A Resolution of the Council of the City of Berkeley, Authorizing the Mayor to Execute the Maintenance Agreement with St. Louis County for James. S. McDonnell Connector (Council)

Councilwoman Mathison moved and Councilman-at-Large McDaniel seconded the motion to adopt Resolution #3420. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Petitions:

Unfinished Business:

Bill #4551 – An Ordinance of the City of Berkeley Removing Retirees from the City’s Health Coverage (Council) – 2nd & 3rd Reading (Ordinance #4395)

Councilwoman Mitchell moved, Councilwoman Mathison seconded, and the motion carried for the 2nd reading of Bill #4551 by title only. Councilwoman Mathison moved and Councilwoman Williams seconded the motion for the 3rd reading, by title only, and adoption of Bill #4551. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Bill #4552 – An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Agreement with Premier Demolition to Demolish the Police Station at 5850 N. Hanley Rd. (Council) – 2nd & 3rd Reading (Ordinance #4396)

Councilwoman Mathison moved, Councilwoman Hoskins seconded, and the motion carried for the 2nd reading of Bill #4552 by title only. Councilwoman Mathison moved and Councilwoman Mitchell seconded the motion for the 3rd reading, by title only, and adoption of Bill #4552. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

New Business:

Introduction of Bills:

Bill #4553 – **An Ordinance for the Berkeley Police Department General Order #44 “Naloxone” Policy** (Council)

Bill #4554 – **An Ordinance for the Berkeley Police Department General Order #45 “Internal Affairs Investigation” Policy** (Council)

Bill #4555 – **An Ordinance for the Berkeley Police Department General Order #46 “Criminal Investigations” Policy** (Council)

Bill #4556 – **An Ordinance Amending Section 515.120 by Deleting Current Language and Replacing with New Language for Repairing Sidewalks by the City** (Council)

Bill #4557 – **An Ordinance of the City of Berkeley Establishing the Employee Tuition Assistance Program for all Full-time Permanent City Employees for Employee Development Purposes** (Council)

Bill #4558 – **An Ordinance Adopting and Enacting a New Code of Ordinances of the City of Berkeley; Establishing the Same; Providing for the Repeal of Certain Ordinances not Included therein, Except as Here in Expressly Provided; Providing for the Penalty for the Violation Thereof; and Providing When this Ordinance Shall Become Effective** (Council)

Bill #4559 – **An Ordinance of the City of Berkeley Creating a Driver Fuel Policy** (Council)

Bill #4560 – **An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Enter into and Execute the Attached Professional Service Contract for Legal and Debt Collection Services with Linebarger Goggan Blair & Sampson, LLP** (Council)

Bill #4561 – **An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached City Contractor Agreement with Allied Waste Services for Residential Solid Waste Collections** (Council)

Emergency Bill #4562 – **An Ordinance Establishing a Proprietary Interest for the City of Berkeley in All Electronic Systems, Data, Domains, and Hardware Purchased by the City and the Work Product Performed by its Employees and Contractors** (*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) (*Ordinance #4597*)

Councilwoman Mathison moved, Councilwoman Mitchell seconded, and the motion carried for the 2nd reading of Bill #4562 by title only. Councilwoman Mitchell moved and Councilwoman Mathison seconded the motion for the 3rd reading, in its entirety, and adoption of Bill #4562. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Appointments to Boards and Commissions:

Communications:

Reports and Recommendations from the City Manager:

Councilwoman Mathison moved and Councilwoman Mitchell seconded the motion to hold a closed session for personnel. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Interim City Manager Irvin was given a general consensus to receive cost estimates to fix Evans Lane.

Reports from the Clerk:

Reports from the City Attorney:

Reports from the Special Committees:

Reports from the Standing Committees:

Councilwoman Mathison moved, Councilwoman Mitchell seconded, and the motion carried to receive and file the Police / Fire Pension Board Minutes for March 30, 2017.

Reports from the Council:

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

Adjourn:

Councilwoman Mathison moved, Councilman-at-Large McDaniel seconded, and the motion carried to adjourn the meeting at 8:33 pm.

Closed Meeting:

Mayor Hoskins called the closed meeting to order at 8:35 pm for litigation with a roll call. Present-Mitchell, Williams, Hoskins, Mathison, Kirkland, McDaniel, and Mayor Hoskins. Interim City Manager Irvin, Assistant City Manager Gibson, City Attorney Smith and City Clerk Jones were also in attendance.

No action was taken during this meeting.

Councilwoman Kirkland moved, Councilman-at-Large McDaniel seconded, and the motion carried to adjourn the meeting at 9:05 pm.

Approved: This 21st day of August 2017

Attest:

Theodore Hoskins, Mayor

Deanna Jones, City Clerk