



**City of Berkeley, Missouri**  
**City Council Meeting**  
September 18, 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)	present	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.

**Presentation** – Good Neighbor Award – Delores Broadnax & Ernestine Hampton

**Approval of the Minutes:**

Councilwoman Mitchell moved, Councilwoman Hoskins seconded, and the motion carried to approve the 08/21/17 regular meeting and 08/24/17 special meeting minutes.

Councilwoman Mathison moved, Councilwoman Mitchell seconded, and the motion carried to move discussion-Liquor Doctor from New Business to Citizens Hearings.

**Public Hearings:**

Case #17-08: Shall a Special Use Permit be granted to Brittney McCray to operate a Hair Salon business, located at 8557 Airport Rd, in the City of Berkeley, St. Louis County, MO?

Councilwoman Mathison moved, Councilwoman Kirkland seconded, and the motion carried to close this Public Hearing.

**Request for Rezoning, Special Use Permits, Resubdivision:**

**Citizens Hearing:**

Liquor Doctor – Tom Conley – The council gave a consensus that when people are loitering at the Liquor Doctor the police should be called, and actions taken.

Food Desert Presentation by Ally Sigler, St. Louis Food & Environmental Outreach, AmeriCorps VISTA; MO Coalition for the Environment

Councilwoman Mathison moved, Councilwoman Kirkland seconded, and the motion carried giving McCluer South Berkeley an annual Homecoming Parade Permit

Interim City Manager Irvin confirmed that St. Louis County Animal Control does not accept cats any longer.

Councilwoman Kirkland moved, Councilwoman Williams seconded, and the motion carried to allow Allison Curry a home office (no traffic) for her “Angles for Life Home Care” business.

Councilwoman Mitchell moved, Councilwoman Kirkland seconded, and the motion carried to close citizens hearing session of this meeting.

**Resolutions:**

**Res #3426 - A Resolution Authorizing Brittney McCray a Special Use Permit to operate a Hair Salon Business located at 8557 Airport Rd, in the City of Berkeley, St. Louis County, MO (Council)**

Councilwoman Mathison moved and Councilwoman Kirkland seconded the motion to adopt Resolution #3426.

Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Res #3427 – **A Resolution to Reimburse Such Councilpersons and City Manager for Expenses Specifically Incurred by them, if any, for the Month of August/September 2017** (Council)

Councilwoman Hoskins moved and Councilwoman Williams seconded the motion to adopt Resolution #3427. 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 #4563 – **An Ordinance for the Berkeley Police Department General Order #16 “Notification Procedures” Policy; and Providing for the Repeal of Existing General Order #2016-16 “Emergency Notification” Policy** (Council) – 2<sup>nd</sup> & 3<sup>rd</sup> Reading (*Ordinance #4407*)

Councilwoman Hoskins moved, Councilwoman Mathison seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4563 by title only. Councilwoman Mitchell moved and Mayor Hoskins seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4563. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Bill #4564 – **An Ordinance Authorizing the Mayor to Execute the Attached School Resource Officer Memorandum of Understanding Between the Ferguson-Florissant School District and the City of Berkeley, MO 2017-2018** (Council) – 2<sup>nd</sup> & 3<sup>rd</sup> Reading (*Ordinance #4408*)

Councilman-at-Large McDaniel moved, Councilwoman Williams seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4564 by title only. Councilman-at-Large McDaniel moved and Councilwoman Mathison seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4564. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Bill #4565 – **An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Contract with H&H Health Associates for an Employee Assistance Program (EAP)** (Council) – 2<sup>nd</sup> & 3<sup>rd</sup> Reading (*Ordinance #4409*)

Councilwoman Mathison moved, Councilwoman Mitchell seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4565 by title only. Councilwoman Hoskins moved and Councilwoman Mitchell seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4565. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Bill #4566 – **An Ordinance for the Berkeley Police Department General Order #47 “Informants” Policy** (Council) – 2<sup>nd</sup> & 3<sup>rd</sup> Reading (*Ordinance #4410*)

Councilman-at-Large McDaniel moved, Councilwoman Mitchell seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4566 by title only. Councilman-at-Large McDaniel moved and Councilwoman Mathison seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4566. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Bill #4567 – **An Ordinance for the Berkeley Police Department General Order #48 “Records” Policy** (Council) – 2<sup>nd</sup> & 3<sup>rd</sup> Reading (*Ordinance #4411*)

Councilwoman Williams moved, Councilwoman Mathison seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4567 by title only. Councilwoman Hoskins moved and Councilwoman Mathison seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4567. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Bill #4568 – **An Ordinance for the Berkeley Police Department General Order #49 “Vice, Drugs, & Organized Crime” Policy** (Council) – 2<sup>nd</sup> & 3<sup>rd</sup> Reading (*Ordinance #4412*)

Councilman-at-Large McDaniel moved, Councilwoman Mathison seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4568 by title only. Councilman-at-Large McDaniel moved and Councilwoman Kirkland seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4568. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

Bill #4569 – **An Ordinance for the Berkeley Police Department General Order #50 “Criminal Intelligence”**

**Policy (Council) – 2nd & 3rd Reading (Ordinance #4413)**

Councilwoman Mathison moved, Councilwoman Kirkland seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4569 by title only. Councilwoman Mathison moved and Councilwoman Kirkland seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4569. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

**Bill #4570 – An Ordinance for the Berkeley Police Department General Order #51 “Juvenile Operations” Policy (Council) – 2nd & 3rd Reading (Ordinance #4414)**

Councilman-at-Large McDaniel moved, Councilwoman Mathison seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4570 by title only. Councilman-at-Large McDaniel moved and Councilwoman Mathison seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4570. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

**Bill #4571 – An Ordinance for the Berkeley Police Department General Order #52 “Holding Facility and Processing” Policy (Council) – 2nd & 3rd Reading (Ordinance #4415)**

Councilwoman Mathison moved, Councilwoman Kirkland seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4571 by title only. Councilwoman Mathison moved and Councilwoman Kirkland seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4571. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed.

**Bill #4572 – An Ordinance for the Berkeley Police Department General Order #53 “Court Security” Policy (Council) – 2nd & 3rd Reading (Ordinance #4416)**

Councilwoman Mathison moved, Councilwoman Kirkland seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4572 by title only. Councilman-at-Large McDaniel moved and Councilwoman Mathison seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4572. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed

**Bill #4573 – An Ordinance for the Berkeley Police Department General Order #3 “Compliance with Constitutional Requirements” Policy; and Providing for the Repeal of Existing General Order #2016-4 “Interview, Interrogation, and Eyewitness Identification Procedures” Policy (Council) – 2nd & 3rd Reading (Ordinance #4417)**

Councilwoman Williams moved, Mayor Hoskins seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4573 by title only. Councilwoman Mathison moved and Councilwoman Kirkland seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4573. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed

**Bill #4574 – An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute the Attached Agreement with Spencer Contracting Co. for Street Slab and Sidewalk Replacement According to Bid #864 (CDBG Funded) (Council) – 2nd & 3rd Reading (Ordinance #4418)**

Councilman-at-Large McDaniel moved, Councilwoman Kirkland seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4574 by title only. Councilman-at-Large McDaniel moved and Councilwoman Kirkland seconded the motion for the 3<sup>rd</sup> reading, by title only, and adoption of Bill #4574. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed

**New Business:**

The council gave a general consensus for Interim City Manager Irvin Leaf Collection Dates (November 1, 2017 – January 31, 2018), with W1-Monday, W2-Tuesday, W3-Wednesday, W4-Thursday, and W5-Friday. Will finish W5 on Saturday, if necessary.

**Introduction of Bills:**

**Bill #4575 – An Ordinance for the Berkeley Police Department General Order #54 “Communications” Policy (Council)**

**Bill #4576 – An Ordinance of the City of Berkeley, MO, Creating the formal Language for Public Safety (Council)**

Bill #4577 – **An Ordinance of the City of Berkeley, MO, Approving a Settlement Agreement with Union Electric Company** (Council)

Bill #4578 - **An Ordinance Ordering the Levy and Fixing the Rate of Taxes to be collected in the City of Berkeley, MO, for the Fiscal year 2017/2018, 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 Bonds of the City of Berkeley, MO** (Council) (*Ordinance #4419*)

Councilwoman Mathison moved and Mayor Hoskins seconded the motion to add Bill #4578 as an emergency reading. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-7) motion passed. Councilwoman Mathison moved, Councilwoman Kirkland seconded, and the motion carried for the 2<sup>nd</sup> reading of Bill #4578, by title only. Councilwoman Hoskins moved and Councilwoman Mathison seconded the motion for the 3<sup>rd</sup> reading, in its entirety, and adoption of Bill #4578. 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:**

Mayor Hoskins moved and Councilwoman Mitchell seconded the motion to hold a closed session for personnel and litigation. Roll Call: Mayor-Aye, Hoskins-Aye, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-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 Mathison moved, Councilwoman Kirkland seconded, and the motion carried to receive and file the City Plan Commission Minutes for August 9, 2017

**Reports from the Council:**

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

**Adjourn:**

Councilwoman Mathison moved, Mayor Hoskins seconded, and the motion carried to adjourn the meeting at 9:24 pm.

**Closed Meeting:**

Mayor Hoskins called the closed meeting to order at 9:25 pm for litigation and personnel. Present: Mayor, Hoskins W3, Kirkland W5, Mathison W4, Councilman-at-Large McDaniel, Mitchell W1, and Williams W2. Interim City Manager Irvin, City Attorney Smith, Assistant City Manager Gibson, Public Safety Director Conner, and City Clerk Jones were also in attendance.

No action was taken during this meeting.

Councilman-at-Large McDaniel moved, Mayor Hoskins seconded, and the motion carried to adjourn at 9:32 pm.

Approved: \_\_\_\_\_

Attest:

\_\_\_\_\_  
Theodore Hoskins, Mayor

\_\_\_\_\_  
Deanna Jones, City Clerk