



City of Berkeley, Missouri
City Council Meeting Virtual
August 21, 2023
Minutes

Meeting Called to Order

Mayor Deinbo called the council meeting to order at 7:02pm.

Roll Call:

Councilwoman Verges (W1)	present	Councilwoman Williams (W2)	present
Councilman Hoskins (W3)	present	Councilwoman Anthony (W4)	present
Councilman Hindeleh (W5)	present	Councilwoman-at-Large Crawford-Graham	present
Mayor Deinbo	present	Quorum established.	

City Attorney Smith, Chief Jackson, Chief Linhardt, Planning Director Liebson, and City Clerk Jones were in attendance.

Approval of the Minutes:

Councilman Hindeleh moved and Councilwoman Verges seconded the motion to approve the minutes for the 07-17-23 regular meeting. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed.

Per Councilwoman-at-large Crawford-Graham, the minutes are missing for the August 10th meeting. She stated the complaint should wanted to talk about should be known by the public against the city manager. A letter was given to the city attorney.

Public Hearings:

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

Case #23-12: A request for a referral to the City Plan Commission by Haytham Dughaim to open a thrift store located at 8520 Airport Road, in Berkeley Missouri.

Councilwoman Williams moved and Councilman Hindeleh seconded the motion to refer Case #23-12 to the next available City Plan agenda for 8520 Airport Rd, with all necessary paperwork turned in. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-6, Nay-1) motion passed.

Councilman Hindeleh moved, Mayor Deinbo seconded, and the motion carried to close this case.

Case #23-16: A request for a referral to the City Plan Commission from Victoria Smith to Amend Special Use Permit for child care facility to include location 6106-6108 Madison Ave, Berkeley MO.

Councilwoman Verges moved and Councilman Hindeleh seconded the motion to refer Case #23-16 to the next available City Plan agenda for 6106-6108 Madison Ave, with all necessary paperwork turned in. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed.

Case #23-17: A request for a referral to the City Plan Commission from Lorenzo Gordon to Amend Special Use Permit at the location 8624 Frost Ave, Berkeley MO.

Councilman Hindeleh moved and Councilwoman Verges seconded the motion to refer Case #23-17 to the next available City Plan agenda for 8624 Frost Ave, with all necessary paperwork turned in. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed.

Case #23-18: A request for a referral to the City Plan Commission to amend the sign ordinance.

Councilman Hindeleh moved and Councilwoman Verges seconded the motion to refer Case #23-18 to the next available City Plan agenda for sign ordinance. Roll Call: Verges-Aye, Williams-Aye, Hoskins-present, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-6) motion passed.

Case #23-19: A request for a referral to the City Plan Commission to amend Section 400.140 – Zoning District.

Councilman Hindeleh moved and Councilwoman Williams seconded the motion to refer Case #23-19 to the next available City Plan agenda for zoning amendment. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-6, Nay-1) motion passed.

Case #23-20: A request for a referral to the City Plan Commission to amend the Zoning for 9379 Koenig Circle Drive.

Councilwoman Verges moved and Mayor Deinbo seconded the motion to refer Case #23-20 to the next available City Plan agenda for zoning amendment. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed.

Citizens Hearing:

Larry Chapman with Seneca Commercial Real Estate – Discussion: NorthPark & Clayco
Susan Harris with MO American Water – Discussion: Lead Service Line Replacement Project
Danita Neal
Willie Mae Harris
Kenndis Joy – Councilman Hindeleh moved and Councilwoman Anthony seconded the motion to refer Ms. Joy to the next available City Plan Commission Agenda for 6112-6116 Madison Special Use Permit. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed.
Nancy Landon
Sandra Norman
Daphne Phillips
Chrisandra Jackson

Councilman Hindeleh moved, Councilwoman Verges seconded, and the motion carried to close the citizen hearing session. Motion passed.

Resolutions:

3681 – A Resolution of Official intent of the city of Berkeley, MO, toward the issuance of industrial revenue bonds to finance an industrial development project and authorizing certain actions relating thereto (City Manager)
Councilman Hindeleh moved and Mayor Deinbo seconded the motion to adopt Resolution #3681. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed.

Petitions:

Unfinished Business:

Bill #4954 – An Ordinance of the City of Berkeley Amending Table XVII-A: Handicapped Parking Which is in Accordance to Section 355.100 30, 2024 (City Manager)

Councilwoman Verges moved and Councilwoman Hindeleh seconded the motion for the 3rd reading, by title only, and adoption of Bill #4954. City Clerk Jones read Bill #4954. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed. **Ordinance #4788**

Bill #4955 – An Ordinance of the City of Berkeley, MO, Authorizing the City Manager to Execute an Agreement with NextRequest (City Manager)

Councilwoman Verges moved and Councilwoman Hindeleh seconded the motion for the 3rd reading, by title only, and adoption of Bill #4955. City Clerk Jones read Bill #4955. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-6, Nay-1) motion passed. **Ordinance #4789**

Bill #4956 – An Ordinance of the City of Berkeley, MO, Authorizing the City Manager to Execute an Agreement with Horner & Shifrin, Inc. for Mapping and GIS Services According to RFP #932 (City Manager)

Councilwoman Verges moved and Councilman Hindeleh seconded the motion for the 3rd reading, by title only, and adoption of Bill #4956 City Clerk Jones read Bill #4956 Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-6, Nay-1) motion passed. **Ordinance #4790**

Bill #4957 – An Ordinance Authorizing the City Manager to Execute a Real Estate Purchase and Sale Agreement with the Ferguson-Florissant School District for Four Adjoining Parcels Totaling Approximately 10.403 Acres which includes 8429 Airport Road, Said Agreement is Attached hereto and incorporated herein (City Manager)

Councilman Hoskins moved and Councilwoman-at-Large Crawford-Graham seconded the motion requesting the City Manager try to negotiate a reduce price and bring back the results on Sept 18th meeting. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed.

Councilman Hoskins moved and Councilwoman-at-Large Crawford-Graham seconded the motion putting Bill #4957 on hold until September 18, 2023 agenda. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed.

Bill #4958 – An Ordinance of the City of Berkeley, MO, Authorizing the Mayor to Execute a Right of Entry Agreement, to the U.S. Army Corps of Engineers (USACE), St. Louis District, for Banshee Rd (Mayor)

Councilman Verges moved and Mayor Deinbo seconded the motion for the 3rd reading, by title only, and adoption of Bill #4958. City Clerk Jones read Bill #4958. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed. **Ordinance #4791**

Bill #4959 – An Ordinance of the City of Berkeley, MO, Authorizing the City Manager to Execute an Agreement with Safebuilt for Building Department Services (City Manager)

Councilwoman Verges moved and Mayor Deinbo seconded the motion for the 3rd reading, by title only, and adoption of Bill #4959. City Clerk Jones read Bill #4959. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed. **Ordinance #4792**

Bill #4960 – An Ordinance Amending the City of Berkeley, MO Fee Schedule (City Manager)

Councilwoman Verges moved and Councilman Hindeleh seconded the motion for the 3rd reading, by title only, and adoption of Bill #4954. City Clerk Jones read Bill #4954. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-6, Nay-1) motion passed. **Ordinance #4793**

Bill #4961 – An Ordinance of the City of Berkeley, MO, Authorizing the City Manager to Execute an Agreement with Vanstar Construction Company for Pool House Renovation According to Bid #933 (City Manager)

Councilwoman Verges moved and Councilman Hindeleh seconded the motion for the 3rd reading, by title only, and adoption of Bill #4961. City Manager Mai-Lombardo read Bill #4961. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-6, Nay-1) motion passed. **Ordinance #4794**

New Business:

Introduction of Bills:

Emergency Bill #4962 – An Ordinance of the City of Berkeley, MO, Authorizing the City Manager to Execute an Agreement with Nationwide Fixture Installations (NFI) for the Installation of the NFC Fitness Court © (The City Council 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)

City Clerk Jones read Bill #4962 introduction by title only.

Councilwoman Verges moved and Mayor Deinbo seconded the motion for the 2nd reading of Bill #4962 by title only and discussion. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-6, Nay-1) motion passed.

Councilman Hindeleh moved and Councilwoman Verges seconded the motion for the 3rd reading, in its entirety, and adoption of Bill #4962. City Attorney Smith read Bill #4962. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-6, Nay-1) motion passed. **Ordinance #4795**

Emergency Bill #4963 – An Ordinance of the City of Berkeley, MO, Authorizing the City Manager to Execute an Agreement with Mockingbird Tree Care According to Bid 934 for Tree Removal Service (The City Council 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)

City Clerk Jones read Bill #4963 introduction by title only.

Councilman Hindeleh moved and Mayor Deinbo seconded the motion for the 2nd reading of Bill #4963 by title only and discussion. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-6, Nay-1) motion passed.

Councilman Hindeleh moved and Councilwoman Verges seconded the motion for the 3rd reading, in its entirety, and adoption of Bill #4962. City Attorney Smith read Bill #4962. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-6, Nay-1) motion passed. **Ordinance #4796**

Bill #4964 – An Ordinance for the City of Berkeley, MO, Authorizing the Mayor to Execute an Agreement with Emerald Capital According to Bid #931 – Downtown Plan (City Manager)

Bill #4965 – An Ordinance of the City of Berkeley MO Authorizing the City Manager to Execute an Agreement with Chiodini Architect According to Bid #935 for Renovation / Conversion of Airport Elementary School to Berkeley Community Center (City Manager)

Bill #4966 – An Ordinance Authorizing the Mayor of the City of Berkeley, MO, to Execute the Deed and Acknowledge Other Documents in order for the Real Properties to be Transferred to the City for City Development and / or Beautification (City Manager)

Bill #4967 – An Ordinance of the City of Berkeley, MO, Authorizing the City Manager to Execute an Agreement with Stifel, Nicolaus & Company, Inc. for Financial Advisory Services (City Manager)

Bill # 4968 – An Ordinance Amending Certain Berkeley Police Department General Order Policy’s (City Manager)

Bill #4969 – An Ordinance Restricting the Use of Official City of Berkeley Stationery by any Member of the Council except the Mayor without prior approval of the Council as a whole (Mayor)

Bill #4970 – An Ordinance of the City of Berkeley Terminating a Contractual Agreement with the County of St. Louis for the Provision of Code Enforcement Services (City Manager)

Communications:

Reports and Recommendations from the City Manager:

Councilwoman-at-Large Crawford-Graham moved and Councilman Hindeleh seconded the motion to hold a closed session for litigation, real estate, and personnel. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed.

Liquor License Renewal Request: Hanley Mobil (6800 N. Hanley), American Airlines (8725 Scudder Rd), Southwest Airlines (9817 Air Cargo), Incognito Sports Bar & Grill (8636 Frost Ave) & Frontier Airlines (8725 Scudder Rd)

Councilwoman Verges moved and Councilwoman Williams seconded the motion to approval all liquor license renewals excluding Incognito Sports Bar & Grill. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Aye, Crawford-Graham-Aye, and Mayor-Aye (Aye-7) motion passed.

Mayor Deinbo moved and Councilwoman Williams seconded the motion to approval Incognito Sports Bar & Grill liquor license renewal. Roll Call: Verges-Nay, Williams-Nay, Hoskins-Aye, Anthony-Nay, Hindeleh-Nay, Crawford-Graham-Nay, and Mayor-Nay (Aye-1, Nay-6) motion failed.

Reports from the Clerk:

Mayor Deinbo moved and Councilwoman Anthony seconded the motion to hold a special meeting on September 25th at 5pm for Tax Levy Ordinance. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Absent, Crawford-Graham-Aye, and Mayor-Aye (Aye-6) motion passed.

Reports from the City Attorney:

Reports from the Special Committees:

Neighborhood Stabilization Grant Drawing:

Reports from the Standing Committees:

Mayor Deinbo moved and Councilwoman Anthony seconded the motion to receive and file the minutes for the City Plan Commission 06-14-23 meeting. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Aye, Hindeleh-Absent, Crawford-Graham-Aye, and Mayor-Aye (Aye-6) motion passed.

Reports from the Council:

Adjourn:

Councilwoman Anthony moved, Councilman Hindeleh seconded, and the motion carried to adjourn the meeting at 10:19 pm.

Closed Session

Mayor Deinbo called to order the closed session for litigation, real estate, and personnel at 10:20pm. Present: Verges, Williams, Hoskins, Anthony, Hindeleh, Crawford-Graham, and Mayor Deinbo. Quorum Present. City Attorney Smith and City Clerk Jones were also present.

No action was taken during this session.

Councilwoman Verges moved, Councilwoman-at-Large Crawford-Graham seconded, and the motion carried to adjourn the meeting at 10:46 pm.

Approved: This _____ day of _____ 2023

Attest:

Babatunde Deinbo, Mayor

Deanna Jones, City Clerk