



City of Berkeley, Missouri
City Council Meeting Virtual
June 5, 2023
Minutes

Meeting Called to Order

Mayor Deinbo called the council meeting to order at 7:06pm.

Roll Call:

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

City Manager Mai-Lombardo, 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 05-01-23 regular meeting and the May 22-23, 2023 special meeting minutes with corrections. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-5) motion passed.

Public Hearings:

FY 2023-2024 Budget

Mayor Deinbo opened the public hearing to the council and public for questions and answers. After the discussion, Councilman Hindeleh moved and Councilwoman Williams seconded the motion to close the public hearing for FY23-24 Budget. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-5) motion passed.

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

Case #23-10: A request for a referral to the City Plan Commission from Stock & Associates on Behalf of North Park Partners for a lot consolidation and site plan review and approval of Lot 6 of Plat 3, Adjusted Lot 7 of Plat 8, and Adjusted Lot 9 of North Park commonly known as 4800 N. Hanley and 4901 & 5321 Hern Ave.

Councilwoman Verges moved and Councilman Hindeleh seconded the motion to refer North Park Partners to the next available City Plan Commission agenda with all necessary paperwork turned in to Public Works. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-5) motion passed.

Citizens Hearing:

Councilman Hindeleh moved and Councilwoman Williams seconded the motion approving Edward Moore’s request to use the football field in Independence Park. Mr. Moore organization must be aware of and follow park rules, clean up after themselves, and respect the residents in the area. The Police Dept will keep a record of all issues, if any. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-5) motion passed.

Oath of Office – Captain Kyle Echele

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

Resolutions:

#3679 – A Resolution of the Council of the City of Berkeley, Authorizing the Mayor to Execute the Road & Bridge Tax Collections Affidavit (City Manager)

Councilman Hindeleh moved and Councilwoman Verges seconded the motion for adoption of Resolution #3679. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-5) motion passed.

#3680 – 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 FY 2022-2023, Pursuant to Article VI, Section 7 of the Berkeley Charter (City Manager)

Councilwoman Verges moved and Councilman Hindeleh seconded the motion for adoption of Resolution #3680. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-4, Nay-1) motion passed.

Petitions:

Unfinished Business:

Bill #4940 – An Ordinance Amending Chapter 400 Zoning Regulations; Article II Districts and District Regulations; Creating a New Section DT-1 “Downtown Core” and DT-2 “Airport Frontage” Regulating the Uses and Layout Permitted in Downtown Berkeley MO (City Manager)

Councilman Hindeleh moved and Councilwoman Verges seconded the motion for the 3rd reading, by title only, and adoption of Bill #4940. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-4, Nay-1) motion passed. *Ordinance #4779*

Bill #4944 – An Ordinance Authorizing the City Manager to Execute, on behalf of the City of Berkeley, Quit Claim Deeds on the Attached List of Properties under the City Dollar Home Program, said list of Properties are attached hereto and incorporated herein (City Manager)

Councilwoman Verges moved and Councilwoman Williams seconded the motion for the 3rd reading, by title only, and adoption of Bill #4944. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-4, Nay-1) motion passed. *Ordinance #4780*

New Business:

Introduction of Bills:

Emergency Bill #4945 – An Ordinance of the City of Berkeley Amending Table XVII-A; Handicapped Parking Which is in Accordance to Section 355.100 (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 #4945 introduction by title only.

Councilwoman Verges moved and Councilman Hindeleh seconded the motion for the 2nd reading of Bill #4945 by title only and discussion. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-4, Nay-1) motion passed.

Councilwoman Verges moved and Councilwoman Williams seconded the motion for the 3rd reading, in its entirety, and adoption of Bill #4945. City Attorney Smith read Bill #4945. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-4, Nay-1) motion failed.

Emergency bills can only pass with five votes or more.

Per Mayor Deinbo, Bill #4946 – 4950 will go to regular bills instead of emergency bills.

Bill #4946 – An Ordinance of the City of Berkeley, MO, Authorizing the City Manager to Execute the Attached Dinges Fire Company Agreement for Personal Protective Equipment (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 #4946 introduction by title only.

Councilwoman Verges moved and Mayor Deinbo seconded the motion for the 2nd reading of Bill #4946 by title only and discussion. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-4, Nay-1) motion passed.

Bill #4947 – An Ordinance Approving the Budget of the City of Berkeley, MO, for the Fiscal Year Commencing July 1, 2023 and Concluding 30, 2024; Appropriating the Sums therein for the Purposes and Objects therein (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 #4947 introduction by title only.

Councilwoman Williams moved and Mayor Deinbo seconded the motion for the 2nd reading of Bill #4947 by title only and discussion. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-4, Nay-1) motion passed.

Bill #4948 – An Ordinance Approving the Budget of the City of Berkeley, MO, Authorizing the City Manager to Execute an Agreement with E. Meier Contracting for Paving and Concrete of Certain Streets and Sidewalks According to Bid #925 (CDBG Funding) (The City Council hereby find and declare than 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 #4948 introduction by title only.

Councilwoman Verges moved and Mayor Deinbo seconded the motion for the 2nd reading of Bill #4948 by title only and discussion. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-4, Nay-1) motion passed.

Bill #4949 – An Ordinance of the City of Berkeley, MO, Authorizing the City Manager to Execute an Agreement with USA Shade for a NFC Fitness Court Shade (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 #4949 introduction by title only.

Councilwoman Verges moved and Councilwoman Williams seconded the motion for the 2nd reading of Bill #4949 by title only and discussion. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-4, Nay-1) motion passed.

Bill #4950 – An Ordinance of the City of Berkeley, Amending the Employee Handbook of Personnel Rules and Regulations, Policies, and Benefits in the Fire & Police Only Section: Promotions (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 #4950 introduction by title only.

Councilwoman Verges moved and Councilman Hindeleh seconded the motion for the 2nd reading of Bill #4950 by title only and discussion. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Nay, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-4, Nay-1) motion passed.

Communications:

Reports and Recommendations from the City Manager:

Councilman Hindeleh moved and Councilwoman Verges seconded the motion to approve the liquor license renewal for Gas Mart (4403 N. Hanley Rd.) Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-5) motion passed.

Reports from the Clerk:

Reports from the City Attorney:

Reports from the Special Committees:

Neighborhood Stabilization Grant Drawing:

Reports from the Standing Committees:

Reports from the Council:

Councilwoman Verges moved and Councilman Hindeleh seconded the motion to hold a special meeting on 06-12-2023 at 6pm for the 3rd reading of Bill #4946-4950. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-5) motion passed.

Councilman Hindeleh moved and Councilwoman Williams seconded the motion to cancel the 06-26-2023 regular council meeting. Roll Call: Verges-Aye, Williams-Aye, Hoskins-Aye, Anthony-Absent, Hindeleh-Aye, Crawford-Graham-Absent, and Mayor-Aye (Aye-5) motion passed.

Adjourn:

Councilwoman Verges moved, Councilman Hindeleh seconded, and the motion carried to adjourn the meeting at 8:34 pm.

Approved: This 17th day of July 2023

Attest:

Babatunde Deinbo, Mayor

Deanna Jones, City Clerk