



A PLANNED PROGRESSIVE COMMUNITY

City of Berkeley, Missouri
City Council Meeting
 October 03, 2016
 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)	absent	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.

Attorney Smith and Department Directors were present.

Website Presentation given by Ms. Walton, Certified Court Administrator & Greg Meyer, Network Administrator.

Approval of the Minutes:

Councilwoman Mathison moved, Councilwoman Mitchell seconded, and the motion carried to approve the 09/19/2016 regular meeting minutes.

Public Hearings:

Request for Rezoning, Special Use Permits, Resubdivision:

Citizens Hearing:

Sarah Vatterott Representing Gamble & Schlemeier Governmental Consultants spoke about the Missouri Clean Energy District (MCED). (Mayor)

Councilwoman Mathison moved, Councilwoman Mitchell seconded, and the motion carried to refer Charles Griffin (representing 3S' Soups, Salads, & Sandwiches Bistro located at 8573 Airport Rd) to the City Plan Commissions agenda to amend the special use permit to change from a carry-out only to a dine-in bistro. All necessary paperwork has to be turned into the Public Works Department.

Councilman-at-Large McDaniel moved, Councilwoman Mathison seconded, and the motion carried to refer Willie Morris, Jr. to the City Plan Commissions agenda for a bar and grill at 6130 Madison. All necessary paperwork has to be turned into the Public Works Department.

Councilwoman Kirkland moved, Mayor Hoskins seconded, and the motion carried to amend special use permit for 9357 Natural Bridge Rd (A-1 Laundromat) hours of operation from Monday-Friday only to include Saturday-Sunday 6am-10pm.

Councilwoman Mathison moved, Councilwoman Mitchell seconded, and the motion carried to refer the discussion of grandfathering the lot size of 6,000 sq. ft. for the new homes that Rubicon want to build, to the City Plan Commissions agenda.

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

Resolutions:

Res #3384 – A Resolution for the Authorization of Bank Signatures for the City of Berkeley General Fund Account (Council)

Councilman-at-Large McDaniel moved and Councilwoman Mathison seconded the motion to approve Resolution #3384 with selected name inserted. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed.

Res #3385 – A Resolution for the Authorization of Bank Signatures for the City of Berkeley General Obligation Bond Account (Council)

Councilwoman Mathison moved and Councilwoman Kirkland seconded the motion to approve Resolution #3385 with selected name inserted. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed.

Res #3386 – A Resolution for the Authorization of Bank Signatures for the City of Berkeley Neighborhood Stabilization Fund Account (Council)

Councilwoman Williams moved and Councilman-at-Large McDaniel seconded the motion to approve Resolution #3386 with selected name inserted. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed.

Res #3387 – A Resolution for the Authorization of Bank Signatures for the City of Berkeley Local Law Enforcement Block Grant (LLEBG) Account (Council)

Councilwoman Mathison moved and Mayor Hoskins seconded the motion to approve Resolution #3387 with selected names inserted. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed.

Res #3388 – A Resolution for the Authorization of Bank Signatures for the City of Berkeley Flex Spending – Employee Quality Benefits Card Account (Council)

Councilman-at-Large McDaniel moved and Councilwoman Mathison seconded the motion to approve Resolution #3388 with selected name inserted. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed.

Res #3389 – A Resolution for the Authorization of Bank Signatures for the City of Berkeley Ramona Lake Trust Fund Account (Council)

Councilman-at-Large McDaniel moved and Councilwoman Williams seconded the motion to approve Resolution #3389 with selected name inserted. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed.

Res #3390 – A Resolution for the Authorization of Bank Signatures for the City of Berkeley Ramona Lake Trust Fund Investment Account (Council)

Councilman-at-Large McDaniel moved and Councilwoman Kirkland seconded the motion to approve Resolution #3390 with selected name inserted. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed.

Petitions:**Unfinished Business:**

Bill #4483 – An Ordinance Requiring All New Full-Time Employees of the City of Berkeley to Reside Within the City During the Tenure of Their Appointment Unless Residency is Waived by the Council (Mayor) – 2nd & 3rd Reading (*Ordinance #4327*)

Council Mitchell moved, Council Kirkland seconded, and the motion carried for the 2nd reading of Bill #4483, by title only. Councilman-at-Large McDaniel moved and Councilwoman Williams seconded the motion for the 3rd reading and adoption of Bill #4483. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Nay, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-5, Nay-1) motion passed.

Bill #4484 – An Ordinance of the City of Berkeley, MO, Setting the Structure in Which Vacation May be Taken by Full-Time Employees (Mayor) – 2nd & 3rd Reading (*Ordinance #4328*)

Councilwoman Mitchell moved, Councilman-at-Large McDaniel seconded, and the motion carried for the 2nd reading of Bill # 4484, by title only. Councilman-at-Large McDaniel moved and Councilwoman Williams seconded the motion for the 3rd reading and adoption of Bill #4484. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Nay, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-5, Nay-1) motion passed.

Bill #4485 – **An Ordinance of the City of Berkeley, MO, Adopting the Attached Police Department Physical Performance Standards and Assessment Policy** (City Manager) – 3rd Reading (*Ordinance #4329*)
 Councilwoman Mathison moved and Mayor Hoskins seconded the motion for the 3rd reading and adoption of Bill #4485. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed.

Bill # 4486 – **An Ordinance of the City of Berkeley, MO, Authorizing the Granting and Transfer of Permanent Encroachment Easement Rights to Lafayette Industries, and Authorizing the Mayor to Execute all Legal Documents Necessary for the Grant and Transfer** (City Manager) – 2nd & 3rd Reading (*Ordinance #4330*)

Councilman-at-Large McDaniel moved, Councilwoman Mathison seconded, and the motion carried for the 2nd reading of Bill # 4486, by title only. Councilman-at-Large McDaniel moved and Councilwoman Mathison seconded the motion for the 3rd reading and adoption of Bill #4486. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed.

Bill #4488 – **An Ordinance of the City of Berkeley, MO, Authorizing and Directing the Mayor to Enter into and Execute the Attached Contract for Sale for the Donated Real Property Identified as 8434 Alder at Entrance Lane, Berkeley, MO** (Council) – 2nd & 3rd Reading (*Ordinance #4331*)

Councilman-at-Large McDaniel moved, Councilwoman Williams seconded, and the motion carried for the 2nd reading of Bill # 4488, by title only. Councilman-at-Large McDaniel moved and Councilwoman Mathison seconded the motion for the 3rd reading and adoption of Bill #4488. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed.

New Business:

Discussion – Produce Stand at Koenig Circle (Mayor)

Introduction of Bills:

Bill # 4490 – **An Ordinance to Enable the City of Berkeley, MO to Join the Missouri Clean Energy District Pursuant to Sections 67.2800 to 67.2835, Inclusive, RSMo., the “Property Assessed Clean Energy Act,” and Stating the Terms Under Which the City Will Conduct Activities Within the City as Member of Such District** (Mayor)

Appointments to Boards and Commissions:

Communications:

Reports and Recommendations from the City Manager:

Councilwoman Mathison moved and Councilman-at-Large McDaniel seconded the motion for a closed session for litigation and personnel. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed.

Reports from the Clerk:

Reports from the City Attorney:

Reports from the Special Committees:

Reports from the Standing Committees:

Councilwoman Mathison moved, Councilman-at-Large McDaniel seconded, and the motion carried to accept & file the Board of Adjustment Minutes – February 9, 2016, April 11, 2016, & August 8, 2016. Councilwoman Mathison moved, Councilwoman Kirkland seconded, and the motion carried to accept & file the City Plan Commission Minutes – May 12, 2016.

Reports from the Council:

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

Adjourn:

Meeting adjourned at 8:16 pm.

Closed Session:

Mayor Hoskins moved and Councilwoman Mathison seconded the motion to open the closed session at 8:18 pm for legal and personnel. Roll Call: Mayor-Aye, Hoskins-Absent, Kirkland-Aye, Mathison-Aye, McDaniel-Aye, Mitchell-Aye, and Williams-Aye (Aye-6) motion passed. Assistant City Manager Gibson, City Attorney Smith, and City Clerk Jones were present.

The Assistant City Manager, City Attorney, & City Clerk were dismissed at 8:20 pm.

No action was taking during this session.

Approved: _____

Attest:

Theodore Hoskins, Mayor

Deanna Jones, City Clerk