

MEETING OF THE CITY COUNCIL
May 17th, 2016

The Butler City Council met in regular session on Tuesday, May 17th, 2016 at 7:00 p.m. in the Council Chambers at City Hall, 22 West Ohio with Mayor Malan presiding. The following Councilmen were present:

ROLL CALL

Jim Garnett	Craig Irwin
Brian Phillips	Terry Agnew
Victor Fugate	Gayle Cook
Gayle Stark	Carolyn Jett

OTHERS PRESENT

Others present were City Administrator Casey Koehn, City Clerk Corey Snead, City Attorney Tom Addleman, Public Works Director Trent Diehl, Police Chief Randy Beshore, Bates County Economic Developer Shayla Sparks and Interim Code Officer Linn Nitsche.

OTHER GUESTS

Gayle Alexander, Melvin Ewing and Chad Anderson

APPROVE CONSENT AGENDA

Motion by Phillips, seconded by Fugate to approve the minutes of the regular session of May 3rd, 2016 Motion passed unanimously by a show of hands.

Motion by Jett, seconded by Agnew to approve the bills presented for payment Motion passed unanimously by a show of hands.

Motion by Garnett, seconded by Irwin to approve the training request presented. Motion passed unanimously by a show of hands.

DELETION/ADDITION TO AGENDA

None

SCHEDULED GUESTS

Sheriff Chad Anderson

Sheriff Anderson came before council asking for permission to close down Delaware Street from Ft Scott to Dakota for the Family Fun Day. This event will take place on June 11th from 9:00 am until 3:00 pm. They are asking for the street to be closed so that inflatable's can be blown up on the street. Sheriff Anderson stated that the sheriff department could block the street starting at 8:00 am and would unblock the street once the event had ended. Motion by Phillips to allow the street to be closed for the Family Fun Day, seconded by Stark. Motion passed unanimously by a show of hands.

COMMITTEES

None

BOARDS AND COMMISSIONS

Park and Recreation

Cook reported that there was no quorum to hold a meeting.

Neighborhood Advisory

Gayle Alexander reported that the commission is happy about the progress that is being made currently.

Planning

Koehn reported that the Planning met on Thursday and discussed the mobile home park situation in town and the nuisance ordinance that will be before council tonight. They also talked about the tiny home movement and what should be done.

UNFINISHED BUSINESS

None

PUBLIC HEARINGS

None

**BILLS, ORDINANCES,
RESOLUTIONS, POLICES and
PROCLAMATIONS**

Bill NO 2016-7 Ordinance NO 1016

**BILL NO. 2016-7 ORDINANCE NO. 1016
AN ORDINANCE AMENDING THE CITY CODE, CHAPTER 26.
ZONING, ARTICLE IV DISTRICT REGULATIONS, SECTIONS 26-
102(b) 16, 26-103(b) 2, 26-107(20) and 26-108(b) 11. ZONING OF
THE CITY OF BUTLER, MISSOURI**

1st Reading

Bill No 2016-7 Ordinance NO 1016

Motion by Jett, seconded by Garnett for first reading by title only

**BILL NO. 2016-7 ORDINANCE NO. 1016
AN ORDINANCE AMENDING THE CITY CODE, CHAPTER 26.
ZONING, ARTICLE IV DISTRICT REGULATIONS, SECTIONS 26-
102(b) 16, 26-103(b) 2, 26-107(20) and 26-108(b) 11. ZONING OF
THE CITY OF BUTLER, MISSOURI**

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Victor Fugate-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

2nd Reading

Bill NO 2016-7 Ordinance NO 1016

Motion by Phillips, seconded by Stark for the second reading by title only

**BILL NO. 2016-7 ORDINANCE NO. 1016
AN ORDINANCE AMENDING THE CITY CODE, CHAPTER 26.
ZONING, ARTICLE IV DISTRICT REGULATIONS, SECTIONS 26-**

102(b) 16, 26-103(b) 2, 26-107(20) and 26-108(b) 11. ZONING OF THE CITY OF BUTLER, MISSOURI

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Victor Fugate-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

Motion by Jett, seconded by Cook to adopt

Adoption

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Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Victor Fugate-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

Bill NO 2016-8 Ordinance NO 1017

**BILL NO. 2016-8 ORDINANCE NO. 1017
AN ORDINANCE AMENDING THE CITY CODE CHAPTER 16.
NUISANCES, ARTICLE I, SECTIONS 16-1 THROUGH 16-34.
NUISANCE OF THE CITY OF BUTLER, MISSOURI**

Motion by Jett, seconded by Cook for first reading by title only.

1st Reading

Bill No 2016-8 Ordinance NO 1017

**BILL NO. 2016-8 ORDINANCE NO. 1017
AN ORDINANCE AMENDING THE CITY CODE CHAPTER 16.
NUISANCES, ARTICLE I, SECTIONS 16-1 THROUGH 16-34.
NUISANCE OF THE CITY OF BUTLER, MISSOURI**

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Victor Fugate-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

Motion by Jett, seconded by Cook for second reading by title only.

2nd Reading

Bill NO 2016-8 Ordinance NO 1017

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NUISANCE OF THE CITY OF BUTLER, MISSOURI**

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Victor Fugate-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

Motion by Garnett, seconded by Fugate to adopt.

Adoption

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NUISANCE OF THE CITY OF BUTLER, MISSOURI**

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Victor Fugate-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

Bill NO 2016-9 Ordinance NO 1018

**BILL NO 2016-9 ORDINANCE NO 1018
AN ORDINANCE IN RELATION TO AMENDING SECTION 24-196 OF
THE BUTLER CITY CODE (GREASE, OIL AND SAND
INTERCEPTORS) TO PROVIDE FOR ADDITIONAL ROUTINE
CLEANING MAINTENANCE RECORDS, INSPECTIONS AND FINE
FOR VIOLATIONS.**

Motion by Phillips, seconded by Stark for first reading by title only.

1st Reading

Bill No 2016-9 Ordinance NO 1018

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AN ORDINANCE IN RELATION TO AMENDING SECTION 24-196 OF
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FOR VIOLATIONS.**

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Victor Fugate-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

2nd Reading

Bill NO 2016-9 Ordinance NO 1018

Motion by Jett, seconded by Stark for second reading by title only.

**BILL NO 2016-9 ORDINANCE NO 1018
AN ORDINANCE IN RELATION TO AMENDING SECTION 24-196 OF
THE BUTLER CITY CODE (GREASE, OIL AND SAND
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Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Victor Fugate-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

Motion by Fugate, seconded by Stark to adopt

Adoption

Bill NO 2016-9 Ordinance NO 1018

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AN ORDINANCE IN RELATION TO AMENDING SECTION 24-196 OF
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Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Victor Fugate-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

REPORTS

CITY CLERK

Nothing to Report

ECONOMIC DEVELOPER

Attended the Missouri Main Street workshop in Kansas City. In the process of organizing a meeting with the Superintendent's of area schools about the possibility of a community college. Looking at doing a Health Fair in the near future.

POLICE CHIEF

Nothing to Report

CITY ATTORNEY

Nothing to Report

CITY ADMIN

1 E. Dakota

Green Deconstruction has begun work on the demo of 1 E Dakota with the removal of asbestos. Due to weather they have not been able to start the hope

is that they will begin on Wednesday.

MO Main Street

A MO Main Street steering committee meeting was held on May 11th at City Hall. We toured 2 buildings on the south side of the square that had recently been renovated. The committee members were pleasantly surprised to see what was done in both buildings. The members of the steering committee would like to start some place making projects to get the organization up and running. Koehn has budgeted \$9,000 for the Main Street organization for the year and would like to use some of this for these projects. We are working on our by-laws and forming the board and will be meeting again in early June to hopefully finalize these items and move forward with the formation of the 501c3

Community College

The Bates County Economic Developer and Koehn are getting closer to a meeting with the school superintendents to discuss the possibility of a community college. A tax must be placed on the ballot for each school district in order for the students in that district to attend and pay in district tuition prices.

PUBLIC WORKS

Nothing to Report

CODE ENFORCEMENT

The city is looking better but there is more work to be done. Has only had to issue one ticket so far for dealing with nuisance.

MAYOR

Read a thank you letter from a citizen about brush removal that the Street Department had done. That Lynch Farms had done great progress out at the old sale barn. Mayor also submitted his list of nominations for the upcoming year for boards and commissions.

Airport – Dennis Jacobs
Airport – Bernie Seilman
Park and Recreation – Scott Mallatt
Park and Recreation – Marna Tucker
Zoning Board of Adjustment – Denny Rich
Police Personnel – Larry Adams
Cemetery – Nita Johnson
Cemetery – Mary Martin
Industrial Marketing – Danny Robinson
Industrial Marketing – Denny Rich
Butler Industrial Development – Marsha Hamilton
Butler Industrial Development – Carl Simpson
Planning Commission – Edith Dilley

Motion by Phillips to approve the Mayor's appointments, seconded by Fugate. Motion passed unanimously by a show of hands.

COUNCIL MEMBERS

GARNETT

Nothing to Report

PHILLIPS

Still wants us to look at Orange Street and doing something so it is not full of storage units. The issue was referred to the Planning Commission for further evaluation. Phillips also thanked the Police Department on the professionalism they should with the police pursuit.

FUGATE

Nothing to Report.

STARK

Nothing to Report.

IRWIN

Nothing to Report.

AGNEW

Nothing to Report.

COOK

The lights at the ball field are still staying on at night.

JET

Nothing to Report.

New Business

Mower Bids

The Cemetery Department submitted two bids for a new mower at the cemetery. The first bid was from John Deere for \$8,300.00 and the second from Midwest Lumber for \$8,500.00. The recommendation was to go with Midwest Lumber even though they are the higher bid. Midwest Lumber is also adding a trimmer and blade set with the package. Motion by Cook to accept the bid from Midwest Lumber for the mower, seconded by Stark. Motion passed unanimously by a show of hands.

ADJOURN

There being no further business, motion was made by Phillips, seconded by Stark to adjourn the meeting. Motion passed unanimously by a show of hands.

Mayor Don H. Malan

ATTEST

Corey Snead
City Clerk

