

MEETING OF THE CITY COUNCIL
August 16, 2016

The Butler City Council met in regular session on Tuesday, August 16, 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
	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 and Interim Code Officer Linn Nitsche.

OTHER GUESTS

Gayle Alexander, Denny Rich, Rodger Koehn and Melvin Ewing

APPROVE CONSENT AGENDA

Motion by Phillips seconded by Garnett to approve the minutes of the regular session of August 2nd, 2016, closed sessions of July 19th, 2016 and August 2nd, 2016 Motion passed unanimously by a show of hands.

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

Motion by Stark, seconded by Jett to approve the training request presented and approved the request for Koehn and Diehl that was added. Motion passed unanimously by a show of hands.

DELETION/ADDITION TO AGENDA

To add 515 N. Mechanic to new business during the meeting. Motion by Garnett to add 515 N Mechanic to new business, seconded by Stark. Motion passed unanimously by a show of hands.

SCHEDULED GUESTS

Rodger Koehn

Rodger Koehn came before council requesting that Union Restaurant and Public House be allowed to have outdoor seating all the time in front of 25 and 27 W Dakota along the sidewalk. Motion by Cook to allow Union Restaurant and Public House outdoor seating along the sidewalk, seconded by Stark. Motion passed unanimously by a show of hands.

COMMITTEES

Stark gave the report from the Finance Committee meeting. During the meeting

they went over the proposed 2016 Tax Levy and suggested that the city give the City Administrator a \$40 per month phone allowance. The City Administrator has been using her own personal phone since taking over and the city normally pays for a phone and service for the City Administrator. Motion by Jett to approve the \$40 per month for the phone allowance, seconded by Garnett. Motion passed by roll call vote. Garnett –Aye Phillips – Aye Stark – Aye Irwin – Aye Agnew – Aye Cook – Aye Jett – Aye.

BOARDS AND COMMISSIONS

Park

Snead reported on the Park Board meeting that the storage container at the baseball field will be painted by the school. That ball dirt is needed at the Comet’s field that would cost \$10,000.

Planning

Koehn reported on the Planning Commission meeting. They reviewed the comprehensive plan and once finalized will be coming to council for approval.

Airport

Koehn and Snead both reported on the Airport meeting. Koehn talked about the upcoming drainage project at the airport, will be meeting with engineers at the next meeting. Snead reported from the meeting that crop dusters are using water at the airport and wanted to know if it could be locked? That the airport is also in need of a new mower and the Papi lights are not working at the airport.

Neighborhood Advisory

Nitsche reported on the Neighborhood Advisory meeting. A number of members had missed the meeting and that they just talked about general concerns.

UNFINISHED BUSINESS

None

PUBLIC HEARINGS

None

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

**Bill NO. 2016-11 ORDINANCE NO.1020
AN ORDINANCE AMENDING ORDINANCE NO. 999 THE CITY CODE
CHAPTER 14. MISCELLANEOUS PROVISIONS AND OFFENSES,
ARTICLE II. MISCELLANEOUS PROVISIONS, SECTIONS 14-63 OF
THE CITY OF BUTLER, MISSOURI**

Motion by Jett, seconded by Irwin to remove the dates listed in Ordinance NO. 1020.

Motion passed with the following votes

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
	Gayle Cook-Aye

**Bill NO 2016-11 Ordinance NO
1020
1st Reading**

Gayle Stark-Aye

Carolyn Jett -Aye

Motion by Jett, seconded by Cook for the first reading by title only of
**BILL NO. 2016-11 ORDINANCE NO. 1020
AN ORDINANCE AMENDING ORDINANCE NO. 999 THE CITY CODE
CHAPTER 14. MISCELLANEOUS PROVISIONS AND OFFENSES,
ARTICLE II. MISCELANNEOUS PROVISIONS, SECTIONS 14-63 OF
THE CITY OF BUTLER,MISSOURI**

Motion passed with the following votes:

Jim Garnett-Aye

Craig Irwin-Aye

Brian Phillips-Aye

Terry Agnew-Aye

Gayle Cook-Aye

Gayle Stark-Aye

Carolyn Jett -Aye

**Bill NO 2016-11 ORD 1020
2nd Reading**

Motion by Phillips, seconded by Garnett for the second reading by title only of
**BILL NO. 2016-11 ORDINANCE NO. 1020
AN ORDINANCE AMENDING ORDINANCE NO. 999 THE CITY CODE
CHAPTER 14. MISCELLANEOUS PROVISIONS AND OFFENSES,
ARTICLE II. MISCELANNEOUS PROVISIONS, SECTIONS 14-63 OF
THE CITY OF BUTLER,MISSOURI**

Motion passed with the following votes:

Jim Garnett-Aye

Craig Irwin-Aye

Brian Phillips-Aye

Terry Agnew-Aye

Gayle Cook-Aye

Gayle Stark-Aye

Carolyn Jett -Aye

**Bill NO 2016-11 ORD 1020
Adoption**

Motion by Jett, seconded by Garnett to adopt
BILL NO. 2016-11 ORDINANCE NO. 1020

Motion passed with the following votes:

Jim Garnett-Aye

Craig Irwin-Aye

Brian Phillips-Aye

Terry Agnew-Aye

Gayle Cook-Aye

Gayle Stark-Aye

Carolyn Jett -Aye

None

REPORTS

CITY CLERK

Reminded council about the Special Meeting on 8/23/16 at 6:00 pm.

ECONOMIC DEVELOPER

Finishing up the Comprehensive Plan for the city. A recreation and trails grant was approved for Poplar Heights Farm. EEZ Board approved the Rockville Slaughter House. Continuing efforts with the community college campaign.

POLICE CHIEF

Received an OT grant for National Child Passenger Week. It will be held September 18-24 making sure children are wearing seatbelts.

CITY ATTORNEY

No Report

CITY ADMIN

Missouri Main Street

MO Main Street met on Aug 9th with the committees that the board has formed to discuss the program and the committees' responsibilities for Main Street. Missouri Main Street will be having a cleanup day around the square on September 10th. They would also like to hang banners around the square to promote Missouri Main Street. The city has the hardware to hang the banners and the hardware be donated to Missouri Main Street. Motion by Cook to donate the needed hardware to hang the Missouri Main Street banners around the square, seconded by Jett. Motion passed unanimously by a show of hands. Koehn also stated that Missouri Main Street will be setting up their own checking account. That the money that the city had set aside for this program would need to be transferred from the city to them. Koehn would figure how much has been spent already and make sure the rest would be transferred to Missouri Main Street. Motion by Jett to go ahead and transfer money to Missouri Main Street once a figure can be determined, seconded by Stark. Motion passed unanimously by a show of hands.

Community College

The stakeholders for the community college decided to postpone the ballot initiative until April. We are planning on gathering much needed information for the 'campaign' effort to educate voters

Scrap Tires

An official from DNR was in Koehn office last week to give her an update on the scrap tire situation that has been an issue for quite some time now. Koehn was informed that they are working on the problem and will have it resolved very soon.

C.A. Moore

One of the C.A. Moore signs has been put up to see how they look. Motion by Stark to go forward with putting the rest of the signs up around the square, seconded by Cook. Motion passed unanimously by a show of hands.

Light Plant Visit

A sorority has contacted the city about touring the Light Plant on September 12th at 6:30 pm. Motion by Phillips to allow the sorority to tour the plant, seconded by Irwin. Motion passed unanimously by a show of hands.

PUBLIC WORKS

No Report

CODE ENFORCEMENT

Tire problem on the north side of town is getting cleaned up. Have 14 notices of furniture sitting on the curb. Has a concern about the tiny house over on the corner of Mill not having utilities. There are 12

MAYOR

Glad that the C.A. Moore signs are going up.

COUNCIL MEMBERS

GARNETT

Nothing to Report.

PHILLIPS

Call for a public safety meeting before the next council meeting at 6:30 pm.

STARK

Nothing to Report.

IRWIN

Nothing to Report.

AGNEW

Nothing to Report.

COOK

Nothing to Report.

JET

Nothing to report.

New Business
501 N Mechanic

Snead reported that a special tax bill had not been filed in 2011 when the house was torn down. That the tax billed was not filed until this year on the property. Hank Klumb bought the property at a tax sale in 2012 and at that time no liens showed on the property. Mr. Klumb bought the property thinking nothing else was owed on it until the tax bill was filed with the Recorder of Deeds this year. This was an error on the City of Butler because the tax bill should have been filed back in 2011. Mr. Klumb is upset that the tax bill is now showing and that he owes more money. Mr. Klumb has been taking care of the property and paying taxes on it since he purchased it. Currently \$5,573.40 is owed for the special tax bill. Motion by Stark to waive the amount owed on the special tax bill since an error did occur with the filing of the special tax bill, seconded by Cook. Motion passed by roll call vote. Garnett – Aye Phillips – Aye Stark – Aye Irwin – Aye Agnew – Aye Cook – Aye Jett – Aye

There was also a motion by Stark to allow City Clerk Corey Snead to use his discretion on what price to sell property at for this year's tax sale, seconded by Cook. Motion passed unanimously by a show of hands.

ADJOURN

There being no further business, motion was made by Phillips, seconded by

Agnew to adjourn the regular session meeting. Motion passed unanimously by a show of hands.

Mayor Don H. Malan

ATTEST

Corey Snead
City Clerk