

**MEETING OF THE CITY COUNCIL**  
**October 4th, 2016**

The Butler City Council met in regular session on Tuesday, October 4, 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
Mike Irick	Gayle Cook
Gayle Stark	Carolyn Jett

**OTHERS PRESENT**

Others present were City Administrator Casey Koehn, City Clerk Corey Snead, Public Works Director Trent Diehl, Police Sergeant Mark Frost, and Code Officer Brian Boyd.

**OTHER GUESTS**

Gayle Alexander, Linn Nitsche, Lisa Brown, Melvin Ewing and Denny Rich

**APPROVE CONSENT AGENDA**

Motion by Phillips seconded by Irwin to approve the minutes of the regular session with the correction of Poplar Heights Living History Farm and that Phillips abstained from the Freedom Frontier vote due to a conflict of interest of September 20, 2016 Motion passed unanimously by a show of hands.

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

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

**DELETION/ADDITION TO AGENDA**

To add Lee Anna Schowengerdt as a scheduled guest. Motion by Phillips to add Lee Anna Schowengerdt to the agenda, seconded by Irick. Motion passed unanimously by a show of hands.

**SCHEDULED GUESTS**

**Lee Anna Schowengerdt**

Lee Anna Schowengerdt came before council on behalf of Electric City Downtown. They are requesting a beer garden for the Car Show that will take place on October 22, 2016 with CTC Insurance on the Butler Square. Motion by Cook to approve the beer garden pending approval from the Police Chief, seconded by Stark. Motion passed unanimously by a show of hands.

**COMMITTEES**

**Public Safety**

Phillips reported on the Public Safety meeting that took place before council. That the committee is looking at different materials that can be used for gravel driveways in the city. That a citizen would be given 45 days to install a gravel driveway and 90 days for a hard surface driveway. An ordinance will come in the near future with the changes to the driveway structures.

**BOARDS AND COMMISSIONS**

None

**UNFINISHED BUSINESS**

None

**PUBLIC HEARINGS**

None

**BILLS, ORDINANCES,  
RESOLUTIONS, POLICES and  
PROCLAMATION**

**Bill NO. 2016-13  
Ord. NO. 1022**

**BILL NO. 2016-13 ORDINANCE NO. 1022  
AN ORDINANCE AMENDING THE CITY CODE, CHAPTER 26,  
ZONING, ARTICLE I – IN GENERAL, SECTION 26-2, DEFINITIONS,  
INTERPRETATION OF LANGUAGE, AND ARTICLE IV, DISTRICT  
REGULATIONS, SECTIONS 26-108 (b) 14, 25-109 (b)28, AND 26-109 (c)  
44. ZONING OF THE CITY OF BUTLER, MISSOURI.**

**1<sup>st</sup> Reading  
Bill NO. 2016-13  
Ord. NO. 1022**

Motion by Jett for first reading by title only, seconded by Phillips  
**BILL NO. 2016-13 ORDINANCE NO. 1022  
AN ORDINANCE AMENDING THE CITY CODE, CHAPTER 26,  
ZONING, ARTICLE I – IN GENERAL, SECTION 26-2, DEFINITIONS,  
INTERPRETATION OF LANGUAGE, AND ARTICLE IV, DISTRICT  
REGULATIONS, SECTIONS 26-108 (b) 14, 25-109 (b)28, AND 26-109 (c)  
44. 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
Mike Irick-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

**2<sup>nd</sup> Reading  
Bill NO. 2016-13  
Ord. NO. 1022**

Motion by Jett for second reading by title only, seconded by Garnett  
**BILL NO. 2016-13 ORDINANCE NO. 1022  
AN ORDINANCE AMENDING THE CITY CODE, CHAPTER 26,  
ZONING, ARTICLE I – IN GENERAL, SECTION 26-2, DEFINITIONS,  
INTERPRETATION OF LANGUAGE, AND ARTICLE IV, DISTRICT  
REGULATIONS, SECTIONS 26-108 (b) 14, 25-109 (b)28, AND 26-109 (c)  
44. 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
Mike Irick-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett –Aye

**Adoption**  
**Bill NO 2016-13 ORD 1022**

Motion by Phillips to adopt, seconded by Garnett

**BILL NO. 2016-13 ORDINANCE NO. 1022**

**AN ORDINANCE AMENDING THE CITY CODE, CHAPTER 26, ZONING, ARTICLE I – IN GENERAL, SECTION 26-2, DEFINITIONS, INTERPRETATION OF LANGUAGE, AND ARTICLE IV, DISTRICT REGULATIONS, SECTIONS 26-108 (b) 14, 25-109 (b)28, AND 26-109 (c) 44. 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
Mike Irick-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

## **REPORTS**

### **CITY CLERK**

The Community Café has requested that City Council once again provide and serve a meal to the community. It was decided that council would like to do this again this year. Snead also reminded that he will be out of the office October 13-17 for training.

### **POLICE CHIEF**

Police Sergeant Mark Frost reported about the upcoming auction for impounded cars and city equipment. The auction will be handled by Purple Wave and will be an online auction. Purple Wave is a company that handles city government auctions and plans to conduct the auction in November.

### **CITY ATTORNEY**

Andrew Esselman was here in the absence of Tom Addleman

## **CITY ADMIN**

### **Commercial/Community Land Trust**

On September 27<sup>th</sup>, Councilman Phillips and Koehn met with Joe Lauber to discuss the possibility of a Commercial/Community Land Trust. They came out of the meeting with a lot of great information including the possibility of the City forming a Land Clearance for Redevelopment Authority, an Urban Redevelopment Corporation and using a tax abatement incentive program called a 353.

### **Bates County Women's Forum**

Koehn attended the Bates County Women's Forum on September 24<sup>th</sup>. Dr. Judy Smith was the guest speaker. She gave an eye opening presentation on the

decline of Butler and Bates County over the past 20 years and how education or lack of education has played a huge role in the decline.

**West Central**

On September 22, Koehn attended the West Central Community Action Agency Board meeting to inquire about the vacant lot that is left on the corner of Dakota and Main. They were very receptive to our ideas and plans for a community park which would possibly include a fountain, benches, play area for children and a farmer's market pavilion. I received word that the Board overwhelmingly approved a long term lease for the City of Butler to consider. They are working on a contract for us to review.

**Board Meetings**

Koehn attended a TAC (Transportation Advisory Committee) meeting, Kaysinger Board meeting and a Quad Lakes Board meeting on Wednesday Sept 28<sup>th</sup>. At all meetings, upcoming grant opportunities were discussed.

**Kaysinger**

Koehn received a request from Kaysinger to create an asset inventory of all deployable resources that the City of Butler has that would be available to others in an emergency situation. The Missouri Association of Councils of Government (MACOG) was recently granted funds through CDBG for a Disaster Supplemental Statewide Planning Initiative. Once this inventory is completed, it will be used by SEMA in the case of an emergency situation to determine what is needed and where it can come from. Koehn will be calling on Chief Beshore and Chief Henry to gather data for the assessment. Motion by Phillips to go forward with the assessment for the Disaster Supplemental Statewide Planning Initiative, seconded by Garnett. Motion passed unanimously by a show of hands.

**Tourism**

Special guest Louis Riggs from Hannibal-LaGrange spoke at the Kaysinger meeting about tourism in Missouri and how to capitalize on the historic aspects of our communities. Koehn has asked him to assist us with putting a plan together to achieve this goal. Koehn will be contacting key people in the community to also assist in gathering information and history for the effort.

**Flu Shot**

Koehn presented to council that city employees be able to get their annual flu shot at the Bates County Health Clinic. Cost of the flu shot would be \$32 per employee. Motion by Agnew to move forward allowing employees to take advantage of getting a flu shot, seconded by Cook. Motion passed unanimously by a show of hands.

**PUBLIC WORKS**

Infield dirt at the ball fields is needed this is a special dirt mixture for ball fields specifically. Cost for this dirt would be \$8,400.00; money for this would come from the banner program that the Parks Department raised this year. Motion by Cook to purchase the infield dirt at \$8,400.00, seconded by Stark. Motion passed unanimously by a show of hands.

**CODE ENFORCEMENT**

Sixty Eight violations have gone out so far with forty complying so far in three

weeks. The Culbertson property will hopefully be down by Christmas. Five trailers at Hill Top have been issued warrants.

**MAYOR**

Good work being done by all departments.

**COUNCIL MEMBERS**

**GARNETT**

Nothing to Report.

**PHILLIPS**

Meeting with Joe Lauber was very successful.

**IRICK**

Nothing to Report.

**STARK**

Nothing to Report.

**IRWIN**

Nothing to Report.

**AGNEW**

Nothing to Report.

**COOK**

Nothing to Report.

**JETT**

The Fire Department did a wonderful job at the Pre-School. When would the school zone signs be installed at the Pre-School? Diehl stated they have been ordered.

**New Business**

None

**ADJOURN**

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

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Mayor Don H. Malan

**ATTEST**

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Corey Snead  
City Clerk