

CITY OF BUTLER
MINUTES OF A MEETING OF THE CITY COUNCIL
January 4, 2011

The Butler City Council met in regular session on Tuesday, January 4, 2011 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

David Brown	Harold Weil
Brian Phillips	Jim Fisher
Thom Burg	Brian Boyd
Pat Simons	Doug Wix

OTHERS PRESENT

Others present were Administrator Mark Arbuthnot, City Attorney Tom Addleman, Police Chief Jim Garnett, Public Works Director Trent Diehl and Barb Scrogam.

OTHER GUESTS

Eugene Miller, Lynn Nitsche, Michael Garren, Paige Clinton and son.

APPROVE CONSENT AGENDA

Motion by Phillips, second by Fisher to approve the minutes of the regular session of December 21, 2010. Motion passed unanimously with a show of hands. Motion by Wix, second by Boyd to approve the bills presented for payment. Motion passed unanimously with a show of hands. Motion by Brown, second by Wix to approve travel and training. Motion passed unanimously with a show of hands.

COMMITTEES

**MAYOR'S NEIGHBORHOOD
PRIDE COMMITTEE
VOLUNTEERS**

Burg reported the Mayor's Neighborhood Pride Committee met on January 3, 2011 at 7:00 p.m. Burg informed council that Bob Conley approached the Boys Home in Rich Hill and they will be volunteering their time to help with picking up trash and mowing lawns. Jeff Hall with Ash Grove, Midwest Lumber and Pitts Brothers has offered the use of heavy equipment in the cleanup efforts. Burg stated everyone is welcome to attend the meetings and would welcome all ideas.

**CITY OWNED FACILITIES
COMMITTEE
PARKING**

City Administrator Arbuthnot reported the City Owned Facilities Committee met January 4, 2011 before the City Council meeting at 6:30 p.m. to discuss parking that is prohibited in front yards of residences. City Administrator Arbuthnot stated the committee will do a study as to how many residences have parking in the front yards and the circumstances.

REPORTS

**CITY ATTORNEY
PUBLIC DEFENDER FEES**

City Attorney Addleman reported he is researching for the best method to handle public defender fees. City Attorney Addleman will be contacting other jurisdictions in his research efforts.

AMNESTY PROGRAM

City Attorney Addleman suggested doing an Amnesty Program in the efforts to collect fines due the City. City Attorney Addleman informed council he started with August 1, 2010 and went back to January, 1997 and there are 105

people who owe the City \$500.00 for more in fines. Motion by Burg, second by Simons to approve City Attorney Addleman to proceed with the Amnesty Program with the effective dates being February 15, 2011 thru April 15, 2011. Motion passed unanimously with a show of hands.

**CITY ADMINISTRATOR
WAL-MART**

City Administrator Arbuthnot reported the building permit for the new Wal-Mart Store in Butler has been approved and issued by the City.

**WATER TREATMENT PLANT
BUDGET**

City Administrator Arbuthnot reported the Water Treatment Plant budget includes \$51,800 in funding for Hydracap60 elements in the water treatment skids to be replaced this year. A bid of \$52,380 has been received for this replacement plus an estimated \$600 for freight charges. This would be the second year of a five year program to change out these elements.

Motion by Simons, second by Burg to approve the purchase and move ahead with the replacement of the elements. Motion passed unanimously with a show of hands.

DOG POUND

City Administrator Arbuthnot stated there was a question from the December 21, 2010 council meeting concerning the electric usage at the dog pound. City Administrator Arbuthnot reported the usage is from the veterinarians' using the incinerator for the disposal of the animal remains.

2011 ELECTION

City Administrator Arbuthnot reported the following have filled for the April 2011 election for Councilmen: Wix, Ward 4, Phillips, Ward 1, Simons, Ward 2 and Weil, Ward 3.

SCOUT HALL

City Administrator Arbuthnot reported Scout Hall is almost completed. All that is left to be done is installing the ADA lavatory.

ALARM AND CHECK-IN SYSTEM

City Administrator Arbuthnot informed council he had met with Public Works Director Diehl and Park & Rec Superintendent Bittner and discussed going ahead with an alarm system for the pool. Also, the Recreation Commission discussed purchasing a computer check-in system which would help keep better track of people checking in. This system would be installed at the main entrance. City Administrator Arbuthnot stated he would like to move ahead with both of these purchases if there is no objection from council.

CBIZ

City Administrator Arbuthnot informed council a representative from CBIZ will be at the next council meeting on January 18, 2011. CBIZ has helped the City with the requirements on health insurance in the past. The representative will be making a proposal to help the City solicit proposals for bids on health insurance to cut costs for the City.

CONTRACTORS

City Administrator Arbuthnot reported the information he had downloaded from Belton, regarding the contractors who are committing fraud, has been passed on to the City Attorney for further discussion. This will be presented at a council meeting in the future.

MAYOR

Mayor Malan thanked the committee members for their hard work and time. Mayor Malan extended an at-a-boy to City Administrator Arbuthnot for his hard work. Mayor Malan stated City Administrator Arbuthnot has a full plate and does a tremendous job.

COUNCIL MEMBERS

BROWN

Brown-want to reiterate what Mayor Malan said and thank the people for doing such a good job.

PHILLIPS

Phillips-no complaints.

BURG

Burg-stated the Mayor's Neighborhood Pride Committee is not without support from the community. Burg still wished the council would take a look at the way we run the City. Instead of using utility money, he would like to use sales or property tax money. Burg thinks the public should be involved and vote as to use sales or property tax money or utility money. City Administrator Arbuthnot commented the current sales tax is 1%. If you want to have a sales tax increase on the April ballot it would have to be certified by January 25, 2011 and an ordinance would have to be passed at the next council meeting.

SIMONS

Simons-thanked City Administrator Arbuthnot for getting some of these things updated such as the pole charges. Simons reported at least a dozen street lights are out starting on Rice Rd up to the school and back down to the old lumber yard and down the highway. Simons reported unlicensed vehicles at 8 Water St. and 310 Ohio St. Also there is old furniture at the monument place on Mill St. and a mattress at 406 Water St.

WEIL

Weil-no complaints.

FISHER

Fisher-no complaints.

BOYD

Boyd-reported an accident had taken place in front of his home and it was amazing how all the different agencies worked together. Boyd stated "it makes you feel good" and he was proud of them. Boyd stated there are spikes on the code enforcement; need to have consistency. This needs to be addressed.

WIX

Wix-concerned about the sign at the intersection of Pine St. & Business 71 on the south side if you are coming from the west in a small vehicle it is hard to see. Wix called for a Finance Committee meeting on January 18, 2011 at 6:00 p.m.

NEW BUSINESS

AMENDMENT/CITY UTILITY BILLING AND COLLECTION POLICY

Consider an amendment to the City Utility Billing and Collection Policy to establish service qualifications for different types of electric customers. Motion by Wix, second by Phillips to approve the amendment to the City Utility Billing and Collection Policy. Motion passed unanimously with a show of hands.

CDBG GRANT

Consider submitting a NSP3 grant application to the Missouri Department of Economic Development to provide funding for demolition of dangerous structures. Kaysinger Basin Regional Planning Commission staff is helping to put together the grant application for submittal. The submittal deadline for the grant application is 5 p.m., January 7, 2011. City Administrator Arbuthnot informed the council the City does not qualify for this grant. City Administrator Arbuthnot reported there is a grant the City may be eligible for in the future the CDBG Block Grant demolition program. Motion by Burg, second by Phillips to adopt the Residential Redevelopment Policy and approve proceeding to apply for the grant. Upon further discussion, Burg withdrew the

motion.

SENIOR TAXI FEE INCREASE

Consider increasing the senior taxi one way trip fee from 35 cents per trip to 50 cents per trip. City Councilman Pat Simons requested that this be placed on the agenda for council consideration. Motion by Boyd, second by Fisher to approve the 50 cents one way trip fee increase. Motion passed unanimously with a show of hands.

ADJOURNMENT

There being no further business, motion was made by Boyd, second by Fisher to adjourn the regular meeting.

Mayor Don H. Malan

ATTEST

City Clerk Mary Jo Cook