

**CITY OF BUTLER  
MINUTES OF A MEETING OF THE CITY COUNCIL  
SEPTEMBER 20, 2011**

The Butler City Council met in regular session on Tuesday, September 20, 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-absent	Harold Weil
Brian Phillips	Jim Fisher
Thom Burg	Brian Boyd
Pat Simons	Doug Wix

**OTHERS PRESENT**

Others present were City Administrator Mark Arbuthnot, City Clerk Casey Koehn, Public Works Director Trent Diehl, City Attorney Tom Addleman and Police Chief Jerry Boyd,

**OTHER GUESTS**

Eugene Miller, Stacy Ackerman Dorothy Kincaid, James Winkle, Linn Nitsche, Denny Rich and Chad Anderson.

**APPROVE CONSENT AGENDA**

Motion by Burg, seconded by Boyd to approve the minutes of the regular session of Sept 6, 2011. Motion passed unanimously by a show of hands. Motion by Simons, seconded by Wix to approve the bills presented for payment. Motion passed unanimously by a show of hands. Motion by Burg, seconded by Phillips to approve travel and training. Motion passed unanimously by a show of hands. Motion was made by Burg, seconded by Fisher to add Stacy Ackerman and James Winkle to the agenda to discuss a possible change to the animal ordinance. Motion passed unanimously by a show of hands.

**SCHEDULED GUESTS**

**STACY ACKERMAN**

Stacy Ackerman spoke out against a possible ban on the American Pit-bull inside City limits. She stated that it is owner responsibility and the dogs should not be punished for the owners' mistakes.

**JAMES WINKLE**

James Winkle asked what was being proposed and also asked to bring more information to Council about the dogs. The Mayor said that the matter is only being looked into as this time.

**CHAD ANDERSON LAW  
ENFORCEMENT MUSEUM**

Sheriff Chad Anderson and the Sheriff's Posse have purchased the old jail with the intent of turning it into a law enforcement museum. He requested to take the old jail cells out of the Old High School in the thrift school and put them in the museum. Motion was made by Wix, seconded by Phillips to let him have the jail cells. Motion passed unanimously by a show of hands.

**COMMITTEES**

**VISIONING COMMITTEE**

Phillips reported that Visioning Committee held a Town Hall meeting on Monday September 19<sup>th</sup> at City Hall with the Drury University students to collect ideas. There were about 30 people in attendance. The meeting went

very well, but the Drury students need more participation from the citizens. The next meeting will be Monday October 17, 2011.

**REPORTS**

**CITY CLERK**

Clerk Koehn reported that the Carson and Barnes Circus didn't bring in as much money as hoped, but suggested that the City still send \$500.00 to Joplin in good faith to aid in the clean-up from the recent tornado. Motion was made by Burg, seconded by Phillips to send \$500.00 to Joplin. The motion passed with a vote of 6-yes 1-no (Simons).

**POLICE CHIEF**

Chief Boyd reported that the mold remediation company was at the Police Station on Monday and found more damage than originally anticipated. The added expense will be \$6700.00. Motion was made by Phillips seconded by Wix to go ahead with the project. Motion passed unanimously by a show of hands.

**CITY ATTORNEY**

Addleman reported that he looked into a ordinance that would ban the American Pit-bull. He stated that many cities have the same type of ordinance. He will continue to work on it. He also stated that he would have more community service workers for October 29<sup>th</sup> for clean-up.

**ADMINISTRATOR ARBUTHNOT**

**AIRPORT PROJECT**

Arbuthnot reported that the final closeout inspection for the Airport taxiway sealing project and trench drain installation was completed by the City Administrator, Airport Manager, Burns & McDonnell, Bishops Construction and MoDOT on September 8<sup>th</sup>. Several items noted in the inspection will be completed by Bishops Construction. Final documents and requests for reimbursement will be submitted to MoDOT for final payment to Burns & McDonnell and Bishops Construction.

**SOLAR FARM**

The Solar Farm project has been put on hold for the time being until Solar Link can secure investors. The City will keep in touch with Solar Link and be advised of any changes.

Pictures of the animals that are picked up by the Animal Control Officer are now posted on the City's website.

**PUBLIC WORKS DIRECTOR**

Public Works Director Trent Diehl had nothing to report

**CODE ENFORCEMENT**

Code Enforcement Officer Jim Wheatley gave his report.

**MAYOR**

Mayor Malan commended Councilmen for their cleanup effort and also commended the Visioning Committee.

**BROWN**

Absent.

**PHILLIPS**

Phillips commended Councilmen for their cleanup effort and also stated that the vicious dog ordinance in effect is enough.

**BURG**

Burg reported on nuisance issues around the City.

**SIMONS**

Simons questioned the Street Dept pouring concrete over a drain. He also called a Public Safety Committee meeting to discuss dog regulations for 6:30 on October 4<sup>th</sup>.

**WEIL**

Weil had nothing to report.

**FISHER**

Fisher reported that the Methodist Church cleaned up around town.

**BOYD**

Boyd commended the Methodist Church for their cleanup effort. He also stated that the Police Dept needs new cars and that that City needs to start looking into that now before we need to replace them all at once.

**WIX**

Wix had nothing to report.

**COMMUNITY SERVICE FOR  
RUSSELL SKAGGS**

Motion was made by Phillips, seconded by Wix to allow Russell Skaggs to work off his fines at a rate of \$5.00/hr doing community service.

**NEW BUSINESS**

**ROOF BIDS**

Arbuthnot reported that only 2 roofing bids were received. He recommended going out for bid again to solicit additional bids. Motion was made by Phillips, seconded by Simons to extend bidding process. Motion passed unanimously by a show of hands.

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

ATTEST:

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City Clerk Casey Koehn

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Mayor Don H. Malan