

**CITY OF BUTLER  
MINUTES OF A MEETING OF THE CITY COUNCIL  
NOVEMBER 15, 2011**

The Butler City Council met in regular session on Tuesday, November 15, 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 City Administrator Mark Arbuthnot, City Clerk Casey Koehn, Public Works Director Trent Diehl, and Police Chief Jerry Boyd.

**OTHER GUESTS**

Cpl Brandon Plunkett, Officer Denny Rich, Officer Jim Wheatley, Sally Burg, Earl Van Slyke, Wendel Harris, Bob Conley, Mark Brown, Emily Wilson, Randy Pike, Austin Mount, Eugene Miller and Merritt Geer.

**APPROVE CONSENT AGENDA**

Motion by Burg, seconded by Wix to approve the minutes of the regular session of Nov 1<sup>st</sup>, 2011. Motion passed unanimously by a show of hands. Motion by Wix, seconded by Phillips to approve the bills presented for payment. Motion passed unanimously by a show of hands. Motion by Boyd, seconded by Fisher to approve the travel and training. Motion passed unanimously by a show of hands.

Motion was made by Brown, seconded by Simons to add Sharon Cumpton and Austin Mount to the agenda. Motion passed unanimously by a show of hands.

**SCHEDULED GUESTS**

**SHARON CUMPTON RELAY FOR LIFE**

Sharon Cumpton (Relay for Life) requested to hold the Relay for Life event on June 9, 2012 on the Butler Square. Motion was made by Burg, seconded by Brown to approve her request. Motion passed unanimously by a show of hands.

**AUSTIN MOUNT KAYSINGER BASIN**

Austin Mount, (Kaysinger Basin) by request from the City Administrator, reported that the CDBG application for the demolition of houses was denied. He stated that the pool of money designated for those types of projects went mostly to aid in the flooding and tornado disaster areas throughout the State. He also informed Council that the Brownfields project cannot be funded through Kaysinger Basin because of the partnership the City has with them. The City can receive funds through DNR however.

**MARK BROWN**

Mark Brown voiced complaints about the way he was treated by the Butler Police Department in a recent incident involving his dogs. Council agreed that the matter needs to be discussed further and decided to put the matter in a Committee.

**BOARDS AND COMMISSIONS**

**PARK AND REC COMMISSION**

Simons reported that the Park and Rec Commission met on Nov 3. The Trail

of Memories will possibly be extended to the Hospital. The Christmas lighting contest was discussed and a motion was made by Burg, seconded by Simons to hold the contest again this year. Motion passed unanimously by a show of hands.

**INDUSTRIAL MARKETING  
COMMISSION**

Arbuthnot reported that the Industrial Marketing Commission met prior to the regular session to discuss sending members to serve on a committee to help with economic development in Bates County.

**BILLS, ORDS, RES**

**BILL NO 2011-16 ORD NO 937 1<sup>ST</sup>  
READING**

**BILL NO 2011-16 ORD NO 937 AN ORDINANCE AMENDING  
CHAPTER 2. ADMINISTRATION, ARTICLE III. OFFICERS AND  
EMPLOYEES, DIVISION 6. PERSONNEL POLICY, SECTION 2-  
120.6. HOURS OF WORK, OVERTIME, TIME AND ATTENDANCE  
RECORDS OF THE BUTLER CITY CODE.**

Motion was made by Burg seconded by Phillips for 1<sup>st</sup> reading by title only.

Roll Call:

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

**BILL NO 2011-16 ORD NO 937 2<sup>ND</sup>  
READING**

**BILL NO 2011-16 ORD NO 937 AN ORDINANCE AMENDING  
CHAPTER 2. ADMINISTRATION, ARTICLE III. OFFICERS AND  
EMPLOYEES, DIVISION 6. PERSONNEL POLICY, SECTION 2-  
120.6. HOURS OF WORK, OVERTIME, TIME AND ATTENDANCE  
RECORDS OF THE BUTLER CITY CODE.**

Motion was made by Boyd seconded by Wix for second reading by title only.

Roll Call:

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

**BILL NO 2011-16 ORD NO 937 AD  
OPTION**

**BILL NO 2011-16 ORD NO 937 AN ORDINANCE AMENDING  
CHAPTER 2. ADMINISTRATION, ARTICLE III. OFFICERS AND  
EMPLOYEES, DIVISION 6. PERSONNEL POLICY, SECTION 2-  
120.6. HOURS OF WORK, OVERTIME, TIME AND ATTENDANCE  
RECORDS OF THE BUTLER CITY CODE.**

Motion was made by Burg seconded by Boyd to adopt. Roll Call:

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

**REPORTS**

**CITY CLERK- EMPLOYEE  
ANNUAL BONUS**

Clerk Koehn reported that it was time for the approval of the City employee

**ADMINISTRATOR ARBUTHNOT**

bonuses. Motion was made by Phillips, seconded by Wix to approve the annual City employee bonuses. Motion passed unanimously by a show of hands.

Arbuthnot reported that Billy McKinzie withdrew his bid for the Police Station. He had a positive meeting with Solar Link and had a call from Heise-Meyer about a company that is possibly interested in the Spec Building.

**CODE ENFORCEMENT**

Motion was made by Brown, seconded by Simons to change the 20 and 30 year employee service awards from pins to a piece of jewelry with the same monetary amount. Motion passed unanimously by a show of hands.

**MAYOR**

Code Enforcement Officer Wheatley gave his report to Mayor and Council.

**BROWN**

Malan stated that the newly revised Animal Ordinance needs to be tweaked after hearing Mr. Brown speak. He called a Public Safety Committee meeting for Tuesday Nov 22<sup>nd</sup> at 7pm.

**PHILLIPS**

Brown reported that he has had questions about the tires piling up at D&D and Wison Tires. He also reported street lights that were out.

**BURG**

Phillips stated that the City needs to have an incentives package for prospective businesses that might want to call Butler home. He also stated that a Dog Park is needed in Butler and that some unused land at the Fairgrounds would be a great place for one.

**SIMONS**

Burg stated that he was pleased to see the house behind Sinclair's cleaned up.

**WEIL**

Simons stated that he was pleased to see the house behind Sinclair's cleaned up and thanked the employees.  
Nothing to report.

**FISHER**

Nothing to report.

**BOYD**

Nothing to report.

**WIX**

Nothing to report.

**ATTEST:**

Nothing to report.

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

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City Clerk Casey Koehn

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Mayor Don H. Malan