

**CITY OF BUTLER**  
**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL**  
**MAY 21, 2013**

The Butler City Council met in regular session on Tuesday, May 21, 2013 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	Terry Agnew
Thom Burg	Brian Boyd
Gayle Stark	Doug Wix

**OTHERS PRESENT**

Others present were City Administrator Mark Arbuthnot, Public Works Director Trent Diehl, City Clerk Mary Jo Cook, Deputy City Clerk Barb Scrogam, City Attorney Tom Addleman, Chief Randy Beshore, Lieutenant Jerret Wheatley, Officer Victor Correa and Officer Kalb Platt.

**OTHER GUESTS**

Courtney Wix, Kaylee Wix, Tena Wix, Logan Graham, Cynthia Breiner, Dennis Breiner, Travis Hockaday, Ben Burgess and Linn Nitsche were also in attendance.

**APPROVE CONSENT AGENDA**

Motion by Phillips, seconded by Brown to approve the minutes of the regular session of May 7, 2013 and closed session of May 7, 2013. Motion passed unanimously with a show of hands.

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

Motion by Brown, seconded by Boyd to approve Travel/Training. Motion passed unanimously with a show of hands.

**SCHEDULED GUESTS**  
**DENNIS AND CYNTHIA BREINER**  
**-SKATE PARK**

Dennis and Cynthia Breiner addressed council concerning the condition of the Butler skate park. Mr. & Mrs. Breiner inquired about repairs being made to the skate park. They also inquired if fund raisers could be done to help raise funds for the improvements. The Breiners stated there are children who use the skate park and are concerned for the safety of the children. They feel the skate park keeps the kids off the street and out of trouble. City Administrator Arbuthnot reported he and Public Works Director Diehl will be meeting with Kurt Higgins on May 23, 2013 to assess the condition of the skate park. Council asked Mr. & Mrs. Breiner to attend the June 4, 2013 council meeting so council and Mr. & Mrs. Breiner could gather more information concerning the skate park.

**BOARDS & COMMISSIONS**  
**NEIGHBORHOOD ADVISORY**  
**COMMISSION**

Councilman Boyd reported the Neighborhood Advisory Commission met Monday, May 20, 2013 at 7:00 p.m. at City Hall. Boyd informed council a quorum was not present.

**REPORTS**  
**POLICE CHIEF**

Chief Beshore and Lieutenant Jerret Wheatley brought information to council concerning the lease purchase of 4 or 8 new police vehicles.

Motion by Phillips, seconded by Burg to allow the Police Chief to make fiscal decision based on his budget. Motion failed 2-6 with Brown, Stark, Weil, Agnew, Boyd and Wix voting no.

**CITY ADMINISTRATOR**

City Administrator Arbuthnot reported one proposal was received by the City on May 9, 2013 from Clearway Environmental Services for asbestos inspection services for the unsafe structures proposed for demolition in the City's CDBG Unsafe Structure Demolition Grant Application. The proposal was reviewed and ranked by the City Administrator and approved for pre-selection. The proposal was then submitted to the Missouri Department of Economic Development for their approval and they concurred with the approval for pre-selection. Clearway Environmental Services has been notified of the pre-selection approval contingent on approval of the City's CDBG application.

City Administrator Arbuthnot reported the City's CDBG application for the demolition of unsafe structures was submitted to the Missouri Department of Economic Development for consideration on May 15, 2013. The application included demolition for 34 residential unsafe structures and three commercial unsafe structures. It will probably be 90 to 120 days before the City will be notified of a decision on the application.

City Administrator Arbuthnot reported the ground breaking for the 3MW Solar Farm was held Tuesday, May 21, 2013 at 11:00 a.m. at the project site in the Butler Industrial Park.

City Administrator Arbuthnot reported the City Wide Cleanup by Bates County Disposal and the City for residential properties in Butler has been completed.

City Administrator Arbuthnot reported the City has received notification from the Missouri Department of Revenue that the ½ percent Capital Improvement Sales Tax will start being collected on October 1, 2013.

City Administrator Arbuthnot reported the Alumni Association requested to use the square for their parade on May 25, 2013. City Administrator Arbuthnot explained due to the downtown project not being in progress it would not be an issue to allow the parade. Motion by Boyd, seconded by Burg to approve the Alumni Association parade on May 25, 2013. Motion passed unanimously by a show of hands.

**MAYOR**

Mayor Malan expressed his appreciation to all who attended the ground breaking for the 3MW Solar Farm.

**COUNCIL MEMBERS**  
**BROWN**

Nothing to report.

**PHILLIPS**

Nothing to report.

**BURG**

**STARK**

We need to remember the people of Moore, Oklahoma.

**WEIL**

Nothing to report.

**AGNEW**

Called a Finance Committee meeting for June 4, 2013 at 6:30pm.

**BOYD**

Nothing to report.

**WIX**

Nothing to report.

**CLOSED SESSION**

I have enjoyed working with council it has been a real pleasure.

Motion by Brown, seconded by Boyd to enter into closed session. Legal Actions, and/or Communication from the City Attorney as provided under Section 610.021 (1),

**ADJOURNMENT**

David Brown-Aye  
Brian Phillips-Aye  
Thom Burg-Aye  
Gayle Start-Aye

Harold Weil-Aye  
Terry Agnew-Aye  
Brian Boyd-Aye  
Doug Wix-Aye

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

ATTEST

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Mayor Don H. Malan

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Barbara Scrogam  
Deputy City Clerk