

**CITY OF BUTLER  
MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL  
DECEMBER 3, 2013**

The Butler City Council met in regular session on Tuesday, December 3, 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	Shawn McVey
Gayle Stark	Kyle DuBray

**OTHERS PRESENT**

Others present were City Administrator Mark Arbuthnot, City Clerk Casey Koehn, Public Works Director Trent Diehl, City Attorney Tom Addleman, Police Chief Randy Beshore and Code Enforcement Officer Jim Wheatley.

**OTHER GUESTS**

Edwin Nelson, Art Davis, Larry Welston and Linn Nitsche were also in attendance.

**APPROVE CONSENT AGENDA**

Motion by Burg, seconded by Phillips to approve the minutes of the regular session of November 19, 2013 and the closed session of November 19, 2013. Motion passed unanimously by a show of hands.

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

Motion was made by Phillips, seconded by Stark to approve travel/training presented. Motion passed unanimously by a show of hands.

**SCHEDULED GUESTS**  
**LARRY WELSTON**

Larry Welston (Bates County Disposal) requested an extension on his current contract for 5 years with no increase in rates. Motion was made by Burg, seconded by Agnew to approve the request. Motion passed unanimously by a show of hands. Arbuthnot requested that the City Attorney draft a new contract.

**ART DAVIS**

Art Davis (Art Davis Group) presented a timeline to the Council regarding the hiring of the new City Administrator. Motion was made by Brown, seconded by Burg to begin advertising for the position. Motion passed with a vote of 6 to 1, with Phillips voting 'No.'

**EDWIN NELSON**

Edwin Nelson asked for an extension on his building permit at the property located at 305 S Mechanic. Motion was made by Phillips to grant a 60 day extension providing that the steps on the front of the house are complete to allow for the purchase on insurance. Motion was seconded by McVey. Motion passed unanimously by a show of hands.

**COMMITTEES**

**CITY OWNED FACILITIES**

**CHAMBER-HUCKSTERS DAY  
AND ANNUAL BBQ**

Burg reported that the Committee met at 6:15 pm prior to the Council meeting to discuss allowing the Chamber to combine Huckster's Day and the Annual BBQ in Sept of 2014 to be held on the Butler Square. Motion was made by Phillips, seconded by Dubray to allow the Chamber to use the Square. Motion passed unanimously by a show of hands.

**RESOLUTIONS**

**RES NO 406**

RES NO 406, a resolution establishing a bank account at Community First Bank to house CDBG funds was presented to Council. Motion was made by Burg, seconded by Phillips to approve the Resolution. Motion passed unanimously by a show of hands.

**REPORTS**

**CITY CLERK**

Clerk Koehn announced that election filings will begin December 17, 2013.

**CITY ADMINISTRATOR**

Arbuthnot reported that the Airport and the Spec building still need to be toured. It was decided to tour the 2 facilities on Monday December 16<sup>th</sup> at 9am.

Arbuthnot informed Council of the projects that need completion.

**CODE ENFORCEMENT**

Code Enforcement Officer Wheatley gave the code enforcement report.

**MAYOR**

Mayor Malan stated that we have a lot to still accomplish and will continue to move the City of Butler forward.

**COUNCIL MEMBERS**

**BROWN**

Brown had nothing to report.

**PHILLIPS**

Phillips had nothing to report.

**BURG**

Burg had nothing to report.

**STARK**

Stark had nothing to report.

**WEIL**

Weil had nothing to report.

**AGNEW**

Agnew had nothing to report.

**MCVEY**

McVey had nothing to report.

**DUBRAY**

DuBray had nothing to report.

**NEW BUSINESS**

**ARBUTHNOT RETIRES**

Arbuthnot gave the Mayor and Council his official retirement/resignation letter. Motion was made by Brown, seconded by Phillips to accept the resignation. Motion passed unanimously by a show of hands.

**APPOINTMENT OF CITY CLERK  
AND FIRE CHIEF TO INTERIM  
CO-ADMIN**

Motion was made by Burg, seconded by Brown to appoint City Clerk Casey Koehn and Fire Chief Jim Henry interim co-administrators. Motion passed unanimously by a show of hands.

Motion was made by Phillips, seconded by Burg to allow a wage increase of

**WAGE INCREASE OF \$750**

\$750.00 per month for each co-administrator. Motion passed with a vote of 7 to 1, with Brown voting 'No.'

**ARCHIVING MIN AND ORD WITH THE STATE AT NO COST TO THE CITY**

Clerk Koehn informed Mayor and Council that she contacted the State concerning archives and was able to receive the service at no cost from the state to archive Minutes and Ordinances (which are permanent record). Motion was made by Phillips, seconded by Burg to allow the documents to leave City Hall to go to Jefferson City to be archived. Motion passed unanimously by a show of hands.

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

**ADJOURNMENT**

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Mayor Don H. Malan

**ATTEST**

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Casey Koehn  
City Clerk