

CITY OF BUTLER
MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL
March 18, 2014

The Butler City Council met in regular session on Tuesday, March 18, 2014 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 Clerk Casey Koehn, City Attorney Tom Addleman, Public Works Director Trent Diehl, Police Chief Randy Beshore, Code Enforcement Officer Jim Wheatley and Deputy City Clerk Mary Jo Cook.

OTHER GUESTS

Linn Nitsche, Lee Anna Schowengerdt and Marla Kash were also in attendance.

APPROVE CONSENT AGENDA

Motion by Phillips, seconded by DuBray to approve the minutes of the regular session of March 4, 2014 and closed sessions of March 3rd, 4th and 5th 2014. Motion passed unanimously by a show of hands.

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

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

Addition to agenda Ordinance 988 to amend budget 2014 and remove Marilyn Enuff from the agenda

Motion was made by Brown to approve the additions and deletions to the agenda, seconded by McVey. Motion passed unanimously by show of hands.

Chamber of Commerce Executive Director Lee Anna Schowengerdt requested the use of the fairgrounds on September 7th 2014 for a circus.

Motion was made by Burg to approve the request of the fairgrounds for the circus, seconded by Agnew. Motion passed unanimously by show of hands.

SCHEDULED GUESTS
CHAMBER EXEC CIRCUS

COMMITTEES
FINANCE COMMITTEE

Weil stated the 2014-2015 Budget will be presented tonight.

BOARDS AND COMMISSIONS

Planning Commission –Koehn reported that officers were elected and they are still working on the sub division regulations.

Park Board – Koehn reported that swim lessons both private and regular had been discussed. They are still finalizing times and the procedure in which lessons will be handled.

UNFINISHED BUSINESS

No unfinished business

PUBLIC HEARINGS

The Public Hearing on FY 2014-2015 Budget was opened to the public for questions. No questions were presented to Council. The Public Hearing was closed.

BILLS, ORDS, RES

Bill NO 2014-3
ORD NO 987
1ST Reading

Motion by Phillips, seconded by McVey for the first reading by title only of **Bill No 2014-3 Ord No 987 AN ORDINANCE APPROVING THE 2014-2015 FISCAL YEAR BUDGET OF THE CITY OF BUTLER, MISSOURI, APPROPRIATING THE REQUISITE FUNDS FROM THE REVENUES OF THE CITY, PROVIDING FOR THE EXPENDITURES AND ADJUSTMENTS THEREOF, AND PROVIDING FOR THE SALARIES OF THE CITY OFFICERS AND EMPLOYEES**

Motion passed with the following votes:

David Brown-Aye	Harold Weil-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Thom Burg-Aye	Shawn McVey-Aye
Gayle Stark-Aye	Kyle DuBray -Aye

Bill NO 2014-3
ORD NO 987
2nd Reading

Motion by Brown, seconded by Burg for the second reading by title only of **Bill No 2014-3 Ord No 987 AN ORDINANCE APPROVING THE 2014-2015 FISCAL YEAR BUDGET OF THE CITY OF BUTLER, MISSOURI, APPROPRIATING THE REQUISITE FUNDS FROM THE REVENUES OF THE CITY, PROVIDING FOR THE EXPENDITURES AND ADJUSTMENTS THEREOF, AND PROVIDING FOR THE SALARIES OF THE CITY OFFICERS AND EMPLOYEES**

Motion passed with the following votes:

David Brown-Aye	Harold Weil-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Thom Burg-Aye	Shawn McVey-Aye
Gayle Stark-Aye	Kyle DuBray -Aye

Bill NO 2014-3
ORD NO 987
Adoption

Motion by Burg, seconded by DuBray to adopt
Bill No 2014-3 Ord No 987 AN ORDINANCE APPROVING THE 2014-2015 FISCAL YEAR BUDGET OF THE CITY OF BUTLER, MISSOURI, APPROPRIATING THE REQUISITE FUNDS FROM THE REVENUES OF THE CITY, PROVIDING FOR THE EXPENDITURES AND ADJUSTMENTS THEREOF, AND PROVIDING FOR THE SALARIES OF THE CITY OFFICERS AND EMPLOYEES

Motion passed with the following votes:

David Brown-Aye	Harold Weil-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Thom Burg-Aye	Shawn McVey-Aye
Gayle Stark-Aye	Kyle DuBray -Aye

Bill NO 2014-4
ORD NO 988
1ST Reading

Motion by Brown, seconded by Phillips for the first reading by title only of
Bill No 2014-4 ORD No 988
AN ORDINANCE APPROVING AN AMENDMENT TO THE 2013-2014 FISCAL YEAR BUDGET OF THE CITY OF BUTLER, MISSOURI, APPROPRIATING THE REQUISITE FUNDS FROM THE REVENUE OF THE CITY, PROVIDING FOR THE ADJUSTMENTS THEREOF TO THE UTILITY FUND

Motion passed with the following votes:

David Brown-Aye	Harold Weil-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Thom Burg-Aye	Shawn McVey-Aye
Gayle Stark-Aye	Kyle DuBray -Aye

Bill NO 2014-4
ORD NO 988
2nd Reading

Motion by Phillips, seconded by Stark for the second reading by title only of
Bill No 2014-4 ORD No 988
AN ORDINANCE APPROVING AN AMENDMENT TO THE 2013-2014 FISCAL YEAR BUDGET OF THE CITY OF BUTLER, MISSOURI, APPROPRIATING THE REQUISITE FUNDS FROM THE REVENUE OF THE CITY, PROVIDING FOR THE ADJUSTMENTS THEREOF TO THE UTILITY FUND

Motion passed with the following votes:

David Brown-Aye	Harold Weil-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Thom Burg-Aye	Shawn McVey-Aye
Gayle Stark-Aye	Kyle DuBray -Aye

Bill NO 2014-4
ORD NO 988
Adoption

Motion by McVey, seconded by Burg to adopt.
Bill No 2014-4 ORD No 988

AN ORDINANCE APPROVING AN AMENDMENT TO THE 2013-2014 FISCAL YEAR BUDGET OF THE CITY OF BUTLER, MISSOURI, APPROPRIATING THE REQUISITE FUNDS FROM THE REVENUE OF THE CITY, PROVIDING FOR THE ADJUSTMENTS THEREOF TO THE UTILITY FUND

Motion passed with the following votes:

RESOLUTION NO 410
CHANGE T LAGERS

David Brown-Aye	Harold Weil-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Thom Burg-Aye	Shawn McVey-Aye
Gayle Stark-Aye	Kyle DuBray -Aye

Motion was made by Phillips, seconded by Burg to approve **Res No 410- A Resolution changing the option for the Missouri Local Government Employees Retirement System**

Motion passed with the following votes:

REPORTS

David Brown-Aye	Harold Weil-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Thom Burg-Aye	Shawn McVey-Aye
Gayle Stark-Aye	Kyle DuBray -Aye

CITY CLERK

City Clerk Casey Koehn attended the annual MOCCFOA – City Clerk Conference.

Bill No 653 is sitting on the Governor’s desk and has until this Thursday to either sign or veto it. It would require the City to grant access to any Telecom including wireless. Our utility poles are owned like private property but this bill would change that. We can only deny attachment if we can prove that safety is an issue.

Roger Pruden appraised the Speculative building completely finished out and the taxes would be approximately \$14,500 with the City’s portion being \$1,360.

POLICE CHIEF

The Fire tanker is back and in commission

CITY ATTORNEY

Airport Bids will be going to the Airport Commission on March 20th for recommendation to Council on the Apr 1st meeting.

PUBLIC WORKS

Chief Randy Beshore reported about a Youth Enforcement seatbelt Grant for the city.

CODE ENFORCEMENT

Tom Addleman reported that it would be difficult to write a ticket for the proposed no texting in school zone ordinance. Chief Beshore would be more in favor of a no cell phone use in school zone.

MAYOR

COUNCIL MEMBERS

No report

BROWN

Gave report

PHILLIPS

Commended all employees for their hard work.
There is a water leak on the west side of High Street on the south side.
Commended Koehn for her work on the budget. Councilman Brown also received a complaint about city vehicles dropping kids off at school.

BURG

Commended Koehn for her work on the budget. The State flag at the city shop is worn and needs replaced. Phillips would also like to see the cell phone ordinance for the whole city.

STARK

WEIL

Gave Code Officer 8 more complaints also stated needed portable toilets at the park.

AGNEW

No Report

MCVEY

The Butler Bear Flag on Nursery St need to be repaired

DUBRAY

Commended Koehn for her work on the budget.

NEW BUSINESS

Commended Koehn for her work on the budget. McVey received a complaint about the property at 202 S. Olive

FINANCE BIDS FOR STREET IMPROVEMENT PROJECT

No Report

Finance Bids for Street Project – Koehn presented the bids for the financing for the upcoming street improvement project.

Community First Bank-2.95%

MPUA- 3%

Security Bank- 4.5%

Motion was made by Burg made, seconded by Brown to accept the bid from Community First Bank. Motion was unanimously approved by show of hands.

There being no further business, motion was made by Councilman Brown, seconded by Councilman Phillips to adjourn the regular meeting. Motion passed with a roll call vote:

ATTEST

Casey Koehn
City Clerk

David Brown - Aye
Brian Phillips - Aye
Thom Burg – Aye
Gayle Stark - Aye

Harold Weil – Aye
Terry Agnew – Aye
Shawn McVey – Aye
Kyle DuBray – Aye

Mayor Don H. Malan