

CITY OF BUTLER
MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL
February 17, 2015

The Butler City Council met in regular session on Tuesday, February 17, 2015 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

Brian Phillips	Harold Weil
Thom Burg	Terry Agnew
Gayle Stark	Gayle Cook
	Kyle Dubray - Absent

OTHERS PRESENT

Others present were City Clerk Casey Koehn, Public Works Director Trent Diehl, Police Chief Randy Beshore, Code Enforcement Officer Jim Wheatley, Bates County Economic Developer Elizabeth Ogg, City Attorney Tom Addleman and Deputy City Clerk Corey Snead.

OTHER GUESTS

Brad Vermaas, Scott Rasa, Linn Nitsche, Shannon Barth and Craig Irwin

APPROVE CONSENT AGENDA

Motion by Phillips, seconded by Stark to approve the minutes of the regular session of February 3rd and closed session of February 3rd. Motion passed unanimously by a show of hands.

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

Motion by Burg, seconded by Phillips to approve the training request presented. Motion passed unanimously by a show of hands.

APPROVAL OF AGENDA
ADDITIONS OR DELETIONS

Motion by Stark, seconded by Cook to add the following items to new business: Demo Bids and Century Link. Motion passed unanimously by a show of hands.

SCHEDULED GUESTS

Relay for Life

Shannon Barth requested the use of the Butler Square on June 6th from 11 am to 11 pm for Relay for Life. Motion by Burg, seconded by Agnew to allow the use of the square for Relay for Life. Motion passed unanimously by a show of hands.

COMMITTEE REPORTS

Finance

The Finance Committee meet before council and went through the rest of the

2015-2016 budget with Koehn

BOARDS AND COMMISSIONS

Park and Recreation

There was no quorum for the last meeting for business.

Airport Commission

Robert Crain met with the Airport Commission and talked about drainage problems. The Airport Commission will meet again on 2/19/15 to go over budget and talk about a new hangar for an AG business.

UNFINISHED BUSINESS

None

PUBLIC HEARINGS

None

**Bills, Ordinances, Resolutions,
Policies and Proclamations**

None

REPORTS

**CITY CLERK
CDBG DEMO**

CDBG demo project. ALM Environmental, the company that the City contracted with for asbestos removal began work on Monday Jan 12. Eighteen houses have had asbestos removed which brings our total to 26 houses that are ready for demo. I have one property owner that has assured me that taxes will be paid next week on the two properties she owns. These 2 houses need asbestos abatement as well. The bid opening was held Friday Feb 13, 2015. More information will be available at the Council meeting concerning this. The Public Works Director and the Fire Chief inspected the houses that had asbestos removed on Friday.

GFOA

Mary Jo Cook and Koehn attended the Government Finance Officers Conference (GFOA) on Friday, Feb 6, 2015 in Columbia. Sessions included the economic forecast for the next 10 years, Health Care Reform and FLSA for state and local government. They gained a lot of knowledge regarding the current and upcoming health care regulations as they pertain to us specifically.

Maple Senior Living

Koehn has had a few inquiries concerning the Maple Senior Living facility from different entities. Koehn is currently engaged in conversation with a gentleman from Kansas City that has contacts in the health care industry specifically companies that are looking for facilities. Koehn has also contacted the state and is waiting to hear back from them. Koehn called the Medical Lodge corporate office and is waiting to hear back from them as well.

**ECONOMIC DEVELOPMENT
VISION COMMITTEE**

The Vision Committee meets tomorrow night at 5:30 p.m.

CITY ATTORNEY

Ogg is working on an incentive program for Butler.
Addleman is working on a City Ordinance for EBT theft, the ordinance will mirror the state statute.

CODE ENFORCEMENT

Jim Wheatley gave his report.

MAYOR

Councilman David Brown has resigned from Ward 1 seat. The Mayor made a recommendation to council that Brad Vermaas be appointed to fill the vacancy.

COUNCIL MEMBERS

PHILLIPS

Phillips stated we will have a Community Development meeting before next council at 6:00 p.m.

BURG

Nothing

STARK

Nothing

WEIL

Nothing

AGNEW

Nothing

COOK

Nothing

DUBRAY

Absent

NEW BUSINESS

Ward 1 Appointment

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Councilwoman Stark made a motion to appoint Brad Vermaas to the open Ward 1 seat, seconded by Burg. Motion passed unanimously by a show of hands. City Clerk Casey Koehn sworn in Brad Vermaas as Councilman for Ward 1.

ALM Change Order

A change order for ALM was presented to Council for \$5,193.60. This was for additional asbestos removal that had to be done that was not on the original bid. This brings the total of asbestos work done to \$30,288.00. A motion was made by Burg, seconded by Phillips to accept the change order by ALM. Motion passed unanimously by a show of hands.

Demo Project

Public Works Director Trent Diehl presented to Council that the dirt from the brush pile could be used to fill in foundations from the demolition project. A motion was made by Stark, seconded by Cook to allow the use of the dirt from

Chamber

the brush pile. Motion passed unanimously by a show of hands. Koehn had to resign from being the City's Chamber Representative after two years. Currently Koehn does not have the time to completely devote to Chamber. It has been suggested that Corey Snead replace Koehn. A motion by Stark and seconded by Burg to have Snead be the new Chamber Rep for the City. Motion passed unanimously by a show of hands

Quad Lake Appointment

Burg made a motion to appoint Casey Koehn as the Quad Lake Rep. for the city. Seconded by Stark. Motion passed unanimously by a show of hands

Demo Bids

There are 9 Demo Bids Earthworks Excavation was the low bid at the time of the bid opening with a bid of \$159,600. Koehn also reported that a bid from DWD Construction came in at \$156,000. DWD Construction bid had been delivered to the PO Box instead of the physical address and was not there at the time of bid opening. However the bid did come in before the deadline and would be the low bid. Koehn asked Council what they wanted to do about the situation with the bids. Weil stated that we need to allow DWD Construction bid because they met the deadline and it was not their fault that the bid ended up at the PO Box. Scott Rasa from Earthworks Excavation was at the meeting and expressed his concerns about the process to Council. The matter was deferred to the Community Development Committee for further discussion and recommendation.

Telecommunications

Koehn asked the Council to use some of the money that the City has received from the Century Link case for Economic Development. This would be used to help bring business to Butler. Phillips made a motion that no more than \$90,000 be used for Economic Development, seconded by Cook. Motion passed unanimously by a show of hands

ADJOURN

There being no further business, motion was made by Phillips, seconded by Stark to adjourn the regular meeting and go into close session.

Roll call vote.

Vermaas – Aye Phillips – Aye Burg – Aye Stark – Aye Weil – Aye Agnew – Aye Cook – Aye Dubray – Absent

ATTEST

Corey Snead
Deputy City Clerk

Mayor Don H. Malan

