

**MEETING OF THE CITY COUNCIL**  
**April 19th, 2016**

The Butler City Council met in regular session on Tuesday, April 19th, 2016 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**

Jim Garnett	Craig Irwin
Brian Phillips	Terry Agnew
Victor Fugate	Gayle Cook
Gayle Stark	Carolyn Jett

**OTHERS PRESENT**

Others present were City Administrator Casey Koehn, City Clerk Corey Snead, City Attorney Tom Addleman, Public Works Director Trent Diehl, and Interim Code Officer Linn Nitsche.

**OTHER GUESTS**

Gayle Alexander, Robert Hardie, William Tucker, Pat Simons, David Brown, Hank Klumb, Brian Boyd, Kermit Kauffman, Lance Sargent, Mike Grant, Stacey Jo Grant and Charlie Reece.

**APPROVE CONSENT AGENDA**

Motion by Phillips, seconded by Fugate to approve the minutes of the regular session of April 19<sup>th</sup>, 2016 and closed session minutes of April 19th, 2016. Motion passed unanimously by a show of hands.

Motion by Jett, seconded by Garnett to approve the minutes of the special session on April 27<sup>th</sup>, 2016. Motion passed unanimously by a show of hands.

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

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

**DELETION/ADDITION TO AGENDA**

None

**SCHEDULED GUESTS**

**Fair Board**

Kermit Kauffman spoke to council on behalf of the Bates County Fair Board. Kauffman was asking approval for the Fair Parade route through the city and that alcoholic beverages be sold at the fairgrounds in a beer garden, Kauffman explained that the beer garden would be open during the hours of 5:00-10:30

pm the July 12-16 the nights of the fair. The Bates County Sheriff Department and the State Highway Patrol have already volunteered to help control and monitor the beer garden. Kauffman stated the fair board is trying something new with the beer garden this year, and the board has been in contact with the Cass County Fair Board on how they run their beer garden during the fair. The garden would have fencing around the area and once you entered you could not leave with alcohol. The Fair Parade would be on July 12<sup>th</sup> and would leave the fair grounds at 4:30 pm and make its way to the square. Motion by Phillips to approve the Fair Parade on July 12<sup>th</sup> and to approve the beer garden upon contingent that an approved license and insurance is met and the Bates County Sheriff and Highway Patrol assist with controlling the beer garden, seconded by Fugate. Motion passed unanimously by a show of hands.

**Lance Sargent**

Lance Sargent spoke before council about the code enforcement process. He thinks that more time should be given to the property owners to clean up. That a property owner should have at least three days on problems with tall grass. Those landlords cannot move as fast to be in compliance with the ordinance.

**Pat Simons**

Pat Simons spoke before council about wanting clarification on who would be getting the tickets. It was explained that the ticket would go to the renter, but if the renter did not clean up the nuisance that the property holder can be held accountable for the issue. Simons thinks that the renter should be given a ticket and if they don't clean it up give them another ticket. That it is difficult for landlords to make a renter do something and they cannot just enter the property and clean up the issue.

**COMMITTEES**

None

**BOARDS AND COMMISSIONS**

**Police Board**

Koehn reported that the Police Board met on April 20<sup>th</sup>, 2016 and interviewed a candidate for the open position on the force.

**UNFINISHED BUSINESS**

None

**PUBLIC HEARINGS**

None

**BILLS, ORDINANCES,  
RESOLUTIONS, POLICES and  
PROCLAMATIONS**

None

**Reports**

**CITY CLERK**

Snead reported that the online bill payment was up and running and citizens could sign up for it. He also reported about the elected officials conference in June in Columbia. The audit will start on June 13, 2016.

**ECONOMIC DEVELOPER**

Attended the Missouri Main Street workshop in Kansas City. Kaysinger will be having a business conference in Clinton on May 12. In the process of organizing a meeting with the Superintendent's of area schools about the possibility of a community college. Vision committee meets on Wednesday to work on the comprehensive plan.

**POLICE CHIEF**

Nothing to Report

**CITY ATTORNEY**

Addleman has been working KK Real estate towards a mutual and beneficial solution with the property at 1 E. Dakota

**CITY ADMIN**

**1 E. Dakota**

We received bids back from three contractors for the demolition of 1 E. Dakota. The Council met in a Special session on April 27<sup>th</sup> to review and award the bid(s). Council decided to award the bid to Green Deconstruction who came in at \$25,500. Koehn also presented the contract with Green Deconstruction to the council. Motion by Phillips to accept the contract and move forward with the demolition, seconded by Cook. Motion passed unanimously by a show of hands

**MO Main Street**

A MO Main Street town hall meeting was held on April 26<sup>th</sup> at 6pm at City Hall. Keith Winge, the Community Development coordinator for Main Street led the discussion and educated the attendees on the revitalization process. The next steering committee will be held on May 11<sup>th</sup> at 5:30 at City Hall. We will discuss next steps and plan for the next town hall meeting.

**PUBLIC WORKS**

Diehl presented two bids for culvert work to be done on Delaware Street. Herrell Construction for \$6,250.00 and Salmon Construction for \$7,200. Koehn Construction decided not to bid on the job. Diehl suggested to council that Herrell Construction receive the bid. The amount that was bided would only be the labor. Motion by Cook to accept the bid from Herrell Construction for the culvert work, seconded by Fugate. Motion passed unanimously by a show of hands

**CODE ENFORCEMENT**

35 violations have been taken care of so far. That nothing has changed with the codes just being enforced more. That any items left after city wide clean up will be getting a ticket.

**MAYOR**

Wanted to thank all the departments for their hard work.

**COUNCIL MEMBERS**

**GARNETT**

Fulton and Water have sewer water running.

**PHILLIPS**

We need to schedule a tour of all the facilities.

**FUGATE**

Thanked the Fair Board for trying something new.

**STARK**

Thanked the Parks Dept. for spraying the weeds on Orange Street. When would the skate park be finished? Koehn responded by the end of the school year.

**IRWIN**

Nothing to Report.

**AGNEW**

Who owns the arena at the fairgrounds? Koehn will look into this further.

**COOK**

The lights at the ball field are staying on late into the night. Who turns them off?

**JET**

Pleased with the progress that Nitsche is making with the code violations. Wants to make sure that dangerous houses are also taken down.

**New Business**

None

**ADJOURN**

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

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Mayor Don H. Malan

ATTEST

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Corey Snead  
City Clerk