

**MEETING OF THE CITY COUNCIL
APRIL 17th, 2018**

The Butler City Council met in regular session on Tuesday, April 17, 2018 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
David Brown	Terry Agnew
Mike Irick	Gayle Cook
Gayle Stark	Carolyn Jett

OTHERS PRESENT

Others present were City Administrator Casey Koehn, City Clerk Corey Snead, City Attorney Joe Lauber, Public Works Director Trent Diehl, Code Enforcement Officer Brian Boyd, Economic Developer Shayla Gedrose, Fire Chief Jason Bennett and Police Chief Randy Beshore.

OTHER GUESTS

Robyn Eckhoff, Carol Henry, Mary Jo Cook, Barb Scrogham, Crystal Treadwell, Teresa Shobe, Doug Wix, Melvin Ewing, Gayle Alexander, Diana Rich, John Bisby, Kelly Hall, Bill Nieder, Julie Lines, Madison VanGordon, Jason Lines, Brock Lines, Denny Rich, Betty Irwin, Larry Hacker, Alvin Griffin, Kermit Kauffman, Jim Lewis and Jim Wheatley

APPROVE CONSENT AGENDA

Motion by Irwin, seconded by Stark to approve the minutes of the April 3rd, 2018 regular session and the minutes of the April 3rd, 2018 closed session. Motion passed unanimously by a show of hands.

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

Motion by Irwin, seconded by Brown to approve the Travel and Training request. Motion passed unanimously by a show of hands.

Presentation of Plaque

Mayor Malan presented Councilman Terry Agnew with a plaque for his service and dedication to the City of Butler.

Election Result Certification

Motion by Irwin to accept the certified election results from the County Clerk Marlene Wainscott, seconded by Jett. Motion passed unanimously by a show of hands.

Oath of Office for New Councilman

City Clerk Corey Snead administered the oath of office to Councilman Jim Garnett of Ward 1, Councilman Mike Irick of Ward 2, Councilman Jeff Hall of Ward 3 and Councilwoman Gayle Cook of Ward 4.

Oath of Office to New Mayor

City Clerk Corey Snead administered the oath of office to Mayor James W. Henry.

Presentation of Plaque and Proclamation

Mayor Henry read a proclamation for the dedication and service to the City of Butler for Mayor Don H. Malan. City Administrator Casey Koehn presented Mayor Malan with a plaque. City Clerk Corey Snead presented Mayor Malan with a certificate signed by the city employees.

Roll Call of new City Council

Jim Garnett	Craig Irwin
David Brown	Jeff Hall
Mike Irick	Gayle Cook
Gayle Stark	Carolyn Jett

Mayor Pro-Tem

Floor opened for nominations for Mayor Pro-Tem. Jett Nominated Craig Irwin for Mayor Pro-Tem, seconded by Cook. No other nominations from the floor. Motion passed unanimously by a show of hands.

DELETION/ADDITION TO AGENDA

Motion by Cook to delete the Police Department bids on work to a patrol car under new business, seconded by Brown. Motion passed unanimously by a show of hands.

SCHEDULED GUESTS

Kermit Kauffman

Kermit Kauffman came before the City Council representing several organizations that would like to see a community building built. Kauffman informed City Council there would be a meeting on April 23 at 5:30 p.m. at the Bates County Annex building. This meeting would be about what we want to see in the building and how we move forward. Chris Thompson from West Central Agency would be at the meeting leading it. He has experience in projects like this that we want to accomplish.

Robyn Eckhoff

Robyn Eckhoff came before the City Council from the MU Extension Office. She would like to use the field south of the Fair Grounds for an archery shoot. Motion by Stark to allow the MU Extension Office use the field south of the Fair Grounds for the archery shot, seconded by Cook. Motion passed unanimously by a show of hands.

City Wide Garage Sale

Corey Snead came before council representing the Butler Chamber of Commerce. Requesting the use of the west side of the square for City Wide Garage Sale. Would need the inner lane blocked off on Friday night for Junk in the Trunk on Saturday morning. This is for garage sale people to set and sale on Saturday. Motion by Irick to allow for the Junk in the Trunk sale on the West side of the square, seconded by Stark. Motion passed unanimously by a

show of hands.

Butler Alumni Association

Corey Snead came before City Council representing the Butler Alumni Association. On May 26 the Butler Alumni Association would be having their annual parade. The parade line up would take place at the Ohio Street Methodist Church and go up Ohio Street and around the square. The parade line up would start at 9:30 a.m. and the parade would start at 10:00 a.m. Motion by Irick to allow for the Butler Alumni Association parade, seconded by Stark. Motion passed unanimously by a show of hands.

COMMITTEES

City Owned Facilities

Koehn reported that the County wants to change the direction on the South side of the County Jail. Police Chief Beshore did not see any problems with the change in direction.

BOARDS AND COMMISSIONS

Park

Garnett reported on the Park Commission meeting that took place on April 5th. There were not enough members present for a quorum.

Planning

Jett reported that the Planning Commission met on April 10th. They discussed about unattached garages and car ports.

UNFINISHED BUSINESS

None

PUBLIC HEARING

None

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

Resolution 434

A resolution for membership with Kaysinger Basin Regional Planning Commission. Motion by Garnett to approve Resolution 434, seconded by Irick. Motion passed unanimously by a show of hands.

Resolution 435

A resolution for approving new signatures at Community First Bank. Motion by Jett to approve Resolution 435, seconded by Irwin. Motion passed unanimously by a show of hands.

**BILL NO. 2018-9
Ordinance NO. 1059**

**BILL NO. 2018-09 ORDINANCE NO. 1059
AN ORDINANCE APPROVING AN INMATE HOUSING CONTRACT
PERTAINING TO THE HOUSING OF MUNIICPAL PRISONERS IN
THE BATES COUNTY LAW ENFORCEMENT CENTER**

1st Reading
Bill NO. 2018-9
Ordinance NO. 1059

Motion by Irick for first reading by title only, seconded by Jett
BILL NO. 2018-09 ORDINANCE NO. 1059
AN ORDINANCE APPROVING AN INMATE HOUSING CONTRACT
PERTAINING TO THE HOUSING OF MUNIICPAL PRISONERS IN
THE BATES COUNTY LAW ENFORCEMENT CENTER

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

2nd Reading
Bill NO. 2018-9
Ordinance NO. 1059

Motion by Irick for second reading by title only, seconded by Irwin
BILL NO. 2018-09 ORDINANCE NO. 1059
AN ORDINANCE APPROVING AN INMATE HOUSING CONTRACT
PERTAINING TO THE HOUSING OF MUNIICPAL PRISONERS IN
THE BATES COUNTY LAW ENFORCEMENT CENTER

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

Adoption
Bill NO. 2018-9
Ordinance NO. 1059

Motion by Garnett to adopt, seconded by Irick
BILL NO. 2018-09 ORDINANCE NO. 1059
AN ORDINANCE APPROVING AN INMATE HOUSING CONTRACT
PERTAINING TO THE HOUSING OF MUNIICPAL PRISONERS IN
THE BATES COUNTY LAW ENFORCEMENT CENTER

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

BILL NO. 2018-10
Ordinance NO. 1060

BILL NO. 2018-10 ORDINANCE NO: 1060
AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE
CITY OF BUTLER, MISSOURI AND THE CITY OF RICH HILL,
MISSOURI FOR DISPATCHING SERVICES

1st Reading
Bill NO. 2018-10
Ordinance NO. 1060

Motion by Brown for first reading by title only, seconded by Irwin
BILL NO. 2018-10 ORDINANCE NO: 1060
AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE
CITY OF BUTLER, MISSOURI AND THE CITY OF RICH HILL,
MISSOURI FOR DISPATCHING SERVICES

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

2nd Reading
Bill NO. 2018-10
Ordinance NO. 1060

Motion by Irick for second reading by title only, seconded by Irwin
BILL NO. 2018-10 ORDINANCE NO: 1060
AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE
CITY OF BUTLER, MISSOURI AND THE CITY OF RICH HILL,
MISSOURI FOR DISPATCHING SERVICES

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

Adoption

Bill NO. 2018-10

Ordinance NO. 1060

Motion by Garnett to adopt, seconded by Irick

BILL NO. 2018-10 ORDINANCE NO: 1060

**AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE
CITY OF BUTLER, MISSOURI AND THE CITY OF RICH HILL,
MISSOURI FOR DISPATCHING SERVICES**

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

BILL NO. 2018-11

Ordinance NO. 1061

BILL NO. 2018-11 ORDINANCE NO: 1061

**AN AORDINANCE APPROVING A SETTLEMENT AGREEMENT
BETWEEN THE CITY OF BUTLER, MISSOURI AND KK REAL
ESTATE LLC**

1st Reading

Bill NO. 2018-11

Ordinance NO. 1061

Motion by Jett for first reading by title only, seconded by Irwin

BILL NO. 2018-11 ORDINANCE NO: 1061

**AN AORDINANCE APPROVING A SETTLEMENT AGREEMENT
BETWEEN THE CITY OF BUTLER, MISSOURI AND KK REAL
ESTATE LLC**

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

2nd Reading

Bill NO. 2018-11

Ordinance NO. 1061

Motion by Irwin for second reading by title only, seconded by Irick

BILL NO. 2018-11 ORDINANCE NO: 1061

**AN AORDINANCE APPROVING A SETTLEMENT AGREEMENT
BETWEEN THE CITY OF BUTLER, MISSOURI AND KK REAL
ESTATE LLC**

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

Adoption

Bill NO. 2018-11

Ordinance NO. 1061

Motion by Garnett to adopt, seconded by Irick

BILL NO. 2018-11 ORDINANCE NO: 1061

**AN AORDINANCE APPROVING A SETTLEMENT AGREEMENT
BETWEEN THE CITY OF BUTLER, MISSOURI AND KK REAL
ESTATE LLC**

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

BILL NO. 2018-12
Ordinance NO. 1062

BILL NO. 2018- 12 ORDINANCE NO: 1062
AN ORDINANCE AUTHORIZING A LIST OF FEES AND CHARGES.

1st Reading
Bill NO. 2018-12
Ordinance NO. 1062

Motion by Irwin for first reading by title only, seconded by Stark
BILL NO. 2018- 12 ORDINANCE NO: 1062
AN ORDINANCE AUTHORIZING A LIST OF FEES AND CHARGES.

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

2nd Reading
Bill NO. 2018-12
Ordinance NO. 1062

Motion by Irwin for second reading by title only, seconded by Irick
BILL NO. 2018- 12 ORDINANCE NO: 1062
AN ORDINANCE AUTHORIZING A LIST OF FEES AND CHARGES.

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

Adoption
Bill NO. 2018-12
Ordinance NO. 1062

Motion by Garnett to adopt, seconded by Irick
BILL NO. 2018- 12 ORDINANCE NO: 1062
AN ORDINANCE AUTHORIZING A LIST OF FEES AND CHARGES.

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

Resolution 436

A resolution fixing the schedule fees for the City of Butler Missouri. Motion by Jett to approve Resolution 436, seconded by Irwin. Motion passed unanimously by a show of hands.

BILL NO. 2018-13
Ordinance NO. 1063

BILL NO. 20118-13 ORDINANCE NO: 1063
AN ORDINANCE APPROVING A USER AGREEMENT FOR WATER WITH JERRY CARPENTER.

1st Reading
Bill NO. 2018-13
Ordinance NO. 1063

Motion by Irick for first reading by title only, seconded by Brown
BILL NO. 20118-13 ORDINANCE NO: 1063
AN ORDINANCE APPROVING A USER AGREEMENT FOR WATER WITH JERRY CARPENTER

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

2nd Reading
Bill NO. 2018-13
Ordinance NO. 1063

Motion by Brown for second reading by title only, seconded by Jett
BILL NO. 20118-13 ORDINANCE NO: 1063
AN ORDINANCE APPROVING A USER AGREEMENT FOR WATER WITH JERRY CARPENTER

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

Adoption
Bill NO. 2018-13
Ordinance NO. 1063

Motion by Garnett to adopt, seconded by Irick
BILL NO. 20118-13 ORDINANCE NO: 1063
AN ORDINANCE APPROVING A USER AGREEMENT FOR WATER WITH JERRY CARPENTER

Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Hall – Aye Jett – Aye

Reports

CITY CLERK

Thanked Mayor Malan for his service to the city.

POLICE CHIEF

No Report.

CITY ATTORNEY

Reminded the council of the upcoming city officials training on April 20th.

CITY ADMIN

MPUA Grant

We have submitted the final invoices and project sheets to MPUA for a total of \$47,267.47. The grant funds have been requested

Airport Project

Held pre-construction conference call with Burns and McDonnell, Capital Paving and MoDot regarding the terminal drainage project that is scheduled to begin tentatively April 13th. Notice will be sent to all airport tenants.

Project Cold

The site visit for the potential new business was held last week.

ECONOMIC DEVELOPER

Working with Missouri Career Center to organize mini job fair for the workers that lost their job at Farner-Bocken. It will be May 9th from 10-2 p.m. at the Old High School. Had a meeting with MoDot and Union Pacific about the bridge going over Fort Scott Street. May 4th will be the groundbreaking ceremony for Project Lemonade. Gedrose will be at a conference in Blue Springs all next week.

PUBLIC WORKS

No Report.

CODE ENFORCEMENT

The sidewalk at 306 W. Pine has been dug up to repair a sewer line. The property owner does not have the money to fix the sidewalk. The sidewalk has

become a safety hazard. The sidewalk was somewhat of a smooth sidewalk surface before the sewer line repairs. Motion by Brown to send the issue to the City Owned Facility Committee, seconded by Cook. Motion passed unanimously by a show of hands.

MAYOR

Passed out the committee assignments for the upcoming year for City Council.

COUNCIL MEMBERS

GARNETT

Thank Don for his service and welcomed Henry and Hall.

BROWN

Welcomed Jim and Jeff to City Council. Wanted to know if the water problem with Mr. Bisby had been fixed yet? Diehl responded that the issue is being worked on currently.

IRICK

Welcomed Jim and Jeff to City Council.

STARK

Welcomed Jim and Jeff to City Council.

IRWIN

Welcomed Jim and Jeff to City Council.

HALL

Thanked everyone for the welcome to City Council.

COOK

Welcomed Jim and Jeff to City Council.

JETT

Welcomed Jim and Jeff to City Council.

New Business

Alley Directional Change

To change the direction of traffic on the south side of the County Jail. The alley between the jail and the square. Motion by Garnett to approve the directional change of the alley way, seconded by Cook. Motion passed unanimously by a show of hands.

Community Center

Koehn presented to the City Council that we hire Kris Thompson from West Central Community Agency. He would lead the effort for the community center with the different groups in town. He has experience doing work like this and would be a neutral party for everyone. Mr. Thompson charges \$65 per hour plus mileage for his work. Koehn has estimated that will take about 14 hours for Mr. Thompson to do everything needed. Motion by Stark to hire Kris Thompson to head up the efforts for the Community Center and not to spend more than \$2,000.00 on his cost and if more is needed to come back to City Council for approval, seconded by Cook. Motion passed unanimously by a show of hands.

ADJOURN

There being no further business, motion by Brown to adjourn the regular session council meeting, seconded by Stark. Motion passed unanimously by a show of hands.

ATTEST

Mayor James W. Henry

Corey Snead
City Clerk