

**MEETING OF THE CITY COUNCIL**  
**JULY 3, 2018**

The Butler City Council met in regular session on Tuesday, July 3, 2018 at 7:00 p.m. in the Council Chambers at City Hall, 22 West Ohio with Mayor Henry presiding. The following Councilmen were present:

**ROLL CALL**

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

**OTHERS PRESENT**

Others present were City Administrator Casey Koehn, City Clerk Corey Snead, and Police Chief Randy Beshore.

**OTHER GUESTS**

Tonya Williams

**APPROVE CONSENT AGENDA**

Motion by Garnett, seconded by Jett to approve the minutes of the June 19, 2018 regular 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 Brown. Seconded by Garnett to approve the Travel/Training request. Motion passed unanimously by a show of hands.

**DELETION/ADDITION TO AGENDA**

Add Electric City Downtown to the scheduled guest and the Mayoral appointments of the Certified Local Government to new business. Motion by Brown to add the items to the agenda, seconded by Irwin. Motion passed unanimously by a show of hands.

**SCHEDULED GUESTS**

**Electric City Downtown**

Corey Snead from Electric City Downtown came before City Council asking for permission to use staging, electricity, and to block off part of the square. Electric City Downtown will be partnering with the Adrian Community Theater and holding a play on September 1, 2018 on the courthouse lawn. This will be a free event for the community to enjoy. Motion by Jett to allow Electric City Downtown to use the staging, electricity that is needed and block off part of the square for the theater production, seconded by Irick. Motion passed unanimously by a show of hands.

## **COMMITTEES**

### **City Owned Facilities**

Brown reported that City Owned Facilities met before City Council and the road that Lance Sergeant wants the City to take over at 12 Courtney Drive. Is not an option at this time, the road does not meet City requirements and would need to be brought up to code before the City would think about accepting the road.

### **Work Session**

Koehn reported a Work Session took place before City Council. The City honors any current housing demolitions that are in progress. We have a possibility of partnering on future housing demolition projects. We will be looking at a Use Tax for the City of Butler this would help us collect taxes on online purchases. This is something that we should be putting on the November ballot. We will be having a zoning training on July 18, 2018 at 4:30 p.m. Looking into a new program for the Police Department dealing with tuition reimbursement for Police Academy training.

## **BOARDS AND COMMISSIONS**

### **Neighborhood Advisory**

Henry reported that the Neighborhood Advisory Commission met on June 18. Don Malan will take over as Chairperson of the commission. They are looking at several different issues going forward.

## **UNFINISHED BUSINESS**

None

## **PUBLIC HEARINGS**

None

## **BILLS, ORDINANCES, RESOLUTIONS, POLICES AND PROCLAMATIONS**

None

## **Reports**

### **CITY CLERK**

The audit is currently underway and should be completed in another week and should have results sometime in August or September. The Tax Sale will be held on August 27, 2018 currently we have 6-7 properties that will be up for sale this year. Currently we have over \$11,419.68 in outstanding checks; Snead is working on a policy currently to take care of this. With the purchase of the new tablets for City Council Snead has made a recommendation that we donate three of the old tablets to the Butler Public Library. Snead contacted the library and they would be delighted to receive them. Motion by Jett to approve the donation of the old tablets to the Butler Public Library, seconded by Stark. Motion passed unanimously by a show of hands.

### **POLICE CHIEF**

New 911 and phone system is being installed at the Police Department. Remodeling the bathrooms at the Police Department.

### **CITY ATTORNEY**

No Report.

## **CITY ADMIN**

### **Project Lemonade**

Project Lemonade. Koehn has approached our engineer about providing a site plan for the park and they have agreed to donate their time to do so. This is great news for the park. We are still waiting on an adjacent property owner to settle some issues before we can begin demolition of concrete. We are also waiting on the owner of the other property to sign off

### **Solar**

In 2015, we looked at solar options for city facilities. The cash flow payback time frame did not make sense at that time. Koehn is looking at this option again with updated numbers and is working on submitting the application for the special cycle that was approved by City Council at the last meeting.

### **Use Tax**

Sales and Use Tax- The U.S. Supreme Court has cleared the way for local governments to collect sales tax from online retailers. The Missouri Department of Revenue is currently examining the Supreme Court ruling to determine if state legislative action is needed to implement the ruling. It is very likely that the Missouri General Assembly will need to act before the state and municipalities will see any additional revenue. Missouri municipalities will need a use tax to see any revenue increase from the collection of tax on e-commerce.

### **Joey McLiney**

Koehn would like to bring Joey McLiney to the next City Council work session to talk about economic development and take the Council through a process that would look something like this. 1) Each Council member for five minutes write down on "Post-Its" what they'd like to see the city accomplish 3 years out, 5 years out, and wild projects (any time frame). They write as many as they can think of. 2) Next we vote on the top 3 projects in each category. 3) Focusing on the top 3 in each category, we discuss how-much and what tools are available to putting a plan of action in place. 4) We pick one from each category and move them forward with the "next action step".

### **City Lake Dam**

Last year we discovered a hole on the interior of the east end of the spillway\dam at the City Lake. At the time it was found, we estimated that the lake was losing 40 gallons per minute from the back of the spillway. It would stop when the lake reached 14—16 inches below the spillway. Diehl contacted Kurt Higgins, our engineer, and at that time the recommendation was to plug the hole with sand and bentonite. This we could do "in house" and save money. Taking into account the seriousness of our primary water source being compromised, Diehl wanted someone to have a plan in place just in case this didn't work. Kurt recommended that Rachel Goeke, with Palmerton Parrish Inc. review the situation. Rachel conducted a site visit in August 2017. She gathered information regarding the construction of the lake in the late 30's and the improvements that were made in the early 90's. She submitted a proposal, but we didn't act on it because the lake wasn't leaking. The bentonite worked until the 4.5inch rain that we received on May 25 of this year. The rain event elevated the water level about 1 1\2 ft. over the spill way. Diehl is assuming the increased head pressure from the raised lake level recreated the leak which increased the size

of the void and flow\volume of water being lost. Today the void is approximately 24 inches in diameter and 6 feet deep. We sandbagged and concreted the void for protection. Diehl contacted Rachel and she has recommended we proceed with the proposal submitted. Motion by Brown to move forward with the repair to the damn at a cost of \$18,000.00, seconded by Irick. Motion passed unanimously by a show of hands.

**PUBLIC WORKS**

No Report.

**CODE ENFORCEMENT**

No Report.

**MAYOR**

No Report.

**COUNCIL MEMBERS**

GARNETT

Nothing to Report.

BROWN

Nothing to Report.

IRICK

Electric Department did a good job with the most recent storms.

STARK

We need to start looking at pulling out the trees on old business 71.

IRWIN

Call for a Personnel Committee meeting at 5:00 p.m. before the next City Council Meeting. Irwin brought a concern from a citizen about the pricing on permits. They had spent \$210.00 on permits and thought this was too expensive.

HALL

Nothing to Report.

COOK

Nothing to Report.

JETT

Nothing to Report.

**New Business**

Certified Local Government

Mayor Henry would like to appoint Melissa Phillips, Pam Hedger, Pat Jacobs, Doris Fuller and Chris Wimsatt to the Butler Preservation Committee. Motion by Garnett to approve the appointments to the Butler Preservation Committee, seconded by Jett. Motion passed unanimously by a show of hands.

Dogwood Trailblazers

Dogwood Trailblazers walk and sign up at City Hall. They would like to ask if City Hall could be a signup location for the walk that is scheduled in Butler for 2019. Motion by Stark to approve that City Hall is a sign up location for the Dogwood Trailblazers, seconded by Jett. Motion passed unanimously by a show of hands

**ADJOURN**

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

**ATTEST**

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Mayor James W. Henry

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Corey Snead  
City Clerk