

MEETING OF THE CITY COUNCIL
January 3rd, 2017

The Butler City Council met in regular session on Tuesday, January 3rd, 2017 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
Mike Irick	Gayle Cook
Gayle Stark	Carolyn Jett

OTHERS PRESENT

Others present were City Administrator Casey Koehn, City Clerk Corey Snead, Police Chief Randy Beshore, Public Works Director Trent Diehl, City Attorney Tom Addleman and Code Enforcement Officer Brian Boyd.

OTHER GUESTS

Linn Nitsche, Melvin Ewing and Gayle Alexander

APPROVE CONSENT AGENDA

Motion by Garnett seconded by Irick to approve the minutes of the regular session December 20th and the closed session of December 20th, 2016 Motion passed unanimously by a show of hands.

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

DELETION/ADDITION TO AGENDA

None

SCHEDULED GUESTS

None

COMMITTEES

None

BOARDS AND COMMISSIONS

None

UNFINISHED BUSINESS

None

PUBLIC HEARINGS

None

**BILLS, ORDINANCES,
RESOLUTIONS, POLICES and
PROCLAMATION**

1st Reading

**Bill NO 2017-01 Ordinance NO
1024**

**BILL NO. 2017-1 ORDINANCE NO. 1024 AN ORDINANCE
REPEALING ORDINANCE NO. 1001**

Motion by Jett, seconded by Stark for first reading by title only of

**BILL NO. 2017-1 ORDINANCE NO. 1024 AN ORDINANCE
REPEALING ORDINANCE NO. 1001**

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Mike Irick-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

2nd Reading

**Bill NO 2017-01 Ordinance NO
1024**

Motion by Jett, seconded by Garnett for second reading by title only of

**BILL NO. 2017-1 ORDINANCE NO. 1024 AN ORDINANCE
REPEALING ORDINANCE NO. 1001**

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Mike Irick-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

Adoption

**Bill NO 2017-01 Ordinance NO
1024**

Motion by Jett, seconded by Irick to adopt

**BILL NO. 2017-1 ORDINANCE NO. 1024 AN ORDINANCE
REPEALING ORDINANCE NO. 1001**

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Mike Irick-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

BILL NO 2017-2 ORDINANCE NO. 1025

**AN ORDINANCE AUTHORIZING ENTERING INTO MEMORANDUM
OF UNDERSTANDING BETWEEN THE CITY OF BUTLER AND THE
MISSOURI JOINT MUNICIPAL ELECTRIC UTILITY COMMISSION
(MJMEUC) REGARDING RENEWABLE ENERGY FOR INDUSTRIAL
AND COMMERCIAL ELECTRIC UTILITY CUSTOMERS**

1st Reading

**Bill NO 2017-02 Ordinance NO
1025**

Motion by Phillips, seconded by Jett for first reading by title only of

BILL NO 2017-2 ORDINANCE NO. 1025

**AN ORDINANCE AUTHORIZING ENTERING INTO MEMORANDUM
OF UNDERSTANDING BETWEEN THE CITY OF BUTLER AND THE
MISSOURI JOINT MUNICIPAL ELECTRIC UTILITY COMMISSION
(MJMEUC) REGARDING RENEWABLE ENERGY FOR INDUSTRIAL**

AND COMMERCIAL ELECTRIC UTILITY CUSTOMERS

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Mike Irick-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

2nd Reading

**Bill NO 2017-02 Ordinance NO
1025**

Motion by Jett, seconded by Irwin for second reading by title only of
BILL NO 2017-2 ORDINANCE NO. 1025

**AN ORDINANCE AUTHORIZING ENTERING INTO MEMORANDUM
OF UNDERSTANDING BETWEEN THE CITY OF BUTLER AND THE
MISSOURI JOINT MUNICIPAL ELECTRIC UTILITY COMMISSION
(MJMEUC) REGARDING RENEWABLE ENERGY FOR INDUSTRIAL
AND COMMERCIAL ELECTRIC UTILITY CUSTOMERS**

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Mike Irick-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

Adoption

**Bill NO 2017-02 Ordinance NO
1025**

Motion by Phillips, seconded by Garnett to adopt
BILL NO 2017-2 ORDINANCE NO. 1025

**AN ORDINANCE AUTHORIZING ENTERING INTO MEMORANDUM
OF UNDERSTANDING BETWEEN THE CITY OF BUTLER AND THE
MISSOURI JOINT MUNICIPAL ELECTRIC UTILITY COMMISSION
(MJMEUC) REGARDING RENEWABLE ENERGY FOR INDUSTRIAL
AND COMMERCIAL ELECTRIC UTILITY CUSTOMERS**

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye
Mike Irick-Aye	Gayle Cook-Aye
Gayle Stark-Aye	Carolyn Jett -Aye

BILL NO. 2017-3 ORDINANCE NO. 1026

**AN ORDINANCE AMENDING THE CITY CODE CHAPTER 16.
NUISANCES, ARTICLE I, SECTION 16-4. AND ARTICLE II, SECTION
16-26 NUISANCE OF THE CITY OF BUTLER, MISSOURI**

1st Reading

**Bill NO 2017-03 Ordinance NO
1026**

Motion by Jett, seconded by Stark for first reading by title only of

BILL NO. 2017-3 ORDINANCE NO. 1026

**AN ORDINANCE AMENDING THE CITY CODE CHAPTER 16.
NUISANCES, ARTICLE I, SECTION 16-4. AND ARTICLE II, SECTION
16-26 NUISANCE OF THE CITY OF BUTLER, MISSOURI**

Motion passed with the following votes:

Jim Garnett-Aye	Craig Irwin-Aye
Brian Phillips-Aye	Terry Agnew-Aye

Mike Irick-Aye
Gayle Stark-Aye

Gayle Cook-Aye
Carolyn Jett -Aye

2nd Reading

**Bill NO 2017-03 Ordinance NO
1026**

Motion by Jett, seconded Garnett for second reading by title only of

BILL NO. 2017-3 ORDINANCE NO. 1026

**AN ORDINANCE AMENDING THE CITY CODE CHAPTER 16.
NUISANCES, ARTICLE I, SECTION 16-4. AND ARTICLE II, SECTION
16-26 NUISANCE OF THE CITY OF BUTLER, MISSOURI**

Motion passed with the following votes:

Jim Garnett-Aye
Brian Phillips-Aye
Mike Irick-Aye
Gayle Stark-Aye

Craig Irwin-Aye
Terry Agnew-Aye
Gayle Cook-Aye
Carolyn Jett -Aye

Adoption

**Bill NO 2017-03 Ordinance NO
1026**

Motion by Garnett, seconded by Irick to adopt

BILL NO. 2017-3 ORDINANCE NO. 1026

**AN ORDINANCE AMENDING THE CITY CODE CHAPTER 16.
NUISANCES, ARTICLE I, SECTION 16-4. AND ARTICLE II, SECTION
16-26 NUISANCE OF THE CITY OF BUTLER, MISSOURI**

Motion passed with the following votes:

Jim Garnett-Aye
Brian Phillips-Aye
Mike Irick-Aye
Gayle Stark-Aye

Craig Irwin-Aye
Terry Agnew-Aye
Gayle Cook-Aye
Carolyn Jett -Aye

REPORTS

CITY CLERK

Reminded that election filing goes until January 17th. That a finance committee will need to be called before the next council meeting.

POLICE CHIEF

No Report.

CITY ATTORNEY

The Municipal Court will be getting a new system this year called Show Me Court. You will also be able to start seeing city citations on case net.

CITY ADMIN

206 N Fulton

The hearing was held for 206 N. Fulton on Dec 13. Koehn has issued an order to abate the property and have published such order in the paper with a date to commence NLT Feb 13, 2017. This property has been an eye sore for quite some time now and we are very happy to see this project come to completion

Hill Top Trailer Court

Fire Chief Jim Henry has completed his inspection of the 13 structures located at 1107 N Orange St. Koehn has been reviewing all 13 reports in order to write the statement of violation. Koehn is hoping to have something completed by mid-January.

710 Roberta Rd

The lease agreement for the City owned facility on 710 Roberta Rd. Per

Council approval, the Mayor, the City Attorney and Koehn have approved the contract in order to move the process along for the lessee.

SET Program

USDA, KBRPC and the MU Extension Office held a forum to discuss the needs of the Region to include Bates County. The purpose of the SET (Stronger Communities Together) is to determine the needs of the region and how to move forward with a plan. Over the next 5 months, the group will be meeting to continue to plan and assess the needs of the region. The future meeting dates are as follows: Jan 12, Feb 16, Mar 16, Apr 13 and May 11

Fire Chief

Jim Henry has retired from the position of Fire Chief effective Dec 31, 2016. He will be working in the part time capacity of Emergency Management Director. Jason Bennett has accepted the position of Fire Chief effective Jan 1, 2017.

PUBLIC WORKS

No Report

CODE ENFORCEMENT

Two cargo containers have appeared on Ohio Street, will be working on an ordinance so the containers can be removed properly.

MAYOR

Read a Thank You card from Brenda Cecil to the council.

COUNCIL MEMBERS

GARNETT

Nothing to Report.

PHILLIPS

Called for a finance committee meeting at 6:00 pm before the next city council meeting. Welcome back to Gayle Cook. Congratulations to Jason Bennett on his promotion.

IRICK

Nothing to Report.

STARK

Nothing to Report.

IRWIN

Nothing to Report.

AGNEW

Welcome back to Gayle Cook.

COOK

Glad to be back at council.

JETT

Nothing to Report.

New Business

None

ADJOURN

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

Mayor Don H. Malan

ATTEST

Corey Snead
City Clerk