

**MEETING OF THE CITY COUNCIL
JULY 18TH, 2017**

The Butler City Council met in regular session on Thursday, July 18th, 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 |
| David Brown - Absent | 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, Police Chief Randy Beshore and Code Enforcement Officer Brian Boyd.

OTHER GUESTS

Betty Irwin, Gayle Alexander, Allen Hilbus and John Daniel

APPROVE CONSENT AGENDA

Motion by Irick, seconded by Garnett to approve the minutes of the regular session of July 6, 2017. Motion passed unanimously by a show of hands.

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

Motion by Jett, seconded by Irick to approve the Travel/Training request presented. Motion passed unanimously by a show of hands.

**DELETION/ADDITION TO
AGENDA**

To add to new business a request by Jeff Connell to use the baseball field.
Motion by Stark to add the request to new business, seconded by Irick. Motion passed unanimously by a show of hands.

SCHEDULED GUESTS

Allen Hilbus

Mr. Hilbus came before council requesting a beer garden on August 4-5 2017. The Bull Riding for Vets event that will be taking place at the fairgrounds. Mr. Hilbus wants to serve beer during the event. Mr. Hilbus wanted the arena to be the beer garden so people could watch the event and drink. Mr. Hilbus was informed by the City Administrator could not have beer in the arena. Motion by Stark to allow Mr. Hilbus to have a beer garden August 4-5 2017, but they must stay in the beer garden and not in the arena and must provided their own

security to maintain the beer garden, seconded by Cook. Motion passed with a 6-1 vote.

Butler Chamber

Corey Snead came before council on behalf of the Butler Chamber Board, requesting to have the south side of the square blocked off. The inner and middle lanes of the square would need to be blocked off. The Chamber will be having their annual car show on July 28, 2017 from 7:00-9:00 p.m. The Chamber is also requesting the use of the stage from the city. Motion by Jett to allow the car show on the square and block off the south side as requested and allow the use of the stage, seconded by Garnett. Motion passed unanimously by a show of hands.

COMMITTEES

None

BOARDS AND COMMISSIONS

Zoning Board of Adjustment

Koehn gave the report from the July 18 meeting. The property owner was unable to be at the meeting so the variance was postponed.

Planning Commission

Koehn gave the report from the July 13 meeting. They are reviewing two ordinances at this time. The CLG ordinance will come before council in September.

Neighborhood Advisory

Malan reported that the Neighborhood Advisory did not meet.

UNFINISHED BUSINESS

None

PUBLIC HEARINGS

Mayor Malan opened the public hearing at 7:35 p.m. for re-zoning a property at 210 W. Ohio Street. Seeing and hearing no objections from the audience the public hearing was closed at 7:36 p.m.

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

Bill NO 2017-16 Ord. 1039

**BILL NO. 2017-16 ORDINANCE NO. 1039
AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF
CERTAIN REAL PROPERTY WITHIN THE CITY OF BUTLER,
MISSOURI.**

1st Reading

Bill NO. 2017-16

Ordinance NO. 1039

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

BILL NO. 2017-16 ORDINANCE NO. 1039

**AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF
CERTAIN REAL PROPERTY WITHIN THE CITY OF BUTLER,
MISSOURI.**

Brown – Absent Irick – Aye Irwin – Aye Cook – Aye

Garnett – Aye Stark – Aye Agnew – Aye Jett – Aye

2nd Reading

Bill NO. 2017-16

Ordinance NO. 1039

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

BILL NO. 2017-16 ORDINANCE NO. 1039

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY WITHIN THE CITY OF BUTLER, MISSOURI.

Brown – Absent Irick – Aye Irwin – Aye Cook – Aye

Garnett – Aye Stark – Aye Agnew – Aye Jett – Aye

Adoption

Bill NO. 2017-16

Ordinance NO. 1039

Motion by Garnett to adopt, seconded by Jett.

BILL NO. 2017-16 ORDINANCE NO. 1039

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF CERTAIN REAL PROPERTY WITHIN THE CITY OF BUTLER, MISSOURI.

Brown – Absent Irick – Aye Irwin – Aye Cook – Aye

Garnett – Aye Stark – Aye Agnew – Aye Jett – Aye

Reports

CITY CLERK

Snead reported that the auditors will be here the week of July 24 to start the audit. Showed the council the newsletter that he created that goes out state wide to the entire city clerk's association.

POLICE CHIEF

Chief Beshore wants us to reexamine on how we are handling requests for events in the city. The Police Department needs at least 4-5 weeks advance notice on these activities. There should be some kind of form that we have people fill out telling us what the event is for and what they are expecting to happen. We also need to look on how we can recuperate some of the money that is going towards officers for overtime. The Budget does not allow for all the overtime that is being paid out. Koehn and Beshore are going to be working together on an event form for the city and putting a committee together. This committee will have police, fire, public works and emergency management, and they will also examine the event and the needs it has.

CITY ATTORNEY

Introduce Lauber Law Firm as the new City Attorney.

CITY ADMIN

Fiber

Koehn reported she has been in touch with Kurt Higgins and will be engaging the telecom engineer this week to begin the process for the survey.

206 N. Fulton

Abatement for 206 N. Fulton- A second work order was given to Public Works for abatement. An extension was given and was not followed.

Hiltop Trailer Court

Abatement for Hiltop trailer court Koehn spoke to property owner and was told that a clear title cannot be obtained. If this remains the case, the City will

have no other option than to continue with the abatement process. Koehn has been trying to contact the previous property owner and will continue to try until the deadline date.

DNR Grant

The required contract has been sent to DNR for review along with all documentation that is required for the grant. Upon approval, Koehn will be bringing the contract for the Wastewater engineering project back to City Council for approval.

Airport Project

Airport drainage project contracts have been signed and sent to MoDoT and the engineer.

310 S. Main

Abatement of 310 S. Main- Statement of violation has been recorded, posted and sent to property owner with a response date of July 31st.

304 E. Ft Scott

Abatement of 304 E. Ft Scott- Statement of violation has been recorded, posted and sent to property owner with a response date of Aug 14, 2017.

Employee Evaluations

The new evaluations will be going out at the end of the month for all employees. We will use this to determine raises for employees. We are continuing to collect information on wages in order to make progress on the wage study.

Community Calendar

Koehn would like to organize a community calendar to promote all of the City's organizations' events. Koehn will be working very closely with the City Clerk to ensure that we are able to reach out to every organization in the City. Having this calendar, will enable us to paint an organized picture of what the Community has around the area.

PUBLIC WORKS

No Report.

CODE ENFORCEMENT

No Report.

MAYOR

Thanked all the employees for all their hard work.

COUNCIL MEMBERS

GARNETT

Nothing to Report.

BROWN

Nothing to Report.

IRICK

Nice to see people on the square this weekend supporting a good cause.

STARK

Nothing to Report.

IRWIN

Nothing to Report.

AGNEW

Nothing to Report.

COOK

Nothing to Report.

JETT

Nothing to Report.

New Business

Jeff Connell

Koehn presented a request made by Jeff Connell the Pastor at the Immanuel Baptist Church. He wants to do a fall baseball league for the youth of Bates County that are in Junior High and High School. It would be for five weeks starting in August and games would be played on Saturday and Sunday afternoon. Mr. Connell is asking for the use of the baseball field during this fall league. Motion by Stark to allow Mr. Connell to use the baseball field for the five weeks during August on Saturday and Sunday afternoons, with a \$100 deposit to be paid that, is refundable at the end of the season if there is no damage to the field, seconded by Irick. Motion passed unanimously by a show of hands.

ADJOURN

There being no further business, motion was made by Stark, seconded by Irick to adjourn the regular meeting and go into closed session. Roll call vote
Brown – Absent Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Agnew – Aye Jett – Aye
TO DISCUSS MATTERS OF LITIGATION, LEGAL ACTIONS, AND/OR
COMMUNICATION FROM THE CITY ATTORNEY AS PROVIDED
UNDER SECTION 610.021 (1)

ATTEST

Mayor Don H. Malan

Corey Snead
City Clerk

