

MEETING OF THE CITY COUNCIL
NOVEMBER 21st, 2017

The Butler City Council met in regular session on Tuesday, November 21st, 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	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 Cydney Mayfield, Public Works Director Trent Diehl and Code Enforcement Officer Brian Boyd.

OTHER GUESTS

Gayle Alexander, Linn Nitsche, Mitch Oakes, Betty Irwin, Rodger Koehn, Butch Beeman, Jimmy Herrell and Don Bock

APPROVE CONSENT AGENDA

Motion by Agnew, seconded by Irick to approve the minutes of the November 7th regular and closed sessions. 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 Garnett, seconded by Stark to approve the Travel and Training request. Motion passed unanimously by a show of hands.

DELETION/ADDITION TO AGENDA

To add Mitch Oakes to the scheduled guest and add Bank Bids and the approval of the 2016-2017 Audit to new business. Motion by Stark to add the additions to the agenda, seconded by Garnett. Motion passed unanimously by a show of hands.

SCHEDULED GUESTS

Butch Beeman – Trout Beeman & Company

Butch Beeman presented the finding from the 2016-2017 Audit. The auditors gave the city a clean opinion which is the highest level that can be given. Both general and utility funds seen an increase this year in revenue. This was due to an increase in revenue and a decrease in expenses. We reduced debt by 1.3

million dollars compared to last year. There was nothing unusual with the audit this year. The process went smoother than last year. Look forward to working with the city again next year with the audit.

Cydney Mayfield – Lauber Law Firm

Cydney Mayfield from Lauber Municipal Law Firm came before council to talk about MPUA. Cydney talked about municipalities like Butler who own their own utilities. She also spoke about MPUA and our involvement in the organization. That two critical organization with MPUA is MAMU and MJMEUC. Going over the electric power purchase agreement the city has with MPUA. Cydney also talked about the importance of the city attending the MPUA meeting and being involved so we know what is happening.

Mitch Oakes – Country Club Drive and Country Club Terrace

Mitch Oakes came before council to talk about the intersection at Country Club Drive and Country Club Terrace. Thirteen homes on Country Club and Osage Drive have signed a petition for a 3 way stop at Country Club Drive and Country Club Terrace. This has become a hazard with traffic coming up and down the street, they have proposed a 3 way stop be placed at the intersection of Country Club Drive and Country Club Terrace. That a stop sign be placed at Country Club Terrace going west, Country Club Drive going north and south. Motion by Cook to move forward with the 3 way stop on County Club Drive and Country Club Terrace, seconded by Stark. Motion passed unanimously by a show of hands.

COMMITTEES

Finance

Jett reported that the Finance Committee met before City Council at 6:00 p.m. The auditors went over the audit in detail with the committee gave the city a clean opinion of the audit. They also talked about the financing of the fiber project.

BOARDS AND COMMISSIONS

Planning

Koehn reported that the Planning Commission did not meet on November 14th due to lack of quorum.

Neighborhood Advisory

Malan reported that the Neighborhood Advisory did not meet on November 20th.

UNFINISHED BUSINESS

Maintenance of ROW

Maintenance of ROW Koehn received a call from Representative Pike regarding the Rights of Way and the responsibility of the ROWs. She was contacted by a concerned citizen and brought the concern to Koehn. Koehn has asked Trent to bring information to City Council. He has identified the areas in the City that have major drainage issues that cause flooding in the roadway. These are areas that the City crews have helped to maintain in the past when flooding was an issue however, they were not maintained on a regular basis, just as needed. This was never put in writing to maintain as far as City staff

can recall. We are only addressing the issues of flooding currently. The issue was deferred to the Operations Committee for further discussion and recommendation.

PUBLIC HEARINGS

None

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

BILL NO. 2017-21
Ordinance NO. 1044

BILL NO. 2017-21 ORDINANCE NO: 1044
AN ORDINANCE DECLARING A TWENTY-NINE (29) DAY
MORATORIUM ON APPLICATIONS TO THE ZONING BOARD OF
ADJUSTMENT FOR APPEALS, VARIANCES, OR OTHER DUTIES OF
SUCH BOARD IN THE CITY OF BUTLER

1st Reading
Bill NO. 2017-21
Ordinance NO. 1044

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

BILL NO. 2017-21 ORDINANCE NO: 1044
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Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Agnew – Aye Jett – Aye

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

2nd Reading
Bill NO. 2017-21
Ordinance NO. 1044

BILL NO. 2017-21 ORDINANCE NO: 1044
AN ORDINANCE DECLARING A TWENTY-NINE (29) DAY
MORATORIUM ON APPLICATIONS TO THE ZONING BOARD OF
ADJUSTMENT FOR APPEALS, VARIANCES, OR OTHER DUTIES OF
SUCH BOARD IN THE CITY OF BUTLER

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

Motion by Jett to adopt, seconded by Stark.

Adoption
Bill NO. 2017-21
Ordinance NO. 1044

BILL NO. 2017-21 ORDINANCE NO: 1044
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MORATORIUM ON APPLICATIONS TO THE ZONING BOARD OF
ADJUSTMENT FOR APPEALS, VARIANCES, OR OTHER DUTIES OF
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Brown – Aye Irick – Aye Irwin – Aye Cook – Aye
Garnett – Aye Stark – Aye Agnew – Aye Jett – Aye

Reports

CITY CLERK

April election filing will start on December 12th at 8:00 a.m. and run through

January 16th at 5:00 p.m. Seats up for election are Ward 1 Jim Garnett, Ward 2 Mike Irick, Ward 3 Terry Agnew, Ward 4 Gayle Cook and Mayor. Snead also informed City Council that a new cyber security system has been installed at City Hall. MPUA has partnered with the city for the cyber security system; this will help insure the city is safe against hacks and cyber threats.

POLICE CHIEF

The Police Department received a Local Law Enforcement Block Grant for \$9,500.00 for radios. A new 911 system will need to be looked into for the upcoming budget the current system will be obsolete come this fall. A new system would cost around \$75,000.00.

CITY ATTORNEY

No Report.

CITY ADMIN

Project Cold

Koehn heard back from MO Partnership regarding Project Cold. This was an RFI that was filled out in late August and submitted. The Bates Co Econ Developer and Koehn presented to the Company in St Louis and the City of Butler has made the next cut. The consultant for the company will be running pro-forma operating expense models for each remaining community and gathering information for specific costs.

Kaysinger Basin Regional Planning Commission Meeting

Koehn attended the KBRPC Full Commission meeting on November 9, 2017. MoDot has hopes for future multimodal funding which would include a separate funding source for airport, RR and roadway. We met with the County last week to discuss possible projects to submit.

Community College

Community College Update Koehn held a meeting with the Chancellor of MCC along with other representatives from MCC and members of the surrounding community on Saturday. They toured a farm and a local business in the community.

Industrial Park

Koehn will be meeting with Chris Brownell, MoDOT's Railroad Projects Manager in December to discuss possible alternative entry points to the Industrial Park.

Rezoning

The rezoning of the properties South of the Airport is still in progress. Planning Commission will be holding three public hearings on Dec 12th, one for the Zoning Board of Adjustment, one for the rezoning of the properties and one for amending the text in the code for conditional uses. City Council will then hold three public hearings on Dec 19th for the same items and then consider the ordinances for approval.

BATES COUNTY ECONOMIC DEVELOPER

In April Poplar Heights Living History Farm will break ground on their trails grant. Small Business Saturday is November 25th and events will be held on

the square. Economic Vitality Committee for Electric City Downtown is working on a website showing what businesses we have to offer. Missouri Metropolitan College commissioned a \$100,000.00 study for a southern campus.

PUBLIC WORKS

No Report.

CODE ENFORCEMENT

No Report.

MAYOR

Thank all the city employees for their hard work and dedication. That the December 5th council meeting start at 6:00 p.m. That a City Council Work Session be called from 4:00 – 6:00 p.m. Motion by Stark to start City Council at 6:00 p.m. on December 5th and have a Council Work Session from 4:00-6:00 p.m. seconded by Brown. Motion passed unanimously by a show of hands.

COUNCIL MEMBERS

GARNETT

Street Lights are out around the city and need to be replaced.

BROWN

Nothing to Report.

IRICK

Enjoyed the Veteran's Day Ceremony that was on the square.

STARK

Nothing to Report.

IRWIN

Nothing to Report.

AGNEW

Call for an Operations Committee meeting after the next council meeting at 7:00 p.m.

COOK

Enjoyed the Annual Taxi Driver dinner.

JETT

Nothing to Report.

New Business

Bank Bids

Snead reported that he received one bid back for the banking services. Citizens Bank did respond back that they would not bid at this time but might in the future since they merged with Security Bank. Adrian Bank did not respond to the bid. Community First Bank did bid on the banking services the bid was unchanged from the previous year besides the interest rate going from .10% to .26%. Motion by Brown to accept the bid from Community First Bank for the

banking services for two years, seconded by Irwin. Motion passed unanimously by a show of hands.

Approval of 2016-2017 Audit

Snead requested that City Council approve the Audit for 2016-2017. Motion by Stark to approve the Audit for 2016-2017, seconded by Irick. Motion passed unanimously by a show of hands.

Elks Drive

The City and Mount Pleasant Township have met several times to discuss the condition of Elks Dr. and how to move forward together to maintain/fix the road. The road needs to be repaired from the south end of the Gabriel property to the end of the road. The city and Township have agreed to split the cost of the maintenance which would be \$13,000.00. Koehn will also be asking the City Attorney to draft a Memorandum of Understanding for future cooperation efforts between the two entities. Motion by Stark to approve the Elks Drive project cost and work in conjunction with the Mount Pleasant Township, seconded by Jett. Motion passed unanimously by a show of hands.

Holiday Bonuses

Snead presented council with the numbers for the Holiday Bonuses for the city employees this year. The total cost would be \$10,395.00 and Visa Gift Cards would be bought so the money could be loaded on to them. Motion by Cook to approve the Holiday Bonuses for all full and part time city employees, seconded by Irwin. Motion passed unanimously by a show of hands.

ADJOURN

There being no further business, motion was made by Brown, seconded by Jett to go into closed session. Roll Call Vote

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

Motion by Brown to adjourn the regular session council meeting, seconded by Stark. Motion passed unanimously by a show of hands.

ATTEST

Mayor Don H. Malan

Corey Snead
City Clerk

