

MINUTES
October 17, 2006
REGULAR BOARD MEETING

The regular board meeting of the City of Weatherby Lake Board of Aldermen was called to order by Mayor Alan York, on Tuesday, October 17, 2006 at City Hall, 7200 N.W. Eastside Drive, Weatherby Lake, Platte County, Missouri at 7:00 P.M.

Aldermen present were: Roberts, Cummings, and Rittenhouse.

Also present were: City Attorney John Reddoch and twenty-one (21) members of the public.

Mayor's Communication to Board:

At this time Mayor York presented his appointment of Tanya Finn to the board of aldermen to fulfill the remaining term of Steve Clark expiring April of 2007. Rittenhouse moved, second by Roberts to accept the Mayor's appointment of Tanya Finn for Eastside Alderman for the term expiring April 2007. Yeas: Cummings, Roberts and Rittenhouse. Motion passed. Ms. Finn came forward to be sworn into office at 7:05 P.M. and takes her seat on the board.

Discussion turned to the November 2006 regular board meeting scheduled for November 21, 2006. Rittenhouse moved, second by Roberts to move the regular November meeting of the board of aldermen to Friday, November 17, 2006 at 7:00 P.M. Yeas: Cummings, Finn, Rittenhouse and Roberts. Motion passed unanimously.

Discussion turned to the recent request to use town hall by a resident for a non city sponsored meeting. Mayor York granted permission for the use of town hall and notes that at the current time there are no rules and regulations in place to prohibit such use. Mayor York indicates that he will present information for consideration at the November meeting for rules and regulations for the use of town hall.

Information regarding NIMS certifications has been requested by the County. At this time Mayor York notes that the Police Chief, City Clerk, Director of Public Works, Board President and himself are the ones that currently hold the needed certifications. The requirements include all board members in addition to department heads. The City is in jeopardy of not being ineligible for disaster fund reimbursement when the need would arise.

Consent Agenda:

Cummings moved, second by Rittenhouse to place the minutes to the September 17, 2006 regular board meeting as submitted on the consent agenda. Yeas: Roberts, Finn, Rittenhouse and Cummings. Motion passed unanimously.

Cummings moved, second by Rittenhouse to place Bill NO. 907, Ordinance NO. 906 payment of General Funds in the amount of \$15,717.59 on the consent agenda. Yeas: Finn, Roberts, Cummings and Rittenhouse. Motion passed unanimously.

Cummings moved, second by Rittenhouse to place Bill NO. 908, Ordinance NO. 907 payment of Road and Street Funds in the amount of \$18,175.45 on the consent agenda. Yeas: Rittenhouse, Finn, Roberts and Cummings. Motion passed unanimously.

Cummings moved, second by Rittenhouse to place Bill NO. 909, Ordinance NO. 908 payment of Water Funds in the amount of \$48,121.87 on the consent agenda. Yeas: Finn, Roberts, Rittenhouse and Cummings. Motion passed unanimously.

Cummings moved, second by Roberts to place Bill NO. 910, Ordinance NO. 909 payment of Sewer Funds in the amount of \$60,217.02 on the consent agenda. Yeas: Rittenhouse, Roberts, Finn and Cummings. Motion passed unanimously.

Cummings moved, second by Finn to place Bill NO. 911, Ordinance NO. 910 payment of Historical Funds in the amount of \$577.04 on the consent agenda. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

Cummings moved, second by Rittenhouse to place Bill NO. 912, Ordinance NO. 911 payment of War Memorial Funds in the amount of \$3,906.13 on the consent agenda. Yeas: Roberts, Finn, Cummings and Rittenhouse. Motion passed unanimously.

Cummings moved, second by Roberts to place Bill NO. 913, Ordinance NO. 912 payment of Park Funds in the amount of \$50,294.98 on the consent agenda. Yeas: Finn, Rittenhouse, Cummings and Roberts. Motion passed unanimously.

Roberts moved, second by Rittenhouse to approve the consent agenda as presented. Yeas: Cummings, Finn, Rittenhouse and Roberts. Motion passed unanimously.

REPORTS:

Public Works:

George Lowman, Director of Public Works came forward with his written report. Discussion followed, including Mayor York proposing that all new water meters installed have radio read capability. Cost for the reading devices is \$7250.65 from Sensus. Rittenhouse moved, second by Finn to proceed in acquiring the reading device from Sensus at a cost of \$7250.65 from water funds. Yeas: Roberts, Cummings, Finn and Rittenhouse. Motion passed unanimously.

Alderman Cummings questions the lack of expenses shown currently relating to the storage lot. Mayor York will address these in his 2007 budget submission.

Finance:

Information provided to board members included budget to actual for the period ending 9/30/06, current cash account balances and current investment balance. Rittenhouse moved, second by Cummings to roll the maturing general fund CD in the amount of \$114,672.25 at the best rate for the term of one (1) year. Yeas: Finn, Roberts, Rittenhouse and Cummings. Motion passed unanimously.

Mr. Jack Dillingham, representing Piper Jaffray came forward to present the final information on the issuance of the voter approved general obligation bonds. The interest rate is indicated at 4%, and residents of Weatherby Lake were given the first opportunity to purchase bonds.

Police:

Chief McMullin came forward to present his written report to board members. Discussion followed, with the Chief noting that the department has been handling approximately 10 to 20 complaints regarding signs per month.

Mayor York would like a "Resident's Crime Report" available on the City's website on a monthly basis.

Treasurer:

No information is provided at this time.

Alderman Rittenhouse questions, if Mayor York has contacted Mr. Jones, regarding “questions” on the previously accepted financial statement. Mayor York indicates that at this time he has not contacted Mr. Jones, but will at the earliest opportunity.

Court/City Clerk:

No information is provided at this time relating to the City Clerk’s department.

Alderman Rittenhouse indicates that she expected to see fine information on the court report.

Community Center:

Board members were provided written information for the month of September.

Computer Administration:

Board members were provided a written report for their information.

Park:

Written information was provided to board members.

Mr. Dan Karp (seated in the audience) questions the ability of bicycles, skate board etc. to access the newly renovated tennis courts. These types of activities have damaged the finish. Mr. Karp suggests signs be installed to warn against this type of activity and closer monitoring by the police department.

Historical:

A written year end report was provided to board members. Discussion followed regarding the possible pursuit of federal or state funds to off-set the cost of preserving the cemetery in the future.

WLIC:

Alderman Rittenhouse provided an oral report to board members.

ORDINANCES AND CONSIDERATION OF ORDINANCES:

Cummings moved, second by Roberts to pass on the first and place on the second Bill NO. 914. Yeas: Rittenhouse, Finn, Cummings and Roberts. Motion passed unanimously.

Bill NO. 914, an ordinance authorizing the issuance of \$1,000,000 principal amount of general obligation street bonds, series 2006, of Weatherby Lake, Missouri; prescribing the form and details of said bonds; Cummings moved, second by Rittenhouse to pass Bill NO. 914 as Ordinance NO. 913. Yeas: Finn, Roberts, Rittenhouse and Cummings. Motion passed unanimously.

Cummings moved, second by Rittenhouse to pass on the first and place on the second Bill NO. 915. Yeas: Finn, Roberts, Cummings and Rittenhouse. Motion passed unanimously.

Bill NO. 915, an ordinance granting Missouri Gas Energy (MGE) a franchise to operate a natural gas distribution service...; Cummings moved, second by Finn to pass Bill NO. 915 as Ordinance NO. 914. Yeas: Roberts, Rittenhouse, Finn and Cummings. Motion passed unanimously.

Cummings moved to pass on the first and place on the second Bill NO. 916. Discussion followed, with City Attorney Reddoch answering questions regarding the Judicial Education Fund as requested by Judge Geran. Motion died for lack of second.

Cummings moved, second by Rittenhouse to pass on the first and place on the second Bill NO. 917. Yeas: Finn, Roberts, Cummings and Rittenhouse. Motion passed unanimously. Linda Cone (seated in the audience) expressed her concern that these types

of increases will further dissuade potential builders from doing business in Weatherby Lake.

Bill NO. 917, an ordinance amending that portion of Section 700.020 concerning water service connection – tap on fee and refundable meter fee – water service fee.

Cummings moved, second by Rittenhouse to pass Bill NO. 917 as Ordinance NO. 916. Yeas: Roberts, Finn, Cummings and Rittenhouse. Motion passed unanimously.

Cummings moved, second by Rittenhouse to pass on the first and place on the second Bill NO. 918. Yeas: Finn, Roberts, Rittenhouse and Cummings. Motion passed unanimously.

Bill NO. 918, an ordinance amending that portion of Section 405.370 concerning erosion control and demolition permits. Cummings moved, second by Rittenhouse to pass Bill NO. 918 as Ordinance NO. 917. Yeas: Cummings, Finn, Roberts and Rittenhouse. Motion passed unanimously.

Cummings moved, second by Rittenhouse to pass on the first and place on the second Bill NO. 919.

Discussion followed with Alderman Rittenhouse expressing her desire to see a provision included that speaks to the need for the ability to communicate between the builders and inspectors (English speaking) and the address failures to adhere to regulations when structures are not built as they were originally designed and approved, including the ability to add penalty costs. Yeas: Roberts, Finn, Cummings and Rittenhouse. Motion passed unanimously.

Bill NO. 919, an ordinance amending Section 405.340 concerning building permits. Cummings moved, second by Rittenhouse to pass Bill NO. 919 as Ordinance NO. 918. Yeas: Rittenhouse, Finn, Cummings and Roberts. Motion passed unanimously.

Open Floor to Visitors:

Each of the following persons came forward to express their opinions, positions relating to the closing of the community center: Carol & George Reagan, John Bugg, Diane Laughlin, Ray Staton, Karla Redding, Ron Surma, Linda Cone, Dan Karp, Sue Genske, Jerry Sargent, Theresa Henderson and Mike Moratz. Board members respond with a review of their decision making process and the steps that were taken to inform the public of meetings, and general information.

Roberts moved to express the non-binding current sense of the board to explore fundraising attempts by residents to privately raise \$15,000 to keep the community center open thru Jan 2008. Yeas: Rittenhouse, Finn, Cummings and Roberts. Motion passed unanimously.

9:16 P.M. board members take a break from session.

9:29 P.M. board members return to session.

Old Business:

Discussion turned to the status of the loss control polices/procedures. Mayor York indicates that he will attempt to have something ready for the November meeting.

Information regarding items deemed abandoned in the storage area was brought to board members attention by the City Attorney. Discussion followed. Cummings moved, second by Finn to postpone the sale of abandoned property until further direction can be given. Yeas: Rittenhouse, Finn and Cummings. Nay: Roberts. Motion passed.

New Business:

The issue of insurance proceeds for roofing repairs was noted. The City received approximately \$19,000 from the insurance company. To date no work has begun. Board members indicate that the proceeds will need to be encumbered to FY 2007 for use.

The City Attorney indicates that, at this time, the final language for HB 209 has not been completed. Taxes paid under protest remain status quo.

Rittenhouse moved, second by Cummings to adjourn. Yeas: Finn, Roberts, Cummings and Rittenhouse. Motion passed unanimously.

9:40 P.M. adjourn.

Mayor

ATTEST:

Juretta Goode
City Clerk