

**MINUTES**  
**February 20, 2007**  
**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, February 20, 2007 at City Hall, 7200 N. W. Eastside Drive, Weatherby Lake, Platte County, Missouri at 7:03 P. M.

Aldermen present were: Roberts, Rittenhouse, Cummings, and Finn.

Also present were: City Attorney John Reddoch and eight (8) members of the public.

**Mayor's Communication to the Board:**

Mayor York stated that he along with other mayors from around the state would be attending a meeting in Jefferson City on February 22-23, 2007 to discuss the issue of franchise fees coming before the Legislature. Mayor York reported that at the recent Mayor's Council, the council is taking under consideration the building of a central retention facility for the stray animal population.

**Consent Agenda:**

Roberts moved, seconded by Rittenhouse to place the minutes of the January 16, 2007 regular board meeting with the following corrections: add "held" in the first line of the Mayor's communication to board and delete the words "potential areas" and add "retention ponds". Finance add period after 'followed' and delete 'with'. Open floor to visitors add 'Mr. Lang replied 'no'.' after occurred. New business change 'statues' to 'status'.

Rittenhouse moved, second by Cummings to place Bill NO. 952, Ordinance NO. 951 payment of General Funds in the amount of \$13,243.03 on the consent agenda. Yeas: Roberts, Rittenhouse, Finn, and Cummings. Motion passed unanimously.

Roberts moved, second by Cummings to place Bill NO. 953, Ordinance NO. 952 payment of Road & Street Funds in the amount of \$7,485.40 on the consent agenda, Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

Rittenhouse moved, second by Cummings to place Bill NO. 954, Ordinance NO. 953 payment of Water Funds in the amount of \$22,940.39 on the consent agenda. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

Rittenhouse moved, second by Cummings to place Bill NO. 955, Ordinance NO. 954 payment of Sewer Funds in the amount of \$12,910.86 on the consent agenda. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

Rittenhouse moved, second by Cummings to place Bill NO. 956, Ordinance NO. 955 payment of Park Funds in the amount of \$6,778.35 on the consent agenda. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

Rittenhouse moved, second by Finn to place Bill NO. 957, Ordinance NO. 956 payment of Debt Service Funds in the amount of \$170,174.18 on the consent agenda. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

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

**REPORTS:**

**Public Works:**

George Lowman, Director of Public Works came forward with his written report for board members.

Sonoma Ridge update-the 8" water line is completed with work on the gas line and electrical to be finished shortly. A check was received to install street signs in the development. The street signs are to be ready in 14-16 weeks.

Water line breaks on Lynn's Lane and Davis Court were repaired.

**Finance:**

Board members review the information provided, budget to actual for the period ending January 31, 2007, as well as cash account balances for the same period.

Treasurer Marianne Ennett submitted for the board's consideration the six-month financial statement.

Cummings moved and second by Finn to accept the Six-month financial statement prepared by Treasurer Marianne Ennett for publication. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

Finn moved and second by Cummings to publish the Six-month financial statement prepared by Treasurer Marianne Ennett in the Landmark. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

Cummings moved and second by Finn to reinvest Water/Sewer funds in the amount of \$13,142.85 in a CD at best rate/best return not to exceed one (1) year. Yeas: Roberts, Rittenhouse, Cummings and Finn.

**Police:**

Chief McMullin came forward with his written report for board members.

Chief McMullin asked that the board amend the agenda to include the hiring of a new part-time officer, John Sulzer at the rate of \$11.50 per hour.

Cummings moved and second by Rittenhouse to amend the agenda to consider the hiring of John Sulzer as a new part-time officer at the rate of \$11.50 per hour. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

Cummings moved and second by Finn to hire John Sulzer as a part-time officer at the rate of \$11.50 per hour. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

Cummings moved and second by Finn to accept the resignations of Officers Pittman and Hines. Yeas: Roberts, Rittenhouse, Cummings and Finn.

Chief McMullin reported that Platte Woods police department conducted a required officer training session and Weatherby Lake was invited to tag onto their contact for a fee of \$700.00.

He stated that the security company has installed new codes for the Community Center and the defective key fob was replaced.

**Treasurer:**

Information provided in Financial report.

**Court:**

Board members review written report provided. Rittenhouse reported confusion over financials provided.

**Community Center:**

Board members review written report provided. Mayor Alan York stated that Marcit, insurance carrier, did an on-site walk through of all facilities and offered the

following comments: Community Center-new exit signs that are visible in the dark, addition rug placed in exit doorway next to the bar, Town Hall-a 'Wet floors' sign in entryway, Shop-fire extinguishers need to be installed. He took a picture of the winch installed on the back of mule for the removal of grinder pumps to show other clients as a good safety measure.

**Computer Administration:**

Board members review written report submitted. Roberts asked if new memory upgrades were installed and was informed it was completed.

**Parks:**

Board member review written report submitted. Application for Park Grant to resurface tennis court and lighting project at Thompson Park included along with a letter from the Park Board President Marvin Springer stating that the Park Board will commit and budget the matching \$17,000.00 toward the Thompson Park project.

**Planning Commission:**

The Planning Commission submitted it's Findings and Conclusions to the board. An ordinance is on the agenda for consideration.

**Historical:**

Board members review written report provided.

**WLIC:**

Rittenhouse reported that University of Missouri limnologist, Jack Jones, made a presentation to the Directors on the red algae in the lake. He advised the Directors to 'wait and see'. He stated the algae caught in the ice will die with direct sunlight. The bloom was possibly triggered by the large rain event last summer which added an influx of nutrients to the water and thereby causing the bloom to occur. Sampling of the water is on going. Discussion on the use of phosphates in lawn fertilizers and the recommendation that homeowners use a fertilizer with a phosphate level of 2 and not to exceed 5.

**ORDINANCES AND CONSIDERATION OF ORDINANCES:**

Finn moved and second by Rittenhouse to table Bill NO. 958, Ordinance 957 an ordinance amending FY 2006 annual budget until next board meeting and City Clerk, Juretta Goode is available. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

Cummings moved and second by Rittenhouse to pass on the first and place on the second Bill NO. 959. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

City Attorney John Reddoch reported that he and the Sweeny's attorney are in discussion about the form of the surety bond to be paid. He asked that subsection (C) be amended to read: 'The applicant has acknowledged that the applicant shall be responsible for repairing all city streets to the satisfaction of the City Engineer and the City Director of Public Works and shall itself or through its general contractor post a bond for street maintenance and repair in the amount determined by the City Engineer to cover the cost of such repair and construction. The form of the bond (\$75,000.00) to be approved by the City's attorney and the City's Public Works Director and paid prior to the submission of the final plat to the Platte County Recorder of Deeds. If the Final Plat is approved by the Board of Alderpersons the Bond shall be paid and posted prior to the filling of the Final Plat with the Platte County Recorder of Deeds.'

Cummings moved and seconded by Rittenhouse to pass on the first and place on the second Bill NO. 959 with the amended changes to subsection (C). Yeas: Roberts, Rittenhouse and Cummings. Nos: Finn. Motion passed. Discussion followed. Rittenhouse asked why Finn voted no on the motion. Finn stated that the stormwater management was changed from previous discussions and did not feel it was adequate for the project. Mr. Lowman explained the changes made due to the underground sewer line and that the installation of a berm should be adequate for the project.

Bill NO. 959, an ordinance approving the final plat for LakeSide Estates. Cummings moved and seconded by Rittenhouse to pass Bill NO. 959 as Ordinance NO. 958. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

Finn moved and second by Rittenhouse to table Bill NO. 960, Ordinance NO. 959, an ordinance amending Section 300.010 of the Code of the City of Weatherby Lake and present the resolution of traffic enforcement on the dam to the Weatherby Lake Improvement Company first. Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

City Attorney John Reddoch explained that the Ordinance would amend how the City defines street or highway and allow for traffic enforcement on the street going across the dam.

**Open Floor to Visitors:**

Mr. Paul Gross asked the City Attorney if this change would also affect the street in C-Point. Discussion concerning traffic control on road to C-Point.

**Old Business:**

None

**New Business:**

None

Roberts moved and seconded by Finn to go into closed session pursuant to RSMO 610.021(1&3). Yeas: Roberts, Rittenhouse, Cummings and Finn. Motion passed unanimously.

8:35 P.M. closed session.

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

9:25 P.M. return to open session.

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

9:25 P.M. Adjourn.

---

Mayor

ATTEST:

Gwendolyn Cenac

Assistant City Clerk