

AMENDED
MINUTES
MARCH 8, 2005
SPECIAL BOARD MEETING

The Special Board meeting of the City of Weatherby Lake Board of Aldermen was called to order by Mayor Mike Henderson, on Tuesday, March 8, 2005 at City Hall, 7200 N.W. Eastside Drive, Weatherby Lake, Platte County, Missouri at 6:10 P.M.

Aldermen present were: Clark, Rittenhouse and Moratz. Davenport absent.

Also present were: Mr. Dave Aldrich, representing Marr and Company and Mr. Andy Marmouget representing Davis, Lynn & Moots.

Clark moved, second by Rittenhouse to go into closed session pursuant to RSMO 610.021 (11) bidding specifications. Yeas: Moratz, Clark and Rittenhouse. Davenport absent. Motion passed.

6:14 P.M. closed session.

6:27 P.M. Davenport arrives.

7:00 P.M. Mr. David Cochran, representing Cochran and Head arrives.

8:10 P.M. reconvene in open session.

Clark moved, second by Davenport to accept the bid of Davis, Lynn & Moots in the amount of \$8, 500.00. Discussion followed with aldermen questioning the additional costs associated with travel (from Springfield), per diems, long distance telephone charges etc. Yeas: -0- Nays: Moratz, Rittenhouse, Davenport and Clark. Motion failed.

Davenport moved, second by Moratz to accept the bid of Marr and Company in the amount of \$10,250.00. Discussion followed with regard to the availability, location, additional time allocated for accounting issues by Mr. Aldrich. The consensus of the board was the overall cost difference was negligible given all factors. Yeas: Clark, Rittenhouse, Davenport and Moratz. Motion passed unanimously.

Discussion turned to the current financial status information for the City. A current listing of CD holdings, rates, maturity dates and face value was reviewed. Additionally a feasibility analysis for water and wastewater rate study was presented to board members. This rate study was conducted independently from the City, and provides a comprehensive view of the water and sewer utilities.

Moratz moved, second by Rittenhouse to go into closed session pursuant to RSMO 610.021(1) litigation. Yeas: Clark, Davenport, Moratz and Rittenhouse. Motion passed unanimously.

8:35 P.M. closed session.

8:50 P.M. reconvene in open session.

Rittenhouse moved, second by Clark to cash the "General Fund Emergency Reserve" CD located at Northland National Bank in the current amount of \$57,468.44 maturing on May 29, 2005 to be restricted for the use of "legal fees associated solely with defending the City's

position regarding the proposed Sonoma Ridge sub-division”. *Discussion followed with board members agreeing that the residents of the City of Weatherby Lake need to be informed about the financial/legal ramifications brought against the City and the efforts to vigorously defend it’s position.* Yeas: Moratz, Davenport, Clark and Rittenhouse. Motion passed unanimously.

Moratz moved, second by Clark to have Mayor Henderson contact the legal representative for Heritage Development to facilitate in the defense of the City (represented by Mr. Don Witt) and Heritage Development’s position in response to the litigation filed against both by residents of the City of Weatherby Lake. Yeas: Davenport, Rittenhouse, Moratz and Clark. Motion passed unanimously.

Clark moved, second by Rittenhouse to adjourn. Yeas: Davenport, Moratz, Clark and Rittenhouse. Motion passed unanimously.

8:55 P.M. adjourn.

Michael Henderson
Mayor

ATTEST:

Juretta Goode
City Clerk