

**MINUTES
REGULAR BOARD MEETING
AUGUST 16, 2005**

The regular meeting of the Weatherby Lake Board of Aldermen was called to order by Mayor Mike Henderson on Tuesday, August 16, 2005 at City Hall, 7200 NW Eastside Drive, Weatherby Lake, Platte County, Missouri at 7:04 P.M.

Aldermen present were: Clark, Cummings, Rittenhouse and Moratz.

Also present were: Scott Sullivan, City Attorney, and three (3) members of the public.

MINUTES:

Clark moved, second by Moratz to approve the minutes of the July 19, 2005 regular board meeting reflecting one grammatical change. Yeas: Rittenhouse, Cummings, Moratz and Clark. Motion passed unanimously.

Clark moved, second by Cummings to approve the minutes of the July 20, 2005 special board meeting. Yeas: Moratz, Rittenhouse, Cummings and Clark. Motion passed unanimously.

MAYOR'S COMMUNICATION TO THE BOARD:

Mayor Henderson indicates that the budget process for the 2006 fiscal year needs to begin. A series of six (6) meetings are scheduled beginning September 21, 2005.

Mayor Henderson expressed his appreciation of Board President/Mayor Pro-Tem Moratz's efforts while he was ill.

REPORTS:

Public Works:

George Lowman, Director of Public Works came forward to give his report to board members. The traffic study results for both the east and west have been received and reviewed. This type of study will be run again prior to the end of the year, with the information received compared to the data currently on hand to determine the baseline for the number of vehicles and average speed.

Water loss ratios are now being calculated as indicated by the recent City audit. For the period June 6th – 30th the ratio was .0047%.

The 2005 overlay project is currently scheduled to begin in late September. After discussion, Cummings moved, second by Clark to accept the bid from Little Joe's Asphalt for Rocky Point, Forest and 80th with the contract to come back with a cover ordinance for the September 20th regular board meeting. Yeas: Moratz, Rittenhouse, Cummings and Clark. Motion passed unanimously.

Mr. Lowman indicated that information has been received from the City of Kansas City, Missouri Engineering Department (Kim Pemberton) on the work-taking place on Barry Road. The pedestrian bridge is going to be removed. Cost would be a factor if the City of Weatherby Lake wanted to move the bridge and re-use at another

location, a possibility for re-use could also be explored (via KCMO engineer) for use at Amity Park, or total disposal.

Discussion turned to the recent accident involving an overturned asphalt truck on Westside Drive. DNR, EPA, the Highway Patrol were all involved with the incident. All issues from the accident were resolved.

(John Reddoch, City Attorney arrives and Scott Sullivan, City Attorney leaves)

Finance:

Budget to actual as well as the cash account status information was submitted for board members information and review.

Discussion turned to the line item/category for park wages. As part on the on going attempts to comply with the City Auditors recommendation, this will be reviewed and realigned in the near future.

Police:

Chief Gary McMullin came forward to give his report to board members. As previously requested cost and manufacture information is given on Weatherby Lake City Flags. The approximate cost to the City for the flags and digital image is \$600.00 to \$800.00.

The increase in traffic citations is noted, given that the threshold has been lowered for speed.

After discussion with the City Attorney a review of the current mutual-aide agreements will be conducted, with any revisions addressed for re-consideration by the board.

Additionally, Chief McMullin notes that every effort is being made to conserve fuel, given the current cost for gasoline.

Treasurer:

No information is brought forward at this time.

City Clerk:

A written report was submitted for information and review. A Loss Control Policy/Procedure Manual is in the process of being completed. It should be ready for review by board members for the October meeting. Further, a purchasing policy is in the final stages of completion for review and adoption at the September meeting.

After discussion, Rittenhouse moved, second by Clark to adopt the Investment Policy as written. Yeas: Cummings, Moratz, Clark and Rittenhouse. Motion passed unanimously.

Court:

A written report was submitted for board members information. Discussion turned to various court issues, including failure to appear and trespassing issued.

Community Center:

A written report was submitted for board members information. Discussion followed with board members indicating their desire for a complete calendar through the end of the year.

8:20 P.M. Mayor Henderson steps out.

8:22 P.M. Mayor Henderson returns.

Computer Administrator:

No information provided to board members.

Fire District:

No information provided to board members from the fire district.

Parks:

A written report was provided for board members information. No additional information was provided. Alderman Moratz notes that a meeting will be scheduled to include board members, park board members, the City Auditor and City Attorneys to review current procedures.

Historical:

A written report was provided for board members information. No additional information was provided.

WLIC:

Alderman Rittenhouse came forward to update board members on matters relating to the Improvement Company. Issues include installation of locking rock at U-Cove.

8:30 P.M. board members take a break.

8:35 P.M. return to session.

ORDINANCES AND CONSIDERATION OF ORDINANCES:

Cummings moved, second by Clark to pass on the first and place on the second Bill NO. 778. Yeas: Moratz, Rittenhouse, Cummings and Clark. Motion passed unanimously.

Bill NO. 778, an ordinance appropriating and authorizing payment of General Funds of the City of Weatherby Lake, Platte County, Missouri. Cummings moved, second by Moratz to pass Bill NO. 778 as Ordinance NO. 777 in the amount of \$8,430.37. Yeas: Clark, Rittenhouse, Moratz and Cummings. Motion passed unanimously.

Cummings moved, second by Clark to pass on the first and place on the second Bill NO. 779. Yeas: Moratz, Rittenhouse, Cummings and Clark. Motion passed unanimously.

Bill NO. 779, an ordinance appropriating and authorizing payment of Road & Street Funds of the City of Weatherby Lake, Platte County, Missouri. Cummings moved, second by Clark to pass Bill NO. 779 as Ordinance NO. 778 in the amount of \$15,954.26. Yeas: Rittenhouse, Moratz, Cummings and Clark. Motion passed unanimously.

Cummings moved, second by Clark to pass on the first and place on the second Bill NO. 780. Yeas: Rittenhouse, Moratz, Cummings and Clark. Motion passed unanimously.

Bill NO. 780, an ordinance appropriating and authorizing payment of Water Funds of the City of Weatherby Lake, Platte County, Missouri. Cummings moved, second by Clark to pass Bill NO. 780 as Ordinance NO. 779 in the amount of \$3,318.77. Yeas: Moratz, Rittenhouse, Cummings and Clark. Motion passed unanimously.

Cummings moved, second by Clark to pass on the first and place on the second Bill NO. 781. Yeas: Rittenhouse, Moratz, Clark and Cummings. Motion passed unanimously.

Bill NO. 781, an ordinance appropriating and authorizing payment of Sewer Funds of the City of Weatherby Lake, Platte County, Missouri. Cummings moved, second by Clark to pass Bill NO. 781 as Ordinance NO. 780 in the amount of \$16,833.76. Yeas: Moratz, Rittenhouse, Clark and Cummings. Motion passed unanimously.

Clark moved, second by Cummings to pass on the first and place on the second Bill NO. 782. Yeas: Rittenhouse, Moratz, Cummings and Clark. Motion passed unanimously.

Bill NO. 782, an ordinance accepting the resignation of Assistant City Attorney Sherrill Roberts and modifying the contract with the City Attorneys accordingly. Cummings moved, second by Rittenhouse to pass Bill NO. 782 as Ordinance NO. 781. Yeas: Clark, Moratz, Rittenhouse and Cummings. Motion passed unanimously.

Cummings moved, second by Rittenhouse to table Bill NO's 783 and 784. Clark, Moratz, Cummings and Rittenhouse. Motion passed unanimously.

Cummings moved, second by Rittenhouse to pass on the first and place on the second Bill NO. 785. Yeas: Moratz, Clark, Cummings and Rittenhouse. Motion passed unanimously.

Bill NO. 785, an ordinance appropriating and authorizing payment of Debt Service Funds of the City of Weatherby Lake, Platte County, Missouri. Cummings moved, second by Rittenhouse to pass Bill NO. 785 as Ordinance NO. 784 in the amount of \$42,320.00. Yeas: Clark, Moratz, Rittenhouse and Cummings. Motion passed unanimously.

Cummings moved, second by Clark to pass on the first and place on the second Bill NO. 786. Yeas: Rittenhouse, Moratz, Cummings and Clark. Motion passed unanimously.

Bill NO. 786, an ordinance amending the Weatherby Lake Municipal Code Chapter 210 Offenses by adding a new Section 210.426. Cummings moved, second by Clark to pass Bill NO. 786 as Ordinance NO. 785. Yeas: Moratz, Rittenhouse Clark and Cummings. Motion passed unanimously.

Open Floor to Visitors:

No issues are brought forward from the floor.

Old Business:

Discussion turned to the continuing issue of the trash collection service. Allied Waste Services (BFI) trucks continue to leave leaking residue in the streets. Multiply attempts have been made to contact the company to remedy the situation to no avail. Discussion continued regarding the apparent intent to raise the rates charged to the residents. As the process to bidding for service proceeds, a performance base clause may be included in any contract generated.

Alderman Rittenhouse indicates that erosion control is a problem at the construction site on Westside Drive. The project has had considerable issues and will continue to need close monitoring by Mr. Lowman and Mr. Woods.

Alderman Clark notes that usage of the MARC site on Deramus has continued to raise, and to reminder board members to keep this service to the residents in mind during the up-coming budget process.

New Business:

Discussion turned to the RFP (Request For Proposal) template provided the City Attorney. This template would be utilized for all future bid packages for all departments. Clark moved, second by Cummings to adopt the RFP template as presented. Yeas: Rittenhouse, Moratz, Clark and Cummings. Motion passed unanimously.

As previously discussed, a "License Agreement" for users of City property (the Community Center) has been provided for board members to review. Cummings moved,

second by Rittenhouse to adopt the "License Agreement" as presented for use. Yeas: Clark, Moratz and Rittenhouse. Nay: Cummings. Motion passed.

9:25 P.M. Mayor Henderson steps out.

Alderman Cummings brings forward for discussion the rates currently being charged for the storage lot.

9:26 P.M. Mayor Henderson returns.

Alderman Cummings indicates that he has contacted numerous service providers and has found that Weatherby Lake is by far the least expensive. Rittenhouse moved, second by Cummings to double the current rates for the next license year with the revenues segregated for maintenance of the lot. Yeas: Clark, Moratz, Cummings and Rittenhouse. Motion passed unanimously.

Moratz moved, second by Rittenhouse to go into closed session pursuant to RSMO 610.21 (1 & 3). Yeas: Clark, Cummings, Moratz and Rittenhouse. Motion passed unanimously.

9:30 P.M. closed session.

10:10 P.M. return to open session.

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

10: 11 P.M. adjourn.

Michael O. Henderson
Mayor

ATTEST:

Juretta Goode
City Clerk