

## MINUTES OF CITY COUNCIL MEETING

June 15, 1998

Mayor Marjorie Rogers brought the meeting to order at 1:00 PM. All aldermen were present: Allen Maxedon, Fritz Lorentzen, Jay Torbit, Hobie Weisman and Buddy White. Also present were Recorder-Treasurer, Susan Maynard and Attorney Mark Johnson.

The minutes of the May 11th meeting were read, discussed and corrected. Mr. Maxedon motioned the minutes be accepted as corrected. Mr. Weisman seconded. Roll call vote taken. Motion passed unanimously. May 31, 1998 financial report was passed out, discussed and corrected. Mrs. Maynard will prepare a new report which will be filed for audit when accepted at the June meeting. The new report will reflect a separate Street Funds statement.

There was discussion regarding rules and regulations of the election of aldermen at large. Mayor Rogers suggested this be researched.

Mr. Torbit reported how the wards will be divided by population. Mr. Johnson suggested use of Sharp County's census maps and also to use subdivisions and major streets as legal descriptions for each ward. It has been decided to have four wards, two aldermen per ward. Aldermen must be a resident of the ward they will represent. Aldermen will be elected at large and not just within their own ward.

Mayor Rogers reported that candidates must file by September <sup>3rd</sup> 4, 12 noon. She felt it would be a good idea to file in both Sharp and Fulton counties. There is still a lot of work to do regarding wards and the election.

Mr. Weisman motioned that Mayor Rogers should be reimbursed funds for her making long distance calls regarding City business on her personal telephone. Mr. Maxedon seconded. Roll call vote taken. Motion passed unanimously. It was motioned by Mr. Lorentzen that the City have it's own phone line, including voice mail, installed in Mayor Rogers' home. Mr. Torbit will donate a 2-line phone. Mr. Maxedon seconded. Roll call vote taken. Motion passed unanimously.

Mayors Rogers announced the dissolution of the C.C.C. The committee had also paid Ev Compton and forgiven our loan from them.

Attorney Johnson brought us up to date on the pending suit with Jack Campbell. It has been determined that we used proper procedure in creating Cherokee Village West. The Supreme Court said Mr. Campbell has the right to object. Mr. Campbell has said he might dismiss the case. Mr. Johnson feels we should plan as if he will not dismiss and proceed as planned. Mr. Torbit

went on record as saying this is an unnecessary expense, possibly of \$4 - 5,000. Mr. Johnson reported there are numerous actions to be taken:

1. We have to show we did the proper procedures, such as having 50% of the registered voters for incorporation, notifying the towns within a five mile radius, etc.
2. File a petition with the Circuit Court for Mr. Campbell to file his answers to our interrogatories.
3. Depositions from surveyor, SID, etc. - will cost us and him extra money.
4. Write a letter to the judge asking for a hearing.

Mr. White suggested we be prepared, but not spend a lot of money - take a middle-ground approach. He motioned we have the City Attorney continue in pressing for information from Mr. Campbell-that he get ready to defend us in the case, but that any effort to bring Mr. Campbell to court be tabled until the July meeting. There was discussion and Mr. White withdrew his motion. Mr. Torbit motioned to have the City Attorney continue the process in forcing answers to our interrogatories, press for a court date and take the steps pertinent and necessary to bring this matter to a complete conclusion. Mr. Weisman seconded. Roll call vote was taken with Mr. Torbit, Lorentzen, Maxedon, and Weisman for and Mr. White against. Motion passed.

Mrs. Just from the audience asked if we could be awarded attorney fees. Mr. Johnson said he would be glad to ask for attorney's fees and also lost revenue.

Mr. White asked the Council to reschedule our meetings to Tuesday's anytime or Monday's after 3:00 PM, due to a permanent change in his schedule. Mayor Rogers will check with SID for Monday's after 3:00 PM.

Mr. Lorentzen reported the Roads and Streets Committee asked Ray Maynard to join the committee. He accepted, but there are still two openings.

Mr. Johnson reported there are no legislative rules on how a City changes it's name. North Little Rock did so in 1908 and changed it back again in 1917 by a vote of the City Council. He suggested if the general consensus of the City Council in representing the people of Cherokee Village feels it's proper and wants to, he can prepare an ordinance to the effect that Cherokee Village West shall change it's name to Cherokee Village. Mr. Torbit suggested it be reported in the papers and on the radio that at the July meeting we will read this ordinance and the public should attend. A motion was made by Mr. Torbit and seconded by Mr. Maxedon that Mr. Johnson draw up such an ordinance to change the City name from Cherokee Village West to Cherokee Village and to read and discuss this ordinance at the July meeting. Roll call vote was taken and motion was passed unanimously.

It was asked from the audience if we had sent a Thank You to the recycling center for the use of their facilities for our previous meetings. Mrs. Rogers read the letter we sent and will give it to the press to see if they will publish it.

Announcements:

Quorum Court, Fulton County, will be held at 7:00 PM on July 13 at Salem courthouse.  
Quorum Court, Sharp County, will be held at 6:00 PM on July 13 at Ash Flat courthouse.  
POA regular meeting July 13 at Omaha Center at 2:00 PM.  
POA 25<sup>th</sup> Anniversary celebration, ice cream social and band concert July 3, 6:00 PM,  
Town Center Gazebo. Becky Kossover, Arkansas Division Director of Volunteerism to  
be keynote speaker. Awards will be presented to community organizations in recognition  
for their volunteerism through the last 25 years. *\* individuals*

Mayor Rogers reported she called each alderman and received oral approval to reimburse \$60 for the use of the North Rec Center for the party celebrating the annexation vote. Workers and participants associated with were invited.

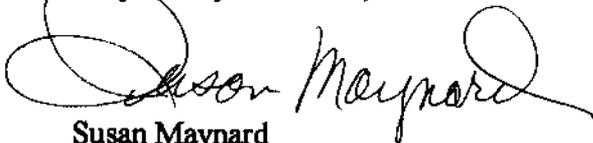
Motion was made by Mr. Weisman and seconded by Mr. White to pay \$45 for 4 sections of the census maps. Roll call vote taken. Motion passed unanimously.

Motion was made by Mr. Weisman and seconded by Mr. White to pay Mr. Torbit's loan to the City of \$1,000. Roll call vote taken. Motion passed unanimously.

Next City Council meeting, Monday, July 20<sup>th</sup> at 1:00 PM in Omaha Center Rec Room.

Motion was made to adjourn. Meeting adjourned at 3:00 PM.

Respectfully submitted,



Susan Maynard  
Recorder/Treasurer