

CITY OF CHEROKEE VILLAGE, ARKANSAS

City Council Minutes

October 15, 2001

The semi-monthly meeting was called to order at 2:00 PM Monday, October 15, 2001 by Mayor Marjorie Rogers. The meeting was held at City Hall.

ROLL CALL:

Answer Roll Call: Chuck Bartlett, Marty Betz, Dewey Dark, Scott Paul, Tom Paul, Ray Torbit and Jack Stroup.

Also Present: Susan Maynard, City Clerk/Treasurer and Tom Garner, City Attorney

Absent: Louisa Relyea

MINUTES: Motion to approve the September 10 minutes as presented was made by Mr. Bartlett and seconded by Mr. Torbit. With a voice vote of seven ayes, 0 nays, motion carried unanimously. Minutes of October 1 were distributed for review.

TREASURER'S REPORT: Financials were reviewed and will be filed for audit. Mrs. Maynard stated she has received most of the budget requests, and will have a meeting with the Mayor and Roger Radebaugh soon.

Wally Schultz, Cherokee Village Promotional Committee representative, asked that the Council consider his committee in the budget. He said the money would be used for TV ads, radio ads, trade and travel shows and printed brochures. The committee's vision is to boost the area's economy. He has a list of current donees, and they plan to solicit more. He asked for a commitment of \$5,000, payable as the Council wishes. Tom Paul asked for a list of committee members and how it plans to use any money it receives.

REPORTS:

Airport: Ray Maynard said they are in the process of getting ready to build four new hangars as they have a waiting list for hangar space. They are waiting to hear on a grant for this as the F.A.A. is now occupied with more important things. The A.I.P. grant for widening the runway is still on track, with the dirt work being planned for spring. They have received all the various cities' commitments except Hardy's.

Roads: Ray Maynard reported things are working well with S.I.D. They have hired new people, good operators and the quality of work is getting better. They will finish up the chip and seal season six miles short of their goal. All this depends on the weather. The oil used should not be applied if the temperature is under 50°. Mr. Maynard read a list of streets they hope to finish. Shoulder work on Okmulgee and Pottawattamie will start after the chip and seal project is finished. He answered several questions. We have no word on the wood chipper. Sara Sexton of ADEQ has assured us we will get it, possibly within the next two weeks. Mr. Maynard said the chip spreader works great. There were a few mechanical problems, but the company has fixed them.

Animal Control: No report. Mayor Rogers thanked everyone for the generous donations received in September.

Emergency Services: Mrs. Maynard, reporting for Mrs. Relyea, said there will be a meeting of the Cherokee Village Emergency Recall Committee next week. This committee consists of ten captains and two assistants who would call people in a certain area if an emergency arises. Fire Chief Mike Taylor and Water Dept. Manager Steve Rose have been very helpful with this committee and the maps. Mrs. Relyea is attending a seminar at the Lake Hamilton resort, and was at a flood meeting last month in Little Rock.

Environmental: Mr. Betz said the Planning & Zoning Commission is working on procedures for tree trimmers to be permitted. Mayor Rogers has asked that Mr. Betz be on each county's quorum court agenda in October.

Municipal Development and Planning: Tom Paul reported the committee is organizing the Senior Citizen's Center. Virginia Schmidt needs volunteers who would consider managing the program. Ann Mosier of the State actually runs the program, but local managers are needed. Monday, November 5, will be the opening day. The Center will be open 11 - 3, with lunch being served at 11:30. The Center is open to people 60 or older, and you must call S.I.D. for lunch reservations. Mr. Paul said we are still in communications with Ozarka on our proposed location. They will make their decision on October 18. We will back the school no matter where it's located.

Planning and Zoning: The Commission is handling complaints as they come in. The court case regarding Pioneer Auction's auto sales and repairs has been continued until November 29. A copy of a notice sent to a business pulling its business permit has been given to each Alderman. The business has since left the area. There are several other court cases pending.

Police: Ray Torbit reported their budget is nearing completion. Our COPS grant will end December 31, 2002. They have a decision to make - raise money or cut back services. Mayor Rogers stated S.I.D. quit its security program the end of 1999, and we had to hurry to apply for the grant. We didn't have much choice at that time to think ahead of how to finance it. The question was raised if Daggett Development had paid its rent. Nothing had been received to date. Tom Garner has sent him two letters, and we have met with him once. Mr. Daggett has said he doesn't have the funds right now. Tom Paul stated the cable franchise fees are being paid to Daggett and not to the City. It was suggested the various cities could take turns covering the low activity hours. We are the only force with 24-hour service. Could the four cities go together with a police force? Mrs. Rogers said she spoke with Senator Miller at Little Rock, and asked why we have to pay for the South Entrance stoplight. He replied that Melbourne got theirs free because of Ozarka. Doug Wortham is to meet with Miller.

OLD BUSINESS:

Mayor Rogers asked Mrs. Maynard to read the first reading of **An Ordinance submitting to the voters of the City of Cherokee Village, Arkansas, the question of electing aldermen to four-year terms; and for other related matters.** Mayor Rogers declared the Ordinance open for discussion. Tom Paul made a motion to accept the ordinance. Mr. Dark seconded the motion. With a roll call vote of seven ayes, motion carried.

Mr. Torbit passed out and explained proposed redistricted ward maps. Current wards are populated as follows: Ward 1, 997; Ward 2, 960; Ward 3, 1899; and Ward 4, 786. Proposed areas are as follows: Ward 1, 1145; Ward 2, 1137; Ward 3, 1169; and Ward 4, 1191. Per Arkansas state law, wards must be within +/- 5% of each other. This is generally not voted on by the population. We may need to get an ordinance. Current Aldermen will be maintained.

Tom Paul again asked to make his motion to allow a member of the Spring River Builder's Association to be a voting member of the Planning & Zoning Commission. He stressed the importance of this action. Written replies from Mr. Garner and the Municipal League were discussed. Much discussion followed. It was suggested we might need to make an ordinance. Mrs. Maynard stated that whether an ordinance was made or not, the auditor will review all the minutes and make sure we are abiding by them, or he will write us up. Motion was tabled until next meeting.

NEW BUSINESS:

Planning & Zoning introduced a variance request for rezoning Lot 12 of the Commercial Park Addition from MP-1 (Planned Light Industrial) to CP-1 (Planned Local Business) for the purpose of building a medical clinic. Mr. Betz made a motion to accept the request to rezone Lot 12 of the Commercial Park Addition from MP-1 to CP-1 for the purpose of building a medical clinic. Mr. Torbit seconded the motion. With a roll call vote of seven ayes, motion carried.

Mr. Betz voiced his opinion saying we may have been in error to not pass franchise fees ordinances earlier. He feels that across the board this is most fair and equitable. He suggested the Mayor appoint a committee to study this subject and come to the next meeting with a recommendation for the Council. We could include the two electric companies and the phone company first, then maybe the cable company. We cannot include the water company because it is "user owned", and they can't charge a fee.

Mr. Stroup asked if we could send a "harsh" letter to whoever has trimmed the trees along the Fulton County portion of Hiway 175, and ask for it to be cleaned up. Tom Hrezo from the audience said he thought it was the State Hiway Dept., and he would get in touch with Marty from the local shop to see when they can clean it up. Mr. Stroup also asked if there was a time restriction for the demolition of the old Copper Feather. Will we allow it to continue for another six months, a year – two years? Mr. Hrezo explained the Planning & Zoning Commission is aware of the problem and has been after Daggett Development for over a year to do something with it. Mr. Daggett promised to start work on it in May, but didn't get started until July. They feel that as long as something, no matter how slow it may seem, is getting done, we don't want to mess it up. The wood and various other pieces are being recycled, and this takes time. The work has been steady, little by little. Planning & Zoning is watching it very closely, and if work completely stops, we will get Mr. Garner involved. Mr. Stroup then asked that the Council be kept informed of the situation.

Tom Paul asked to make a motion to appoint 104.7 as the official radio station of the City of Cherokee Village. Mr. Bartlett stated he had written to the publisher of Areawide Media, and finally got an answer after three weeks. She did not give too many answers to his questions. He asked to postpone this until next meeting, as he would like to carry this further and consider something else. Mayor Rogers said she appreciates both Carol Thompson and Jim Linville for reporting the City's business. Last week the Villager Journal had several very good articles, and she hopes it will continue.

ANNOUNCEMENTS:

Wednesday, October 3, 1:00 PM; Planning & Zoning meeting, City Hall
Monday, October 8, 6:00 PM; Fulton Co. Quorum Court, Salem Courthouse
Tuesday, October 9, 6:00 PM; Sharp Co. Quorum Court, Ash Flat Courthouse
Tuesday, October 9, 6:30 PM; Municipal Development & Planning, City Hall
Thursday, October 11, Noon; CVBA Luncheon, Elks Club
Thursday, October 11, 1:00 PM; Municipal Court Plea Day, City Hall
Monday, October 15, 2:00 PM; City Council Meeting, City Hall
Thursday – Friday, October 18 & 19 7:30 PM; CV Players “S’Wonderful”, Village Playhouse
Saturday, October 20, 2:00 and 7:30 PM; CV Players “S’Wonderful”, Village Playhouse
Thursday, October 25, 9:00 AM; Municipal Court Trial Day, City Hall
Friday, October 26, 4:30 – 7:00 PM; Chili Supper, Methodist Church
Saturday, October 27, 9 AM – 3 PM; Octoberfest, Town Center
Saturday, October 27, 4 – 7 PM; Chili supper, Peace Lutheran Church

ADJOURNMENT:

Motioned to adjourn was made by Mr. Bartlett and seconded by Mr. Stroup. With a voice vote of seven ayes, 0 nays, motion carried unanimously. Meeting adjourned at 4:20 PM.

DATE: November 19, 2001

APPROVED: Marjorie Rogers
Marjorie Rogers, Mayor

ATTEST: Susan E. Maynard
Susan E. Maynard, Clerk/Treasurer