

CITY OF CHEROKEE VILLAGE, ARKANSAS
City Council Minutes
February 17, 2003

The semi-monthly meeting was called to order at 2:00 PM Monday, February 17, 2003 by Mayor Ray Maynard. The meeting was held at City Hall. The Pledge of Allegiance was recited, and then he called for the roll.

ROLL CALL:

Answer Roll Call: Chuck Bartlett, Scott Paul, Wally Schultz, Russ Stokes, Tom Thompson, Ray Torbit and Jim West.
Also Present: Susan Maynard, City Clerk/Treasurer
Absent: Jim Fenton and Tom Garner, City Attorney

MINUTES: Motion to approve the February 3, 2003 minutes as amended was made by Mr. Stokes and seconded by Mr. Thompson. With a voice vote of seven ayes, 0 nays, motion carried unanimously.

TREASURER'S REPORT: Mrs. Maynard read over the financial statements, and answered several questions. Statements will be filed for audit.

CORRESPONDENCE: Mrs. Maynard read a letter from "Keep Arkansas Beautiful" in which it told of the press conference they will hold here on Friday, February 21 for Marty Betz' being a finalist in two categories for the 2003 Keep Arkansas Beautiful Awards.

Mrs. Mullen contacted Charter Cable about airing our meeting on its local channel. They said they would do it for no charge if we got the tape to Jonesboro. They will also show our meeting on their calendar of events if we fax the information to them.

Mrs. Maynard announced there were copies of our state representatives' information and "Frequently Asked Questions" from the Municipal League available for those who wish to have them. Also Proposed Legislation.

OLD BUSINESS:

Employee Handbook: Mr. Stokes passed out copies of the handbook to the aldermen for review, along with a resolution. He, along with Joan Romans, Jim Fenton, Chief Goodwin and the Clerk, has reviewed and rewritten the book. Any additions or corrections should be given to Mr. Stokes or Joan before the March 3 meeting.

36 Acres: Mayor Maynard talked with Mr. Garner a week ago. Kathy Nix has agreed what taxes were delinquent. He was not able to get with Mr. Garner Friday. He will ask Mr. Garner for a prepaid rent figure. Mr. Garner assures us this is a done deal - that taxes are all paid, and we have a clear title to the property.

New land for Street Dept.: No discussion.

Interest Rates: We presently are receiving .91% from our CMT. Union Planters is offering .85%, along with First National Bank's money market in the same range. FNB also offers a "Hi Fi Savings" account with 1.25% annually. There has to be a minimum of \$1,000, and we can write up to three checks per

month. Twelve month CD's are around 2%. The Mayor said we might want to look at managing our funds and taking out some six to twelve month CD's in anticipation to projects we are doing so we get a better interest rate. Any funds over the FDIC limit of \$100,000 are secured by bonds. Mr. Thompson said he'd like to see us use the two local banks that actively support our city projects rather than see our money where the community isn't supported. Mr. Stokes would agree that these institutions support the community, and that we have a fiscal responsibility. It would not be prudent to invest somewhere where we're not getting the highest interest rates. Motion that the Mayor and two Council members review these proposals and come back to the March 3 meeting showing what action we should take was made by Mr. Stokes and seconded by Mr. Bartlett. With a voice vote of seven ayes, 0 nays, motion carried unanimously. The Mayor asked Mr. Schultz and Mr. Thompson to work with him on this project.

Meetings: Mr. West read **A Resolution to change Council meetings dates and times**. Motion to adopt the resolution was made by Mr. West and seconded by Mr. Stokes. Mayor Maynard declared the resolution open for discussion. Motion to amend Section 1 by adding "Such a special council meeting will be announced and notice given to all Council members four days (96 hours) prior" was made by Mr. Schultz and seconded by Mr. Torbit. The Clerk/Treasurer called the roll: Chuck Bartlett, no; Scott Paul, no; Wally Schultz, yes; Russ Stokes, yes; Tom Thompson, yes; Ray Torbit, yes; and Jim West, yes. Amendment passed. Motion to amend Section 2 by adding, "A draft copy of the meeting minutes will be available to the Council members no later than seven working days after the meeting" was made by Mr. Stokes and seconded by Mr. West. The Clerk/Treasurer called the roll: Chuck Bartlett, no; Scott Paul, yes; Wally Schultz, yes; Russ Stokes, yes; Tom Thompson, yes; Ray Torbit, yes; and Jim West, yes. Amendment passed. Motion to amend Section 3 by removing "during Daylight Savings Time and 4:30 PM during Standard Time" was made by Mr. Torbit and seconded by Mr. Stokes. The Clerk/Treasurer called the roll: Chuck Bartlett, no; Scott Paul, yes; Wally Schultz, no; Russ Stokes, yes; Tom Thompson, no; Ray Torbit, yes; and Jim West, no. Amendment was defeated. The Clerk/Treasurer called the roll on the resolution as amended: Chuck Bartlett, no; Scott Paul, yes; Wally Schultz, yes; Russ Stokes, yes; Tom Thompson, yes; Ray Torbit, yes; and Jim West, yes. Motion passed. It will be **Resolution 2003-02**. Mr. Bartlett expressed his concern with having only one meeting per month. He feels we should meet two times as a checks and balance. Mr. Stokes said if the Council didn't agree with something, a two-thirds vote would override the mayor's action.

Cherokee Village Historical Society: No Report

Planning & Zoning Building Inspector: Mr. Thompson reported the Commission has interviewed several applicants, and had referred one to the Mayor to interview. There is one more applicant to interview.

"Island" Annexation: Mayor Maynard gave his opinion that all people should have a say in this issue, even though it is not required by law. Jim Davisson of Cherokee Acres and Jeff Munroe of the Faullis Townhouses gave their opinions of being annexed. Both areas have their own Bills of Assurance, and would appreciate being asked their concerns before zoning or annexing. The Mayor asked for this issue to be deferred to the Planning & Zoning Commission so they can meet with the individual islands and bring back recommendations to the Council. Mr. Davisson also said that they have talked with the S.I.D. who said the amenities would still not be available to these islands after annexation. The Mayor asked that the Planning & Zoning Commission have its report ready in 60 days.

CenturyTel Franchise Fees: Mayor Maynard said he had talked with Skip Lane, manager of this area. We have not collected any telephone franchise fees since the passage of this ordinance 12 months ago. Mr. Lane has assured us this will be addressed and be settled in a timely manner.

Resolution for citizen participation at public meetings: Russ Stokes read the resolution. Motion for the adoption of the resolution was made by Mr. Stokes and seconded by Mr. West. Motion to amend the resolution (copy of amended resolution attached) was made by Mr. Schultz and seconded by Mr. Bartlett. Motion to table this resolution until the next meeting was made by Mr. Thompson and seconded by Mr. Schultz. With a voice vote of seven ayes, 0 nays, motion carried unanimously.

FEMA Ice Storm, 2002: Mayor Maynard announced that we have received a check for \$36,000 for the cleanup. We have a temporary crew clearing the debris.

Guardrail for back walls: Russ Stokes had ordered a sign to be placed at the wall. Mrs. Maynard said Municipal League said we have no liability, as did Mr. Garner.

Agreement for Government Vehicles with Sponsor Endorsement: Mrs. Maynard said Chief Goodwin had sent in the application agreement.

2002 Amended Budget: Mrs. Maynard passed out copies of the 2002 Amended Budget with the Ordinance for review, and vote next meeting.

NEW BUSINESS:

Destruction of old equipment: Mrs. Maynard read a list of old equipment to be destroyed. Motion to authorize the destruction of this equipment was made by Mr. Bartlett and seconded by Mr. Thompson. With a roll call vote of seven ayes, 0 nays, motion passed.

Lapel pins: Mrs. Maynard said she had been contacted by a pin manufacturer to purchase more Cherokee Village lapel pins. We have ten of the old ones left. Motion not to buy pins until we need them was made by Mr. Schultz and seconded by Mr. Stokes. With a voice vote of seven ayes, 0 nays, motion passed.

Scott Paul announced that Ron Rhodes was having the South Entrance Cherokee Village sign repainted soon.

ANNOUNCEMENTS:

Wednesday, February 19, Noon; Chamber of Commerce lunch, Magnolia's

Thursday, February 27, 9:00 AM; District Court Trial Day, City Hall

Monday, March 3, 2:00 PM; Council Meeting, City Hall

Tuesday, March 4, 1:00 PM; Planning & Zoning Meeting, City Hall

Monday, March 10, 6:00 PM; Sharp Co. Quorum Court, Ash Flat Courthouse

Monday, March 10, 7:00 PM; Fulton Co. Quorum Court, Salem Courthouse

Tuesday, March 11, 2:00 PM; HPOA, Omaha Center

Tuesday, March 11, 6:30 PM; Municipal Development & Planning, City Hall

Thursday, March 13, 9:00 AM; District Court Plea Day, City Hall

Thursday, March 13, Noon; CVBA Luncheon, Loujo's Deli

Monday, March 17, 2:00 PM; Council Meeting, City Hall

Thursday, March 27, 9:00 AM; District Court Trial Day, City Hall

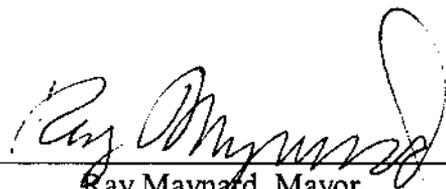
Senior Citizen's Center open every Monday and Wednesday, 11 – 3,
unless otherwise noted; lunch at 11:30 AM, Thunderbird Center
Re-cycling open every Tuesday 9:00 – Noon, weather permitting, City Hall parking lot

ADJOURNMENT:

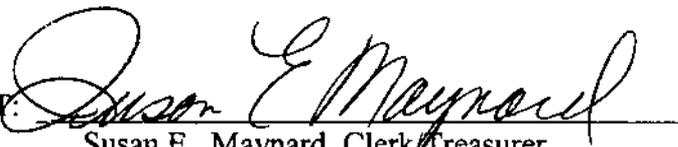
Motioned to adjourn was made by Mr. Thompson and seconded by Mr. West. With a voice vote of seven ayes, 0 nays, motion carried unanimously. Meeting adjourned at 4:30 PM.

DATE: March 3, 2003

APPROVED: _____


Ray Maynard, Mayor

ATTEST: _____


Susan E. Maynard, Clerk/Treasurer