

**CITY OF CHEROKEE VILLAGE, ARKANSAS**  
**City Council Minutes**  
**August 17, 2006**

The monthly meeting was called to order at 7:00 PM Thursday, August 20, 2006 by Mayor Ray Maynard. The meeting was held at City Hall. The Pledge of Allegiance was recited; he called for the roll and declared a quorum.

**ROLL CALL:**

Answer Roll Call: June Chelsvig, Peter Martin, Petr Oberding, Russ Stokes, Jan Torbit and Kent Viers

Also Present: Susan Maynard, City Clerk/Treasurer

Absent: Scott Paul and Angela Petersen

**AGENDA:** Motion to adopt the agenda was made by Mr. Martin and seconded by Mr. Oberding. Discussion. Motion to add I.E.S.I. to the agenda and the two Animal Control ordinances to "Unfinished Business" was made by Mr. Martin and seconded by Mr. Oberding. With a voice vote of six ayes, motion carried. With a voice vote of six ayes, the agenda was approved.

**PUBLIC COMMENTS ON THE AGENDA:** None

**MINUTES:** Motion to approve the July 20, 2006 minutes as presented was made by Mr. Stokes and seconded by Mr. Martin. With a voice vote of six ayes, motion carried unanimously.

**TREASURER'S REPORT:** Motion to accept the July financial report was made by Mrs. Chelsvig and seconded by Mr. Stokes. With a voice vote of six ayes, motion carried unanimously. Reports will be filed for audit.

**CORRESPONDENCE:** Mrs. Maynard read a letter from the Cherokee Village Lions thanking the Volunteer Fire Fighters for their presentation at a meeting; and a letter from Bill McBride regarding the proposed taxes to pay for Animal Control.

**I.E.S.I.:** Rod Smith made his presentation to the Council. Our contract with them provides for an automatic (capped) annual increase of 3%, but he wanted to bring it before us personally. It would raise the fee from \$12.62 to \$13.00 per month. Highland signed a new contract for \$13.13. The last increase was during the second quarter of 2005. Motion to approve the increase request was made by Mr. Martin and seconded by Mrs. Torbit. With a voice vote of six ayes, motion carried unanimously.

**REPORTS:**

**Fire Dept.:** In packet. The Department responded to 28 calls; the firefighters trained for 184 hours; and the volunteers trained for four hours on apparatus. The annual Pancake Breakfast was a success and allowed for the purchase of an AED for Engine 5. The Elks Lodge donated funds to purchase one for Engine 1.

The new fire truck was delivered and will be housed at the Onaga Station. Engine 2 will be used as a backup and the old vehicle will be used for parts.

The Volunteer Fire Fighters voted to change the time of its second monthly meeting to 6:00 PM on the third Wednesday so as to draw new volunteer members. The first monthly meeting will stay at 9:00 AM on the first Wednesday.

**Planning & Zoning:** In packet. Permitted construction costs through July are \$10,845,759. A total of 344 roof repairs (\$1,300,164) have been permitted. Eight burnouts are in the process of being cleaned up – so far, no cost to the City. Mr. Martin stated his objection to waiving the business permit fee for American Land Company. He stated that all businesses should pay the permit fee and this should be a matter for City Council and not for Planning and Zoning.

**Police Dept.:** Chief Goodwin reported that although everything went well during the July 4<sup>th</sup> Celebration, they are considering not allowing the public to fire their personal fireworks on the Thunderbird Dam for safety reasons.

The attached Animal Control Guidelines became official policy on July 1.

**Street Dept.:** In packet. Mayor Maynard said the asphalt paving has been completed for this year. The Dept. will now concentrate on chip-sealing the roads that have been repaired.

**Strategic Planning (ACE Committee):** In packet.

#### **UNFINISHED BUSINESS:**

a. Animal Control issues: Mr. Stokes asked that the Council reconsider the sales tax. Perhaps we don't need the facility since the new guidelines are in place. A sales tax may pay for an officer, vehicle, etc., but he feels a millage should be used for other things. We need \$ 2 ½ - 4 million to get the main roads in shape. We should pass the ordinances and put the issue on the ballot in November to see if people want it.

Mr. Martin said a tax is rarely rescinded, and a millage could be reviewed each year. He thinks we need an interim facility. Maybe we could get the Martin Creek Kennel's equipment.

b. Animal Control Sales Tax Ordinance #1, 3<sup>rd</sup> Reading: Motion to have the third reading of the Ordinance was made by Mr. Stokes and seconded by Mr. Oberding. Discussion. The Clerk/Treasurer called the roll: June Chelsvig, yes; Peter Martin, yes; Petr Oberding, yes; Russ Stokes, yes; Jan Torbit, yes; and Kent Viers, yes. With a vote of six ayes, motion carried. Mayor Maynard asked Mrs. Maynard to read **An ordinance providing for the levy of a one percent sales and use tax within the City of Cherokee Village, Arkansas; and prescribing other matters pertaining thereto.** Motion to accept the third reading of the ordinance was made by Mr. Stokes and seconded by Mr. Oberding. Discussion. The Clerk/Treasurer called the roll: June Chelsvig, no; Peter Martin, no; Petr Oberding, yes; Russ Stokes, yes; Jan Torbit, no; and Kent Viers, no. With a vote of two ayes, motion failed.

c. Animal Control Sales Tax Ordinance #2: Unable to discuss as the first ordinance failed.

d. Millage Resolution: Motion to table the resolution until after the budget is prepared was made by Mr. Martin and seconded by Mr. Oberding. Discussion. The Clerk/Treasurer called the roll: June Chelsvig, yes; Peter Martin, yes; Petr Oberding, yes; Russ Stokes, yes; Jan Torbit, yes; and Kent Viers, yes.

e. Disaster Awareness booklet: Mrs. Maynard presented the corrected booklet to the Council, and said it could be made for a cost of approximately \$1.75 per booklet. Motion to put the booklet on the city's website was made by Mr. Martin and seconded by Mr. Oberding. Discussion. With a voice vote of six ayes, motion carried unanimously. Motion to table printing the booklet until the September meeting to see if the area's medical clinics will sponsor it (Mrs. Torbit is to check this out) was made by Mr. Martin and seconded by Mr. Viers. Discussion. With a voice vote of six ayes, motion carried unanimously.

#### **NEW BUSINESS:**

a. Attorney resolution: It was decided to table this issue until the September. The District Attorney's office has been prosecuting our Court cases. Motion to offer the position to Jon Abele was made by Mr. Martin and seconded by Mrs. Chelsvig. Discussion. With a voice vote of six ayes, motion carried unanimously.

b. Mayor Maynard read his "Tommy Bolt Appreciation Day Proclamation." This day will be celebrated, along with Patriot's Day, on Monday, September 11, 2006.

**PUBLIC COMMENTS:** Ray Torbit complemented the Street Dept. on the completion of Cherokee Rd. and the new culverts, and asked if it will be striped. Mayor Maynard has contacted all the striping companies. As it is a very small job, we will have to wait until a company has another job in the area.

Chuck Bartlett asked that we considered a controlled deer hunt this fall. Mr. Stokes said he had discussed this with the Game & Fish Commission a couple years ago, and they were not interested in supporting it at that time.

**MEETINGS AND ANNOUNCEMENTS:**

Friday, August 18, 9:00 AM; District Court, City Hall  
Saturday, September 2, 7 – 11 AM; Kiwanis Pancake Breakfast, City Hall  
Saturday, September 2, 7:30 – 10:30 PM; CVBA Street Dance, Gazebo area  
Monday, September 4; Labor Day, City Offices Closed  
Wednesday, September 6, 3:00 PM; Road Committee, City Hall  
Monday, September 11, 9:00 AM; Patriot Day Ceremony, Highland High School Gymnasium  
Monday, September 11, 1:00 PM; Planning & Zoning Commission, City Hall  
Monday, September 11, 6:00 PM; Sharp County Quorum Court, Ash Flat Courthouse  
Monday, September 11, 7:00 PM; Fulton County Quorum Court, Salem Courthouse  
Friday, September 15, 9:00 AM; District Court, City Hall  
Thursday, September 21, 1:00 PM; ACE Committee Meeting, City Hall  
Thursday, September 21, 7:00 PM; City Council Meeting, City Hall

Cherokee Lodge (Senior Citizen's Center) open,  
Monday through Friday, 9 – 2, unless otherwise noted; lunch at 11:30 AM  
Re-cycling open every Wednesday 8:00 – 11:00 AM, weather permitting, City Hall Parking Lot

**ADJOURNMENT:**

Motioned to adjourn was made by Mr. Martin and seconded by Mr. Oberding. With a voice vote of six ayes, motion carried unanimously. Meeting adjourned at 8:40 PM.

DATE: September 21, 2006

APPROVED: \_\_\_\_\_

Ray Maynard, Mayor

ATTEST: \_\_\_\_\_

Susan E. Maynard, Clerk/Treasurer