

**CITY OF CHEROKEE VILLAGE, ARKANSAS**  
**City Council Minutes**  
**January 19, 2006**

The monthly meeting was called to order at 7:00 PM Thursday, January 19, 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, Scott Paul, Angela Petersen, Russ Stokes and Kent Viers

Also Present: Susan Maynard, City Clerk/Treasurer

Absent: Jan Torbit and R.T. Starken, Attorney

**AGENDA:** Motion to add the Sharp County Sheriff dispatch issue to "New Business, d" on the agenda was made by Mr. Martin and seconded by Mrs. Petersen. Discussion. The Clerk/Treasurer called the roll: Scott Paul, yes; Angela Petersen, yes; Russ Stokes, yes; Kent Viers, no; June Chelsvig, yes; and Peter Martin, yes. With a vote of five ayes, motion carried. Motion to adopt the agenda as amended was then made by Mr. Viers and seconded by Mr. Paul. Discussion. With a voice vote of six ayes, motion carried.

**PUBLIC COMMENTS ON THE AGENDA:** None

**MINUTES:** Motion to approve the December 15, 2005 minutes as presented was made by Mr. Paul and seconded by Mrs. Chelsvig. Discussion. With a voice vote of six ayes, motion carried.

**TREASURER'S REPORT:** Motion to suspend approval of December report as it was not completed was made by Mr. Martin. Motion died for lack of second. Motion to accept the December financial report was made by Mr. Stokes and seconded by Mr. Paul. With a voice vote of five ayes, motion carried.

**CORRESPONDENCE:** Mrs. Maynard read a letter from Sharp County Judge Joe Stidman which included an inter-local mutual aid agreement for dispatch services provided by the sheriff's office; and from James D. Hogbin regarding his "Cherokee Village Arkansas Discussion Forum."

**REPORTS:**

**Fire Dept.:** Chief Mike Taylor gave the December report. He asked everyone to be careful cooking, burning outside and in placing fireplace ashes outside.

**Planning & Zoning:** In packet.

**Police Dept.:** Chief Goodwin gave the December report. He introduced Officer Ric Morris who has lived here six years and been an officer for one and one-half years. He also introduced Auxiliary Officer Bob Kincade who has worked as an officer for many years and is also our Code Enforcement Officer. Mayor Maynard and Chief Goodwin presented Officer Kincade with a plaque for his exemplary work including volunteering over 990 hours in 2005.

**Street Dept.:** In packet. Mayor Maynard said we will be going to bid for a new dump truck. There is a program through which we can get a new MACK dump truck for \$93,790. At the end of one

year, Dean Auction would buy back the truck for \$92,767.50. This is the same vehicle program that Fulton County is using. They have four trucks and really like them. This truck will allow our driver to haul three times as much material. Motion to move issue to "New Business, e" was made by Mr. Stokes and seconded by Mr. Paul. Discussion. With a voice vote of five ayes, motion carried.

**Strategic Planning:** Cy Bertram gave the update. He is working on entering Cherokee Village into the Arkansas Community of Excellence (ACE) program through the Arkansas Dept. of Economic Development. In this program we have to complete five components. His committee is doing a survey which is about half finished. The FireWise program was a part of this process. He needs a chair for this committee. Tourism: they are looking into getting some events here – BBQ Cook-off, Triathlon, Shrine Circus, etc. Keep Cherokee Village Beautiful is also a part of this. Mayor Maynard said he appreciates all the time and effort Mr. Bertram puts forth to promote our city.

#### **UNFINISHED BUSINESS:**

a. Amend Ordinance 99-2: Mayor Maynard asked Mrs. Maynard to read **An Ordinance to amend Ordinance 99-2 to allow the parking of school buses within the city limits of Cherokee Village, Arkansas.** Motion to accept the first reading of the ordinance was made by Mrs. Chelsvig and seconded by Mr. Stokes. Discussion. The Clerk/Treasurer called the roll: Scott Paul, yes; Angela Petersen, yes; Russ Stokes, yes; Kent Viers, yes; June Chelsvig, yes; and Peter Martin, yes. With a vote of six ayes, motion carried.

b. Resolution for culvert installation: Mayor Maynard said that although never official, the City was installing culverts, charging only for the culvert. With more and more culverts being installed, the City was losing money and in the process taking business from local business that regularly do this kind of work. Mr. Viers read a resolution he had made regarding the City's installation of culverts (copy attached). Motion to accept Mr. Viers' resolution was made by Mr. Viers and seconded by Mr. Stokes. With a voice vote of six ayes, motion carried. This will be **Resolution 2006-01.** Mrs. Maynard will set it in a resolution form and distribute.

c. Interviews and appointment of Ward 1 Position 1 candidate: Pam Lueder and Petr Oberding made their presentations to the Council. Mayor Maynard asked if the Council would like to go into Executive Session to discuss the candidates. Council said, "No." No public discussion either. Mayor Maynard asked for a role call vote to appoint Pam Lueder to the Ward 1 Position 1 Alderman position. The Clerk/Treasurer called the roll: Scott Paul, no; Angela Petersen, no; Russ Stokes, no; Kent Viers, no; June Chelsvig, no; and Peter Martin, yes. Mayor Maynard asked for a role call vote to appoint Petr Oberding to the Ward 1 Position 1 Alderman position. The Clerk/Treasurer called the roll: Scott Paul, yes; Angela Petersen, yes; Russ Stokes, yes; Kent Viers, yes; June Chelsvig, yes; and Peter Martin, no. With a vote of five ayes, Mr. Oberding was appointed to the position. Mayor Maynard thanked all the candidates for coming out.

#### **NEW BUSINESS:**

a. Reverse Internet auction ordinance: Mayor Maynard asked Mrs. Maynard to read **An ordinance providing for the adoption of the reverse internet auction option for the purchase of goods and services, and for other purposes.** "Reverse Internet auction" means an Internet-based process in which bidders are given specifications for items and services being sought for purchase by a municipality; and bid against themselves in order to lower the price of the item or service to the lowest possible level. Mrs. Chelsvig made a motion to accept the first reading of the ordinance. Mr. Martin seconded. Discussion. The Clerk/Treasurer called the roll: Scott Paul, yes; Angela Petersen, yes;

Russ Stokes, yes; Kent Viers, yes; June Chelsvig, yes; and Peter Martin, yes. With a vote of six ayes, motion carried.

Mr. Stokes made a motion to waive the rules and place the Ordinance on its second reading, title only. Mrs. Chelsvig seconded the motion. Discussion. The Clerk/Treasurer called the roll: Scott Paul, yes; Angela Petersen, yes; Russ Stokes, yes; Kent Viers, yes; June Chelsvig, yes; and Peter Martin, yes. With a vote of six ayes, motion carried. Mrs. Maynard read the Ordinance, title only, for the second time.

Mr. Stokes made a motion to waive the rules and place the Ordinance on its third and final reading. Mr. Viers seconded the motion. Discussion. The Clerk/Treasurer called the roll: Scott Paul, yes; Angela Petersen, yes; Russ Stokes, yes; Kent Viers, yes; June Chelsvig, yes; and Peter Martin, yes. With a vote of six ayes, motion carried. Mrs. Maynard read the Ordinance, title only, for the third time.

Mr. Martin made a motion to accept the Ordinance. Mrs. Petersen seconded the motion. Discussion. The Clerk/Treasurer called the roll: Scott Paul, yes; Angela Petersen, yes; Russ Stokes, yes; Kent Viers, yes; June Chelsvig, yes; and Peter Martin, yes. With a vote of six ayes, motion carried. Having been read three times, this Ordinance is declared passed. It will be **Ordinance 2006-01**.

Mr. Stokes made a motion to accept the emergency clause. Mr. Martin seconded the motion. Discussion. The Clerk/Treasurer called the roll: Scott Paul, yes; Angela Petersen, yes; Russ Stokes, yes; Kent Viers, yes; June Chelsvig, yes; and Peter Martin, yes. With a vote of six ayes, motion carried.

b. 2003-12 Septic ordinance amendment: Mayor Maynard asked Mrs. Maynard to read **An ordinance to amend Ordinance 2003-12 to regulate installation and repair of sewage disposal systems in the City of Cherokee Village, Fulton and Sharp Counties, Arkansas**. Mr. Martin made a motion to accept the first reading of the ordinance. Mr. Viers seconded. Discussion. Motion to delete "a" and add "one or more" to Section 2 was made by Mr. Viers and seconded by Mr. Paul. Discussion. With a voice vote of six ayes, motion carried. The Clerk/Treasurer called the roll: Scott Paul, yes; Angela Petersen, yes; Russ Stokes, yes; Kent Viers, yes; June Chelsvig, yes; and Peter Martin, yes. With a vote of six ayes, motion carried.

c. Council meeting resolution: Mayor Maynard asked Mrs. Maynard to read **A resolution to set Council meeting dates and times**. Mr. Stokes made a motion to accept the resolution. Mrs. Petersen seconded. Discussion. Motion to delete "noon on the Monday prior to the meeting" and add "the end of the business day" to Section 2 was made by Mr. Martin and seconded by Mrs. Petersen. Discussion. With a voice vote of six ayes, motion carried. Motion to add "4: Mr. Russ Stokes is hereby appointed Mayor Pro-Tem in the absence of Mayor Maynard" was made by Mr. Viers and seconded by Mr. Martin. Discussion. With a voice vote of six ayes, motion carried. Motion to pass the resolution as amended was made by Mr. Viers and seconded by Mr. Stokes. Discussion. With a voice vote of six ayes, motion carried. This will be **Resolution 2006-02**.

d. Sharp County dispatch: Mayor Maynard said that he and Mr. Viers had attended the January Sharp Co. Quorum Court meeting. The Court decided to let the dispatching continue until March 31, but that any city that hadn't paid by then would be cut off. They, however, do have to do our 9-1-1 dispatching. Mayor Maynard and Chief Goodwin have met with Fulton County Judge Willet. Fulton County would do our dispatching for \$24,000, which would enable them to add another dispatcher. Sharp County wants \$29,000. It would be better

to have Sharp County because of the closer officer back-up. Mayor Maynard has been approached by other cities to look into other options. We are now in a better position to pay for dispatch services due to the higher S.I.D. assessment revenues. Mr. Stokes asked Cherokee Village's Quorum Court representative Darrell Kehrlí (present) "Can we get a year end expense report?" Recorder could not hear the reply. Motion to table the issue to the February meeting was made by Mr. Viers and seconded by Mr. Martin. With a voice vote of six ayes, motion carried.

e. Purchase of dump truck for Street Dept.: Motion to purchase the 2006 Mack dump truck and sell to Dean Auction in February of 2007 was made by Mr. Viers and seconded by Mr. Stokes. With a voice vote of six ayes, motion carried.

#### **PUBLIC COMMENTS:**

#### **MEETINGS AND ANNOUNCEMENTS:**

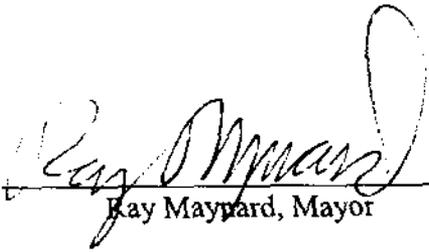
Friday, January 20, 9:00 AM; District Court, City Hall  
Wednesday, February 1, 3:00 PM; Road Committee, City Hall  
Monday, February 6, 1:00 PM; Planning & Zoning Commission, City Hall  
Thursday, February 9, 1:00 PM; Strategic Planning/ACE Committee, City Hall  
Monday, February 13, 6:00 PM; Sharp County Quorum Court, Ash Flat Courthouse  
Monday, February 13, 7:00 PM; Fulton County Quorum Court, Salem Courthouse  
Thursday, February 16, 7:00 PM; City Council Meeting, City Hall  
Friday, February 17, 9:00 AM; District Court, 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 9:00 - noon, weather permitting, City Hall Prkg Lot

#### **ADJOURNMENT:**

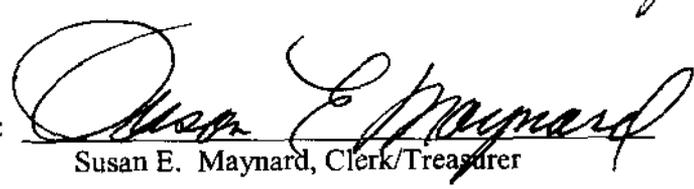
Motioned to adjourn was made by Mr. Martin and seconded by Mrs. Petersen. With a voice vote of six ayes, motion carried unanimously. Meeting adjourned at 8:40 PM.

DATE: February 16, 2006

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

  
Ray Maynard, Mayor

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

  
Susan E. Maynard, Clerk/Treasurer