

**CITY OF CHEROKEE VILLAGE, ARKANSAS  
CITY COUNCIL MINUTES  
AUGUST 21, 2008**

Mayor Lloyd Hefley called the monthly meeting of the Cherokee Village City Council to order at 7:00 P. M. on Thursday, August 21, 2008.

Mayor Hefley led the Pledge of Allegiance followed by a moment of silent prayer. He mentioned that Cy Bertram had passed away two days earlier and asked that the family be kept in our prayers.

**ROLL CALL:** Clerk Endrihs called roll. Present were: Newman, Martin, Oberding, Paul, Petersen, Stokes, Thone, and Viers. City Attorney Jon Abele was also present.

**AGENDA:** Motion was made and seconded that the Agenda be approved; unanimously passed.

**PUBLIC COMMENTS ON AGENDA ITEMS:** None.

**APPROVAL OF JULY 17, 2008 MINUTES:** Viers moved that the minutes be approved as printed; Thone seconded; unanimously passed.

**MAYOR'S REPORT:** The Mayor stated that the City would be having a memorial service for Cy Bertram in October. Dates are not final yet but will be announced when they are set.

**CLERK'S REPORT:** Clerk Endrihs reported that she had attended the AGFOA (Arkansas Government Financial Officers Association) Conference in Little Rock, July 30-August 1, 2008.

She also attended the Spring River Chamber of Commerce Meeting at King Catfish on Tuesday, August 19<sup>th</sup>. Speakers were Ralph Johnson, Administrator of the Horseshoe Bend Nursing Home and Randy Zook, State Chamber of Commerce President. The latter said that a State meeting would be held in Little Rock on October 16<sup>th</sup> and requested that perhaps 15 or more individuals from the Spring River area would be in attendance. Topics would be Education, Jobs in Arkansas, etc.

**FINANCIAL REPORT:** Romans asked if there were any questions on the report. Thone questioned the cost of advertising as the Council had previously asked that this be curtailed. The Mayor indicated that these charges were prior to his being asked to stop all advertising, and that he has not done any since that meeting. Martin indicated that there should be Purchase Orders filled out for items like this. In reply to Thone's question about a contract with the radio stations, the Mayor replied that no contract had ever been signed.

Martin requested that the Department be listed on the check stub. It is on the check itself but not on the stub. Romans to check on this. Martin further asked Chief

Goodwin about physicals for new employees as to who pays for them. The Chief replied that the Department pays for the physical of a new Police officer.

Thone had questions on the turnback funds for the Street Department. Romans indicated that he would double check to see if they all have been transferred to that Department.

**CORRESPONDENCE:** Clerk Endrihs indicated that a letter dated August 3<sup>rd</sup> and signed by Cherokee Village residents had been received. It was in regard to the sound system and indicated many had a hard time hearing, let alone understanding what was being said by the Council and the Mayor. Romans indicated that the City is working on this problem and hopes to have it solved to everyone's liking in the near future.

### **DEPARTMENT REPORTS:**

**FIRE:** Chief Taylor reported that his Department had responded to 10 calls during July. The Firefighters trained for 188 hours on various subjects. The Volunteers trained for 2 hours on Protective equipment and 2 hours on Apparatus. He added that the Annual pancake breakfast on July 4<sup>th</sup> was a great success thanks to all who came out for the event despite the weather, the many volunteers working and both Thrivent for Lutherans and Modern Woodmen of America for their matching funds. He added that plans are underway for Fire Prevention Week Programs and the Fire Wise Day Program for 2008. (Report on file)

The Council asked if he had any plans for his Department for this year's budget as well as long range. Chief Taylor indicated that he is working on one and the Mayor indicated that he had asked all Departments to come up with budget and plans for each specific department.

**POLICE:** Chief Goodwin reported that his Department had issued 77 citations during July for DWI, DUI, careless & reckless driving, assaults, failure to pay fines, etc. (Report on file)

Martin asked about Central Dispatch. Goodwin replied that he thought it was working out well and hoped it would remain permanent.

Thone questioned the status of the Durango. Are there plans to sell it, take bids, or...? The Chief replied that they do plan to sell it; but there are items that need to be removed from the vehicle first. Also, since the gas situation, vehicles like this are not selling too easily and the book value has dropped another 15%. It is presently being used as a company car for employees who attend meetings, training, etc; however, the plan is to eventually sell it.

The Chief also reported on the Animal Control Shelter. Thone wanted to know how long the dogs were kept as there seemed to be such a large number. He also said that keeping animals in the trailer was not a good thing as it smells pretty bad. One of the Shelter volunteers explained that this was only a temporary measure as there was no place to put the cats until the electricity was hooked up. Once that is done, the cats will be moved to their new home, which is just about completed.. The Chief indicated that they are also waiting for the electrical hookup for the freezer in order to begin euthanasia. Both the Animal Control Officer and a volunteer are certified now for this procedure, and

he will be certified shortly. DeLoach indicated that the electrical hookup will be done on Friday, day after Council meeting.

The Chief went on to say that the dogs are usually kept 5 days which gives owners a chance to reclaim their own, an opportunity to have animals adopted out, etc. The Shelter volunteers are setting up booths in different areas giving individuals an opportunity to adopt a pet or to donate food and/or supplies for the animals.

DeLoach indicated that the housing for cats is nearing completion and that the septic systems are in but require work being done on the drain troughs. The Community Service help is busy elsewhere at this time. Discussion followed as to whether to wait for Community Service or to hire someone reliable to do the job. DeLoach was asked to bring three bids to Council Work Meeting on September 3<sup>rd</sup>. Decision can be made then and there per Mayor Hefley.

**STREETS:** In the absence of Jimmy Cherry, Alderman Stokes reported that the Road Department had patched pot holes and along edges of several streets, put in 9 driveway approaches, mowed, cleaned out ditches, put up street signs, worked on equipment and police cars as needed, etc. He added that the Pugmill is set up, hooked up to electricity and working great (Report on file)

**PLANNING & ZONING COMMISSION:** Tom Hrezo gave the monthly Permit Comparison 2007-2008. In 2007 there were 412 constructions jobs for total of \$3,133,835.75 Construction Cost, and in 2008 there were only 303 jobs for Construction Cost of \$1,541,994. Current Roofing Permits for Tear Offs and Layovers in 2008 indicate a total of 66 for \$233,245. (Report on file)

Hrezo also indicated that the Code Enforcement Officer, Bobby Kincaid, was doing an excellent job, citations were being issued, follow-ups being done, fines paid, etc. Comments have been received that the Village areas are now looking better as a result.

Question was asked about foundation on Iroquois. Hrezo replied that owner has been contacted and paper work is in process. There has been communication between the City and ParLargo about the two foundations on Lake Omaha, paper work has been sent, waiting for return of same, If nothing is heard from them within 30 days from date of registered letter, further action will be taken. Much more discussion followed on steps to be taken. G & A Properties has also been contacted and is moving slowly on their work; DeLoach plans to keep on top of all this.

#### **COMMITTEE REPORTS:**

**ROADS AND STREETS:** Stokes reported that two male volunteers are cleaning up the road sides. Village Pride came up with this idea and it is apparently working. A dumpster has been arranged for this purpose. According to the AR Highway Department, the entrance to the Animal Shelter needs to be wider with a longer culvert. Cherry is to check on who would do this work. They also discussed the procedure for replacement of street signs, the overhanging trees, mowing (hard to keep up with due to weather), and the use of heavy trucks on Santee. (Report on file)

**WEBSITE:** According to the Mayor this is a “work in progress” committee. Department heads have had mixed emotions, ideas, etc. and this requires more insight, knowledge of what is being done and this will come as program gets more familiar.

**OLD BUSINESS:** Chief Goodwin answered the questions on this subject. Over 400 applications to hunt were received; however, only 200 were selected. Training has begun. The Police Department and the Fish & Games people are to have a meeting the last week in August to discuss the rules and regulations to be enforced. They were also to go out after dark and spotlight the deer areas to determine number of deer. SID is allowing hunting on all common ground areas. Residents in the hunting areas are to contact the City if they have no objection to someone hunting on their land and hunters are to contact the residents for approval before doing any hunting. The hunting starts September 15<sup>th</sup>, the first day of bow season.

**NEW BUSINESS:**

Resolution No. 2008-07 – A RESOLUTION APPROVING THE REVISED 2008 ANNUAL OPERATING BUDGET FOR THE CITY OF CHEROKEE VILLAGE. Stokes moved that we accept; seconded by Thone; Roll call taken – YES votes Newman, Thone, Oberding, Paul, Petersen, Stokes and Viers. NO vote – Martin. Passed.

Resolution No. 2008-08 – A RESOLUTION FOR A TERRITORIAL JURISDICTION PERMITTED BY ORDINANCE 99-1 FOR APPROVING AN ADOPTION OF THE LAND USE PLAN IN ACCORDANCE WITH THE ARKANSAS STATE LAW WITHIN CHEROKEE VILLAGE, FULTON AND SHARP COUNTIES, ARKANSAS. Oberding moved that we accept; seconded by Thone. Discussion followed. Thone wanted to know about the Beach Club Area. Hrezo replied that this area would be looked at later as it was not in the picture at the same time as the other two; and contact would have to be made with others involved. Roll call was taken -YES votes Newman, Oberding, Peterson, Thone and Viers. NO votes Paul and Martin until he sees the map of the area and has more information. Stokes abstained. Passed.

**ACCEPTANCE OF BID REGARDING PAINTING SECTIONS OF CITY HALL:** Motion was made by Thone to table this item and get it on the budget for next year; seconded by Martin. Roll call taken. Yes votes Newman, Martin, Oberding, Paul, Petersen, Stokes, Thone and Viers. Passed.

**CARPET CLEANING + COURT ROOM CHAIRS:** Newman moved that we table this item as well; seconded by Martin. Roll call taken. YES votes- Newman, Martin, Oberding, Paul, Petersen, Stokes, Thone and Viers. Passed.

**PUBLISHING SEMI-ANNUAL REPORT:** Romans indicated that this would be published in the VILLAGER JOURNAL if no objection. Newman moved that this be done; seconded by Stokes. Roll call taken. YES votes – Newman, Martin, Oberding, Paul, Petersen, Stokes, Thone and Viers. Passed.

GIVE CONTROL OF FOLLOWING CD'S TO MAYOR HEFLEY OR CLERK ENDRIHS

- PULASKI BANK #0500002045 (\$56,013)
- PULASKI BANK #0500006046 (ANIMAL) (\$1,452)
- PULASKI BANK #040000154849 (WEST NILE VIRUS) (\$3,333)
- FNBC #8000088 (ANIMAL) (\$9,415)
- FNBC #3255992 (POLICE CAR 2005) (\$5,362)

The Bank requires a copy of these minutes with letter listing the names of individuals to handle these accounts. They are presently not in the name of anyone currently working for or with the City.

Newman moved that Thone be added in addition to Mayor Hefley and Clerk Endrihs; Martin seconded; roll call taken YES Newman, Martin, Oberding, Paul, Petersen, Stokes, and Viers; Thone abstained.

ANIMAL CONTROL CD – Since there is a need for \$2,000 right now at the Animal Shelter to cover cost for better drainage, Paul moved that we cash in the one from the Pulaski Bank for \$1,452 with balance coming from the budget. Seconded by Stokes; unanimously passed.

**COMMENTS ON CITY RELATED ITEMS (limit 3 minutes per speaker):**  
Martin commented that he thought there was going to be another carnival at Choctaw Center Labor Day Weekend. The Mayor replied that a permit had been approved and issued prior to the carnival.

**ADJOURNMENT:** Motion was made to adjourn and unanimously passed. Meeting ended at approximately 8:15 PM.

**DATE:** \_\_\_\_\_

**APPROVED:** \_\_\_\_\_  
**Mayor Lloyd Hefley**

**ATTEST:** \_\_\_\_\_  
**Phyllis J. Endrihs, Clerk/Treasurer**

