

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

The Honorable Mayor Lloyd Hefley called the regular monthly meeting of the City Council to order at 7:00 P. M., Thursday, February 21, 2008.

Mayor Hefley led the Pledge of Allegiance.

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

AGENDA: After modifying the Agenda to keep Chuck Wulff on regarding Public Comments and adding "Dirt Piles" to Old Business, Newman moved that we accept the Agenda as modified; seconded by Viers; unanimously carried.

APPROVAL OF MINUTES (December 20, 2007): Newman motioned that we have prayer at our meetings, seconded by Martin. After a short discussion Newman withdrew her motion and Martin moved that we table this question until our working meeting on Wednesday, March 5th; seconded by Oberding. Vote taken: YES votes from Martin, Newman, Oberding, Paul, Stokes, Thone, Viers and Petersen. Stokes moved that we accept the minutes for December 20, 2007; seconded by Viers; unanimously carried. Martin motioned that we have the recorded meetings added to the official files of minutes; Oberding seconded; unanimously passed.

(January 17, 2008 Minutes): Thone moved that we accept these Minutes; seconded by Martin; unanimously carried.

PUBLIC COMMENTS ON AGENDA ITEMS: Chuck Wolff, a Cherokee Village resident, presented his problem with dogs running loose in his neighborhood. He indicated that the Animal Control Officer has been there a number of times; however, the same problem was still in existence after he left. There are one or two neighbors with pit bulls which are to be on a leash or fenced in; however, they are on the loose most of the time, scare him and his neighbors in his/her own yard. His wife and others are afraid to take a walk outside for fear of being attacked, and they would like something done. A few of his neighbors were there to back him up Chief Goodwin and Hamrick explained how the Ordinance works and that the people in question are scheduled to appear in court sometime in March. Citations have been issued; and if the people are not at home when an officer goes to the residence, and the animals are not on a leash or fenced in they can then be impounded. Mayor Hefley indicated that he and the police chief would visit the area, the owners in question, etc. and get back to Wolff and the Council with action taken.

MAYOR'S REPORT: The Mayor reported that he had attended a meeting at the Airport; presented the Animal Control Program to the Hardy City Council; gave the State of the City Report at a Spring River Presbyterian Church meeting, as well as to the Cherokee Village Women's Club; and that he attended a training session of the 39th Infantry Brigade with other government officials at the military training camp in Mississippi. A video of the 39th Infantry Brigade training session was then shown to those in attendance.

CLERK'S REPORT: Clerk Endrihs reported that she had attended the Spring River Chamber of Commerce Meeting and indicated that the Chamber is actively seeking ways to build up their membership. They will also be having a radio auction in March – an annual fund raiser – and are looking for any business or individual wishing to donate sale items as well as buyers.

EXECUTIVE ASSISTANT'S REPORT: Romans gave a report on a FEMA meeting he attended. Our request for federal funding assistance was withdrawn as Cherokee Village did not qualify; however, we could qualify through Highland for the support given by our police, fire and street crews. The hours worked are to be presented to Highland

FINANCIAL REPORT: Romans then presented the Financial Report. After the question was raised at a previous council meeting regarding the location of funds, interest earned, etc, Romans was given a list of our funds, CD's, etc. and asked to check this out. Results showed that because the interest was dropping on our Stephens accounts with the ARML, and a talk with Mr. Martin from FNBC, it was decided to keep the funds where they were at as of now. Should the market change, this would be checked again. Martin moved that the money be kept where it would earn the most interest; Oberding seconded; unanimously passed.

CORRESPONDENCE: Clerk Endrihs read a letter from Sharp County Sheriff Dale Weaver, thanking Chief Goodwin and the Cherokee Village Police Department officers for their help during and after the tornado.

The second letter was from a resident of Cherokee Village who thanked the Police Department for helping her straighten out her life.

Martin questioned e-mails that had been sent to the City.

Clerk Endrihs replied that an e-mail was received from Mr. Hogbin regarding the "forum" that he hosts.

Another e-mail was received from Mr. Fitzgerald offering to help/assist with setting up a location where announcements could be posted when we have severe weather. Also, if pets were lost or displaced during a severe storm, it could show pictures of the pet(s) and list the area where these pets could be retrieved. Mayor Hefley reported that the City is working on its own website which would contain this information.

DEPARTMENT REPORTS:

FIRE - Chief Taylor reported that his Department had responded to 26 calls during the month of January. The Firefighters trained for a total of 205 hours on various subjects. The Volunteers trained for 2 hours on Apparatus and 2 hours on Protective Equipment. (Report on file)

When asked if he had any big fund requests, Chief Taylor replied that there will be a need to replace the roof at Baseheart. He feels though that it may be possible for his men to do this themselves at a much lower cost then to have a roofing company do the job. His ground source heat is working very well, and propane only had to be replaced once this winter.

Thone questioned the rescues. Chief Taylor replied that one was an overturned vehicle due to the ice storm. The other was due to a traffic accident.

Stokes questioned a brush fire. The Chief replied that this was due to a wind storm where the power line sparked and started the brush fire.

Viers questioned a rescue after the tornado. This actually was a patrol of the Fire Department of Cherokee Village borders along the Highland perimeter checking for damages from the tornado the night of the tornado and again the following morning. Scott Paul questioned whether or not we had received any damages due to the tornado. The chief replied that there was a leak in the roof of one of the fire stations and that they had received a check for \$300.

Newman questioned whether or not the Fire Department will need more money for uniforms this year as the allowance has already been used. Chief Taylor stated that the crew is responsible for their uniforms and they are to maintain them for the year.

POLICE - Chief Goodwin reported on the Police Department. He stated that they had issued 61 Citations during the month of January for various incidents. (Report on file).

He indicated that one of the police cars had hit a deer to the cost of \$8500. Thone questioned as to whether or not we have insurance. Chief Goodwin replied that we do, but with \$1000 deductible.

Goodwin stated that the Police Department spent 100 hours assisting Highland with the tornado.

Thone inquired about the generators as to whether they could both be put in the same location to make it easier and more convenient. The answer was "NO" due to their size and access. Martin suggested the possibility of going in with the Water Company if a well was near by. Stokes requested to add a "new" generator to the 2009 Police Department budget under "new" business.

Chief Goodwin announced the resignation of Officer Hamrick - effective date of March 13th. An ad for replacement is to be put in the papers and the CITY/TOWN Magazine after March 13th. Until a replacement is hired, Chief Goodwin and his officers will be handling the work at the shelter. The Chief indicated though that none of them are qualified to euthanize. Martin questioned whether or not we could send 2 people for training to euthanize animals vs. sending only 1 person, in order to have a back-up person. All this will depend on who is hired and what qualifications he/she has. Thone indicated that Hamrick was a dedicated officer who did a good job and cared for his animals even on weekends and holidays, and he would hate to see him leave.

Martin inquired if the officers have a Daily Log and if it were used in the evaluation process for increases. Chief Goodwin responded that it was.

ANIMAL CONTROL: Hamrick stated that we have 15-20 animals in the shelter at the present time. Three have been euthanized and a few have been adopted this month. Martin questioned the presentations that are being made to the neighboring cities. Maybe they could be revised somewhat so that it is not so financially demanding. A breakdown of what percentage is being asked for was discussed. Martin inquired as to where the quoted figures came from – the Animal Control Committee or elsewhere? Viers indicated that they came from the Committee and that a certain amount goes to cover the officer, boarding and other expenses. Mayor Hefley responded that he had not heard of any negative comments on the presentations from anyone and that all have been pleased with the presentations. Petersen moved that the presentation and figures be reviewed; seconded by Newman; passed.

STREETS: Cherry reported that the Street Department has been working on trimming, cleaning up culverts, fallen trees and replacing street signs along roadways during the month of January. (Report on file) Martin inquired as to whether the Street Department needed any thing equipment wise. Cherry replied that they were well supplied to help the other communities after the tornado. Pub mill is still pending. Newman inquired as to whether they would need more money for more signage to which Cherry replied “YES.”

PLANNING & ZONING: Hrezo gave a year- to-date comparison report on how we are doing compared to 2007. (Report on file) He also reported that they are in the process of:

1. Creating a set of Standard Office Procedures so that anyone could process/do what is needed.
2. Creating/rezoning commercial properties properly – Public Hearing will be in March + all owners of the properties in question will be contacted directly via mail.
3. Triplett Hearing’s trailer (at Choctaw Center) is there for 30 days – due to the tornado damage of former location.

Newman inquired as to what was happening with Davis Drug Store. Response was that the land needed to compact and the tornado did not help any. Martin inquired about the

City's perimeter boundaries and the white-out areas. Hrezo indicated that these issues are on their agenda to look into. Petersen moved to accept this report, Thone seconded, carried.

COMMITTEE REPORTS;

ACE/RECYCLING: Lueder requested Council make a decision on having an Electronic Recycling to encompass the local counties. Petersen motioned to approve; seconded by Thone; carried.

ROADS & STREETS: Martin moved that we approve the appointment of Tom Osborne, Larry Painter, Steve Rose and Rob Smith to this committee; seconded by Thone. Roll call indicated YES by each alderman. Motion passed.

SAFETY: No report was given.

AIRPORT: Stokes moved to approve Ron Schmidt's nomination to the Airport Commission; seconded by Thone; unanimously carried. Schmidt presented us with the goals and future plans for the airport. He mentioned that we are a Class 3 airport. With this classification, there are certain criteria that must be attained. Certain timeframes have been set to accomplish these goals. Money (\$5,000 each) is collected from Hardy, Highland, Ash Flat and Cherokee Village yearly. This money is saved with the FAA until there is enough to do one of the goal projects. Funds are frozen now until after elections.

AIRPORT FACTS:

14 Hangers

Vehicle for use is provided for fly-in guests to get to the location of the meeting they are to attend, etc.

In 2009, the airport will be surveyed and permanent markers put in so it won't have to be surveyed again.

2011, Phase 1 will be started for runway extension.

2012 + 2013 plan to save money.

2013 – 2020 the balance of items will be completed

2014 Start phase 2 will be to add lighting

The major goal for the airport is to make it more self sufficient.

Martin inquired if it would be feasible for someone to purchase a lot and put his/her own hanger on it? This would be awkward as Mr. Daggett owns the property that is along the (fence) residential strip. Newman inquired as to how many planes really fly into the airport – the response was 5-7 daily. As to the type of planes, they are business travelers, military (black hawk choppers) and software business company employees to mention a few.

OLD BUSINESS:

2nd reading of Proposed Ordinance 2008-2, Careless or Inattentive Driving Within the City Limits of Cherokee Village – Stokes moved that Clerk Endrihs read title only; seconded by Martin, unanimously passed per roll call vote.

Clerk Endrihs read 1st reading of Proposed Ordinance 2008-3 – Establishing Permit Costs and Penalties for Violation Thereof and for Other Purposes. Martin moved that we accept the 1st reading; Oberding seconded. After discussion, roll call was taken and motion unanimously passed per roll call vote.

NEW BUSINESS:

Resolution No 2008-4 – Authorizing the Mayor of Cherokee Village to Apply for a Grant on Behalf of the Cherokee Village Community. In answer to questions raised, Romans replied that this grant was for \$59,650 for the animal shelter. It would add 24 dog runs, a separate area for housing incoming animals and a separate area for cats. Stokes moved that we accept; seconded by Newman; unanimously passed per roll call vote.

Resolution 2008-5 – A resolution of the Cherokee Village City Council Establishing a Controlled Archery Deer Hunt. Martin moved that we accept; seconded by Newman; unanimously passed per roll call vote. The matter is to be placed on the next general ballot.

Newman moved that Russ Stokes be elected Mayor Pro-Tem in the absence of Mayor Hefley; seconded by Thone; unanimously passed.

PUBLIC COMMENTS (City Related Issues):

DeLoach reported that the dirt piles at the end of Lake Sequoyah can be hauled away as land fill by contractors.

A Cherokee Village resident indicated that this dirt might be best used by residents versus contractors; and if contractors need fill, they could use the stone mixed piles. No action was taken by the Council at this time.

Another resident suggested that should funds become available for spending, that the chairs in the main meeting room be replaced if feasible.

Martin reminded Council of working meeting to be held Wednesday, March 5th at 6:00 in the Senior Center.

ADJOURNMENT:

Council unanimously agreed to adjourn the meeting. Meeting adjourned at approximately 9:45 PM.

DATE: _____

APPROVED: _____
Mayor Lloyd Hefley

ATTEST: _____
Phyllis Endrihs, Clerk/Treasurer