

CITY OF CHEROKEE VILLAGE, RKANSAS
CITY COUNCIL MINUTES
JANUARY 17.2008

The Honorable Mayor Lloyd Hefley called the regular monthly meeting of the City Council to order at 7:00 P. M., Thursday, January 17, 2008

Mayor Hefley led the Pledge of Allegiance and then introduced Rev. Brian Pummill, Pastor of Peace Lutheran Church, Cherokee Village. Pastor Pummill's prayer touched base on many of the issues facing government entities today.

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

Agenda – Martin moved that all the ordinances and resolutions be changed from 2007, renumbered to 2008. Stokes agreed. Attorney Abele agreed. Passed unanimously. There were no public comments on agenda items.

Minutes for December 20, 2007 were tabled as there did not seem to be any copies in the council folders. (A draft copy had been e-mailed earlier in the previous week; but never finalized.) Stokes indicated he had questions on the e-mail he received earlier but since there was no copy in packet, he could not bring it up. Martin moved that we table the minutes until next time as some issues are missing. Stokes seconded. Unanimously passed. Martin is to furnish Clerk Endrihs with a copy of his recording from the meeting as city recording equipment was not working properly.

Mayor reported that he had attended the Winter ARML Meeting in Little Rock, January 9-11, 2008. He then gave his State of the City Report. He indicated that there were some major purchases in 2007 to include two new police cars, a new dump truck for the road department, etc., and that the city still came in under budget. He went on to indicate his plans for 2008 such as working with others to establish a 24/7 emergency care; increase awareness of the S/R Paramedic Ambulance Service, work with others on city bridges, improve courtroom sound system, resurface most traveled streets, develop 35 acres across from Urgent Care Center, etc. Long range goals if possible: sewer system, geothermal units at city office, community hospital, resurfacing all heavily traveled city streets, install a large TV in courtroom, and form Arts and Entertainment Committee. (CD on file). Martin asked for a copy of his report.

Clerk Endrihs reported that she had also attended the Winter ARML Conference as well as the Hardy City Council Noon Meeting January 15th.

Executive Assistant Romans reported that he also attended the Winter ARML Conference. He indicated that he was interested in learning more about Grants, the 11-22 procedure program regarding purchase of surplus law enforcement equipment, the 211 number to use when searching for particular agency (pilot program right now in West Arkansas), and term limits. He indicated there was need for people to run for office due

to the present term limits. Romans also gave the Financial Report. He reported that he has been checking on various saving accounts, money market accounts, etc. Stokes suggested that we check on the possibility of putting any excess cash into interest bearing accounts. Romans will look into this. He commented that if an account had \$225,000 or more, he would consider keeping the \$25,000 in the account and putting the \$200,000 into interest bearing accounts. Romans asked for approval and publication of the Semi-Annual Financial Statement. Thone moved to accept, seconded by Stokes, unanimously carried. Viers questioned the LOPFI turnback funds. Romans explained that we probably won't know anything regarding the turnback funds until May. Right now we probably have enough credit for two months and then may have to pay about \$14,000 for a couple of months before May.

Chief Taylor reported that his Department had responded to 12 calls during December. The firefighters trained for a total of 172 hours on various subjects, and the volunteers trained for 2 hours on Apparatus and 2 hours on Safety. He further indicated that the structure fire at 5 Katta Trace was a total loss. Putting out this fire caused three trips as the fire would rekindle and was hard to finally put out. The Department also trained 15 Kia Kima Boy Scouts for the Fire Safety Merit Badge. (Report on file) Viers then asked about the new ground source heating unit. Chief Taylor reported that it was more stable from front to back than the former units and has cut back considerably on use of propane.

Chief Goodwin reported that there were over 500 incidents during the year 2007 and that a total number of 709 citations had been issued. Thone then asked him about a new police car. Chief replied that they will be purchasing a new Dodge Charger in the near future as it appears to have more to offer than the Crown Vic. (Report on file.)

Billy Hamrick reported on the Animal Control Shelter. He indicated that they are now ready for adoption of animals. Stokes indicated that the Shelter is accepting donations – funds, supplies, etc. Viers asked about involvement of other cities to which Hamrick replied that they will be doing a power presentation at the other city meetings.

Road and Street Report is on file. Cherry was at another meeting. Mayor asked Stokes if he had anything to report on roads and streets. Stokes indicated that he did not have notes in front of him, but that they were busy moving debris, working on equipment, correcting snowplow frame problem, checking on bids for purchase of pugmil, and had an updated inventory of equipment.

Tom Hrezo, newly elected Chairman of the Planning & Zoning Commission, reported that P&Z has received 35 construction permits as opposed to 43 received at this time last year. (Report on File)

Hrezo also indicated that the City is having a problem with a real estate sign put up in a tree by a local real estate agent at Coldwell Banker. It is an apparent eyesore to the area; however, it is not against the ordinances. P&Z is trying to work this out with the owner and the real estate company.

Since the agenda was approved with the motion that all ordinances and resolutions be changed from 2007 to 2008, it was agreed that Ordinance 2008-1 (formerly 2007-8) regarding A Permit and Code to do Business Within the City of Cherokee Village be tabled for good. Much discussion followed. Hrezo indicated that this ordinance was proposed to deal with home sites that have been abandoned.or sites that were not completed. DeLoach stated that all he could fall back on was the International Building Code and in his opinion this would be covered under “residential.” Oberding asked about requiring a completion bond to which Hrezo replied that this would hurt the homeowner and the contractors who are working. Oberding then suggested it could be required when a contractor comes in for an extension or to reapply for a permit. Mayor Hefley suggested that P&Z and the Building Inspector get together and come up with a firm plan.

Ordinance 2007-9, Careless and Inattentive Driving, was changed to Proposed Ordinance 2008-2. Attorney Abele suggested that using proposed ordinances with number and then finalizing them when passed, would eliminate those that don’t pass. 1st reading was then done by Clerk Endrihs. Stokes moved that we accept this 1st reading, Martin seconded, unanimously passed.

1st reading was not done on Ordinance 2007-10 changed to Proposed Ordinance 2008-3, regarding Issue of Building Permits.

Resolution 2008-01 – A Resolution to Reaffirm Council Meetings, Dates and Times was passed with changes. Instead of four days (96 hours) notice of a called meeting, Martin made a motion to change that back to two hours prior; seconded by Newman, unanimously passed. Stokes suggested that we remove paragraph 4. regarding the naming of a Mayor Pro-Tem from this resolution. seconded by Martin; unanimously passed.

Resolution No. 2008-02 – A Resolution to Raffirm City Council Agenda Procedures for the City of Cherokee Village. Stokes motioned that we pass, seconded by Newman, unanimously passed.

Resolution No. 2008-03 – A Resolution to Approve the Amended 2007 Municipal Budget. Newman moved that we accept, Thone seconded. Roll call indicated that Martin was the only one voting NO. Passed.

Public Comments – Bob Zeiger spoke up about the real estate sign in the tree. He indicated that his wife is a Caldwell Banker agent. The lot was first listed in 2006, signs were put up on the property in order to let people know the property was for sale. He went on to say that these signs are approximately \$40 each and that a couple of them had either been stolen or gone missing; so he decided to put sign in the tree. If anyone has any knowledge of the missing signs please contact him or the police department. There was no action taken at this time.

Ray Torbit, former Alderman, indicated that the south end of Lake Sequoyah looks pretty bad with dirt piles where water used to be. Apparently SID had cleaned out the feeder stream and left the piles of dirt. He asked that the City contact SID to see about a plan and time frame for removal of this dirt.

Pat Just requested that the ditches be cleared of debris, tree limbs, etc. She was currently referring to Yamasee and Pinal Circle.

Motion was made and seconded that meeting be adjourned. Unanimously passed.

DATE: _____

APPROVED: _____
Mayor Lloyd Hefley

ATTEST: _____
Phyllis J. Endrihs, Clerk/Treasurer