

**CITY OF CHEROKEE VILLAGE, ARKANSAS
CITY COUNCIL MINUTES
MAY 15, 2008**

The Honorable Mayor Lloyd Hefley called the regular monthly meeting of the City Council to order at 7:00 P.M., Thursday, May 15, 2008.

Mayor Hefley led the Pledge of Allegiance, followed by a moment of silent prayer.

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

AGENDA: Stokes moved that we accept the agenda after requesting that the three proposed Ordinances tabled in 2007 be reintroduced and added under **OLD BUSINESS** for 1st reading and changed to 2008; Martin seconded; unanimously passed.

APPROVAL OF APRIL 17, 2008 MINUTES: Newman moved that we accept as written; seconded by Stokes. Martin questioned if the video was being kept with the printed minutes. When told “yes” he voted to approve the minutes along with Newman, Petersen, Stokes, Thone, and Viers.

APPROVAL OF MAY 14TH SPECIAL MEETING: Stokes moved that we accept the Minutes of the Special Meeting held on May 14th; seconded by Martin; unanimously carried.

PUBLIC COMMENTS ON AGENDA ITEMS: Jackie LeBeau presented her concern about the water situation this year involving her house and property; (1st time in 37 years). The Mayor replied that they had been out there to check and found nothing that the City would be responsible for. He asked DeLoach to speak to this issue. DeLoach indicated that he had checked everything. Whatever is happening could be gutters, drain, or other problems not connected to the City responsibility. DeLoach said he would go out again when her son comes in next week, and the two of them will go over the questionable areas together.

MAYOR’S REPORT: Mayor Hefley reported that there was a good turn out for the Day of Prayer Service on May 2nd. There was a soloist as well as a variety of speakers, mostly clergy; and all went well.

Regarding the problem on Flathead, the Mayor indicated that there is an engineer working on this with permission from EPA.

Concerning the water situation at the high school, we are working with FEMA on this, and the engineer will also take a look at the problem.

Regarding the deer thinning situation, the Mayor indicated that there was a good article in the VILLAGER JOURNAL which was much in detail. The problem is on the ballot and the voting results will determine the action to be taken.

CLERK'S REPORT: Clerk Endrihs had no report but did remind the audience to remember to vote on Tuesday, May 20th.

FINANCIAL REPORT: Romans had his computer set up to answer any questions the Council might have with regard to the report.

Q: Why a new septic system at the Animal Control Shelter?

A: A new septic system had to be put in due to a truck running over the line and damaging the current system.

Q. Has the Shelter received a fuel bill yet?

A. So far no fuel bill has been issued to the Shelter.

Q. Was the Uniform expense for P&Z for the new Code Enforcement Officer?

A. DeLoach said the Code Enforcement Officer won't be given a uniform allowance as PD & FD get; but that P&Z would cover what was needed.

The Council agreed to accept the report as given.

CORRESPONDENCE: Endrihs read a letter to Chief Goodwin from the Cherokee Village Lions Club expressing regrets that he could not be at the assembly but thanking him for preparing the speech that Officer Wiles presented to the 6th grade classes.

DEPARTMENT REPORTS:

FIRE: Chief Taylor was unable to be present due to previous commitment; however, his report indicates that they responded to 11 calls during the month. The Firefighters trained for a total of 240 hours on various subjects. The Volunteers trained for 2 hours on Apparatus and 2 hours on Scene Control. The Firefighters have completed Hazardous Material Operations Level Training. The CPR instructors trained 28 City employees and 4 Peace Lutheran Pre-school workers in CPR this month. (Report on file.)

POLICE: Chief Goodwin reported that they had issued 45 citations, patrolled 9100 miles and volunteered 23 hours. (Report on file) Newman questioned the 13 thefts of property and asked why the increase. The chief indicated that they knew who some of the culprits were but needed to catch them in the act. Some of the homes being hit usually belong to owners who live here only part of the year or a home without neighbors close by.

ANIMAL CONTROL: Shorlynn Morris, the new Animal Control Officer, was present and reported on the Shelter. She indicated that the Open House was a success;

attendance was good; and many donations were received. Monies received at open house were \$983 in cash donations, a check for \$500 for dog beds and \$175 to \$185 in fees (pick up fees \$25 each + \$10 each day the animal was at the Shelter). There are presently 24 dogs and 6 cats; 8 animals have been adopted out, 3 are in foster care, 3 are in other cages. She and her volunteers have given more than 21 hours of volunteer time to clean kennels, care and feed the animals, etc. Morris added that she has enlisted 4 new volunteers, has received many donations of food and plans to have more fund raisers. Martin asked if a log was being kept and Morris replied that she had one and usually kept it with her. He further requested that it or a copy of it be kept here at City Hall, so that a Council member can review it from time to time. Morris agreed to do so. Dr. Mills has agreed to train Chief Goodwin and Morris in euthanasia procedures, and they should be certified by the end of the week. Morris asked if she could get permission to purchase tranquilizers to use when the euthanasia was to be done by her. Stokes moved to do so; seconded by Thone, unanimously agreed.

STREETS: In the absence of Cherry, Stokes gave a short report. This Department has been busy cleaning up areas damaged by the flooding, patched some streets with cold mix, put up 6 street signs, etc. (Report on file). Stokes went on to say that they have started mowing along the roads. He did indicate, however, that the City does not mow Spur Route 175; that is done by the State Highway Department. The pug mill was delayed again, this time with a pump problem; however, it is now expected to arrive the 1st of June. More funds will probably be needed for fuel; however, this is to be monitored closely. Stokes indicated that Cherry has hired an additional person in order to make up two crews.

PLANNING & ZONING COMMISSION REPORT: Tom Hrezo reported on the comparison of construction permits between April 2008 and April 2007. He also indicated the Current Roofing Permits issued, Permit Inspections and Permit Jobs completed. (Report on file) Hrezo also indicated that Robert (Bobby) Kincaid had been hired as the new Code Enforcement Officer for 20 hours per week. Martin objected to him carrying a gun on this job, even though he is fully trained to do so. After more discussion, it was decided not to take any action at this time.

Regarding the Sphere of Influence, Hrezo reported that Linley Survey would be coming in and doing the paperwork for cost of \$2500. Areas to check are no more than 5 miles out by water plant and the South Golf Course. Martin asked to see a Master Plan for Cherokee Village and how it relates to this move. He also requested that this be available by next meeting. Newman asked if P&Z had funds available to pay for this survey. Romans replied that there is \$1200 in Contract Services that has not yet been touched and the other could be found. DeLoach was asked if he had plans for the amount in Contract Services. He does not. After much discussion, Newman moved that we go forward with this survey; Martin seconded, and Council unanimously approved.

PERSONNEL COMMITTEE: Newman reported that her group had met the 1st Monday of the month and were set to go over the Company Handbook; however, they reviewed a number of applications for the position of Receptionist. They narrowed it down to four applicants and then referred three to meet with Mayor Hefley on Friday. The next meeting is scheduled for June 2nd at 10:00 AM.

OLD BUSINESS: 1st reading of Ordinance No. 2008-A – AN ORDINANCE TO REQUIRE SUBSTANTIAL PROGRESS ON CONSTRUCTION WITHIN THE CITY; DEFINING SUBSTANTIAL PROGRESS; REQUIRING INSURANCE; AND PROVIDING A PROCEDURE TO OBTAIN AN EXTENSION FOR BUILDING PERMITS. Stokes moved that we accept the 1st reading after changing Section 2 (l) (b) to gas fitter....; and page 3 Section 2 changed to Section 8 - seconded by Martin. Roll call was taken. YES votes – Newman, Martin, Petersen, Stokes and Viers. NO – Thone..

1st reading of Ordinance No. 2008-B – AN ORDINANCE TO CORRECT UNSIGHTLY OR UNSANITARY CONDITIONS ON REAL PROPERTY AND TO PROVIDE A PROCEDURE FOR GIVING NOTICE AND ORDER TO PROPERTY OWNERS WITH UNSIGHTLY OR UNSANITARY CONDITIONS ON THEIR PROPERTY. After much discussion, Stokes motioned to approve the first reading after making the following changes and Newman seconded. Page 2, SECTION 3 changed to SECTION 4; SECTION 4 changed to SECTION 5, and SECTION 5 changed to SECTION 6. The number of days changed to 20 in SECTION 1 (A), SECTION 2, and SECTION 4 (C). Roll call was taken. Voting YES – Newman, Martin, Petersen, Stokes, Viers and Thone.

1st reading of Ordinance No. 2008-C – AN ORDINANCE PROVIDING FOR THE REMOVAL OR RAZING OF BUILDINGS WITHIN THE CITY LIMITS OF CHEROKEE VILLAGE, ARKANSAS, THAT ARE DILAPIDATED, UNSIGHTLY, UNSAFE, UNSANITARY, OBNOXIOUS OR DETRIMENTAL TO THE PUBLIC WELFARE. Martin moved that we accept; seconded by Thone. Roll Call taken. YES votes – Martin, Thone, Viers, Newman, Petersen, and Stokes.

NEW BUSINESS: Due to the ARML Summer Conference in Hot Springs June 18-20, Martin moved that Council meeting date be changed from June 19th until the 26th. Newman seconded; unanimously passed. He also asked if the working meeting would be as scheduled and asked if time would be 6:30 or 7:00 PM. The meeting will be on Wednesday, July 2nd at 6:30 PM in the Senior Center.

PUBLIC COMMENTS: City related issues (3 minutes per speaker) – Stokes acknowledged the Deer Thinning article in the VILLAGER JOURNAL, and requested that all in favor of it get out and vote. He also stated that the City-wide pick up on

May 3rd from 10:00 AM until 2:00 PM went well. Two dumpsters were filled. Illegal dumping signs have been posted in areas where items have been previously tossed with hopes of taking care of the dumping problem.

ADJOURNMENT: Meeting adjourned with all Council members in favor of.

DATE: _____

APPROVED: _____
Lloyd Hefley, Mayor

ATTEST: _____
Phyllis J. Endrihs, Clerk/Treasurer

