

**CITY OF CHEROKEE VILLAGE, ARKANSAS
CITY COUNCIL MINUTES
OCTOBER 16, 2008**

The Honorable Mayor Lloyd Hefley called the regular monthly meeting of the City Council to order at 7:00 P. M., Thursday, October 16, 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, Paul, and Thone. Absent was: Oberding. Also present was Attorney Jon Abele.

APPROVAL OF AGENDA: Newman moved that the agenda be accepted; seconded by Petersen; unanimously passed. There were no public comments on agenda items.

APPROVAL OF SEPTEMBER 18, 2008 MINUTES: Thone moved that the Minutes be accepted as presented; seconded by Stokes and unanimously passed.

Jonathan Duran, Planning & Zoning Engineer, who had been speaking to a group prior to the Council meeting, went on to explain his map system more fully to the Council. The Dynamic Data Product would allow maps to be built in accord with the specifications of Planning & Zoning using a computer. This would be a big help in Sphere of Influence diagrams. The Mayor indicated that this as well as the cost would be discussed further at a working meeting

MAYOR'S REPORT: The Mayor reported that he had met with Judge Brown and mayors from other neighboring towns regarding a natural gas project for the area. He said that they would go over this in more detail at the working meeting.

CLERK'S REPORT: Clerk Endrihs reported that she had attended the Municipal Clerks Institute in Fayetteville, September 14-19, 2008. She further added that a 4-6 page double-spaced report needs to be finished and sent into the Clerks Institute before the end of November.

FINANCIAL REPORT: Romans reported on budget adjustments and answered questions. Newman moved that we accept as presented, Stokes seconded. Discussion followed as to why funds were moved around. Romans indicated that he could move the funds around within Admin & City & Buildings budgets; however, the department head is responsible for his/her department. This is done within the same department total budget expense where one item might need a little more funding and can be taken from another with more funds. Roll call was taken. YES votes – Viers, Newman, Paul, Petersen, Stokes and Thone. Martin voted NO.

CORRESPONDENCE: None to report.

DEPARTMENT REPORTS:

FIRE: Chief Taylor reported that his Department had responded to 18 calls during the month of September. The Firefighters trained for 202 hours on various subjects. The Volunteers trained for 2 hours on Fire Streams and 2 hours on Protective Equipment. He went on to say that an emergency generator has been installed at the repeater shack. The door on the shack has been replaced, painted and the building sealed as much as possible. (Report on file)

Martin asked Chief Taylor if anything more had been done about the weather radios. The chief replied that the word was out but that he has received no response as yet.

POLICE: The Mayor gave the police report. A total of 57 citations by violation had been issued and 43 incident primary offenses. He indicated that there seemed to be a decrease in incidents this month as opposed to last. Warrants, Summons and Court Orders have been issued. (Report on file)

ANIMAL CONTROL: Martin questioned the report of an animal bite and wanted to know if proper procedures are in place to handle this. Morris replied that they were. Mayor Hefley read the report received from Shorlynn Morris, the Animal Control Officer. Approximately 72 animals were picked up, 29 adopted out, 21 rescued; and 2 cats were euthanized. Total funds collected were \$656.12. Morris would like Council to look into the possibility of hiring someone for 2-3 hours daily to clean the kennels as volunteer service is slowing down and will probably get worse during the winter months. Some volunteers are looking into starting a 501C-3 account with donations received and also the possibility of selling T-shirts. WalMart has agreed for the Shelter to host their animals once a month for adoption. Adoption fee was increased on October 15th from \$15 to \$25 per animal. The shelter will also host a Spay/Neuter Clinic quarterly. Next one will be December 16, 17 and 18. New software is needed for better control and reporting. Costs range from \$1000-\$2500 and the Shelter is hoping to pay for this. Thone questioned as to whether or not donors were being thanked. Morris replied that every donor is being thanked for his/her donation as well as WalMart for use of their facility.

STREETS: David Crayne, our newly appointed Street Superintendent, reported that 400 tons of Cold Mix was made with the new Pug Mill, soft spots on certain roads were dug and base rock added. 520 tons of Cold Mix was bladed to fix ditches, shoulders and some driveway approaches; shoulders were mowed; street signs and traffic signs were either installed or replaced; and the golf course bridge repair work was completed etc. (Report on file) Martin questioned the output of the Pug Mill versus labor to mix the Cold Mix. Crayne replied that there was no comparison as the Pug Mill was almost 100% faster.

PLANNING & ZONING: Alan Maxedon reported on the Permit Comparisons. In 2007, 491 permits were issued as opposed to 387 in 2008. Four residential permits and

one commercial permit were voided in 2007. A total of 84 roofing permits were issued so far in 2008 (Report on file). Maxedon reported that the Code Enforcement Officer is doing a good job and following through with each problem. The bid to remove the blue stripes and wording on the Code Enforcement vehicle has been given to Rapid Collision at the cost of \$200.

COMMITTEE REPORTS:

WEBSITE: Romans reported that they are coming along slowly. They are working on the content; and have come up with some good ideas; but it is taking time as they only meet once a month.

OLD BUSINESS: Per Chief Taylor, 138 deer have been killed to date in Cherokee Village. None have been reported for this week and the hunt will end the 31st of October and start again in January.

NEW BUSINESS: Jerry Adams reported that there is a plan to also do Sphere of Influence regarding Beach Club area within Cherokee Village. He indicated that he had talked with the Hardy Mayor and she had no problem with it. Paul asked if this would benefit our city. Adams replied that it would keep people from putting up anything undesirable. Paul further asked what control we would have. Attorney Abele answered this question and indicated that the Sphere of Influence would give us the authority to zone and plan and the right to take it to court should a problem arise. As this area was not tied in with the previous survey, it would cost an additional \$1500 for Lindley Survey to do the job. Payment would come out of Contract Expense in the Planning & Zoning Budget. After much discussion, Stokes motioned that we proceed with this plan, Newman seconded. Roll call vote was taken – unanimously passed.

RESOLUTION NO. 2008-09 – A RESOLUTION TO LEVY SHARP AND FULTON COUNTY ADVALOREM TAXES FOR THE CITY OF CHEROKEE VILLAGE, ARKANSAS. Martin moved that we pass this resolution; seconded by Newman. Discussion followed on whether it would be one mill or two mills. Stokes moved that we vote 1 mill; seconded by Newman; roll call vote taken - unanimously passed. After further discussion Stokes moved and Newman seconded that we pass the Resolution at 1 mill. Role call vote was taken – unanimously passed.

COMMENTS ON CITY RELATED ITEMS: None.

ANNOUNCEMENTS: Mayor Hefley announced that there would be a fund raiser for Jimmy Cherry, former Cherokee Village Street Superintendent, at the Agnos Community Center on Saturday, October 18, 2008, 4:00 -7:00 PM.

He also announced that our senior Center was having a spaghetti dinner fund raiser on Sunday, October 19th from 11:00 AM – 12:30 PM.

The Mayor and Council then went into Executive Session to discuss Personnel.

Upon return Stokes called the meeting back to order and indicated that Mayor Hefley would read a prepared statement. This statement informed the public that he had asked Chief Goodwin to resign and had demoted Sgt. Ric Morris to patrol officer. The Mayor further indicated that problems had occurred over a long period of time and had not been addressed by Chief Goodwin. This had developed into a hostile atmosphere within the Police Department. There are well qualified police officers in the Department and with the appropriate management and leadership, we can make our Police Department one of the best in the area.

Following the reading of the above statement, the meeting adjourned.

DATE: _____

APPROVED: _____
Lloyd Hefley, Mayor

ATTEST: _____
Phyllis J. Endrihs, Clerk/Treasurer