

**CITY OF CHEROKEE VILLAGE, ARKANSAS
CITY COUNCIL MINUTES
OCTOBER 15, 2009**

The Honorable Mayor Lloyd Hefley called the regular monthly meeting of the City Council to order at approximately 7:00 P.M. on Thursday, October 15, 2009.

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

ROLL CALL: Present were: Peter Martin, Lynn Maxedon, VernaMae Newman, Angie Petersen, Billie Shelton, Russ Stokes, Absent were: Tom Thone and Ray Torbit. Attorney Jon Abele was also present.

APPROVAL OF AGENDA: Newman motioned that we postpone items 3&4, **Ordinance 2009-D and Ordinance No. 2009-F**, under **UNFINISHD BUSINESS** and move to next Working Meeting and proceed with the rest of the Agenda; seconded by Petersen and unanimously passed.

APPROVAL OF SEPTEMBER 17, 2009 MINUTES – Maxedon moved that item 2 of **NEW BUSINESS** be deleted as he was not there to discuss the **AD VALORUM TAX**; seconded by Newman. After deletion of this sentence, Maxedon then moved that the minutes be approved; seconded by Shelton and unanimously carried.

WORKING MEETING MINUTES OF OCTOBER 7, 2009 – Newman motioned that these minutes be passed; seconded by Maxedon and unanimously carried.

PUBLIC COMMENTS ON AGENDA ITEMS (limit 3 minutes per speaker): None.

CORRESPONDENCE: Clerk Endrihs announced that there would be conference Call October 6th – subject: “H1N1 Influenza.” She also announced that this was “Domestic Violence Awareness Month,” and that there would be a program at Ozarka College the 28th and 29th of October.

FINANCIAL REPORT: Romans asked if anyone had questions re the Financial Report. None.

DEPARTMENT REPORTS:

FIRE: Chief Taylor reported that his Department had responded to 11 calls during September. The firefighters trained for a total of 162 hours on various subjects. The Volunteers trained for 2 hours on Rescue and 2 hours on Apparatus. One Firefighter is currently attending the Firefighter Standards Class at the Arkansas Fire Academy in Camden, AR. Two more Firefighters are slated to attend the IS 300 and the IS 400 NIMS Training in Walnut Ridge. The chief further reminded everyone that his Department is still doing Fireplace and Flue Inspections for the residents of Cherokee Village at no

charge and for anyone interested to call the Baseheart Fire Station to be put on schedule. (Report on file) The Chief went on to say that in no way would this certify that a chimney passed inspection in accordance with insurance companies. However, they would let the resident know if it was time for he/she to have a professional check out the chimney.

Chief Taylor indicated that he had applied for and received a \$1000 grant from the Forestry Department which has already been used for protective equipment.

POLICE: Chief Crook reported that the Dodge Durango was at the auto body school in Pocahontas being repaired and should be ready the 2nd week of November. The charges will be for parts and a small donation for the labor.

The traffic light problem on Hwy 62/412 has been solved and should not be a problem from hereon. A new in-car video system has been installed in the new Dodge Charger. This has been purchased with grant money and is being evaluated to see if one is needed in other police vehicles. He reported 61 Incident Primary Offense Totals and 65 Citation Totals by Violation. (Report on file)

ANIMAL CONTROL: Chief Crook reported 29 Strays/Surrenders and 5 Owner Relinquish for a total of 34. Total number of Outgoes was 75. Total income taken in from Adoptions, Relinquish/surrender, reclaims, Cash/Check Donations was \$553.00. Members of the community continue to donate dog and cat food and cat litter although the amount is down since school started. Another WalMart Adopt-A-Thon is scheduled for October 16&17 and another Low Cost Spay & Neuter clinic is scheduled for November 17-19. There were 324 volunteer hours. He added that a new kennel assistant has been hired by the City and is being trained by the ACO. Minimal help has been received from community service workers available to the contractor erecting the new building on the grounds but not to the shelter. Chief Crook stated that for planning purposes it would be beneficial for the city to devise a program starting in 2010 where CV prisoners will be made available to work at the shelter. There are still some ongoing projects and needs to be taken care of. (Report on file)

STREET: Debris removal is coming along on schedule with some areas being completed. There are daily updates at City Hall. Burn site is working well. Accurate records are being kept for FEMA and ADEM and ADEM has been invoiced for approximately \$324,000.

One regular crew has pothole duty; another crew is digging soft spots and adding gravel. Two employees are mowing and bush hogging; bladed mix has been added to storm damage spots on Modoc, Saginw Circle, Onondaga, Pottawattamie Road, Topez Circle and Topez; 850 tons of cold mix has been made. Maintenance Department has completed multiple repairs and oil filter changes and is tracking regular FEMA costs. A contract for hot mix of Cherokee Road and part of Pontiac has been awarded with work Scheduled to begin October 14. Thirty-two resident calls for repair or assistance have been responded to; 7 driveway approached have been completed; 8 golf cart signs installed and 36 street signs installed. River dredging is scheduled to start October 13 and the Allegheny Park waterway clean out is scheduled to start December 1. (Report on file)

PLANNING & ZONING COMMISSION:

Gerald Adams reported that there were 361 construction permits issued this year as opposed to 386 in 2008. Cost in 2009 was \$1,206,931 as opposed to \$1,924,208 in 2008.

Current roofing permits totaled 89 for \$343,459. Sixty-three permit jobs were inspected and 49 permit jobs completed.

CODE ENFORCEMENT FOR SEPTEMBER: Adams reported that 10 complaints were taken; there were 13 old complaints; 8 letters were mailed; 6 personal contacts were made; and 45 verifications made (verified complaints/while driving discovered violations. 45 complaints were completed. (Report on file) Adams asked the property owners/renters report to the city anything they thought might be a problem so that the Code Enforcement Officer can check it out.

COMMITTEE REPORTS:

PERSONNEL: No report.

ABCV (A Better Cherokee Village): Maxedon reported that the group met October 6 with all members present. The SRSG guests Jody Shackelford and Kendra Fisher were there because of their interest in the ABCV effort. A slide presentation on grants was given by Terry Romans. It was agreed to have a bridge built between the City and SID as for this community to work as Cooper planned, it is important for the two entities to work together. The lack of a CV Hospital is a major issue and it was noted that there are at least 2 plans being developed for achieving 24 hour health care. The Legacy Report was reviewed in detail and a Community Blueprint outline provided by Legacy Consulting was presented. Organizing in order to conduct a Formal Needs Assessment was discussed and will be the primary item for next meeting. (Report on file)

UNFINISHED BUSINESS: DeLoach reported that a letter had been sent to Weggeland Development Group regarding the unfinished foundation at 8 Tohatchi Drive. Since nothing has been heard from this group, Newman motioned that we move forward on the raze and removal of this foundation; seconded by Maxedon. Roll call was taken – YES votes: Newman, Martin, Shelton, Petersen, Stokes and Maxedon.

2. **ORDINANCE 2009-AA – AN ORDINANCE TO AMEND THE ADOPTION OF ORDINANCE 2004-14 FOR THE ADOPTION OF RULES AND MAINTENANCE OF PROPERTY WITHIN CHEROKEE VILLAGE.** Martin moved that we accept the 1st reading; seconded by Newman. Roll call taken. YES votes: Newman, Martin, Shelton, Petersen, Stokes, and Maxedon. Martin moved that we accept the second reading by title only; seconded by Stokes. Clerk Endrish read the title. Roll call taken: YES votes: Newman, Martin, Shelton, Petersen, Stokes and Maxedon. Martin also moved that we accept the third reading by title only; seconded by Newman. Clerk Endrihs read the title. Roll call taken. YES votes: Newman, Martin, Shelton, Petersen, Stokes and Maxedon. This Ordinance was renumbered 2009-4 and printed in THE VILLAGER JOURNAL Nov 11-17, 2009.
3. **ORDINANCE 2009-D – AN ORDINANCE ANNEXING CERTAIN LANDS THAT ARE COMPLETELY SURROUNDED BY THE INCORPORATED LIMITS OF THE CITY OF CHEROKEE VILLAGE; AND FOR OTHER PURPOSES.** – Postponed.
4. **ORDINANCE NO 2009-F – AN ORDINANCE ANNEXING CERTAIN LANDS THAT ARE COMPLETELY SURROUNDED BY THE**

**INCORPORATED LIMITS OF THE CITY OF CHEROKEE VILLAGE;
AND FOR OTHER PURPOSES. Postponed.**

NEW BUSINESS:

- 1. HEARING ON COSTS FOR RAZING THE FOUNDATION AT LOT 12, BLOCK 5, CHOCTAW 1ST. EDGER HAJINYAN, OWNER.** Newman moved that we move forward with this; seconded by Stokes. Roll call taken. YES votes: Newman, Martin, Shelton, Petersen, Stokes and Maxedon.
- 2. RESOLUTION NO 2009-05 – A RESOLUTION TO LEVY SHARP AND FULTON COUNTY AVALOREM TAXES FOR THE CITY OF CHEROKEE VILLAGE, ARKANSAS.**

COMMENTS ON CITY RELATED ITEMS (limit 3 minutes per speaker):

ANNOUNCEMENTS: the Aldermen were reminded that Final Exam on IS 100 and IS-700 need to be completed by all elected officials.

Maxedon announced that a hearing on Advertising & Promotion (A&P) Venture will be held in City Hall on Thursday, October 29th. This meeting is open to the public.

ADJOURNMENT: Stokes moved that meeting be adjourned at 7:40 PM; unanimously passed.

DATE: _____

APPROVED: _____
Mayor Lloyd Hefley

ATTEST: _____
Phyllis J. Endrihs, Clerk/Treasurer