

**CITY OF CHEROKEE VILLAGE, ARKANSAS
CITY COUNCIL MEETING
AUGUST 19, 2010**

The Honorable Mayor Lloyd Hefley called the meeting of the City Council to order at approximately 6:30 PM, Thursday, August 19, 2010. He then led in the Pledge of Allegiance which was followed by a moment of silent prayer.

Clerk Endrihs called roll. Present were Aldermen Peter Martin, Lynn Maxedon, Verna Mae Newman, Angie Petersen, Russ Stokes, Ray Torbit and Kent Viers. Absent was Tom Thone. Also present was Attorney Jon Abele.

APPROVAL OF AGENDA: Viers moved that the Agenda be accepted; seconded by Stokes and unanimously passed.

PUBLIC COMMENTS ON AGENDA ITEMS: There were none.

APPROVAL OF AUGUST 4, 2010 MINUTES: Stokes moved that these minutes be passed; seconded by Newman and unanimously carried.

CORRESPONDENCE: Two letters have been received and Clerk Endrihs read sections of each one.

1. Letter from Arkansas Public Administration Consortium (APAC) dated July 29, 2010 in which Terry Romans' Project Plan was "chosen through competitive selection by the Master in Public Administration (MPA) coordinators at UA, UALR and ASU as the 'Honorable Mention' of the year at the APAC graduation ceremonies on May 19, 2010." City Council then expressed their congratulations to Terry for a job well done. (Copy on file) Maxedon asked if it would be possible to see a copy of his proposed plan.
2. Letter from Department of Finance and Administration dated August 13, 2010, in which their Office of Intergovernmental Service indicated they were "pleased to announce that your organization has been approved to receive a special Purpose Mini Grant from the Edward Byrne Memorial Justice Assistance Grant (JAG) Program." Chief Crook later indicated that the grant was for \$2,293.00 and would be used to replace a couple of radar units in PD vehicles. (Copy on file)

DEPARTMENT REPORTS:

FIRE: Chief Taylor reported that his Department had responded to 18 calls during July. The Firefighters trained for 228 hours on various subjects. The Volunteers trained for 2 hours on Forcible Entry and 2 hours on Fire Streams. He added that the Department had lost a long time friend in the death of Volunteer Firefighter Don Walz and were

praying for recovery of another Volunteer Firefighter, John Catalano, who is now in Eaglecrest Nursing & Rehab Center recovering from surgery. (Report on file)

Maxedon indicated that he had noticed the Water Department flushing a fire hydrant and he would like to know if this was done with all fire hydrants. Chief Taylor indicated that this was to be done twice a year by the Water Company; and he should check out the particulars with them. Torbit raised a question as to what constitutes a false alarm. The Chief stated that a number of things could cause a false alarm; but the Fire Department always checks to verify. Dave Gruger from the audience indicated that his home registered a false alarm and he was very pleased with the quick response from the Fire Department. Chief Taylor also announced that the burn ban was still in effect and that signs were posted at entrances to the Village. The signs will be down when the burn ban ends.

POLICE: Chief Crook reported that there were 35 Citation Totals by Violation and 59 Incident Primary Offense Totals. Chief Crook also indicated that one of the Primary Offenses pertained to arson. He stated that our Fire Department had put out the fire; however, in investigating the cause of the fire, it was determined Arson by the Cherokee Village Fire Department, the Cherokee Village Police Department and Fire Chief Ernie Rose of Hardy. Crook indicated that they all work very well together. Warrants have been issued. (Report on file) He also announced that the Senior Watch Program would be presented at a meeting in City Hall on Thursday, September 26th at 6:30 PM and was open to the public.

ANIMAL CONTROL: Chief Crook indicated there were 23 Intakes and 25 Outgoes and there are currently 50 dogs and 38 cats in the Shelter. There was a total of \$579.74 in income. He indicated that Shorlyn Morris had shopped around on dog food and had found a place in Batesville that would save them \$2.50 per bag so they made the purchase. The last Adoption Drive at WalMart was successful in that 2 animals were adopted. The Spay/Neuter Clinic was held for 4 days instead of 3 as more local residents are becoming aware of the importance of spaying and neutering their pets. The next adoption drive is September 17th at WalMart, and the next low cost spay/neuter clinic is scheduled for October 5-8.

There was a total of 215 volunteer hours. He added that the dog house roof needs to be sealed and the buildings need a fresh coat of paint before the end of the season. (Report on file)

STREET: Superintendent David Crayne reported that the OMB Audit was completed and certified; a final ADEM share on the ice storm has been requested; all project worksheets on Flood have been completed and are waiting for US Congress to appropriate the money estimated at \$107,000; and an additional \$52,300 has been requested on donated resources.

His regular staff has been busy on ROW clearing and culvert cleanout; pot holing and sign work; digging soft spots and adding base rock; reshaping ditches and repairing shoulders; blading cold mix; and has completed repair on 7 flood damaged spots. He further added that this group has been doing very well despite the hot weather and he was proud of them.

The Maintenance Department has completed multiple repairs and oil/filter changes and has serviced and repaired vehicles from FEMA projects.

In general his Department has responded to 32 resident calls for repair/assistance; installed 14 driveway approaches; chip sealed 5 miles; hot mix overlay on Cherokee Road and Santee Drive; hot mix repair and flood damage on other streets; and purchased some new equipment. (Report on file) Maxedon commented that he has heard from different sources that residents are happy with the work being done.

COMMUNITY SERVICE: DeLoach reported that the Community Service workers completed 934 hours of work which paid off fines amounting to \$7005. There were also 160 mandatory hours and 24 volunteer hours worked for a total of 1118 hours at the Animal Shelter, the Street Department and/or City Hall.

PLANNING & ZONING COMMISSION:

PERMIT COMPARISONS: DeLoach reported that there were 190 Construction type permits issued in 2010 for total cost of \$1,050,155 as compared to 289 issued in 2009 for total cost of \$1,006,400. Year to date income from permit fees is \$14,101. There were 33 roofing permits issued for a total of \$123,798. Permit jobs inspected were 62 and 26 jobs were completed. (Report on file)

DeLoach also reported on Code Enforcement for July. Nine complaints were taken; there were 18 old complaints; 13 letters were mailed; 6 Citations/Affidivats were issued; 51 personal contacts/verification were made; and 3 unsafe notices issued. Fifteen jobs were completed in July. (Report on file)

COMMITTEES:

ABCV – Maxedon reported that his group met and further discussed points each felt needed to be in the 20 year plan. Medical facilities were the highest priority; however, other items also discussed were: roads, assisted living, retail, community activities, low water bridges, NG, events and service businesses. They now plan to begin putting the Plan together. Maxedon invited any interested individuals to come to his next Committee meeting Tuesday September 7th in City Hall at 5:30 PM.

UNFINISHED BUSINESS:

- 1. RESOLUTION NO. 2010-06 – A RESOLUTION CONSENTING TO AND APPROVING OF THE ASSIGNMENT OF THE CABLE FRANCHISE AND SYSTEM TO COBRIDGE, TELECOM, LLC.** – After much discussion, Martin moved that this Resolution be passed; seconded by Newman. Roll Call vote was taken. YES Votes – Martin, Maxedon, Newman, Petersen, Stokes, Torbit, and Viers. Motion passed.
- 2. PERMIT FEE** - Chief Taylor spoke to this. He indicated that Game & Fish charge fees; so he wasn't in favor of charging any as it could possibly create a problem. After much discussion, Newman moved that because this is a special hunt and a service for Cherokee Village to get rid of excess deer and the fact that Game & Fish charge fees, it would be wise not to charge any more; seconded by Viers and unanimously passed. Chief Taylor went on to indicate that he had been asked by Game and Fish to get a signed statement by the Mayor to cover the disabled hunters who will be using a cross bow. The Mayor indicated that this has been done for two disabled hunters.

NEW BUSINESS:

1. **LOW WATER BRIDGE COMMITTEE** – Mayor Hefley stated that due to the fact low water bridges were listed as a high priority on the ABCV Committee survey, he wished to appoint a committee to pursue action on the problem located on Route 175. Those nominated are: Jim Haney (current R&S Committee), Doug Wortham, Ron Rhodes and David Crayne (Street Supervisor, as advisory). Martin moved that this be done; seconded by Newman and unanimously passed.
2. **3.65 ACRES TO BE GIVEN TO CITY OF CHEROKEE VILLAGE.** DeLoach passed out a map which showed where this piece of property was located. It is near the North Golf Course and yearly taxes are \$320. Following a short discussion of the pros and cons and the fact that the City does not pay taxes, Martin moved that we accept the property and send the doner a letter of thanks; seconded by Maxedon and unanimously passed.
3. **COMPENSATION FEE FOR ATTORNEY ABELE:** Due to the increased workload put on Attorney Abele and the second meeting per month, he had asked for an increase in compensation. Discussion followed on having two meetings a month. Martin indicated that one used to be a working meeting and the other a legislative meeting; however, both seem to have become legislative. He would prefer the former; however, Stokes disagreed and moved that we have two legislative meetings a month with the Attorney present at each meeting; seconded by Viers. Newman then moved that an increase in compensation be written into next year’s budget and take effect in 2011; seconded by Martin and unanimously passed. This was agreeable with Attorney Abele.
4. **NEXT MEETING:** Due to the Labor Day Weekend, Council was asked if they wanted to meet twice in September. Stokes moved that we meet on September 1st; seconded by Torbit and unanimously passed.

COMMENTS ON CITY RELATED ITEMS (limit 3 minutes per speaker): Martin asked about the Oktoberfest. Mayor Hefley replied that he has a whole committee working on this.

ADJOURNMENT: Newman moved that the meeting be adjourned at 7:40 PM; unanimously carried.

DATE: _____

APPROVED: _____
Lloyd Hefley, Mayor

ATTEST: _____
Phyllis J. Endrihs, Clerk/Treasurer

