

**MINUTES  
CITY OF CHEROKEE VILLAGE, ARKANSAS  
REGULAR CITY COUNCIL MEETING  
DECEMBER 15, 2011  
6:30 P.M. AT CHEROKEE VILLAGE CITY HALL  
(meetings are video recorded)**

Mayor Lloyd Hefley called the meeting of the City Council to order at approximately 6:30 p.m., Thursday, December 15, 2011. He then led the Pledge of Allegiance which was followed by a moment of silent prayer.

Clerk Lana Hamilton called roll. Present were Councilmen Curtis Bratcher, Lynn Maxedon, Verna Mae Newman, Russ Stokes, Tom Thone, Ray Torbit, Kent Viers, and Mayor Lloyd Hefley. Absent were Councilman Jerry Adams and Counsel Jon Abele.

**APPROVAL OF AGENDA:** A motion was made by Bratcher to approve the agenda, seconded by Newman and approved unanimously.

**PUBLIC COMMENTS ON AGENDA ITEMS (limit 3 minutes per person):** None

**APPROVAL OF MINUTES:** Newman moved to accept the minutes, seconded by Thone. However, there was a request by Torbit to change Adam's name to Torbit in the second page, second paragraph, which referred to complimenting Chief Crook and his department for the fine job they are doing. There was a second request by Thone to include Peter Martin's comments about the Rental Ordinance. Thone then moved to accept the minutes with the proposed changes, seconded by Maxedon and approved unanimously.

**CORRESPONDENCE:** Hamilton read a card from Anna Marie to the Street Department for cleaning up her trees.

**MAYOR'S REPORT:** None

**FINANCIAL REPORT:** Maxedon moved to accept the corrected October financial report, seconded by Bratcher and approved unanimously. Newman moved to accept the November financial report for audit, seconded by Stokes and approved unanimously.

**DEPARTMENT REPORTS:**

**FIRE:** (Report on file)

**POLICE:** (Report on file) Newman asked Police Chief Rickey Crook if the number of burglaries/thefts is on the rise and Crook said that they were. Stokes then requested that Crook provide the council, in January, with a comparison of the number of burglaries/thefts in 2010 and 2011. Crook said that he would get that for them. The

Mayor then complimented Crook on the good job they have been doing on apprehending the suspects involved in the robberies.

**ANIMAL CONTROL:** None

**STREET:** (Report on file) Thone questioned Stokes (head of the Street & Roads Committee) about the reported fact that Carmen Evance and Robert McKnight were still working on obtaining FEMA funds owed to the Street Department from 2009. Stokes said that is correct; the funds are from 2009 and are still owed to the Street Department.

**COMMUNITY SERVICE:** (Report on file)

**DISTRICT COURT:** (Report on file)

## **PLANNING & ZONING**

**PERMIT COMPARISONS:** (Report on file)

**CODE ENFORCEMENT:** (Report on file)

## **COMMITTEES:**

**PERSONNEL:** Newman reminded everyone that there is a hiring freeze in place and that the personnel committee has been meeting with the employees.

**SAFETY:** None

**WEBSITE & GRANT:** The Mayor and Bratcher made note of the fact that Cindy Harris (assistant to Clerk Hamilton) is going to be helping to keep the C.V. website up to date.

## **UNFINISHED BUSINESS:**

1. Cherokee Village Signs at South Entrance – Stokes said he had reported that there needs to be a survey if anything is to be done with that property. He suggested this item be removed from the agenda and all agreed.

2. Third reading of Ordinance No. 2011-X, **AN ORDINANCE REPEALING ORDINANCE NO. 2000-04, ORDINANCE NO. 2003-05 AND ORDINANCE NO. 2008-02 AND PROVIDING FOR BUILDING PERMIT FEES AND PENALTIES FOR VIOLATIONS WHEREOF AND FOR OTHER PURPOSES.** Newman moved that the ordinance be read by title only, seconded by Maxedon and approved unanimously. After Hamilton read the ordinance by title only, Newman moved that the ordinance be accepted on its third and final reading, seconded by Torbit and passed unanimously.

## NEW BUSINESS:

1. Dick Sackett addressed the council in regards to the proposed Rental Ordinance, No. 2011-AA. He was there representing the Tri-County Board of Realtors who had recently had a meeting to discuss the proposed Rental Ordinance. He said that he thought there were some areas (in the ordinance) where the realtors could help out. He also expressed concern that there may be some HUD violations so he has sent the ordinance to HUD to be looked over and he is awaiting their comments. The council and Sackett agreed that the council and the Board of Realtors, along with Planning and Zoning would meet sometime in January to discuss the issue. Joe Cotham, Realtor and owner of Cotham & Co. Real Estate and a landlord, spoke also. He agreed that there would be a benefit to all concerned parties coming together to work on the issue.

2. Posting of city ordinances versus advertising in the newspaper. Hamilton said that, since we don't have a newspaper that operates out of Cherokee Village, we are allowed to post the ordinances in five local businesses within the city. She said that we do have local businesses that have agreed to post the ordinances for us and that it will save us a lot of money by not having to pay the paper(s). She also stated that she would like to post them in a minimum of seven businesses in case any business(es) close. In addition, the financials that are put out in April only have to be posted in two places. Council agreed to post the ordinances on the C.V. website and in highly visible areas of seven local businesses.

3. Pay Medicare supplemental insurance for Joan Romans, Liz Keel and Charles DeLoach instead of the full coverage policy through the Municipal League. The city would save approximately \$600 monthly (\$200 X 3 employees) by doing so. Maxedon made a motion to reimburse Romans, DeLoach and Keel for the cost of supplemental insurance up to \$200, whichever is less, seconded by Thone and passed with a vote of six yeas (Bratcher, Maxedon, Newman, Stokes, Thone, Torbit and Viers) and one no (Stokes).

4. Pay for off-site computer backup. Hamilton said there is a need to have our computer system backed up nightly at an off-site location. The Legislative Auditors advise that cities take this action. Other people had suggested that she make three back up discs nightly and put them in three different locations (her home, bank, etc.) However, she reminded them that if bad weather (i.e., tornado) should hit this area, it could potentially wipe out all three locations. After a few minutes of discussion, no decision was made.

5. Planning & Zoning Committee's proposal for members for 2012. The P & Z Committee presented proposed members, with their term expiration date, to the council for approval. Stokes moved to accept the P&Z members as presented, seconded by Torbit and approved unanimously.

6. Resolution No. 2011-06, **A RESOLUTION APPROVING THE 2011 ANNUAL OPERATING BUDGET FOR THE CITY OF CHEROKEE VILLAGE**. Maxedon proposed the title of the resolution be changed to **A RESOLUTION APPROVING**

**THE 2012 ANNUAL OPERATING BUDGET FOR THE CITY OF CHEROKEE VILLAGE** and that Section 1 read: The 2011 Annual Operation Budget shall be adopted for the 2012 Annual Operation Budget for the City of Cherokee Village. Newman moved to approve the resolution with changes, seconded by Torbit and approved unanimously.

**COMMENTS OF CITY RELATED ITEM (limit 3 minutes per person)**

**ANNOUNCEMENTS**

**ADJOURNMENT :** Newman moved to adjourn the meeting at approximately 7:25 p.m., seconded by Torbit and approved unanimously.

**DATE:** 1/5/12

**APPROVED:** Lloyd Hefley  
Lloyd Hefley, Mayor

**ATTESTED:** Lana Hamilton  
Lana Hamilton, City Clerk/Treasurer

**NOTE:** Minutes were prepared and submitted by Assistant to Clerk Hamilton, Cindy Harris (with Hamilton's approval.)