

**CITY OF CHEROKEE VILLAGE, ARKANSAS**  
**CITY COUNCIL MEETING**  
**SEPTEMBER 15, 2011**  
**6:30 PM 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 PM, Thursday, September 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 Mayor Lloyd Hefley, Jerry Adams, Curtis Bratcher, Lynn Maxedon, Russ Stokes, Tom Thone, Ray Torbit and Kent Viers. Absent was Verna Mae Newman. Attorney Jon Abele was also absent.

**APPROVAL OF THE AGENDA:** Maxedon amended the agenda to share some information he received at an Arkansas Municipal League (ARML) seminar this past Tuesday. He also added an item regarding a possible severance tax for the State of Arkansas on our natural resources. Viers added an item regarding rentals in the city. Adams added comments about the Animal Shelter and about the 1% Sales Tax (under New Business.) Bratcher made a motion to accept the agenda with the amendments, seconded by Thone and passed unanimously.

**APPROVAL OF THE AUGUST 18, 2011 MINUTES:** Motion made by Torbit to accept the minutes, seconded by Maxedon and unanimously passed.

**APPROVAL OF THE AUGUST 31, 2011, SPECIAL MEETING, MINUTES:** Motion made by Stokes to approve the minutes, seconded by Maxedon and unanimously passed.

**CORRESPONDENCE:** Clerk Hamilton read a letter from Diana Herrera, CFM, Natural Hazards Program Specialist (FEMA) to Mayor Hefley. In it she acknowledges that Cherokee Village (C.V.) Ordinance 2011-05 meets the requirements of the National Flood Insurance Program (NFIP) regulations. (report on file)

**FINANCIAL REPORT:** Mayor Hefley said that Maxedon had an overview of the recent ARML financial seminar and that he, the Mayor, had a pamphlet from the seminar; they will both be copied and sent to council members. Adams asked the Mayor to summarize the 1% Sales Tax election results. The Mayor said he tried to get a final count and was unable to. He did announce that the tax passed by ten votes but he couldn't get an exact count until next Tuesday when the votes would be certified. Maxedon asked when the tax would take effect and the Mayor said it would be one quarter from the time he gets all the info to the state. He said that, hopefully, it will be in effect by January 1, 2012 but there is an outside chance that it won't be in effect until April 1, 2012

Thone motioned that approval of the Financial Report be postponed until next month's meeting due to a mistake on page eight. Viers seconded and motion passed unanimously.

**DEPARTMENT REPORT:****FIRE:** (report on file)

**POLICE:** (report on file) Police Chief Rickey Crook reported on two grants that have been submitted by C.V. Police Department (PD). One was for \$3500 for equipment and one was a \$50,000 grant; however, Crook said they have a better chance of getting the money for the second grant if they don't ask for the full \$50,000 so he signed two different proposals. One was for \$42,000 and the other was for \$38,000. With the \$3,500, he is buying an Automated External Defibrillator (AED) to transfer from car to car as personnel change shifts. He said this is necessary since they go on so many First Responder calls. Part of the balance will finish painting the correct color scheme (black & white) on a police car. Along with the balance of the \$3500, he is adding the \$2000 from the "Click It or Ticket" program to cover buying satellite phones to be used during emergencies such as the last ice storm. During these emergencies, land lines are out and cell phone usage is unreliable. With the monies that they receive from the \$50,000 grant, Crook plans to buy lap top computers for the patrol cars to save the patrolmen time in filling out reports.

**ANIMAL CONTROL:** (report on file) Thone asked Police Chief Rickey Crook if it's true that we cannot let any animals out for adoption without them being spayed or neutered. Crook said that is true. With the inception of new laws in Arkansas governing who has the responsibility for spaying and/or neutering animals to be individually adopted. Thone said that this has to be made clear so that a procedure can be drafted for the operations of the C.V. Animal Shelter. Crook also said that if a Rescue Group from out of state wants to rescue some of our animals, they pay the veterinarian for the spay or neuter of the animal(s) plus they supply food for them to eat for a while before they are transferred so they don't get sick during travel.

**STREET:** (report on file) Viers asked about the equipment being used to remove the gravel near the North Golf Course. He wanted to know if it was all ours or if belonged to a contractor. Robert McKnight answered that it all belongs to the city.

**PLANNING & ZONING:****PERMIT COMPARISONS:** (report on file)**CODE ENFORCEMENT:** (report on file)**COMMITTEES:****PERSONNEL:** (report on file)

**SAFETY:** Torbit said that Fire Chief Mike Taylor reported that the Medical Assists are increasing due to fewer available personnel at Spring River Ambulance. Taylor thinks this is due to heat and allergies being on rise locally and he indicated that the fuel costs are definitely going to rise. Taylor also stated that the green Chevrolet four-wheel drive

vehicle will need a new transmission valve so there will be some money involved there if we want to keep those things running.

**WEBSITE & GRANT:** (no report)

**UNFINISHED BUSINESS:**

1. Mayor Hefley said he did talk to Rep. Linda Collins-Smith about the progress of the investigation into the C.V. Water Board Franchise Fee. Rep. Smith said that the Attorney General's office just started working on the information approximately 5-7 days ago, so they won't know anything for a few weeks.
2. Ordinance 2011-Y. Stokes moved that the Ordinance be read by title only, seconded by Maxedon, and unanimously passed. Clerk Lana Hamilton read, title only, the second reading of **ORDINANCE NO. 2011-Y, AN ORDINANCE TO REPEAL ORDINANCE NO. 2003-04, AN ORDINANCE AMMENDING ORDINANCE 2000-03**. Stokes moved that the second reading be accepted, seconded by Maxedon, and passed unanimously.
3. Ordinance 2011-Z. Stokes moved that the Ordinance be read, seconded by Maxedon, and unanimously passed. Hamilton read the second reading of **ORDINANCE NO. 2011-Z, AN ORDINANCE AMENDING ORDINANCE NO. 2000-03, AN ORDINANCE DESCRIBING AND ESTABLISHING A PERMIT AND CODE TO DO BUSINESS WITHIN THE CITY OF CHEROKEE VILLAGE, ARKANSAS, AND FOR OTHER PURPOSES**. Stokes moved that the second reading be accepted, seconded by Bratcher and passed unanimously.
4. Tom Hrezo gave an update on the new C.V. city maps. He said they are completely out of maps from the first printing. They have sold all 35 advertising spots and are ready to order the next batch of 2,000 maps within the next few days. After paying for their expenses (Computer Aided Drawings (CAD), printing, etc.) they will still have \$600-700 left in their account. None of this was paid for by the city. It was all paid by advertisements. The big maps out front will be updated and the city is receiving a disc with the CAD drawings. Then the city will have all of the copyrighted material for the maps and can change them whenever they want. They ordered 2,000 maps because they promised the advertisers that their ad would appear in a minimum of 1,200 maps, so they decided to go with the 2,000 in hopes that they would last through a year when it would be time to get new advertising. The beginning of the year's advertising will start the day the new maps are picked up at the printer's and delivered to city hall for citizens to purchase. He clarified that the money is being handled through the budget by Lana. It goes into the General Fund but is earmarked for 'maps'. Hrezo said he will check with Mike Chandler to see if he can get the wards heavily outlined before they are printed.
5. After much discussion, Adams made a motion to hire a part-time, temporary Assistant Clerk to help Hamilton. The clerk's duties will be mainly Accounts Payable. He/she will work no more than 24 hours per week at \$8.00 per hour. This will be revisited and

reviewed by City Council at the end of 2011. Viers seconded and motion passed with five yeas and two nos. Voting no were Maxedon and Thone.

**NEW BUSINESS:**

1. Stokes made a motion to name the current Maintenance Building the "David Crayne Maintenance Building" (in honor of Crayne). Maxedon seconded and motion passed unanimously.
2. The first reading of Ordinance No. 2011-E, in regards to an ordinance of the City Council of the City of Cherokee Village, Arkansas, adopting a reserve policy and balanced budget is tabled until next month's City Council meeting. Stokes motioned that it be re-introduced next meeting. Maxedon seconded and it passed unanimously.
3. Maxedon gave an overall summary of the ARML Seminar from September 13, 2011. The items he mentioned are the ones that he believes the Council may find will benefit the preparation of the 2012 budget. (Each Councilperson will receive a copy.)
4. Maxedon reported that there is an initiative by Sheffield Nelson to make some changes to the taxing of natural gas in the state of Arkansas. These changes would be particularly beneficial to municipalities. It will take a total of 65,000 petition signatures to bring it forward. Maxedon suggested that the council look into the initiatives and encourage citizens to help obtain the signatures needed.
5. Adams reported on the 1% Sales Tax and publicly thanked the people that helped him spread the word about the benefits of having the tax pass. Adams said he realized that, with the vote so close (it won by 10 votes), there are many citizens out there that are not pleased and that feel that other money saving initiatives should be instituted. He then listed some of those initiatives that are in place: C.V. no longer pays to have the grass cut as it is being done by Community Service labor; C.V. no longer pays to have buildings cleaned as it is being done by Community Service labor; Terry Romans, who many of the council felt was paid too much, is no longer employed by C.V.; David Crayne, Department Head of Streets and Roads, passed away and has not been replaced; Joan Romans, C.V. District Clerk will be leaving as soon as her house sells and the Street Department lost an employee Wednesday, September 14, 2011, who will not be replaced. In addition, Liz Keel, Planning and Zoning, and Charles DeLoach, Building Inspector, have voluntarily cut their hours back and Glenn Harris, Code Enforcement Officer, works many extra hours each week without requesting pay. All of these initiatives save approximately \$130,000 per year.

**ADJOURNMENT:** Viers motioned to adjourn, seconded by Bratcher and approved by all at approximately 8:25 PM.

**NOTE:** Minutes were prepared and submitted by Assistant to Clerk Hamilton, Cindy Harris.

DATE: 10/20/11

APPROVED: Lloyd Jeffrey  
Lloyd Jeffrey, Mayor

ATTEST: Lana Hamilton  
Lana Hamilton, City Clerk/Treasurer