

MINUTES
CITY OF CHEROKEE VILLAGE, ARKANSAS
REGULAR CITY COUNCIL MEETING
6:30 P.M., THURSDAY, DECEMBER 20, 2012
CHEROKEE VILLAGE CITY HALL
(meetings are video recorded)

Mayor Lloyd Hefley called the regular meeting of the City Council to order at 6:37 p.m. on December 20, 2012. He led the Pledge of Allegiance followed by a moment of silent prayer.

Roll was called by City Clerk Lana Hamilton. Present were Jerry Adams, Curtis Bratcher, Lynn Maxedon, Verna Mae Newman, Russ Stokes, Tom Thone, Ray Torbit, Kent Viers, Mayor Hefley and City Attorney Jon Abele.

APPROVAL OF THE AGENDA: Viers moved to approve the agenda, seconded by Bratcher and passed unanimously.

PUBLIC COMMENTS ON AGENDA ITEMS: (limit 3 minutes per person)

APPROVAL OF THE MINUTES: Maxedon moved to approve the minutes for the November 2012 regular meeting of the C.V. City Council, seconded by Newman and passed unanimously.

CORRESPONDENCE: None

MAYOR'S REPORT: Mayor Hefley passed out service plaques to Councilmen Maxedon, Viers, Stokes & Torbit for their years of dedication and service.

FINANCIAL REPORT: Newman moved to approve the Financials for audit, seconded by Stokes and passed unanimously.

DEPARTMENT REPORTS:

- **FIRE:** (report on file)

- **POLICE:** (report on file) Newman inquired with Chief Crook about the crime going back up at the holidays. Crook stated the crime had leveled off but was starting to pick back up. Newman stated there were six (6) Obstructing of Governmental Operations; Crook stated most of those were because people were giving false information or covering up for someone on an investigation PD was working.

- **ANIMAL CONTROL:** (report on file) Maxedon commended Glenn Harris on the good report from Animal Control.

- **STREET:** (report on file) Torbit inquired about a tree being cleaned up on Pontiac; Robert McKnight stated a tree had been cleaned up at Pontiac and East Lakeshore. Viers inquired if the Road Dept. would be receiving funds by the end of the year; McKnight stated there were still monies coming in. Viers stated what was budgeted and what was taken in was about Three Hundred Thousand Dollars (\$300,000) difference; Viers also stated expenses were down.

- **COMMUNITY SERVICE:** (report on file)

- **DISTRICT COURT:** (report on file)

PLANNING & ZONING

- Thone asked if the surveys were complete. Glenn Harris stated they were not, but is to be complete by the end of 2013.

- Viers inquired about the purpose of the meeting regarding liquor and asked if it was for re-zoning? Harris stated it was to review the proposed ordinance and changed verbiage of the ordinance. Newman stated it was still being drafted for presentation to council.

- **PERMIT COMPARISONS:** (report on file)

- **CODE ENFORCEMENT:** (report on file)

- **RESTORATION:** Newman asked Bob Bickle how he was coming with the razing of the building. Bickle stated he was accepting the insurance offer on 99 Cochise for the raze and removal and will be starting the clean-up. Bickle stated the second house for raze & removal was going to the insurance company for clean-up at 98 E. Lakeshore; the Fire Department has approved a controlled burn to reduce clean-up costs. Bratcher inquired about 177 Pottawattamie; Bickle stated the homeowner had run out and has been sent letters via registered mail.

COMMITTEES:

- **PERSONNEL:**

- **SAFETY:**

- **WEBSITE & GRANT:** Newman stated she understood the website was up and running; Carmen Evance was not present to comment.

UNFINISHED BUSINESS:

1. Ordinance 2012-AA – An ordinance providing for the establishment of a rental housing code for Cherokee Village purposes. Third reading. – Maxedon moved to change the identification number of the title due to substantial changes in the ordinance to 2012-AC, seconded by Newman and passed unanimously. Maxedon requested Glenn Harris read the highlights of changes for the public; Harris gave an overview of changes. Torbit asked if the ordinance applied only to units occupied longer than thirty (30) days; Harris stated it did for now. Maxedon moved to read Ordinance 2012-AC by title only, seconded by Newman and passed unanimously. Mayor Hefley called for a roll call vote; there were eight (8) yeas, passing the reading of Ordinance 2012-AC by

title only unanimously. Clerk Hamilton read Ordinance 2012-AC by title only. Maxedon moved to approve the 1st reading of Ordinance 2012-AC, seconded by Newman and passed unanimously. Mayor Hefley called for a roll call vote; there were eight (8) yeas, passing the 1st reading of Ordinance 2012-AC unanimously. Maxedon moved to read the 2nd reading of Ordinance 2012-AC, by title only, seconded by Newman and passed unanimously. Mayor Hefley called for a roll call vote; there were eight (8) yeas, passing the 2nd reading of Ordinance 2012-AC by title only unanimously. Hamilton read the 2nd reading of Ordinance 2012-AC, by title only. Maxedon moved to pass the 2nd reading of Ordinance 2012-AC, by title only, seconded by Newman. Mayor Hefley called for a roll call vote; there were eight (8) yeas, passing the 2nd reading of Ordinance 2012-AC unanimously. Maxedon moved to approve the 3rd reading of Ordinance 2012-AC, by title only, seconded by Bratcher. Mayor Hefley called for a roll call vote; there were eight (8) yeas, passing the 3rd reading of Ordinance 2012-AC by title only unanimously. Hamilton read the 3rd reading of Ordinance 2012-AC, by title only. Maxedon moved to pass the ordinance, seconded by Adams and passed unanimously. Mayor Hefley called for a roll call vote; there were eight (8) yeas, passing Ordinance 2012-AC unanimously. Maxedon moved to fill in the blank effective date in Section 1.4 by adding the date May 1st 2013, seconded by Stokes and passed unanimously.

NEW BUSINESS:

1. **A resolution in support of statutory amendments to authorize improvements in the information provided to local governments by the State of Arkansas related to collections of local sales and use tax.** – Hamilton read Resolution 2012. After lengthy discussion, Newman moved to accept the Resolution, seconded by Maxedon. Mayor Hefley called for a roll call vote; there were eight (8) yeas, passing the resolution unanimously.
2. **Approval of the Planning and Zoning Commissioners terms for the year 2013.**
- Maxedon stated there should not be more than 25% of council on the Planning and Zoning Commission. Newman stated the Municipal League allowed a maximum of two (2) council members on an eight (8) member council; City Attorney, Jon Abele confirmed there was a limit of two (2). Mayor Hefley announced Newman and Adams terms would run thru December 31, 2015. Torbit moved to approve the terms, seconded by Bratcher, passing unanimously.
3. **Resolution No. 2012-05 – A resolution approving the 2013 annual operating budget for the City of Cherokee Village. (This resolution will approve spending until the Budget is passed before February 1, 2013)** – Hamilton read Resolution 2012-05. Maxedon moved to pass the resolution, seconded by Newman. Mayor Hefley called for a roll call vote; there were eight (8) yeas, passing Resolution 2012-05 unanimously.

COMMENTS OF CITY RELATED ITEMS: (limit 3 minutes per person)

ANNOUNCEMENTS:

ADJOURNMENT: Newman moved to adjourn the meeting at 7:15 p.m., seconded Maxedon and passed unanimously.

NOTE: Minutes are prepared by Kathi Blackwell, Assistant to Clerk/Treasurer Lana Hamilton (with Hamilton's approval)

DATE: 12/21/12

APPROVED: Lloyd Hefley
Lloyd Hefley, Mayor

ATTEST: Lana Hamilton
Lana Hamilton, City Clerk/Treasurer