

MINUTES
CITY OF CHEROKEE VILLAGE, ARKANSAS
REGULAR CITY COUNCIL MEETING
6:30 P.M., THURSDAY, August 15, 2013
CHEROKEE VILLAGE CITY HALL
(meetings are video recorded)

Mayor Lloyd Hefley called the regular meeting of the City Council to order at 6:30 p.m. on, August 15, 2013. He led the Pledge of Allegiance followed by a moment of silent prayer.

Roll was called by Asst. Clerk Kathi Blackwell. Present were Jerry Adams, Bill Circle, Les Covington, Chuck McMahon, Verna Mae Newman, Linda O'Neal, Pamela Rowland, Tom Thone, Mayor Hefley and City Attorney Jon Abele.

APPROVAL OF THE AGENDA: Rowland asked to amend the agenda and move Item 5 – Recognition of the participants that were in the writing program, ahead of the department reports. Newman moved to approve the amended agenda, seconded by Adams and passed unanimously.

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

APPROVAL OF THE MINUTES: Newman moved to approve the July 18th council minutes, seconded by Adams and passed unanimously. Newman moved to approve the July 24th special meeting minutes, seconded by Adams and passed unanimously.

CORRESPONDENCE: Asst. Clerk Blackwell read an e-mail from Bryce Goad regarding the recent break-ins and police protection.

SPECIAL PRESENTATION: Pamela Rowland invited the participants from the reading and literacy program held at the Spring River Farmers Market to step forward and receive their certificates for completing the summer program. Mayor Hefley presented the certificates to Ty Rowland, Briana Aviles, Robert Jett, Gabriel Schneider, Lilly Snoke, Lauren Snoke and Lucy Snoke. Rowland stated she was very proud of how far the participants progressed during the program; Mayor Hefley stated it had been a long time since area youth had been involved in the community and he was glad to see it.

MAYOR'S REPORT: Mayor Lloyd Hefley called an executive session with council; Peter Martin inquired about the need for executive session and Mayor Hefley replied, "Personnel". Upon return of council, Mayor Hefley stated there was no action taken.

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

DEPARTMENT REPORTS:

- **FIRE:** (report on file) Thone asked when the new fire truck would be delivered; Chief Pendarvis stated it would be delivered around midnight and he would meet the transport company at 5 a.m. to take delivery of the truck. Thone asked about the coverage at the Omaha station and stated he had noticed a decrease in manning the station; Pendarvis stated he had some firemen that had taken vacation. O'Neal stated she lived on the mountain and had noticed several fires towards Omaha while under burn ban; O'Neal asked if these fires should be reported. Pendarvis stated the fires should be reported and the fire department would take action if they were inside city limits.

- **POLICE:** (report on file) Newman asked Chief Crook if the number of drug and domestic violence cases were increasing; Crook stated they had never really decreased. Adams asked what the "Improperly Parked Outside of Business" citation was for; Crook stated it may be a Code Enforcement Citation. Newman asked about the 8 "Minor in Possession" charges on the report; Crook stated it was alcohol related. Newman asked if the age for minors was 18 or 21; Crook stated 18.

- **ANIMAL CONTROL:** (report on file)

- **STREET:** (report on file) –

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

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

PLANNING & ZONING

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

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

- **RESTORATION:** Bob Bickle stated Planning & Zoning had been keeping up with the rental inspections and had purchased their new vehicle. Bickle stated restoration was almost down to the last slab at the townhomes and are nearly ready to seed. Bickle stated 8 properties had been cleaned up to date and there are another dozen on the list. Rowland asked if the list of properties was on the website; Bickle stated it was not at this time.

A & P COMMISSION REPORT: O'Neal stated the new A&P forms had been reworked and mailed to businesses. McMahon stated the A&P Commission would be meeting with the Hardy A&P on August 22nd. McMahon stated Bob Purvis, the director of the Pine Bluff A&P, along with Maryl Koeth, director of Van Buren A&P would also be here on August 22nd at 10:30 to speak and invited interested parties to attend the meeting.

COMMITTEES:

- **PERSONNEL:** Newman stated there would not be a meeting in September due to the Labor Day holiday; Newman stated the next meeting would be October 7th at 10 a.m. Newman stated the committee was still reviewing grade levels and pay scales.

- **SAFETY:**

- **WEBSITE & GRANT:**

UNFINISHED BUSINESS:

NEW BUSINESS:

1 – **Linda O’Neal would like to share information from the Arkansas Hospital Association’s legal council regarding the destruction of patient records that are currently at the old hospital site** – O’Neal stated she had spoken with the Arkansas Hospital Association regarding the private, patient records being housed at the old hospital. O’Neal stated the association informed her whoever has possession of the building has to hire an outside company to shred the old hospital records and has to have HIPPA sign off stating the records were properly disposed of; O’Neal stated the records could be properly destroyed after 10 years. Rowland asked if the City could be held liable for the records; O’Neal stated the State has possession of the building and records and added the Arkansas Hospital Association will not take responsibility.

2 – **Disposal of old 1974 fire apparatus, to waiver Ordinance No. 2009-2, Sections 4 and 5** – Chief Pendarvis requested council waive Sections 4 and 5 of Ordinance 2009-2 so he may dispose of the old pumper truck. Pendarvis stated he had spoken with 3 different companies regarding the value of scrapping the old pumper truck; Pendarvis stated the value of the truck was approximately \$1,500. Thone stated we had given a pumper truck to an area fire department in the past; Pendarvis stated one truck had been given to Hardy and one had been sold to Nine Mile Ridge for \$100. Newman moved to waive Sections 4 and 5 of Ordinance 2009-2; City Attorney, Jon Abele stated there was no need to make a motion to waive Sections 4 and 5 as the equipment is valued at less than \$20,000; Able stated council could move to give Pendarvis authority to sell the equipment. Newman rescinded her motion to waive Sections 4 and 5 and moved to give Chief Pendarvis authority to sell the equipment, seconded by Circle and passed unanimously.

3 – **Pamela Rowland would like to discuss the possibility of going paperless for City Council meetings, and for other purposes** – Rowland stated she would like council to consider going paperless. Rowland stated the City could save time, paper, ink, and money by using iPads, Tablets, Notes or laptop computers by eliminating the council binders. Mayor Hefley stated he would put together pricing for council.

4 – **Pamela Rowland to discuss a youth organization researching funding for a state park** – Rowland stated she would like to open the discussion of a skate park and

introduced a youth group sitting in the audience who would be speaking further on the park. Rowland stated a park would bring revenue into Cherokee Village and could offer after school programs for the youth in the area and keep kids occupied. Rowland stated the group was researching funding for the park and had obtained 312 signatures on a petition, including signatures from not only kids, but business owners, teachers and parents. Rowland stated Big Brothers/Big Sisters could be involved with the youth. Rowland invited Preston Rowe and Justin (Junior) Copeland to the podium to make their presentation. Preston and Junior spoke about the need for the youth in the area to have something to do if they did not participate in sports, the need for land, insurance concerns, American Ramp Company and funding for the park; Rowe stated they were not looking to the City for tax dollars and funding. Rowland stated American Ramp Company would provide funding up to \$25,000; Rowe stated the proposed skate park was \$120,000. Adams asked how much land the skate park would require; Rowe replied he would not like to go less than an acre, but there would be a need for parking, restrooms and picnic tables. Newman asked Mayor Hefley about City owned land; Mayor Hefley stated there was 34 acres. Newman stated the City needed to consider finding land close to the walking trail and stated there would already be parking there. Adams invited the group to visit the Spring River Farmers Market and skate to help raise funds. Rowland stated council needed time to discuss the possibility of the skate rink and asked the group to continue with their search for corporate sponsors and research. Rowland added a youth center could also serve the City as an emergency shelter. Thone asked why the group hadn't approached the County with this idea; Rowland stated she overheard the conversation about the park and she initiated the group approaching council to bring the park in Cherokee Village. O'Neal encouraged the group to speak with others to help further their cause. Rowland stated the tournaments the skaters are involved in could fully fund the maintenance on the parks; Newman stated it would be a plus for Cherokee Village to have the park within City limits.

Jeremy Rowland approached the podium in support of the proposed skate park. Rowland stated, in his business, he deals with people that end up in trouble "because there is nothing to do". Rowland stated this park needs to be in Cherokee Village and not Ash Flat, Highland or Hardy. Rowland stated Cherokee Village needs something positive in the community and stated all kids are not involved in sports activities.

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

Peter Martin approached the podium and stated he was in favor of Pamela Rowland's paperless idea. Martin stated the Windows 8 Pad would be a good choice if the City were to go paperless. Martin stated the Windows 8 Pad has the capability of expanding the memory and has USB ports to connect to other devices. Martin also stated West Plains has had a city owned skate park for 10 years. Martin suggested people interested in supporting a skate park check out West Plains park.

ANNOUNCEMENTS:

ADJOURNMENT: Newman moved to adjourn the meeting at 7:36 p.m., seconded by Rowland and passed unanimously.

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

DATE: 9/20/13

APPROVED: Lloyd Hefley
Lloyd Hefley, Mayor

ATTEST: Lana Hamilton
Lana Hamilton, City Clerk/Treasurer