

**MINUTES**  
**CITY OF CHEROKEE VILLAGE, ARKANSAS**  
**REGULAR CITY COUNCIL MEETING**  
**6:30 P.M., THURSDAY, JANUARY 24, 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 January 24, 2013. 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, Bill Circle, Les Covington, Verna Mae Newman, Linda O'Neal, Pamela Rowland and Tom Thone.

Mayor Hefley introduced the 4 new council members.

**APPROVAL OF THE AGENDA:** Thone moved to modify the agenda to include Ordinance 2012-AP, the Advertising & Promotion Tax, under unfinished business. Newman moved to accept the amended agenda, seconded by Bratcher and passed unanimously.

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

**APPROVAL OF THE MINUTES:** Newman moved to approve the minutes from the December 20, 2012 regular meeting of the C.V. City Council, seconded by Adams and passed unanimously.

**CORRESPONDENCE:** None

**MAYOR'S REPORT:**

**FINANCIAL REPORT:** Newman moved to approve the Financials for audit, seconded by O'Neal and passed unanimously.

**DEPARTMENT REPORTS:**

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

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

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

- **STREET:** (report on file) the mayor reported he had been meeting with S.I.D. regarding the Street Dept. contract. Once all discussions have been complete, Hefley will present to Council for approval.

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

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

**PLANNING & ZONING** – Thone questioned why payment had been made to Lindley Surveying in October 2012 prior to the surveys being complete. Tom Hrezo stated he would check with Liz Keel regarding this issue and e-mail council members with the reply. Adams stated there had been an extended illness that delayed the surveys.

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

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

- **RESTORATION:**

**COMMITTEES:**

- **PERSONNEL:** Newman stated the committee would meet in March to create pay scale levels for employees.

- **SAFETY:**

- **WEBSITE & GRANT:** Rowland inquired with Carman Evance regarding the Ordinances. Rowland stated she could not print; Evance to follow up. Rowland also advised Evance the committee members have not been updated.

**UNFINISHED BUSINESS:**

1. Thone moved to remove Ordinance 2012-AP from the table, seconded by Newman. A roll call vote was taken with 8 yeas, passing unanimously. A new number will be assigned and the item will be on the February agenda.

**NEW BUSINESS:**

1. **ACA 14-43-501. Organization of city council.** - Mayor Hefley stated council needed to select Mayor pro tempore for council meetings as Russ Stokes is no longer on council. Mayor Hefley asked for a motion to appoint Newman as Mayor pro tempore during his absence. O'Neal moved to approve the appointment, seconded by Rowland and passed unanimously.

2. **Discussion on a revision to Ordinance 2011-8 to eliminate the Fire Department from an obligation of 10% of its revenue.** - Adams moved to revise Ordinance 2011-8, seconded by Newman. After lengthy discussion, Mayor Hefley called for a roll call vote to revise with a "yes" vote being to eliminate the 10% reserve. There were 4 yeas; Bratcher, Covington, O'Neal and Thone voted no. Motion failed.

3. **First Reading. ORDINANCE NO. 2012-A, AN ORDINANCE ESTABLISHING REGULATIONS, REQUIREMENTS, RESTRICTIONS, FEES AND TAXES FOR ACOHOLIC BEVERAGES AND DECLARING AN EMERGENCY TO EXIST.** City

Attorney, Jon Abele stated the ordinance title had been revised; Mayor Hefley re-read the revised title, omitting the declaration of any emergency and including "for other purposes". Newman moved to read the Ordinance, seconded by O'Neal. City Attorney, Jon Abele gave an overview of the issues council could vote on. After lengthy discussion, Newman moved to suspend the rules and read by title only, seconded by Adams. A roll call vote was taken; there were 8 yeas, passing the motion to read by title only unanimously. Hamilton read Ordinance 2012-A by title only. Bratcher moved to approve the Ordinance, seconded by Newman. A roll call vote was taken; there were 8 yeas, passing the 1<sup>st</sup> reading by title only unanimously.

**4. AMENDMENT NO. 2013-B, AN AMENDMENT TO THE CHEROKEE VILLAGE ZONING CODE ORDINANCE 99-2 AND FOR OTHER PURPOSES.** - Newman moved to read the amendment by title only, seconded by Jerry Adams. A roll call vote was taken; there were 8 yeas, passing unanimously. Hamilton read Amendment No. 2013-B by title only. Newman moved to approve the amendment, seconded by Adams. A roll call vote was taken; there were 8 yeas, passing Amendment 2013-B unanimously.

**5. Alderman Linda O'Neal to report on the Arkansas Municipal League Winter Conference.** - O'Neal summarized her recent trip to the ARML Winter Conference.

**6. Resolution 2013-XX – A RESOLUTION APPROVING THE 2013 ANNUAL OPERATING BUDGET FOR THE CITY OF CHEROKEE VILLAGE.** – There was no vote taken on the budget; it was agreed another budget meeting would be held.

**7. Verna Maé Newman with a presentation.** – Newman presented Mayor Hefley with a certificate of "Municipal Official ~ In Recognition of Successfully Completing Twenty-One Hours of Certified Municipal Officer's Training" from the Arkansas Municipal League.

8. Newman moved to have council meet the 3<sup>rd</sup> Thursday of each month at 6:30 p.m. and adopt last year's resolution for council meetings to be held, seconded by O'Neal and passing unanimously.

**COMMENTS OF CITY RELATED ITEMS:** (limit 3 minutes per person) – Peter Martin offered his assistance with the A&P Tax issue as he is on the Hardy A&P Tax Commission.

**ANNOUNCEMENTS:** None

**ADJOURNMENT:** Newman moved to adjourn the meeting at 7:50 p.m., seconded Bratcher and passed unanimously.

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

DATE: \_\_\_\_\_

APPROVED: \_\_\_\_\_  
Lloyd Hefley, Mayor

ATTEST: \_\_\_\_\_  
Lana Hamilton, City Clerk/Treasurer