

MINUTES
CITY OF CHEROKEE VILLAGE, ARKANSAS
REGULAR CITY COUNCIL MEETING
6:30 P.M., THURSDAY, May 16, 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 May 16, 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, Bill Circle, Verna Mae Newman, Linda O'Neal, Pamela Rowland, Tom Thone, Mayor Hefley and City Attorney Jon Abele; absent was Les Covington.

APPROVAL OF THE AGENDA: Thone moved to approve the agenda, seconded by O'Neal and passed unanimously.

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

APPROVAL OF THE MINUTES: Thone moved to approve the minutes for the April 18, 2013 regular meeting of the C.V. City Council, seconded by O'Neal and passed unanimously.

CORRESPONDENCE: Clerk Hamilton read a letter from Bob Cormican addressed to Liz Keel in regards to the rental inspections.

MAYOR'S REPORT: None.

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

DEPARTMENT REPORTS:

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

- **POLICE:** (report on file) Thone stated the Safety minutes furnished by Rowland said the new police cars were the wrong color; Thone asked what color they were. Sgt. Monte Lane replied they were white and it would cost more to paint the white cars black than to paint the white on black to match the City's black & white paint scheme. Thone inquired about the need for a pick-up truck; Lane replied the truck would be used when recovering stolen property when items wouldn't fit in cars. Thone stated other departments had trucks that could be borrowed and asked if the truck would be used on patrol; Lane stated the Chief would be driving the pickup truck. Thone inquired about the trial on the pit bull dog case; Lane stated it was still an on-going case. Hamilton

stated it was on the docket for Friday. Newman inquired about the recent break-ins; Lane stated PD was working on the case, had a possible suspect, and had recovered most of the property.

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

- **STREET:** (report on file) – Newman asked if the Street Dept. was running on schedule with potholes and repairs; Robert McKnight stated they were currently working on potholes and mowing, and were currently using seasonal help.

- **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 was not present at the meeting. Glenn Harris read a report for Bickle, in his absence, stating the committee would be asking council for \$11,000 to put in the restoration fund for raze & removal of properties and foundations. Harris stated some had insurance monies and some did not. Harris stated the Street Dept. has agreed to accept the concrete from foundations to use as fill which will save dump fees at I.E.S.I. because of the tonnage of the material.

COMMITTEES:

- **PERSONNEL:** Newman stated the committee was reviewing job descriptions and it would be a lengthy process.

- **SAFETY:**

- **WEBSITE & GRANT:** Newman inquired about the progress on the website; Carmen Evance stated she had received the Dreamweaver software and had installed it. Evance stated she is impressed with the capabilities of the program and will be e-mailing department heads for any change requests they have to their individual web pages.

UNFINISHED BUSINESS:

1. **S.I.D.'s contract to stay the same and shorten the length of contract** – Thone stated he attended the recent S.I.D. meeting and discussed the Street & Fire Dept. contracts. The City currently receives 35% from S.I.D. and requested a 5% increase; S.I.D. wanted to cut 2% in revenues. Thone informed S.I.D. the City discussed the contracts in a working meeting and agreed to keep the monies the same and reduce the length of the contract terms to 3 years rather than the current 10 years; S.I.D. is considering the offer. Thone moved to accept 35% in revenue and a 3 year contract with monthly payments; Newman seconded the motion. A roll call vote was taken and

passed unanimously. Mayor Hefley will forward a letter to S.I.D. regarding the City's offer.

2. Potential Alderman for Ward 2, Position 2, to speak to council – Candidate, Wally Schultz, addressed council and the audience and gave his campaign message. Candidate, Chuck McMahon, addressed council and the audience and gave his campaign message. Council cast their votes in a secret ballot; Clerk Hamilton stated it was a tie vote. Schultz formally withdrew from the campaign. A roll call vote was taken to elect McMahon for Ward 2 Alderman; the vote was unanimous to elect McMahon.

NEW BUSINESS:

1. NATIONAL KIDS TO PARKS DAY: Saturday, May 18th, 2013 – A Proclamation – Clerk Hamilton read the proclamation; Newman moved to declare Saturday, May the 18th as National Kids to Parks Day, seconded by Adams, and passed unanimously.

2. Darci Bauer to address council in regards to neighbor's animals – Bauer addressed council and the audience about neighbor, Helga Lange, whom Bauer states runs a dog kennel. Bauer stated Lange was running a viable business from her home, posting and selling animals on the website, Petfinder.com. Bauer provided council with documentation to review, including photos of the animals. After a lengthy description of the kennel situation by Bauer, additional neighbors commented on the subject from the audience. Tom Hrezo stated he thought the problem had been resolved and also stated Lange told him she was moving the business out of the City. Glenn Harris stated Lange has a 501(c)3 non-profit organization and Planning & Zoning had set a limit on the number of animals she was allowed to have. Harris stated he has not witnessed the animals personally upon inspection. Harris stated the City may need to revise the ordinance so no profit or non-profit organizations are allowed. Newman stated Lange had told her she was discontinuing her operation. Hrezo stated Lange was told a year and a half ago she was not permitted to run a business in the City. Harris stated Lange would be in court on 5/17/2013 for no rabies or license tags. Newman suggested Lange's neighbors appear in court. Mayor Hefley stated he would address the situation.

3. Verna Mae Newman to discuss hiring freeze – Newman made a motion to eliminate the hiring freeze, with the stipulation that considerations for all new hires, part-time and full-time will begin with Dept. Heads meeting with the Mayor and the Mayor bringing the request to council for approval; after council approval, ads for the position may be sent out, seconded by Rowland. Thone asked why the motion was necessary. Newman stated the ordinance will create a more orderly process and will require going through proper channels. A roll call vote was taken; there were 5 yeas, Thone and Circle voted no, passing the motion.

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

ANNOUNCEMENTS: Mayor Hefley announced the Spring River Farmers Market opening day of May 25th from 8 a.m. till 2 p.m. at Town Center. Jerry Adams added the Kiwanis Pancake Breakfast would be held that morning and Rob & John would air their Garden Talk morning show from 8 a.m. till 9 a.m. Adams also stated the ribbon cutting would take place with the 4 area mayors and the Chamber of Commerce, Billy Joe French would perform, and the Sportsman Club would be serving food. Rowland stated there will be a literacy and creative writing program starting in June for children ages 7 to 11; Rowland also stated a scientific summer program may also be implemented this year. Adams stated the market would be open 15 weeks and groups or churches are welcome to set up one week to hold a fundraiser and could contact him for more information.

Newman stated she and several others would be attending the Municipal League Conference in June, the week of the next council meeting and the meeting date would need to be changed. Mayor Hefley stated the June council meeting would be held June 27th.

ADJOURNMENT: The meeting was adjourned at 7:55 p.m.

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

DATE: 6/28/13

APPROVED: Lloyd Hefley
Lloyd Hefley, Mayor

ATTEST: Lana Hamilton
Lana Hamilton, City Clerk/Treasurer