

MINUTES
CITY OF CHEROKEE VILLAGE, ARKANSAS
REGULAR CITY COUNCIL MEETING
6:30 P.M., THURSDAY, JANUARY 15, 2015
CHEROKEE VILLAGE CITY HALL
(meetings are video recorded)

Mayor Russell Stokes, Jr. called the regular meeting of the City Council to order at 6:30 p.m. on Thursday, January 15, 2015. He led the Pledge of Allegiance followed by a prayer.

Roll was called by Clerk Lana Hamilton. Present were Jerry Adams, Bill Circle, Les Covington, Chuck Kristopeit, Chuck McMahon, Pamela Rowland, Rob Smith, Steve Thompson, Mayor Stokes and City Attorney Jon Abele.

APPROVAL OF THE AGENDA: Mayor Stokes added Item #11, a request from the Street Dept., to the agenda. Covington moved to approve the amended agenda, seconded by McMahon and passed unanimously.

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

APPROVAL OF THE MINUTES: Adams moved to approve the December 18, 2015 council minutes, seconded by Smith and passed unanimously.

CORRESPONDENCE: Clerk Hamilton read a thank you letter from Barbara Newhouse, President & CEO of ALS, regarding the Police Department's \$100 donation in October 2014.

MAYOR'S REPORT: Mayor Stokes presented the State of the City report which gave an overview of 2014 and goals for 2015; report attached.

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

DEPARTMENT REPORTS:

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

- **POLICE:** (report on file) Rowland inquired about the missing animals in the area. Chief Crook stated he felt posts on the Internet had blown the issue out of proportion, but law enforcement would be on hand at the old hospital. Crook stated he was unsure why the number of missing pets had increased and there are no concrete leads at this time.

- **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 a total of 20 clean-ups had been finished to date and there are two re-builds underway rather than raze & removal. Bickle stated there were notices of hearing on the agenda for this evening and there was a fire on E. Lakeshore today; letters are mailed the day following a fire to the property owner(s). Bickle stated he was short on funding, but would do the best he could with the funds appropriated. McMahon asked if fires were investigated for arson; Chief Pendarvis stated he had an investigator for this purpose.

A & P COMMISSION REPORT: Pat Clary thanked Council and individually Jerry Adams and Chuck McMahon for their hard work with the commission. Clary stated the A&P is working on advertising to bring people here which brings their dollars here. Clary stated the A&P is working with Hardy and Mammoth Spring on a "signature event" for all 3 cities. Clary stated the 60th Anniversary will be June 13 to 15 and she has \$22,000 in sponsorships; sponsorship payments are made to the Historical Society and are tax deductible.

COMMITTEES:

- PERSONNEL:

- SAFETY:

- WEBSITE & GRANT: McMahon stated the committee is working on converting the website from Dreamweaver to Word Press. McMahon stated Dreamweaver is difficult to work with and requires additional money for add-ons. Mayor Stokes met with Mary Whelan and Whelan is looking for grants for parks.

- PLANNING & PROMOTION: Mayor Stokes stated this committee has changed their name to Parks & Planning Committee. Michael Chandler is working on old trails and a grant is under investigation to resurrect the "Ancient Trail" located on Mixtec.

UNFINISHED BUSINESS:

1 - ORDINANCE 2015-A: REPEALING ORDINANCE 99-11 & ORDINANCE 2004-14 - Clerk Hamilton read the 1st reading of Ordinance 2015-A. Adams moved to approve the 1st reading of Ordinance 2015-A, seconded by Smith. A roll call vote was taken; there were 8 yeas, passing the 1st reading of Ordinance 2015-A. Adams moved to

suspend the rules and waive the requirement to read the ordinance 3 times on 3 different days and read the 2nd reading by title only, seconded by Smith. Clerk Hamilton read the 2nd reading of Ordinance 2015-A by title only. A roll call vote was taken; there were 8 yeas, passing the 2nd reading of Ordinance 2015-A. Clerk Hamilton read the 3rd reading of Ordinance 2015-A by title only. Smith moved to adopt Ordinance 2015-A, seconded by Covington. A roll call vote was taken; there were 8 yeas, passing the 3rd reading of Ordinance 2015-A.

NEW BUSINESS:

Mayor Stokes temporarily suspended the agenda to reconvene after a hearing on two items for the Planning & Zoning Commission.

1 - NOTICE OF HEARING TO CONSIDER RAZE AND REMOVAL RESOLUTION FOR: LOT 24, BLOCK 102, SANTA FE FIRST ADDITION (21 VISTA LARGA DRIVE) TO CHEROKEE VILLAGE SUBDIVISION, SHARP COUNTY, ARKANSAS/ANTHONY PORTER, OWNER. - Bob Bickle stated the last & final notice had been mailed to the property owner, Anthony Porter; Porter not present for hearing. Bickle presented council with photographs of the property. Bickle stated the 1st letter was sent the day after the property burned on November 18, 2014. Covington moved to approve the raze & removal resolution on the property, seconded by McMahon. A roll call vote was taken; there were 8 yeas, passing the resolution unanimously.

2 - NOTICE OF HEARING TO CONSIDER RAZE AND REMOVAL RESOLUTION FOR: LOT 13, BLOCK 2, HIAWATHA SECOND ADDITION (6 N. APACHE DRIVE) TO CHEROKEE VILLAGE SUBDIVISION, SHARP COUNTY ARKANSAS/ANTHONY H. SMALL, OWNER - Bob Bickle stated the last & final notice had been mailed to the property owner, Anthony Small; Small not present for hearing but is in contact with the City. Circle moved to approve the raze & removal resolution on the property, seconded by Covington. A roll call vote was taken; there were 8 yeas, passing the resolution unanimously.

Mayor Stokes adjourned the hearing and reconvened into regular council session.

3 - RESOLUTION 2015-A: A RESOLUTION TO SET CITY COUNCIL MEETING DATES AND TIMES FOR MEETINGS - Mayor Stokes stated the resolution was originally adopted in 2006 and has been continually renewed in January by motion only. Adams moved to adopt Resolution 2015-A, seconded by Circle. A roll call vote was taken; there were 8 yeas, passing the resolution unanimously.

4 - RESOLUTION 2015-B: A RESOLUTION ADOPTING CITY COUNCIL PROCEDURES FOR THE CITY OF CHEROKEE VILLAGE - Mayor Stokes stated the resolution was originally adopted in 2003 and again in 2005 with no substantial changes. Covington moved to adopt Resolution 2015-B, seconded by Smith. A roll call vote was taken; there were 8 yeas, passing the resolution unanimously.

5 - RESOLUTION 2015-C: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHEROKEE VILLAGE ESTABLISHING GUIDELINES FOR APPOINTMENTS TO COMMISSIONS AND COMMITTEES AUTHORIZED BY THE CITY COUNCIL - Mayor

Stokes read Section 5, revised. Circle moved to adopt Resolution 2015-C, seconded by Kristopeit. A roll call vote was taken; there were 8 yeas, passing the resolution unanimously.

6 - RESOLUTION 2015-D: CITIZEN PARTICIPATION AT CITY OF CHEROKEE VILLAGE PUBLIC MEETINGS - Mayor Stokes stated the resolution was originally adopted in 2003 and read Section 6, an addition, and Section 7. Kristopeit moved to adopt Resolution 2015-D, seconded by Rowland. A roll call vote was taken; there were 8 yeas, passing Resolution 2015-D unanimously.

7 - RESOLUTION 2015-E: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHEROKEE VILLAGE TO RESTRICT THE INTRODUCTION OF PROPOSALS TO THE CITY COUNCIL FOR A PERIOD OF ONE HUNDRED EIGHTY DAYS AFTER SUCH PROPOSAL HAS BEEN DISCUSSED AND VOTED UPON BY THE CITY COUNCIL - Mayor Stokes read Resolution 2015-E, a new resolution. Rowland moved to amend the 180 days to 90 days, seconded by Kristopeit. A roll call vote was taken; there were 3 yeas and 5 nays. Motion to amend failed. Covington moved to adopt Resolution 2015-E, as written, seconded by Thompson. A roll call vote was taken; there were 6 yeas and 2 nays. Resolution 2015-E passed as written.

8 - RESOLUTION 2015-F: A RESOLUTION APPROVING THE OPERATIONAL BUDGET FOR THE CITY OF CHEROKEE VILLAGE - Clerk Hamilton read Resolution 2015-F. Smith moved to adopt Resolution 2015-F, seconded by McMahon. A roll call vote was taken; there were 8 yeas, passing Resolution 2015-F unanimously.

9 - Election of a Mayor Pro Tem - Covington nominated Chuck McMahon, seconded by Thompson and passed unanimously.

10 - Announcements of Committee Appointments - Covington moved to appoint Chuck Kristopeit to the A & P Commission, seconded by Smith and passed unanimously. Circle moved to appoint Wayne Kimber and Mark Kronkowski to the Planning & Zoning Commission, seconded by McMahon and passed unanimously. Mayor Stokes announced the following appointees to the Public Safety Committee; Bob Brown, Dwayne Merritt, Bob Newman, Dick Ogden, Ed Rigwood, Pamela Rowland/Chairman and Pat Sasfai. Mayor Stokes announced Ed Ishmael as the appointee to the Street Committee.

11 - Request by Street Department - John Kylo approached council and requested approval to use anticipated FEMA funds in excess of \$50,000, from completed FEMA work not yet closed out, the existing \$28,000 FEMA funds already in the account, and anticipated proceeds of approximately \$10,000 from the sale of an existing 1999 backhoe to purchase the new backhoe. McMahon inquired what the cost would be for a new backhoe; Kylo stated approximately \$77,000. Circle moved to approve the purchase, as stipulated, seconded by Covington. A roll call vote was taken; there were 8 yeas, passing the request unanimously.

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

ANNOUNCEMENTS:

1 - Bob Bickle presented plaques to Chuck Kristopeit & Jerry Adams for their service on the Planning & Zoning Commission.

- 2 - Mayor Stokes met with James Street regarding a physician's grant/matching grant for a prospective physician for the area.
- 3 - The Survival Flight helicopter landed in the parking lot at 5 p.m. Memberships with Air Evac will be honored by Survival Flight.
- 4 - The next City Council meeting will be held on the 3rd Thursday in February at 6:30 p.m.
- 5 - There will be a budget meeting, Thursday, January 22nd at 4:15 p.m.

ADJOURNMENT: Covington moved to adjourn the meeting at 8:10 p.m., seconded by McMahon and passed unanimously.

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

DATE: 2-23-15

APPROVED: Russell Stokes, Jr.
Russell Stokes, Jr., Mayor

ATTEST: Lana Hamilton
Lana Hamilton, City Clerk/Treasurer