

**CITY OF CHEROKEE VILLAGE, ARKANSAS
REGULAR CITY COUNCIL MEETING
September 15, 2022 6:30 P.M.,
CHEROKEE VILLAGE CITY HALL**

CALL TO ORDER – Mayor Stokes called meeting to order at 6:30 pm

PLEDGE OF ALLEGIANCE – Mayor Stokes lead the Pledge of Allegiance

MOMENT OF PRAYER – A moment of silent prayer.

ROLL CALL, ESTABLISH QUORUM – **Present** - Kristopeit, Tatum, Hefley, Ishmael, Thompson, Smith, Martin, Mayor Stokes, City Attorney Jon Abele, and City Clerk Penny Trumpy. **Absent** – Rowland

APPROVAL OF AGENDA – Mr. Martin moved to amend the agenda to include “The Subject of Chickens”. Seconded by Mr. Hefley Yea’s (6) Nay’s (1) Motion Passed Mr. Smith requested to speak on the subject of meeting the deadlines to be added to the agenda and it can be discussed at the working meeting. Mr. Smith stated that Mr. Martin is not adhering to this rule by amending the agenda on a couple of occasions. By doing this the other Council Members do not have the or the information to review before making a decision. Mayor asked for a roll call vote to clarify the vote. Kristopeit – Yes, Tatum- Yes, Hefley – Yes, Ishmael – Yes, Thompson – Yes, Smith – Yes, Martin – Yes. Motion passed Yea’s (7) The Subject of Chicken will be added as 1A above Special Use Permit under New Business

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

APPROVAL OF MINUTES: Mr. Martin moved to approve August 18, 2022 minutes as written, seconded by Mr. Smith. Motion passed. Minutes will be fined for audit.

CORRESPONDENCE: NONE

FINANCIAL REPORT: Mr. Smith moved to accept the financial report as submitted seconded by Mr. Hefley. Yea’s (6) Nay’s (0) Mr. Martin abstained. Motion passed. Financial Report will be filed for audit.

MAYOR’S REPORT:

- a) Fall Curb-side pickup will be on October 15, 2022. Information will be posted on Cherokee Village face book page and web site.
- b) The Low Water Bridge project: There was land concerning Papoose Park that was never deeded to SID. ARDOT is working on correcting this issue with a Quitclaim Deed. Mayor questioned ARDOT about the LED Sign in Papoose Park as to whether it is to be moved and is waiting reply from ARODT.

DEPARTMENT REPORTS: See Cherokee Village Web site for reports on File.

ANIMAL CONTROL: On File – Mr. Martin questioned a rumor that at the SID meeting there was a grant received by Animal Control. The City is trying to lease the land. Mayor stated that this is not a grant but a bequest. The City is hoping the land will be donated to the City by SID.

COMMUNITY SERVICE: On File – Mayor Stokes reported changes in Community Service in Sharp County which will make available more help in cleaning up dump sites around the City.

DISTRICT COURT: On File – District Court will be September 23, 2022.

FIRE DEPARTMENT: On File – Mayor noted that most incidents occur in Sharp County vs. Fulton County. Mr. Thompson asked Mr. Tatum to repeats his comment from the Working Meeting Monday night. Mr. Tatum complimented the Fire Department on the quality of work they perform. “Great Job”.

PLANNING & ZONING: August On File and Corrected July Report

CODE ENFORCEMENT: On File

POLICE DEPARTMENT: On File

STREET DEPARTMENT Newsletter: No Report – No reports due to the Street Dept meeting being Tuesday September 13, 2022.

OTHER REPORTS:

A & P Minutes: On File

AIRPORT Minutes; On File - Mayor noted the work has started on the runway extension.

GRANT REPORT (No Report)

P & Z COMMISSION, Minutes. Draft – Meeting September 12, 2022

STREET COMMITTEE Minutes: No Report – meeting September 13, 2022

TRI-COUNTY SOLID WASTE: On File – The manager has resigned and they are looking for a replacement

WELCOME CENTER (No Report) – Will be closing down next month. The Administrative Assistant will open the Welcome Center for anyone to purchase T-Shirts, Cups, and Hats etc.

Mr. Martin moved to accept ALL Department and Other Reports as submitted, seconded by Mr. Smith. Motion Passed. Reports to be filed for audit.

OLD BUSINESS: NO OLD BUSINESS

NEW BUSINESS:

- 1A. **SUBJECT OF CHICKENS** – Mr. Martin apologized to Mrs. Dean and The Chicken People (as a group) for miss-information that was given by him as to procedures to be added to the Council Agenda. Mr. Martin also apologized to the speakers that Mrs. Dean requested to speak. Mr. Martin met with Mayor Stokes to discuss this subject and discovered the proper procedures and that the Mayor has authority to approve or disapprove Agenda items per Resolution 2008-02. Mr. Martin stated that he was entrusted with the task of the Chicken Ordinance at a past Council meeting and that Ordinance is now ready to be presented to Council at the October 20, 2022 meeting. Mr. Martin hopes that after the Ordinance is presented and approved, the Council will consider asking those speakers to present their lectures (about 30 minutes each) to Council and public. Mr. Martin did not know the procedures in place.
1. **SPECIAL USE PERMIT – Cherokee Village Lions Club White Cane Days** – Doug Driesel – Mr. Martin moved to approve this Special Use Permit, Seconded by Mr. Thompson. Motion passed.
2. **RESOLUTION 2022-11 – A RESOLUTION TO ANNUALLY CERTIFY THE CITY OF CHEROKEE VILLAGE PROPERTY TAX.** Mr. Martin moved to approve the Certification of Tax Rate of 5% for Real and Personal Property Millage for 2023 and to be filed in Sharp and Fulton County. Mr. Hefley seconded. Roll Call Vote:; Kristopeit – Yes, Tatum- Yes, Hefley – Yes, Ishmael – Yes, Thompson – Yes, Smith – Yes, Martin – Yes Motion passed Yea’s (7). Mayor informed the public that if the Certification of Tax Resolution is not filed accordingly the City would lose a whole years millage.
3. **RESOLUTION 2022-12 - A RESOLUTION TO AUTHORIZE THE DISBURSEMENT OF ARPA FUNDS FOR THE PURCHASE OF A REPLACEMENT VEHICLE FOR THE ANIMAL CONTROL FACILITY** Mayor Stokes reported that the current vehicle is in disrepair due to age and mileage and needs to be replaced for safety. Mr. Martin request that the balance of ARPA Funds be listed on the monthly agenda for the public to see. If authorized tonight there will be about \$652,000 left. Chief Lane presented a list of the problems of current vehicle compared to the vehicle to be acquired. Vehicle to be purchased description – 2006 Ford 250 HD 4WD with 5.4L V8. Animal Storage Box, drain system, air circulation system, interior lighting, adjustable storage compartments, better security for both animals and animal handler, and slide out loading ramp. Our current storage box does not possess any of these features. Secondly, the approximate value of this storage box is \$10,000. The current truck is high mileage but could be used as a back if necessary. Chief Lane stated it is more valuable to keep it as a backup versus selling. Mr. Thompson made note of the 4 WD instead of a 2 WD which will help during the winter months. Mr. Hefley moved to accepted Resolution 2022-12 for \$8,000, seconded by Mr. Tatum. Roll Call Vote: - Kristopeit – Yes, Tatum- Yes, Hefley – Yes, Ishmael – Yes, Thompson – Yes, Smith – Yes, Martin – Yes Motion Yea’s (7)
4. **Discussion for Authorization to purchase a Fire Truck.** Chief Dienst reported the need of a service truck in the Fire Department. A Service Truck would be used to run lift calls instead of a big fire truck. This would be more efficient and cost effective. The truck is about \$193,000, the equipment about \$75,000. The daily operations cost, maintenance cost, fuel cost would be less. Mayor report that the funds would come from the Americans Cares Act in 2020 in which the Fire Department received \$115,658.88 and the Police Department \$69,395.33. The Police Department purchased 2 police cruisers with their funds in 2022. The balance would come from the ARPA funds about \$200,000.00. The \$200,000.00 will need to be put aside to pay for the truck when due. Mr. Martin moved to allocate \$115,658.88 from the American Cares Act and \$200,00.00 from ARPA to pay for the truck, seconded by Mr. Hefley. Roll call vote: Hefley – Yes, Ishmael – Yes, Thompson – Yes, Smith – Yes, Martin – Yes, Kristopeit – Yes, Tatum- Yes, Motion passed. Yea’s (7)
5. **James Gilley – Conditional Use Permit.** Mr. Akers of Planning an Zoning reported the zoning is currently Commercial #1 and will be changed to Commercial #2. This should happen next month. Mr. Tatum questioned the

cost of the rezoning and stated the one who is seeking rezoning will pay the rezoning cost. The standard permit is for 30 days. Mayor Stokes asked Attorney Jon Abele if this could be extended if need to which he replied yes. Mr. Ishmael moved to issue a 1 year Special Use permit to James Gilley, seconded by Mr. Hefley. Roll call vote: Thompson – Yes, Smith – Yes, Martin – Yes, Kristopeit – Yes, Tatum - Yes, Hefley – Yes, Ishmael – Yes Motion passed Yea's (7)

6. COMMENTS/QUESTIONS ON CITY RELATED BUSINESS (limit 3 minutes per person)

1. Mr. Martin request that Council change the dates to the working meeting as he has a conflict. Mayor Stokes will email council members for their input.
2. Kim Alexander –Listening to “All Villagers”
3. Tammy Schlaich – Disabilities – Chickens
4. Carissa Cantwell – Thank you to the Street Dept for fixing her road. Fire Staffing & Chickens.

ANNOUNCEMENTS:

ADJOURNMENT: Mr. Martin moved to Adjourn at 7:33 pm., seconded by Mr. Thompson. Motion passed.

DATE: 10/21/2022

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

ATTEST: Penny Trumpy
Penny Trumpy, City Clerk