

MINUTES
CITY OF CHEROKEE VILLAGE, ARKANSAS
CITY COUNCIL MEETING
6:30 P.M., THURSDAY, August 18, 2022
CHEROKEE VILLAGE CITY HALL
(Meetings are video recorded)

Mayor Stokes called the meeting of the City Council to order at 6:33 p.m. on, August 18, 2022. Mayor led the Pledge of Allegiance, followed by a moment of silent prayer.

Roll was called by City Clerk, Penny Trumpy. Present: Pam Rowland, Chuck Kristopeit, Jeff Tatum, Andrew Hefley, Eddie Ishmael, Steve Thompson, Rob Smith, Peter Martin., City Attorney Jon Abele

APPROVAL OF THE AGENDA: Mayor asked for approval of the agenda. Mr. Martin requested to amend the agenda to include a new Ordinance 2022-xx concerning 2016-04 under new business, Seconded by Mr. Hefley. Agenda Amended Mr. Martin moved to approve the amended Agenda, seconded my Mr. Smith. Agenda approved

PUBLIC COMMENTS ON AGENDA ITEMS: None

APPROVAL OF MINUTES: Mr. Smith moved to approve Minutes as submitted, Seconded by Mr. Martin. Minutes approved.

Correspondence: None

Financial Report: Mr. Smith moved to approve Financials for audit, seconded by Mr. Martin. Motion passed. Financial reports will be filed.

Mayors Report: A spay and neuter clinic has been going on at the Animal Control for the past 3 days where 75 cats and 44 dogs were treated. Mayor has received a clearance on the extension from the Corps of Engineers on Tohi Trail. We are still working on the next steps.

Department Reports: See Cherokee Village Web site for reports.

Mr. Martin asked if all the surplus equipment from the fire department had been sold. Chief Dienst is working with other Fire Departments in the sale of equipment.

Mr. Martin questioned the Street Department report as to why the State would be fixing a bridge that is the city's responsibility. Mayor Stokes stated the bridge is the city's responsibility. Mr. Martin asked if Municipal League could provide an engineer on this bridge. Mayor Stokes said it would not hurt to ask. Mr. Martin moved to approve ALL DEPARTMENT REPORTS as submitted, seconded by Mr. Kristopeit. Motion passed and to be filed.

Mr. Smith reported that A & P is working on the eclipse on 2024

Mr. Smith recognized Betty Stokes for all the work she has done in the Welcome Center in assembling and mailing 135 information packets to people who requested information on Cherokee Village

Old Business:

1. **Deborah Dean** – Expressed why she was in favor of allowing Chickens in Cherokee Village and requested Ordinance 1999-04 to be amended.
2. **Revisit Approval for Accepting Credit Cards – Council Steve Thompson** – Mr. Smith moved to withdraw the authorization to accept credit cards at this time, seconded by Mr. Martin. Roll Call Vote: Thompson Yes, Smith Yes, Martin Yes, Rowland Yes, Kristopeit Yes, Tatum Yes, Hefley Yes, Ishmael Yes, Motion passed.
3. **Ordinance 2022-xx Amending Ordinance 2016-04 – Peter Martin** - An Ordinance Amending Ordinance 2016-04 Establishing a Base Rate of Salary for the Newly Elected Mayor and City Clerk, and for other purposes.
 - a. Motion by Mr. Martin, seconded by Mr. Hefley to put this Ordinance on the floor for discussion. Motion passed. Ordinance was read by Mayor Stokes with the emergency clause. Mr. Martin stated to set the starting salary at \$16,000 as a base salary for both Mayor and Clerk. This should be reviewed each election year.
 - b. Mr. Martin moved to Amend Ordinance 2016-04 read by title only and final passage, seconded by Mr. Kristopeit. Mayor read Ordinance by Title only.
 - c. Mr. Martin moved to suspend the rules. Seconded by Mr. Ishmael. Roll Call Vote: Rowland Yes, Kristopeit Yes, Tatum Yes, Hefley Yes, Ishmael Yes, Thompson Yes, Smith Yes, Martin Yes. Motion Passed
 - d. Martin moved to adopt Ordinance 2022-xx amending Ordinance 2016-04. Seconded by Mr. Hefley. Roll Call Vote: Kristopeit Yes, Tatum Yes, Hefley Yes, Ishmael Yes, Thompson Yes, Smith Yes Martin Yes, Rowland Yes. Motion Passed.
 - e. Mr. Martin moved to amend the Emergency Clause to read “Immediately upon adoption of this Ordinance” seconded by Mr. Hefley. Roll Call Vote: Ishmael Yes, Thompson Yes, Smith Yes, Martin Yes, Rowland Yes, Kristopeit Yes, Tatum Yes, Hefley Yes, Motion Passed

New Business:

1. **Short Term Special Use Permit – CVFD “Fill the Boot” September 5, 2022.** Mr. Martin moved to combine the vote on both Short Term Special Use Permits, Seconded by Mr. Hefley. Motion passed
2. **Resolution 2022-xx – Police Stipend.** Mayor Stokes read the Resolution. Mr. Martin moved to accept this Resolution as amended (to read Resolution instead of Ordinance), seconded by Mr. Hefley, Roll Call Vote: Thompson Yes, Smith Yes, Martin Yes, Rowland Yes, Kristopeit Yes, Tatum Yes, Hefley Yes, Ishmael Yes, Motion passed.
3. **Mary DeWitt – Comments Related to the City Council Meeting of July 21, 2022** – Mrs. DeWitt addressed a council member’s comment that was made during the July Council meeting concerning Betty Stokes being paid for time she fills in when people are taking time off.
4. **Resolution 2022-xx Disclaimer of Interest – Jon Able** – Mr. Martin moved to read by title only, seconded by Mr. Smith. Motion passed. Mayor read the Title. Mr. Martin asked if there were liens against the lot as why the city does not want the lot. Mr. Abele explained the lot has little value so there will not be much money involved. Mr. Martin voted to accept this resolution, seconded by Mr. Tatum. Roll Call Vote:, Smith Yes, Martin Yes, Rowland Yes, Kristopeit Yes, Tatum Yes, Hefley Yes, Ishmael Yes, Thompson Yes Motion Passed.

Mayor remembered that the Police received a JAG grant in the amount of \$12,240.00 to assist the department. This grant will be available again in 2023 with a potential on the department to receive almost \$45,000 annually. Thanks to Sergeant Buchanan for working on this grant.

Mr. Ishmael addressed the Chicken Debate through City Council Meetings. Mr. Ishmael has been a Real Estate Broker for 8 years. Mr. Ishmael stated as City Council we do not have the authority to change the Bill of Assurance. The way to change the Bill of Assurance must be done by each Subdivision. Everyone in the Subdivision has a voice in the process. The Bill of Assurance is subject to neighbors suing neighbors to enforce them. The City cannot supersede the Bill of Assurance. The Bill of Assurance was set by Mr. Cooper years ago. Mr. Hefley asked how to amend the Bill of Assurance. Mr. Ishmael suggested contacting a Real Estate Attorney to get the correct information. Each subdivision would need a % of property owners to vote to change the Bill of Assurance. The City Council will not be involved in changing the Bill of Assurance.

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

1. **Bill Owens** – Against Chickens – Withdrew from speaking.
2. **Trey Steimel** – Republican candidate for State Representative Dist. 2
3. **Kurt Schlaich** – For Chickens
4. **Tammy Schlaich** – For Chickens
5. **Paul Huensch** - Against Chickens – Why is the video of this meeting not on the City Website. Mr. Martin is working with Carmen to provide the video for the City Website.

ADJOURNMENT: Martin moved to adjourn the meeting at 8:25 p.m., seconded Mr. Hefley Motion passed unanimously.

DATE: 9 / 26 / 2022

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

ATTEST: Penny Trumpy
Penny Trumpy, City Clerk