

AGENDA
Cleburne County Quorum Court
Thursday, January 12, 2023

6:00 p.m.

Cleburne County Court Building
922 South 9th Street
Heber Springs, AR 72543

1. **Call to Order, Roll Call:**
2. **Reading, Correction, and Disposition of Minutes:**
3. **Report of Treasurer:**
4. **Report of Committees:**
 - a. Ambulance Committee
 - b. Jail Committee
5. **Unfinished Business:**
 - a. None
6. **New Business:**
 - a. Proposed Ordinance No. 2023-Procedural Ordinance-**JP Evans**
 - b. Proposed Resolution No. 2023-Paper Ballots-**JP Malone**
 - c. Proposed Resolution No. 2023-Sheriff Interim Filling of Vacancies-**JP Martin**
 - d. Grant Proposal/Chris Brown-**JP Martin**
 - e. Proposed Ordinance No. 2023-Premium Pay for Year 2021 (\$1000-\$375 w/officials)-**JP Foust**
 - f. Proposed Ordinance No. 2023-Preumium Pay for Year 2021 (\$750-excluding officials and Law Enforcement)-**JP Caldwell**
7. **Comments from the Public:**
8. **Announcements:**
9. **Adjournment:**

CLEBURNE COUNTY QUORUM COURT JOURNAL OF PROCEEDINGS

December 8, 2022

The Cleburne County Quorum Court met in regular session in the Cleburne Court Building, 922 South 9th Street, Heber Springs, Arkansas. The meeting was called to order at 6:02 p.m. County Judge Karl Martin presided.

PRESENT: Hall, Henegar, Malone, Evans, Martin, Foust, Tamburo, Holmes. ABSENT: Caldwell, Blackburn, Jett.

READING, CORRECTION, AND DISPOSITION OF MINUTES:

Motion was made by JP Malone, seconded by JP Martin to approve the October 13, 2022, and the November 17, 2022, minutes. Voice vote, motion carried.

REPORT OF TREASURER:

Motion was made by JP Martin to accept the Treasurer's report, seconded by JP Evans. Voice vote, motion carried.

REPORT OF COMMITTEES:

Ambulance: JP Foust reported that all seems to be going well. JP Foust answered JP Tamburo, that to his knowledge, the dispatch problem has been solved. After the first of the year a meeting will be scheduled to review the ambulance service.

Jail: JP Evans reported the Sheriff advised that the plumbing issue is being addressed and everything is moving along as planned. JP Evans further reported that he has plans to visit Baxter County and look through the new jail addition.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

JP Evans made a motion, seconded by JP Foust to move Item K to the end of the Agenda. Roll call was taken. Ayes: Evans, Foust, Hall, Henegar, Holmes, Malone, Martin, Tamburo. Nays: None

Proposed Resolution No. 2022-Declaring a Vacancy in JP District Four

JP Foust introduced a Resolution: **"A RESOLUTION DECLARING A VACANCY IN THE OFFICE OF JUSTICE OF THE PEACE, DISTRICT FOUR (4), CLEBURNE COUNTY, STATE OF ARKANSAS"**.

JP Foust made a motion to adopt the Resolution, seconded by JP Evans. Roll call was taken. Ayes: Evans, Foust, Hall, Henegar, Holmes, Malone, Martin, Tamburo. Nays: None

Passed and adopted as Resolution 2022-11.

JP Foust presented the Matching Fund checks to the EMS and Fire Departments that were present at the meeting.

Proposed Resolution No. 2022-Updated Fee Schedule-Waste Connections

JP Evans introduced a Resolution: **"A RESOLUTION AUTHORIZING AN UPDATED FEE SCHEDULE WITH WASTE CONNECTIONS TRANSFER STATION"**.

JP Evans made a motion to adopt the Resolution, seconded by JP Martin. Brief discussion followed clarifying the updated rates. Roll call was taken. Ayes: Evans, Foust, Hall, Henegar, Holmes, Malone, Martin, Tamburo. Nays: None

Passed and adopted as Resolution 2022-12.

Proposed Ordinance No. 2022-LLEBG Grant-Sheriff

JP Malone introduced an Ordinance: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2021-035, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2022 AND FOR OTHER PURPOSES"**.

JP Malone made a motion to adopt the Ordinance, seconded by JP Martin. Roll call was taken. Ayes: Evans, Foust, Hall, Henegar, Holmes, Malone, Martin, Tamburo. Nays: None
Passed and adopted as Ordinance 2022-041.

Proposed Ordinance No. 2022-Wal-Mart Grant-Sheriff

JP Malone introduced an Ordinance: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2021-035, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2022 AND FOR OTHER PURPOSES"**.

JP Malone made a motion to adopt the Ordinance, seconded by JP Martin. Roll call was taken. Ayes: Evans, Foust, Hall, Henegar, Holmes, Malone, Martin, Tamburo. Nays: None
Passed and adopted as Ordinance 2022-042.

Proposed Ordinance No. 2022-Amend Sheriff Budget

JP Evans introduced an Ordinance: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2021-035, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2022 TO AMEND THE SHERIFF BUDGET TO INCREASE THE NON-CONTRIBUTORY RETIREMENT LINE ITEM"**.

JP Evans made a motion to adopt the Ordinance, seconded by JP Martin. Roll call was taken. Ayes: Evans, Foust, Hall, Henegar, Holmes, Malone, Martin, Tamburo. Nays: None
Passed and adopted as Ordinance 2022-043.

Proposed Ordinance No. 2022-Amend Budget-Library

JP Foust introduced an Ordinance: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2021-035, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2022 AND FOR OTHER PURPOSES TO AMEND THE COUNTY LIBRARY BUDGET"**.

JP Foust made a motion to adopt the Ordinance, seconded by JP Holmes. Brief discussion on the purpose of the appropriations requested by the Ordinance. Zach Cothorn, Librarian, was present to answer budget questions. Roll call was taken. Ayes: Evans, Foust, Hall, Henegar, Holmes, Malone, Martin, Tamburo. Nays: None
Passed and adopted as Ordinance 2022-044.

Proposed Ordinance No. 2022-Transfer-Capital Projects Fund

JP Henegar introduced an Ordinance: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE TRANSFERRING ADDITIONAL FUNDS FROM COUNTY GENERAL TO THE CAPITAL PROJECTS FUND"**.

JP Henegar made a motion to adopt the Ordinance, seconded by JP Evans. Roll call was taken. Ayes: Evans, Foust, Hall, Henegar, Holmes, Malone, Martin, Tamburo. Nays: None
Passed and adopted as Ordinance 2022-045.

Proposed Ordinance No. 2022-Transfer from ARPA to County General

JP Henegar introduced an Ordinance: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE TRANSFERRING FUNDS FROM THE ARPA FUND TO COUNTY GENERAL"**.

JP Henegar made a motion to adopt the Ordinance, seconded by JP Evans. Roll call was taken. Ayes: Evans, Foust, Hall, Henegar, Holmes, Malone, Martin, Tamburo. Nays: None
Passed and adopted as Ordinance 2022-046.

Proposed Ordinance No. 2022-Establish Millage

JP Martin introduced an Ordinance: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE ESTABLISHING THE MILLAGE RATES FOR 2022"**.

JP Martin made a motion to adopt the Ordinance, seconded by JP Foust. Discussion followed. County Clerk reported that this being a reappraisal year and according to the rollback formula the only changes in millages in Cleburne County are the City of Concord rolled back from 5.0 mills to 4.7 mills, City of Fairfield Bay rolled back from 5.0 mills to 4.9 mills, and the City of Quitman rolled back from 4.4 mills to 3.9 mills. Roll call was taken. Ayes: Evans, Foust, Hall, Henegar, Holmes, Malone, Martin, Tamburo. Nays: None

Passed and adopted as Ordinance 2022-047.

Proposed Ordinance No. 2022-Premium Pay for Year 2021 (\$1000/\$375)

JP Foust introduced an Ordinance: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2021-035, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2022 AND FOR OTHER PURPOSES TO MAKE ADDITIONAL APPROPRIATIONS FOR PREMIUM PAY"**.

JP Foust made a motion to adopt the Ordinance, seconded by JP Malone. Discussion followed on the dollar amounts of premium pay to employees and elected officials, and how the \$5,000.00 Law Enforcement Stipend paid by the State of Arkansas should affect the dollar amount of premium pay to the eligible Law Enforcement officers from Cleburne County. JP Malone made a motion to amend the Ordinance to give the same amount of premium pay to all employees including the 27 deputies and the Sheriff by adding department 400: Salaries 27,000, Social Security \$2,066, and retirement \$4,137.00 for total of \$33,203.00 with changes in Section 1 to reflect the additional employees and Sheriff. Motion was not seconded, so JP Malone withdrew motion. Lengthy discussion followed as to how and why the dollar amounts were set for the Ordinance. Sheriff Brown did add comments on the matter. JP Henegar added he is opposed to any additional premium pay because basically the employees were paid, and he is concerned about when would the requests for premium pay end. Judge Martin added that the premium pay that was requested for 2020 was \$1,500.00 and the request was cut in half and would be revisited, so he was requesting an additional amount for year 2021. County Clerk Rachele added that "premium pay" was set for the years 2020 and 2021. The previous premium pay was for year 2020 with this current request being for year 2021. JP Foust withdrew the Ordinance with the intention of placing a Proposed Premium Pay Ordinance on the January 2023 Agenda.

Quorum Court recessed at 7:25 p.m.

Quorum Court reconvened at 7:30 p.m.

Proposed Resolution No. 2022-Paper Ballots

JP Malone introduced a Resolution: **"BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS, A RESOLUTION TO BE ENTITLED: "A RESOLUTION PROVIDING FOR THE REDUCTION OF VOTER FRAUD AND INCREASE IN ELECTION INTEGRITY BY USE OF PAPER BALLOTS"**.

JP Malone made a motion to adopt the Resolution, seconded by JP Martin. Lengthy discussion followed as to: would the State continue to reimburse for Primary, would the County have to pay for the machines received from the State, how would the paper ballot process work, how vote centers (Ordinance 2018-14) would be affected, and several other questions. Cleburne County Attorney Drew Smith did contact the Office of the Secretary of State regarding who actually owns the machines, but no answers were received. Mr. Conrad Reynolds, CEO of Arkansas Voter Integrity Initiative, and Clint Lancaster, Saline County Attorney, addressed the Court encouraging the County to go to paper ballots and gave reasons why the County should go to paper ballots. Mr. Lancaster advised he would get in touch with Daniel Shultz, Director of the Arkansas Election Commission, and ask that he attend the January 2023 meeting to address the Court on the questions. With all the unanswered questions, JP Malone withdrew the Resolution with the intention of reintroducing it at the January 2023 meeting.

JP Evans withdrew the Proposed Ordinance-Premium Pay (\$750).

COMMENTS FROM THE PUBLIC:

None

ANNOUNCEMENTS:

- The next regular Quorum Court meeting will be held Thursday, January 12, 2022.
- Judge Martin Announced the Disposal of County Property by Order 2022-018
- Judge Martin recognized the 2023 Offices that had a change in officials:
 - County Judge-Eric Crosby, County Treasurer-Felicia Hipp, County Assessor-Rachelle Miller,
 - JP District 1-Brian Moorehead, JP District 4-Linda Fletcher, JP District 10-Rob Owens, JP District 11-Samson Wildmon, Prosecuting Attorney-Drew Smith
- Judge Martin recognized the new County Attorney-Daniel Haney

ADJOURNMENT:

JP Martin made a motion to adjourn, seconded by JP Foust. The meeting adjourned at 8:19 p.m.

ATTESTED:

_____ Book _____ Page (s) _____
 Rachelle Evans, Cleburne County Clerk Date

PROPOSED ORDINANCE NO. 2023-PROCEDURAL ORDINANCE

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE ESTABLISHING THE TIME, DATE AND PROCEDURAL RULES OF THE REGULAR MONTHLY MEETING OF THE CLEBURNE COUNTY QUORUM COURT.

WHEREAS, *Arkansas Code 14-14-904* requires that the Quorum Courts establish the date, time and place of monthly meetings, and that the Quorum Court determines its rules of procedure; and

WHEREAS, the Cleburne County Court Building at 922 South 9th Street in Heber Springs, Arkansas is ADA accessible and has audiovisual technology to facilitate presentation of testimony, documents and other presentations; and,

WHEREAS, the Cleburne County Quorum Court can use this facility to improve the accommodation of the public to view and hear its public meetings:

NOW THEREFORE, BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY:

Section 1. An agenda shall be prepared by the Office of the County Clerk for every regular and special session of the Quorum Court.

Section 2. The agenda shall contain any item of business that any member of the Quorum Court or the County Judge presents to the Office of the County Clerk for every regular and special session of the Quorum Court.

Section 3. The agenda shall contain any item of business that any member of the Quorum Court or County Judge presents to the Office of the County Clerk for inclusion on the agenda subject to the following requirements:

- a. Any such item of business must be furnished to the Office of the County Clerk at least eight (8) days prior to the meeting that the Quorum Court member wants the item of business to be placed on the agenda for such meeting. Any item of business that is not presented by this time limit shall not be placed on the agenda for that meeting and shall be placed on the agenda for the next scheduled meeting unless the Quorum Court member requests that it not be so included.
- b. The Office of the County Clerk shall mail or otherwise deliver a copy of the agenda, together with any Ordinance or Resolution or other written material that is to be presented in accordance with the agenda at the meeting, to every Quorum Court member, to the County Judge, and the legal advisor of the Quorum Court in a manner that, in the ordinary course of events, would ensure the receipt by those persons of such agenda, and accompanying Resolutions, Ordinances or other written material at least five (5) days prior to such meeting. In the event this subsection is not complied with, the Quorum Court shall not consider any matter that has not been presented to the Quorum Court at an earlier meeting.
- c. Notwithstanding the foregoing subsections of this Ordinance, the Quorum Court may, by a majority vote of the members present, elect to place any matter before the Quorum Court for consideration at that meeting.

PROPOSED ORDINANCE NO. 2023-PROCEDURAL ORDINANCE

Section 4. The Office of the County Clerk shall place any item of business presented by either a Quorum Court member or County Judge, for inclusion on the agenda under the appropriate category according to the following Order of Business:

- a. Call to Order and Roll Call
- b. Reading, Correction, and Disposition of the Minutes
- c. Report of Treasurer
- d. Report of Committees
- e. Unfinished Business
- f. New Business
- g. Comments from the Public
- h. Announcements
- i. Adjournment

Section 5. The County Judge shall preside over the meetings of the Quorum Court and shall conduct the meeting in strict accordance with the agenda. In the absence of the County Judge, a quorum of the Quorum Court members, by a majority vote, shall elect one of their members to preside.

Section 6. The regular monthly meeting of the Cleburne County Quorum Court shall be held on the second Thursday of each month at 6 p.m. at the Cleburne County Court Building on the first or second floor with the following exception:

- a. The November Regular Meeting of the Quorum Court will convene on the third Thursday at the regular time and place.

Section 7. Quorum Court Committee and Special Meetings will continue to be held at the County Judge's Office, 300 West Main Street, Heber Springs, Arkansas. Committee or Special Meetings may be called at alternative, appropriate, or relevant locations provided at least two (2) days advance written notice is given to members of the Quorum Court.

Section 8. The Quorum Court member appointed to the Sick Leave Transfer Committee by the County Judge and listed in the annual Procedural Ordinance, as required by the Cleburne County Employment Policies and Procedures Handbook, shall be Brent Foust unless such time arises that a new appointment is found to be necessary.

Section 9. The general laws of the State of Arkansas and any other duly enacted County Ordinances or Resolutions shall be followed and adopted as procedural rules to be followed in the transaction of business at all Quorum Court meetings. Should the laws of the State of Arkansas or enacted County Ordinances not address a situation or procedure, then the basic rules of procedure contained in *Robert's Rules of Order* are hereby adopted for the orderly conduct of meetings.

Section 10. All Ordinances and Resolutions, or parts thereof, which are in conflict herewith, are hereby repealed.

PASSED AND ADOPTED this _____th day of _____ 2023.

ATTEST:

APPROVED:

Rachelle Evans, Cleburne County Clerk

Eric Crosby, Cleburne County Judge

Recorded: Book _____ Page(s) _____

PROPOSED RESOLUTION NO. 2023-PAPER BALLOTS

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS, A RESOLUTION TO BE ENTITLED: "A RESOLUTION PROVIDING FOR THE REDUCTION OF VOTER FRAUD AND INCREASE IN ELECTION INTEGRITY BY USE OF PAPER BALLOTS".

WHEREAS, recent elections have cast doubt on or otherwise called into question the accuracy of the use of electronic voting and vote tabulation equipment; and,

WHEREAS, electronic voting and electronic vote tabulation by machines or computer programs do not appear to be fair, open, honest, or transparent to the electorate; and,

WHEREAS, many voters no longer trust election results in which the votes are cast or tabulated electronically; and,

WHEREAS, manually counted paper ballots have been used for decades without voters distrusting the results; and,

WHEREAS, observers can easily observe the counting of paper ballots ensuring the accuracy of the tabulations; and,

WHEREAS, early or delayed counts of absentee ballots is subject to fraudulent tabulation or manipulation;

NOW, THEREFORE BE IT RESOLVED by the duly elected Quorum Court of Cleburne County, Arkansas, that, pursuant to Ark. Code Ann. §7-5-301(a)(3), all casting and counting of votes in future elections in this county shall be by paper ballots counted by hand. However, those voters with disabilities may, if they so choose, vote by a machine selected by the Secretary of State that is accessible to voters with disabilities.

BE IT FURTHER RESOLVED, that all ballots be secured and guarded by a sworn and certified law enforcement officer with a chain of custody log to be maintained with the ballots for the required preservation period and that all votes, in-person and absentee be tabulated in a manner consistent with Arkansas law.

PASSED AND ADOPTED this _____ day of _____ 2023.

ATTEST:

APPROVED:

Rachelle Evans, Cleburne County Clerk

Eric Crosby, Cleburne County Judge

Recorded: Book _____ Page(s) _____

RESOLUTION NO. 2023- SHERIFF INTERIM FILLING OF VACANCIES

A RESOLUTION PROVIDING FOR THE INTERIM FILLING OF VACANCIES FOR THE OFFICE OF CLEBURNE COUNTY SHERIFF DURING TIMES OF EMERGENCY

Comes now Eric Crosby, Cleburne County Judge, in and for the County of Cleburne, State of Arkansas, this 12th day of January, 2023, and the Court, being well and sufficiently advised, finds *Arkansas Code 14-14-1310, Section (2)(A) through (D)* concerning the filling of vacancies in elective offices; that the Sheriff of Cleburne County, State of Arkansas, does hereby designate the following three (3) persons to be in line of succession to fill a vacancy in the Office of Sheriff on an interim basis:

1st Chief Deputy Keith Hays
2nd Lieutenant Bryon Rushing
3rd Lieutenant Jeff Bittle

The death or disability of a person in the line of succession shall result in a disqualification of that person and the next successive person on the list shall be appointed to fill said vacancy.

By affixing of his signature, the Sheriff of Cleburne County does hereby acknowledge that the above is a policy statement of his office.

In accordance with ACA 14-14-1310, Section (3)(A), this document shall be filed with the County Clerk and a file-marked copy shall be provided to the Director of the Arkansas Department of Emergency Management.

The Quorum Court approves this Resolution.

PASSED AND ADOPTED this _____th day of _____ 2023.

ATTEST:

APPROVED:

Rachelle Evans, Cleburne County Clerk

Eric Crosby, Cleburne County Judge

Recorded: Book _____ Page(s) _____

PROPOSED ORDINANCE NO. 2023- PREMIUM PAY FOR YEAR 2021 (\$1000-\$375 w/officials)

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: “AN APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2022-040 WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2023 AND FOR OTHER PURPOSES TO AMEND THE 2023 BUDGET TO MAKE ADDITIONAL APPROPRIATIONS FOR PREMIUM PAY”.

WHEREAS, the American Rescue Plan, Public Law No. 117-2 (March 11, 2021), was adopted into law and provided States, Cities, Counties, and Tribal Governments funds for the purpose of addressing the various adverse impacts of COVID-19 upon these governmental units and society, including premium pay for essential workers defined by Final Rule definitions, in pertinent part, as any work performed by a County employee involving regular in-person interactions or regular physical handling of items that were also handled by others, and

WHEREAS, the Final Rule, sets forth the authority and need for providing premium pay to assure the retention and support for essential workers and public functions, and

WHEREAS, the Quorum Court of Cleburne County, Arkansas, recognizes the need to provide resilience to our local government and provide premium pay including retroactive pay back to January 1, 2021, to December 31, 2021, to current County employees as authorized by the American Rescue Plan and guidance by the United States Treasury, and

WHEREAS, The Quorum Court of Cleburne County, Arkansas recognizes the need to provide a premium pay to the County Elected Officials from the County General Fund.

NOW, THEREFORE, BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY, ARKANSAS:

Section 1. That it hereby approves a lump sum payment of \$1,000.00 for all County Elected Officials, excluding the Sheriff, and all County eligible current full-time employees continuously employed full-time by Cleburne County, excluding deputies, for all of the period beginning January 1, 2021, from which all applicable payroll deductions shall be deducted. Also, it hereby approves a lump sum payment of \$375.00 for the Sheriff and all full-time deputies continuously employed full-time by Cleburne County for all of the period beginning January 1, 2021, from which all applicable payroll deductions shall be deducted.

Section 2. The following appropriations are hereby approved:

Fund 1006 American Rescue Plan Act (ARPA)

Department	Department Code	No. of Employees	1001 Salaries	1006 Social Security	1008 Retirement	Office Total
County Judge	100	2	\$2,000.00	\$154.00	\$307.00	\$2,461.00
County Clerk	101	2	\$2,000.00	\$154.00	\$307.00	\$2,461.00
Circuit Clerk	102	5	\$5,000.00	\$383.00	\$767.00	\$6,150.00
Tax Collector	104	3	\$3,000.00	\$230.00	\$460.00	\$3,690.00
Assessor	105	5	\$5,000.00	\$383.00	\$767.00	\$6,150.00
Sheriff	400	22 (5 clerical)	\$11,375.00	\$871.00	\$1,743.00	\$13,988.00
District Court	409	4	\$4,000.00	\$307.00	\$613.00	\$4,920.00
Jail	418	2	\$2,000.00	\$154.00	\$307.00	\$2,461.00
OEM	500	1	\$1,000.00	\$77.00	\$154.00	\$1,231.00
Landfill	700	1	\$1,000.00	\$77.00	\$154.00	\$1,231.00
Road	200	28	\$28,000.00	\$2,143.00	\$4,290.00	\$34,433.00
Library	600	5	\$5,000.00	\$383.00	\$767.00	\$6,150.00
911	501	5	\$5,000.00	\$383.00	\$767.00	\$6,150.00

PROPOSED ORDINANCE NO. 2023- PREMIUM PAY FOR YEAR 2021 (\$1000-\$375 w/officials)

Jail Maintenance	497	2	\$2,000.00	\$154.00	\$307.00	\$2,461.00
TOTALS:			\$76,375.00	\$5,853.00	\$11,710.00	\$93,937.00

Fund 1000 General Fund

Department	Department Code	Elected Officials	1001 Salaries	1006 Social Security	1008 Retirement	Office Total
County Judge	100	1	\$1,000.00	\$77.00	\$179.00	\$1,256.00
County Clerk	101	1	\$1,000.00	\$77.00	\$179.00	\$1,256.00
Circuit Clerk	102	1	\$1,000.00	\$77.00	\$179.00	\$1,256.00
Treasurer	103	1	\$1,000.00	\$77.00	\$179.00	\$1,256.00
Tax Collector	104	1	\$1,000.00	\$77.00	\$179.00	\$1,256.00
Sheriff	400	1	\$375.00	\$29.00	\$67.00	\$471.00
Coroner	419	1	\$1,000.00	\$77.00	\$0.00	\$1,077.00
TOTALS:			\$6,375.00	\$491.00	\$962.00	\$7,828.00

Section 3. In the event that any provision of this Ordinance or the application thereof to any person or circumstance is held to be invalid, such invalidity shall not affect the other provisions or applications to this Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are declared to be severable.

Section 4. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND ADOPTED this _____th day of _____ 2023.

ATTEST:

APPROVED:

Rachelle Evans, Cleburne County Clerk

Eric Crosby, Cleburne County Judge

Recorded: Book _____ Page(s) _____

PROPOSED ORDINANCE NO. 2023- PREMIUM PAY FOR YEAR 2021 (\$750 excluding officials & law enforcement)

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: “AN APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2022-040, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2021 AND FOR OTHER PURPOSES TO AMEND 2022 BUDGET TO MAKE ADDITIONAL APPROPRIATIONS FOR PREMIUM PAY FROM THE AMERICAN RESCUE PLAN FUNDS”.

WHEREAS, the American Rescue Plan, Public Law No. 117-2 (March 11, 2021), was adopted into law and provided States, Cities, Counties, and Tribal Governments funds for the purpose of addressing the various adverse impacts of COVID-19 upon these governmental units and society, including premium pay for essential workers defined by Final Rule definitions, in pertinent part, as any work performed by a County employee involving regular in-person interactions or regular physical handling of items that were also handled by others, and

WHEREAS, the Final Rule, sets forth the authority and need for providing premium pay to assure the retention and support for essential workers and public functions, and

WHEREAS, the Quorum Court of Cleburne County, Arkansas, recognizes the need to provide resilience to our local government and provide premium pay including retroactive pay back to January 1, 2021, to December 31, 2021, to current County employees as authorized by the American Rescue Plan and guidance by the United States Treasury.

NOW, THEREFORE, BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY, ARKANSAS:

Section 1. That it hereby approves a lump sum payment of \$750.00 for all eligible current full-time employees, excluding deputies, continuously employed full-time by Cleburne County for any of the period beginning January 1, 2021, from which all applicable payroll deductions shall be deducted.

Section 2. The following appropriations are hereby approved:

Fund: 1006 American Rescue Plan Act (ARPA)

Department	Department Code	No. of Employees	1001 Salaries	1006 Social Security	1008 Retirement	Office Total
County Judge	100	2	\$1,500.00	\$115.00	\$230.00	\$1,845.00
County Clerk	101	2	\$1,500.00	\$115.00	\$230.00	\$1,845.00
Circuit Clerk	102	5	\$3,750.00	\$287.00	\$575.00	\$4,612.00
Tax Collector	104	3	\$2,250.00	\$173.00	\$345.00	\$2,768.00
Assessor	105	5	\$3,750.00	\$287.00	\$575.00	\$4,612.00
Sheriff	400	5	\$3,750.00	\$287.00	\$575.00	\$4,612.00
District Court	409	4	\$3,000.00	\$230.00	\$460.00	\$3,690.00
Jail	418	2	\$1,500.00	\$115.00	\$230.00	\$1,845.00
OEM	500	1	\$750.00	\$58.00	\$115.00	\$923.00
Landfill	701	1	\$750.00	\$58.00	\$115.00	\$923.00
Road	200	28	\$21,000.00	\$1,607.00	\$3,218.00	\$25,825.00
Library	600	5	\$3,750.00	\$287.00	\$575.00	\$4,612.00
911	501	5	\$3,750.00	\$287.00	\$575.00	\$4,612.00
Jail Maintenance	497	2	\$1,500.00	\$115.00	\$230.00	\$1,845.00
TOTALS:			\$63,000.00	\$4,827.00	\$9,658.00	\$77,485.00

Section 3. In the event that any provision of this Ordinance or the application thereof to any person or circumstance is held to be invalid, such invalidity shall not affect the other provisions or applications to

PROPOSED ORDINANCE NO. 2023- PREMIUM PAY FOR YEAR 2021 (\$750 excluding officials & law enforcement)

this Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are declared to be severable.

Section 4. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND ADOPTED this _____th day of _____ 2023.

ATTEST:

APPROVED:

Rachelle Evans, Cleburne County Clerk

Eric Crosby, Cleburne County Judge

Recorded: Book _____ Page(s) _____

PROPOSED