

**AGENDA**  
**Cleburne County Quorum Court**  
**Thursday, April 14, 2022**  
**6:00 p.m.**

Cleburne County Court Building  
922 South 9<sup>th</sup> 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. Scott Cresswell, Pine Snag Fire Chief, "Early Notification for Natural Disaster"-**JP Malone**
  - b. Proposed Ordinance No. 2022-Volunteer EMT Training Reimbursement Proposal-**JP Henegar**
  - c. Proposed Ordinance No. 2022-Appropriation of Money for Reimbursement for EMT Training for Volunteer EMS Services-**JP Henegar**
  - d. Proposed Ordinance No. 2022-Amend County Matching Funds for Fire Budget-**JP Caldwell**
  - e. Proposed Ordinance No. 2022-Budget Amend Cleburne County Extension Service-**JP Caldwell**
  - f. Proposed Ordinance No. 2022-Amend 2022 Budget-HVAC system-**JP Evans** (Update on HVAC system from Judge Martin)
7. **Comments from the Public:**
8. **Announcements:**
  - a. Ordinance 2022-010 Update-Judge Martin
  - b. Disposal of County Property-Judge Martin
  - c. Next Regular Quorum Court Meeting Thursday, May 12, 2022.
9. **Adjournment:**

# CLEBURNE COUNTY QUORUM COURT JOURNAL OF PROCEEDINGS

March 10, 2022

The Cleburne County Quorum Court met in regular session in the Cleburne Court Building, 922 South 9<sup>th</sup> Street, Heber Springs, Arkansas. The meeting was called to order at 6:01 p.m. County Judge Karl Martin presided.

PRESENT: Henegar, Caldwell, Blackburn, Malone, Evans, Martin, Foust, Tamburo, Roberts. ABSENT: None.

VACANCY: JP 1, JP 11.

## READING, CORRECTION, AND DISPOSITION OF MINUTES:

Motion was made by JP Caldwell to approve the minutes of the February 10, 2022, regular meeting, seconded by JP Martin. Voice vote, motion carried.

## REPORT OF TREASURER:

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

## REPORT OF COMMITTEES:

**Ambulance:** JP Foust reported the ambulance committee met Friday, March 4, 2022, where the three ambulance proposals were formally received and reviewed by the committee. JP Foust gave a brief summary of the proposals, and advised it is the intention of the ambulance committee to come to the Court with an Ordinance at the April 2022 meeting. The proposals are on file in the County Clerk's office. A meeting is scheduled for Friday, March 18, 2022, at 10:00 a.m. located in the County Judge's office.

**Jail:** JP Evans reported the Jail Committee will meet this coming week to discuss moving forward with plans for the Jail since a little more clarity on APR Fund expenditures has been gained.

## UNFINISHED BUSINESS:

None

## NEW BUSINESS:

### Proposed Resolution No. 2022-Declare Vacancy in JP District One

JP Malone introduced a Resolution: **"A RESOLUTION DECLARING A VACANCY IN THE OFFICE OF JUSTICE OF THE PEACE, DISTRICT ONE (1), CLEBURNE COUNTY, STATE OF ARKANSAS."**

JP Malone made a motion to adopt the Resolution, seconded by JP Martin. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Roberts, Tamburo. Nays: None.

**Passed and adopted as Resolution 2022-03.**

### Proposed Resolution No. 2022-Declare Vacancy in JP District Eleven

JP Caldwell introduced a Resolution: **"A RESOLUTION DECLARING A VACANCY IN THE OFFICE OF JUSTICE OF THE PEACE, DISTRICT ELEVEN (11), CLEBURNE COUNTY, STATE OF ARKANSAS."**

JP Caldwell made a motion to adopt the Resolution, seconded by JP Martin. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Roberts, Tamburo. Nays: None.

**Passed and adopted as Resolution 2022-04.**

Mr. Mike Kirkpatrick, Tumbling Shoals/Ida Fire Department/EMS, addressed the Court asking for funds to purchase an Automated CPR device at a cost of \$6,050.40. JP Blackburn advised he would bring an Ordinance before the Court.

JP Caldwell announced the 2022 Bobby Mooney Fire Department/ Volunteer EMS Services Matching Funds Fundraiser Challenge will begin Memorial Day and run through Thanksgiving. The County will match up to \$750 of funds raised between the above stated dates. It was determined that there is only a Budget for Fire Department Matching and EMS Matching funds would need to be appropriated if EMS is to be included in the County matching funds.

**Proposed Ordinance No. 2022-The Wavebreaker At Eden Isle Marina Private Club Permit**

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 ORDINANCE APPROVING THE PRIVATE CLUB PERMIT APPLICATION FOR THE WAVEBREAKER AT EDEN ISLE MARINA AND ALLOWING FOR THE APPLICATION OF THE REQUIRED PERMIT FROM THE ARKANSAS ALCOHOLIC BEVERAGE CONTROL DIVISION PER ARKANSAS CODE ANNOTATED §3-9-222(a)(2)".**

JP Martin made a motion to suspend the rules and place the Ordinance on the second reading by title only, seconded by JP Roberts. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Roberts, Tamburo. Nays: None. JP Martin read the Ordinance by title only. JP Martin made a motion to suspend the rules and place the Ordinance on a third and final reading by title only, seconded by JP Roberts. JP Martin read the Ordinance by title only. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Roberts, Tamburo. Nays: None. JP Martin made a motion to adopt the Ordinance, seconded by JP Roberts. Discussion followed. Roll Call was taken. Ayes: Caldwell, Foust, Malone, Martin, Roberts, Tamburo. Nays: Evans, Henegar. Abstain: Blackburn. Motion did not meet the two-thirds required vote- Motion failed.

**Proposed Ordinance No. 2022-2021-Budget Clean-up**

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. 2020-032, WHICH ADOPTED THE BUDGET FOR CALENDAR YEAR 2021 AND/OR OTHER PURPOSES FOR THE PURPOSE OF 2021 BUDGET CLEAN-UP."**

JP Evans made a motion to adopt the ordinance by reference with a copy filed in the office of County Clerk, seconded by JP Martin. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Roberts, Tamburo. Nays: None.

**Passed and adopted as Ordinance 2022-08.**

**Proposed Ordinance No. 2022-Adding County Library ARP Grant Fund Budget**

JP Caldwell 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 ADDING COUNTY LIBRARY ARP GRANT FUND BUDGET."**

JP Caldwell made a motion to adopt the ordinance, seconded by JP Malone. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Roberts, Tamburo. Nays: None.

**Passed and adopted as Ordinance 2022-09.**

**COMMENTS FROM THE PUBLIC:**

Ms. Paulette Yarbrough asked Drew Smith, County Attorney to clarify the vote on the Privat Club Permit Proposed Ordinance.

Ms. Paula Sporn asked what the procedure is to fill the vacancies. Mr. Smith advise the Governor will make the appointments to fill the vacancies, and hopefully by the next Quorum Court meeting.

**ANNOUNCEMENTS:**

- Judge Martin made an announcement regarding the HVAC system--shop plans approved, equipment ordered, insurance and bonds filed; and work should begin week of March 21, 2020.
- The next regular Quorum Court meeting will be held Thursday, April 14, 2022.

**ADJOURNMENT:**

JP Martin made the motion to adjourn, seconded by JP Caldwell. Meeting adjourned at 6:46 p.m.

**ATTESTED:**

\_\_\_\_\_  
Rachelle Evans, Cleburne County Clerk

Book \_\_\_\_\_ Page (s) \_\_\_\_\_

This \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_ 2022

**PROPOSED ORDINANCE NO. 2022-VOLUNTEER EMT TRAINING  
REIMBURSEMENT PROPOSAL**

**BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE ESTABLISHING RATE OF REIMBURSEMENT FOR EMT TRAINING FOR VOLUNTEER EMS SERVICES."**

**WHEREAS**, The Cleburne County Quorum Court finds it necessary to help offset some of the training expenses that the volunteer EMS services often pay for new recruit training in Cleburne County; and,

**WHEREAS**, The Cleburne County Quorum Court finds it necessary to establish the rate of reimbursement for this EMT training for the volunteer EMS services.

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

**Section 1.** The Cleburne County Quorum Court wishes to establish procedures for allowing volunteer EMS services to submit training information to the Cleburne County Clerk's Office to allow Cleburne County to reimburse the volunteer EMS services for new recruit training expenses.

**Section 2.** For purposes of this Ordinance, each volunteer EMS service shall be allowed to receive up to Two Thousand Dollars (\$2,000.00) or actual cost of new recruit training, whichever is less. In no event shall any volunteer EMS service receive more than Two Thousand Dollars (\$2,000.00) per new trainee under this Ordinance.

**Section 3.** No Cleburne County volunteer EMS ambulance service shall receive more than Six Thousand Dollars (\$6,000.00) in total training reimbursement under this Ordinance.

**Section 4.** In order for a volunteer EMS Service to be eligible for reimbursement, the following information must be provided to the Cleburne County Clerk's Office by 4:30 P.M. on December 09, 2022:

- a. A cash receipt showing the volunteer EMS service has paid for the new recruit training,
- b. Proof of completion of training and certification. This can be through either copy of Training Certification or Copy of Certification Number with the Arkansas Department of Health; and,
- c. A signed and executed agreement that trainee has agreed and committed to serving at least one (1) year on the volunteer EMS department that has sponsored and funded the trainee during the training program.

**Section 5.** If all of the required documentation has been provided to the County Clerk's Office in the prescribed time period, then the County Clerk shall be authorized to issue reimbursements pursuant to this agreement and said reimbursements shall be made on or before December 22, 2022 for all trainees completing their training and receiving their certification between January 1, 2022 and November 30, 2022.

**Section 6.** 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.

**PROPOSED ORDINANCE NO. 2022-VOLUNTEER EMT TRAINING  
REIMBURSEMENT PROPOSAL**

**Section 7.** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**PASSED AND ADOPTED** this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_ 2022.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Rachelle Evans, Cleburne County Clerk

\_\_\_\_\_  
Karl Martin, Cleburne County Judge

Recorded: Book \_\_\_\_\_ Page(s) \_\_\_\_\_

PROPOSED

**PROPOSED ORDINANCE NO. 2022-APPROPRIATION OF MONEY FOR REIMBURSEMENT FOR EMT TRAINING FOR VOLUNTEER EMS SERVICES**

**BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: “AN APPROPRIATION ORDINANCE AMENDING ORDINANCE 2021-035 WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2022 FOR THE PURPOSE OF REIMBURSEMENT FOR EMT TRAINING EXPENSES FOR VOLUNTEER EMS SERVICES”.**

**WHEREAS,** The Cleburne County Quorum Court finds it necessary to help offset some of the training expenses that the volunteer EMS services often pay for new recruit training in Cleburne County; and,

**WHEREAS,** The Cleburne County Quorum Court has previously set the rate of reimbursement for this EMT training for the volunteer EMS services; and,

**WHEREAS,** the time has come to appropriate money for said reimbursement for EMT training.

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

**Section 1.** The Quorum Court hereby approves the appropriation as follows:

**Fund: 1000 COUNTY GENERAL-EMT TRAINING**

LINE ITEM	FROM	TO	CHANGE
1000-0301-3101 Training and Education	\$0.00	\$24,000.00	+\$24,000.00
<b>TOTAL INCREASE IN EMT TRAINING BUDGET</b>			<b>\$24,000.00</b>

**Section 2.** 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 3.** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**PASSED AND ADOPTED** this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_ 2022.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Rachelle Evans, Cleburne County Clerk

\_\_\_\_\_  
Karl Martin, Cleburne County Judge

Recorded: Book \_\_\_\_\_ Page(s) \_\_\_\_\_

**PROPOSED ORDINANCE NO. 2022-AMEND COUNTY MATCHING FUNDS FOR FIRE BUDGET**

**BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY, 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/OR OTHER PURPOSES TO AMEND THE COUNTY MATCHING FUNDS FOR FIRE BUDGET."**

**WHEREAS**, the Cleburne County Quorum Court is amending the Bobby Mooney Fire Department Matching Funds Challenge fund raiser to include volunteer EMS Departments; and,

**WHEREAS**, the Court finds that additional funds need to be appropriated; and,

**WHEREAS**, the title of the budget needs to be changed to reflect that this budget will be used to match both funds raised for the Fire Departments and volunteer EMS Departments.

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

**Section 1.** The following change in budget title and additional appropriation is hereby approved:

**Fund: 1000 County Matching Funds**

LINE ITEM	FROM	TO	CHANGE
1000-0301-3096 County Matching Funds	\$0.00	\$3,000.00	+\$3,000.00
<b>TOTAL INCREASE IN COUNTY MATCHING FUNDS BUDGET</b>			<b>\$3,000.00</b>

**Section 2.** 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 3.** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**PASSED AND ADOPTED** this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_ 2022.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Rachelle Evans, Cleburne County Clerk

\_\_\_\_\_  
Karl Martin, Cleburne County Judge

Recorded: Book \_\_\_\_\_ Page(s) \_\_\_\_\_

PROPOSED ORDINANCE NO. 2022-AMEND 2022 BUDGET-EXTENSION SERVICE

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.

WHEREAS, the County was notified by the Cleburne County Extension Service that during the transition from Staff Chair Michelle Mobley to the new Staff Chair Amy Heck, there was an oversight by the Little Rock State Office. The 4<sup>th</sup> quarter invoice for 2021 was sent out incorrectly, and the mistake was not caught until March 17, 2022. The Extension Service is requesting payment from the County. Since they did not notify the County until after the closeout period of 2021, it must be paid out of the 2022 Budget year.

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

**Section 1.** The following appropriation is hereby approved:

**Fund: 1000 Extension Service**

LINE ITEM	FROM	TO	CHANGE
1000-0801-1001 Salaries Full-Time	\$30,000.00	\$37,500.00	+\$7,500.00
1000-0801-1002 Salaries Part-Time	\$7,250.00	\$9,062.50	+\$1,812.50
<b>TOTAL CHANGE IN EXTENSION SERVICE BUDGET</b>			<b>\$9,312.50</b>

**Section 2.** 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 3.** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND ADOPTED this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_ 2022.

ATTEST:

APPROVED:

\_\_\_\_\_  
Rachelle Evans, Cleburne County Clerk

\_\_\_\_\_  
Karl Martin, Cleburne County Judge

Recorded: Book \_\_\_\_\_ Page(s) \_\_\_\_\_



**PROPOSED ORDINANCE NO. 2022-AMEND 2022 BUDGET-COURTHOUSE HVAC SYSTEM**

**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.**

**WHEREAS**, the Cleburne County Courthouse HVAC system no longer works and needs to be replaced. The County has received a grant for \$250,000 for this project, but additional funds need to be appropriated in order to complete the project.

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

**Section 1.** The following appropriation is hereby approved:

**Fund: 1000 Courthouse Maintenance**

LINE ITEM	FROM	TO	CHANGE
1000-0108-3009 Other Professional Services	\$25,000.00	\$290,484.00	+\$265,484.00
<b>TOTAL CHANGE IN COURTHOUSE MAINTENANCE BUDGET</b>			<b>+\$265,484.00</b>

**Section 2.** 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 3.** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**PASSED AND ADOPTED** this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_ 2022.

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Rachelle Evans, Cleburne County Clerk

\_\_\_\_\_  
Karl Martin, Cleburne County Judge

Recorded: Book \_\_\_\_\_ Page(s) \_\_\_\_\_