

CLEBURNE COUNTY QUORUM COURT JOURNAL OF PROCEEDINGS

February 14, 2019

The Cleburne County Quorum Court met in regular session in the County Court Building, 922 South 9th Street, Heber Springs, Arkansas. The meeting was called to order at 6:02 p.m. County Judge Jerry Holmes presided. PRESENT: Pearson, Henegar, Caldwell, Blackburn, Malone, Evans, Gracey, Foust, Grace, Roberts, Owens. ABSENT: None.

READING, CORRECTION, AND DISPOSITION OF MINUTES:

Motion was made by JP Malone to approve the minutes of the January 10, 2019 regular meeting, seconded by JP Caldwell. Voice vote, motion carried unanimously.

REPORT OF TREASURER:

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

REPORT OF COMMITTEES:

JP Evans announced that the Jail committee did meet and will meet again by conference call Wednesday at 1:30 p.m. in the Judge's Office. This will be a meeting with the persons involved with the Jail standards evaluations not the consultants.

UNFINISHED BUSINESS:

Proposed Ordinance No. 2019-Cleburne County Fair Board

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 ORDINANCE FOR THE REORGANIZATION OF THE CLEBURNE COUNTY FAIR BOARD."**

JP Foust made a motion to suspend the rules and place the Ordinance on a second reading by title only, seconded by JP Gracey. Roll call was taken. Aye's: Pearson, Henegar, Caldwell, Blackburn, Evans, Gracey, Foust, Grace, Roberts, Owens. Nay's: Malone. JP Foust read the Ordinance by title only. JP Foust made a motion to suspend the rules and place the Ordinance on a third and final reading by title only, seconded by JP Henegar. Roll call was taken. Aye's: Pearson, Henegar, Caldwell, Blackburn, Evans, Gracey, Foust, Grace, Roberts, Owens. Nay's: Malone. JP Foust read the Ordinance by title only. JP Foust made a motion to adopt the Ordinance, seconded by JP Henegar. Lengthy discussion followed. Several Quorum Court members questioned different aspects of the Ordinance. After lengthy discussion, JP Foust withdrew the Ordinance to amend for the purpose of clarifying sections 8 and 9 before bringing back to the Court.

NEW BUSINESS:

Judge Holmes ask the court to consider moving New Business Item f. Discussion Handbook Revision to the first item under New Business. JP Malone made a motion to amend the agenda to move Item f. Discussion of the Handbook to the first Item under new Business, seconded by JP Roberts. Voice vote, motion carried unanimously. Lengthy discussion concerning the sick and vacation accrual and use time followed.

JP Caldwell made a motion to read the Ordinance (referencing Ordinance sponsored by JP Foust) and vote on it, no second.

Further discussion was held.

JP Pearson made a motion to table the Ordinance, no second.

Judge Holmes recommended the Court take a recess.

Court recessed at 7:38 p.m.

Court reconvened at 7:54 p.m.

JP Caldwell made a motion to Introduce Proposed Ordinance No. 2019-Sick and Vacation Accrual and Use Period, seconded by JP Gracey. Roll Call was taken. Aye's: Pearson, Henegar, Caldwell, Blackburn, Malone, Evans, Gracey, Foust, Grace, Roberts, Owens. Nay's: None.

Proposed Ordinance No. 2019-Sick and Vacation Accrual and Use Period

JP Caldwell introduced an Ordinance: **"BE ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS: AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE GRANTING EXISTING COUNTY EMPLOYEES THE OPTION TO CONTINUE USING JANUARY 1-JANUARY 1 AS THE SICK AND VACATION ACCRUAL AND USE TIME PERIOD."**

JP Caldwell made a motion to suspend the rules and place the Ordinance on a second reading by title only, seconded by JP Gracey. Roll call was taken. Aye's: Pearson, Henegar, Caldwell, Blackburn, Malone, Evans, Gracey, Foust, Grace, Roberts, Owens. Nay's: None. JP Caldwell read the Ordinance by title only. JP Caldwell made a motion to suspend the rules and place the Ordinance on a third and final reading by title only, seconded by JP Roberts. Roll call was taken. Aye's: Pearson, Henegar, Caldwell, Blackburn, Malone, Evans, Gracey, Foust, Grace, Roberts, Owens. Nay's: None. JP Caldwell read the Ordinance by title only. JP Caldwell made a motion to adopt the Ordinance, seconded by JP Roberts. After lengthy discussion, JP Foust called for the question. Further discussion continued. Judge Holmes stated that JP Foust had called for the question. Judge Homes called for a Roll call vote. Roll call was taken. Aye's: Pearson, Caldwell, Blackburn, Gracey, Foust, Grace, Roberts, Owens. Nay's: Henegar, Malone, Evans. JP Caldwell made a motion to adopt the Emergency Clause, seconded by JP Gracey. Roll Call was taken. Aye's: Caldwell, Blackburn, Gracey, Foust, Grace, Roberts, Owens. Nay's: Pearson, Henegar, Malone, Evans.

Passed and Adopted as Ordinance No. 2019-002.

Proposed Ordinance No.-Fund 3019 Boating Safety

JP Blackburn introduced an Appropriation Ordinance: **"BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS: AN APPROPRIATION ORDINANCE TO BE ENTITLED: "APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2018-026, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2019 AND FOR OTHER PURPOSES, RENAMING THE BOATING SAFETY FUND AND ESTABLISHING A 2019 BUDGET FOR THE COUNTY EMERGENCY RESCUE FUND."**

JP Blackburn made a motion to adopt the Ordinance, seconded by JP Caldwell. After lengthy discussion, JP Malone called for the question. Roll call was taken. Aye's: Henegar, Caldwell, Blackburn, Malone, Evans, Gracey, Foust, Grace, Roberts, Owens. Nay's: Pearson.

Passed and Adopted as Ordinance No. 2019-003.

Proposed Ordinance No. 2019-Establishing Private Club Permit Procedures

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 ORDINANCE ESTABLISHING THE RULES AND PROCEDURES FOR FILING AN APPLICATION FOR A PRIVATE CLUB PERMIT IN THE UNINCORPORATED AREAS OF CLEBURNE COUNTY, ARKANSAS."**

JP Caldwell made a motion to suspend the rules and place the Ordinance on a second reading by title only, seconded by JP Roberts. Roll call was taken. Aye's: Pearson, Henegar, Caldwell, Blackburn, Evans, Foust, Grace, Roberts, Owens. Nay's: Malone, Gracey. JP Caldwell read the Ordinance by title only. JP Caldwell made a motion to suspend the rules and place the Ordinance on a third and final reading by title only, seconded by JP Owens. Roll call was taken. Aye's: Pearson, Henegar, Caldwell, Blackburn, Evans, Foust, Grace, Roberts, Owens. Nay's: Malone, Gracey. JP Caldwell read the Ordinance by title only. JP Caldwell made a motion to adopt the Ordinance, seconded by JP Roberts. Discussion Followed. Roll call was taken. Aye's: Pearson, Henegar, Caldwell, Blackburn, Malone, Evans, Gracey, Foust, Grace, Roberts, Owens. Nay's: None. JP Caldwell made a motion to adopt the Emergency Clause, seconded by JP Pearson. Roll Call was taken. Aye's: Pearson, Henegar, Caldwell, Blackburn, Malone, Evans, Gracey, Foust, Grace, Roberts, Owens. Nay's: None.

Passed and Adopted as Ordinance No 2019-004.

Proposed Ordinance No. 2019-Cleburne Co. Courthouse Restoration Grant

JP Roberts introduced an Appropriation Ordinance: "BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS: AN APPROPRIATION ORDINANCE TO BE ENTITLED: APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2018-026, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2019 AND FOR OTHER PURPOSES."

JP Roberts made a motion to adopt the Ordinance, seconded by JP Malone. Discussion followed. JP Grace called for the question. Roll call was taken. Aye's: Pearson, Henegar, Caldwell, Malone, Evans, Gracey, Foust, Grace, Roberts, Owens. Nay's: Blackburn.

Passed and Adopted as Ordinance No. 2019-005.

Proposed Ordinance No. 2019-Property Exchange or Transfer by County

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 ORDINANCE ESTABLISHING PROVISIONS FOR PROPERTY EXCHANGE OR TRANSFER BY COUNTY."

JP Foust made a motion to suspend the rules and place the Ordinance on a second reading by title only, seconded by JP Roberts. Roll call was taken. Aye's: Henegar, Caldwell, Blackburn, Malone, Evans, Foust, Grace, Roberts, Owens. Nay's: Pearson, Gracey. JP Foust read the Ordinance by title only. JP Foust made a motion to suspend the rules and place the Ordinance on a third and final reading by title only, seconded by JP Roberts. Roll call was taken. Aye's: Henegar, Caldwell, Blackburn, Malone, Evans, Foust, Grace, Roberts, Owens. Nay's: Pearson, Gracey. JP Foust read the Ordinance by title only. JP Foust made a motion to adopt the Ordinance, seconded by JP Roberts. Discussion followed. JP Foust withdrew the motion.

Proposed Resolution No. 2019-Sheriff Interim Filling of Vacancies

JP Blackburn introduced a Resolution: "A RESOLUTION PROVIDING FOR THE INTERIM FILLING OF VACANCIES FOR THE OFFICE OF CLEBURNE COUNTY SHERIFF DURING TIMES OF EMERGENCY."

JP Blackburn made a motion to adopt the Resolution, seconded by JP Malone. No discussion followed. Roll call was taken. Aye's: Pearson, Henegar, Caldwell, Blackburn, Malone, Evans, Gracey, Foust, Grace, Roberts, Owens. Nay's: None.

Passed and Adopted as Resolution 2019-002.

COMMENTS FROM THE PUBLIC:

None

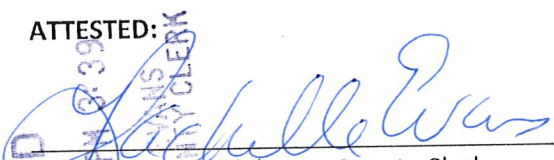
ANNOUNCEMENTS:

The March regular Quorum Court meeting will be held March 14, 2019.

ADJOURNMENT:

JP Caldwell made motion to adjourn, seconded by JP Roberts. Meeting adjourned at 9:28 p.m.

ATTESTED:


Rachelle Evans, Cleburne County Clerk

This 14th day of March, 2019

Book B Page(s) 531-533

FILED
2019 MAR 15 AM 9:39
RACHELLE EVANS
CLEBURNE COUNTY CLERK