

CLEBURNE COUNTY QUORUM COURT JOURNAL OF PROCEEDINGS

April 8, 2021

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 6:03 p.m. County Judge Jerry Holmes presided. PRESENT: Pearson, Henegar, Caldwell, Blackburn, Malone, Evans, Martin, Foust, Tamburo, Roberts, Owens.

READING, CORRECTION, AND DISPOSITION OF MINUTES:

Motion was made by JP Caldwell to approve the minutes of the March 11, 2021 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 Owens. Voice vote, motion carried.

REPORT OF COMMITTEES:

Jail Committee: JP Evans reported the committee met the morning of April 8, 2021 and reviewed drawings that had been received from Benchmark Company but were over cost, so committee will be looking into other options. One option was a facility out back that would stand alone initially for possible maximum security but could still use kitchen of current jail. This would allow to update jail in phases. Mr. Sterling seemed to be ok with this. The jail committee will keep working. As for now the Jail is still in compliance.

Ambulance Committee: JP Foust reported that after the Ambulance Committee meeting, the committee hopes to have something more concrete to present to the court at the next Quorum Court meeting.

UNFINISHED BUSINESS:

Proposed Ordinance No. 2021-Bill of Rights Sanctuary for Cleburne County

JP Blackburn placed Ordinance on the Third Reading: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AND ORDINANCE TO BE ENTITLED: "BILL OF RIGHTS SANCTUARY FOR CLEBURNE COUNTY"**.

JP Blackburn read the Ordinance. JP Blackburn made a motion to adopt the Ordinance, seconded by JP Roberts. County Attorney, Drew Smith, advised that the Court does not have the authority to pass this Ordinance, but the State does have the authority. JP Blackburn replied that he has been encouraged to move on with the Ordinance. Discussion followed, with comments from the public, concerning bills that are currently in the Arkansas Legislature and what affects this Ordinance may have on county residence and county employees. JP Malone made a motion to amend the Ordinance by removing Section 4, items 9, 10, and 11. Mr. Smith did advise to be careful with amending the Ordinance substantially on a third reading because it could put amended Ordinance on a first reading. JP Malone added, in his opinion, this was not substantial enough to put back on first reading. After additional discussion to amend Ordinance further, Mr. Smith advised that if amended any more than stated, he would recommend putting it back on first reading. JP Malone restated motion to amend, seconded by JP Blackburn. Roll call was taken. Ayes: Blackburn, Evans, Malone, Martin, Pearson, Roberts, Tamburo. Nays: Caldwell, Foust, Henegar, Owens. JP Blackburn made a motion to adopt the Ordinance as amended, seconded by Malone. Discussion followed. JP Henegar called for the question. Roll call was taken. Ayes: Blackburn, Malone, Martin, Pearson, Roberts, Tamburo. Nays: Caldwell, Evans, Foust, Henegar, Owens. **Passed and adopted as Ordinance 2021-011.**

NEW BUSINESS:

Judge Holmes reported on the 2019 Legislative Audit. No findings were made by Legislative Audit. Treasurer, Pam Gray, explained the audit mention of unauthorized withdrawal of funds. Funds were recovered and auditors did reassure Ms. Gray that she correctly did all that could have been done. The auditors did advise they have to put in audit not because something was done wrong, but because it happened.

Proposed Ordinance No. 2021-Amend Ordinance 2020-030-Sheriff

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 ORDINANCE AMENDING THE NUMBER OF POSITIONS AND STARTING SALARIES FOR NON-ELECTED COUNTY POSITIONS"**.

JP Evans 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. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Owens, Pearson, Roberts, Tamburo. Nays: None. JP Evans read the Ordinance by title only. JP Evans made a motion to suspend the rules and place the Ordinance on a third and final reading by title only, seconded by JP Tamburo. Roll call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Owens, Pearson, Roberts, Tamburo. Nays: None. JP Evans read the Ordinance by title only. JP Evans made a motion to adopt the Ordinance, seconded by JP Martin. Discussion followed. JP Henegar made a motion to amend Ordinance making it retroactive to January 1, 2021, seconded by JP Martin. Voice vote, motion carried. JP Henegar made a motion to adopt the Ordinance as amended, seconded by JP Pearson. Roll call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Owens, Pearson, Roberts, Tamburo. Nays: None. JP Evans made a motion to adopt the Emergency Clause, seconded by Blackburn. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Owens, Pearson, Roberts, Tamburo. Nays: None.

Passed and adopted as Ordinance 2021-012.

Proposed Ordinance No. 2021-Amend Sheriff Employee Compensation

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 ORDINANCE AMENDING ORDINANCE 2013-023 SHERIFF'S OFFICE EMPLOYEE COMPENSATION FOR ASSIGNED DUTIES"**.

JP Evans made a motion to suspend the rules and place the Ordinance on a second reading by title only, seconded by JP Blackburn. Roll call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Owens, Pearson, Roberts, Tamburo. Nays: None. JP Evans read the Ordinance by title only. JP Evans made a motion to suspend the rules and place the Ordinance on a third and final reading by title only, seconded by JP Martin. Roll call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Owens, Pearson, Roberts, Tamburo. Nays: None. JP Evans read the Ordinance by title only. JP Evans made a motion to adopt the Ordinance, seconded by JP Martin. Discussion followed. JP Malone made a motion to amend Ordinance making it retroactive to January 1, 2021, seconded by JP Blackburn. Voice vote, motion carried. JP Evans made a motion to adopt the Ordinance as amended, seconded by JP Henegar. Roll call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Owens, Pearson, Roberts, Tamburo. Nays: None. JP Evans made a motion to adopt the Emergency Clause, seconded by JP Blackburn. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Owens, Pearson, Roberts, Tamburo. Nays: None.

Passed and adopted as Ordinance 2021-013.

Proposed Ordinance No. 2021-Amend Law Library Budget

JP Malone introduced an Ordinance: **BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE AMENDING ORDINANCE 2020-032 WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2021, APPROVING ADDITIONAL FUNDING FROM THE LAW LIBRARY BUDGET FOR INTERNET RENOVATION"**.

JP Malone made a motion to adopt the Ordinance, seconded by JP Roberts. Brief discussion followed. Roll call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Owens, Pearson, Roberts, Tamburo. Nays: None.

Pass and adopted as Ordinance 2021-014.

COMMENTS FROM THE PUBLIC:

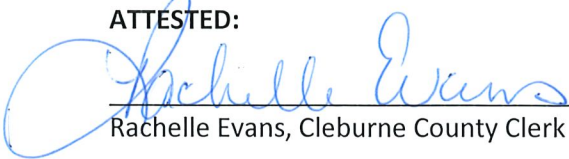
ANNOUNCEMENTS:

- The next regular Quorum Court meeting will be held Thursday, May 13, 2021.

ADJOURNMENT:

JP Caldwell made motion to adjourn, seconded by JP Malone. Meeting adjourned at 7:55 p.m.

ATTESTED:



Rachelle Evans, Cleburne County Clerk

This 13th day of May 2021

Book C Page(s) 208-010