

**AGENDA**  
**Cleburne County Quorum Court**  
**Thursday, February 9, 2023**  
**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:**
5. **Unfinished Business:**
  - a. Proposed Resolution No. 2023-Sheriff Interim Filling of Vacancies-**JP Martin**
6. **New Business:**
  - a. White/Cleburne County Mutual Aid Agreement-**Judge Crosby**
  - b. Proposed Ordinance No. 2023-Amend 2023 Budget-Other Sundry Insurance-**JP Evans**
  - c. Proposed Ordinance No. 2023-Amend County Handbook-Sheriff-**JP Wildmon**
  - d. Proposed Ordinance No. 2023-Amend 2023 Budget-Juvenile Court-**JP Malone**
  - e. Proposed Ordinance No. 2023-Law Enforcement Stipend-**JP Malone**
  - f. Proposed Resolution No. 2023-Land Exchange-**JP Foust**
7. **Comments from the Public:**
8. **Announcements:**
  - a. Next Regular Quorum Court Meeting is Thursday, March 9, 2023.
  - b. Members of the Emergency Services Oversight Committee (ESOC): JP Foust, JP Malone, JP Caldwell
9. **Adjournment:**

# CLEBURNE COUNTY QUORUM COURT JOURNAL OF PROCEEDINGS

January 12, 2023

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 Eric Crosby presided.

PRESENT: Moorehead, Caldwell, Fletcher, Malone, Evans, Martin, Foust, Tamburo, Wildmon, Owens.

ABSENT: Henegar.

Judge Crosby introduced the newly elected JP's.

## READING, CORRECTION, AND DISPOSITION OF MINUTES:

Motion was made by JP Malone, seconded by JP Martin to approve the December 2022 minutes. Voice vote, motion carried.

## REPORT OF TREASURER:

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

## REPORT OF COMMITTEES:

None-Judge Crosby is in the process of appointing committee members.

## UNFINISHED BUSINESS:

None

## NEW BUSINESS:

JP Martin made a motion, seconded by JP Fletcher, to add Proposed Ordinance No. 2023-Juvenile Officer Grant to the end of New Business. Voice vote, motion carried.

### Proposed Ordinance No. 2023- Procedural Ordinance

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 ESTABLISHING THE TIME, DATE, AND PROCEDURAL RULES OF THE REGULAR MONTHLY MEETING OF THE CLEBURNE COUNTY QUORUM COURT"**.

JP Evans made a motion to suspend the rules and place the Ordinance on the second reading by title only, seconded by JP Martin. Roll call was taken. Ayes: Caldwell, Evans, Fletcher, Foust, Malone, Martin, Moorehead, Owens, Tamburo, Wildmon. Nays: None. Absent: Henegar. JP Evans read the Ordinance by title only. JP Evans made a motion to suspend the rules and place the Ordinance on the third and final reading by title only, seconded by JP Martin. Roll call was taken. Ayes: Caldwell, Evans, Fletcher, Foust, Malone, Martin, Moorehead, Owens, Tamburo, Wildmon. Nays: None. Absent: Henegar. JP Evans read the Ordinance by title only. JP Evans made a motion to adopt the Ordinance, seconded by JP Malone. JP Evans stated that there was interest in moving the Quorum Court regular meetings to the second Monday of each month. Discussion followed, but no change was made. Roll call was taken. Ayes: Caldwell, Evans, Fletcher, Foust, Malone, Martin, Moorehead, Owens, Tamburo, Wildmon. Nays: None. Absent: Henegar.

**Passed and adopted as Ordinance 2023-01.**

### Proposed Resolution 2023-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. A lengthy discussion followed. JP Martin advised that the Secretary of State did contact the Federal Election Assistance office

on whether or not the County would have to reimburse the State for the election machines, and they reported that this question has never been asked so no direct answer is available at this time. Attorney Daniel Haney advised that, if adopted, this will be a Resolution that is binding. Main issue is there is no solution to the questions asked on how to hold an election with paper ballots regarding--can just the disabled use machines, how to have all ballot styles and keep voting centers, can ballots be run through the DS200 and then hand counted. JP Evans' concern was, there are so many questions without answers. JP Malone added there will be questions and we will figure them out going forward. Discussion followed between the JP's on whether to adopt Resolution with a plan or without a plan. Attorney Haney advised that the Resolution states that only disabled may use machine all other voters will be voting by paper ballot. Mr. Lancaster stated that currently under Arkansas Law the certified count to the State has to be by the DS200, but nothing states the Commission can't hand count. Election Commissioner Joe Tournear addressed the Court stating that we are where we are today using machines because of the problems we had with paper ballots. Mr. Tournear added that he would hate to go back to precinct voting from vote centers and doesn't know how all the different ballots styles could be at each vote center. Mr. Tournear stated that he would not want to go back to the way it was twenty (20) years ago. Mr. Reynolds addressed the Court encouraging the passage of this Resolution. JP Evans made a motion to put a committee in place and the committee report back within 30- 60 days with possible solutions to the issues raised. Attorney Haney advised that the committee might need to wait because he wasn't sure how the committee process worked and didn't want the Court to overstep their authority. Motion was withdrawn to let Judge Crosby have time to determine the committee members. Roll Call was taken. Ayes: Fletcher, Malone, Martin, Moorehead, Owens, Wildmon. Nays: Caldwell, Evans, Foust, Tamburo. Absent: Henegar.

**Passed and adopted as Resolution 2023-01.**

#### **Proposed Resolution No. 2023-Sheriff Interim Filling of Vacancies**

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

JP Martin made a motion to adopt the Resolution, seconded by JP Wildmon. Discussion followed. JP Evans raised the question as to whether a person could fill in as interim sheriff if they did not live in Cleburne County. Attorney Haney verified that a person filling in as Sheriff for any reason has to meet the qualifications to be Sheriff, of which, a resident of Cleburne County is required. The Sheriff asked if the list wasn't satisfactory, then to pull the Resolution to give him time to amend the list of succession. JP Martin made a motion to table the Resolution and place on the February 2023 Agenda, seconded by JP Fletcher. Voice vote, motion carried.

Sheriff Brown addressed the Court with information regarding a grant the Sheriff Office will apply for with a 75%-25% matching to buy new AWIN radios. The current radios were purchased in 2004-2005. Motorola came in with a quote replacing all 74 radios (37-handheld, 37-mobiles) at \$450,000 and Kenwood at \$196,000.00. With the Kenwood bid, the County's portion will be roughly \$50,000. All applications must be in by February 15, 2023. It will be March or April before confirmation of whether the grant was approved or not. If approved, the Sheriff will come back before the Court for an appropriation.

#### **Proposed Ordinance No. 2023-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. 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"**.

JP Foust made a motion to suspend the formal reading of the Appropriation Ordinance, seconded by JP Malone. Voice vote, motion carried. No Nays votes noted. JP Foust made a motion to adopt the Ordinance. Discussion followed. JP Malone made a motion, seconded by JP Martin to amend Section 1: 2<sup>nd</sup> line delete "excluding Sheriff", 3<sup>rd</sup> line delete "excluding deputies", 4<sup>th</sup> line beginning with the word

"Also" delete the remaining of the section. Amend Section 2 under Sheriff amend salary-\$22,000.00, Social Security-\$2,066.00, Retirement-4,137.00, Office Total-33,203. Totals for section 2 Salaries-87,000, Social Security-\$7,048, Retirement-\$14,104, Office total-\$113,152.00. Discussion followed. JP Foust requested to clarify, especially to the new Justices, why this Ordinance is proposed excluding law enforcement and Sheriff. Sheriff Brown addressed the Court stating reasons the Officers should receive the same premium pay as the other county employees. Discussion between Justices followed. Mr. Haney advised that an appropriation Ordinance or amendments to an appropriation Ordinance requires a two-thirds vote for passage. Roll call was taken for vote on the amendment. Ayes: Fletcher, Malone, Martin, Tamburo, Wildmon. Nays: Caldwell, Evans, Foust, Moorehead, Owens. Motion fails due to lack of required two-thirds vote. Roll call was taken to adopt the Ordinance. Ayes: Caldwell, Evans, Fletcher, Foust, Malone, Martin, Moorehead, Owens, Tamburo, Wildmon.  
**Passed and adopted as Resolution 2023-02.**

JP Caldwell withdrew Proposed Ordinance No. 2023-Premium Pay for Year 2021 (\$750 excluding officials & law enforcement).

**Proposed Ordinance No. 2023-Juvenile Officer Grant**

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 AMENDING ORDINANCE NO. 2022-040, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2023 AND/OR OTHER PURPOSES TO ADD JUVENILE OFFICER GRANT BUDGET".**

JP Martin made a motion to adopt the Ordinance, seconded by JP Fletcher. Roll call was taken. Ayes: Caldwell, Evans, Fletcher, Foust, Malone, Martin, Moorehead, Owens, Tamburo, Wildmon.

**Passed and adopted as Ordinance 2023-03.**

Ms. Pam Gray received a plaque for her thirty-one plus years of service in the Cleburne County Treasurer's office.

**COMMENTS FROM THE PUBLIC:**

Wanda Malone made a comment to the Court regarding the Premium Pay Ordinance.

**ANNOUNCEMENTS:**

- The next regular Quorum Court meeting will be held Thursday, February 9, 2022.

**ADJOURNMENT:**

JP Caldwell made a motion to adjourn, seconded by JP Evans. The meeting adjourned at 8:36 p.m.

**ATTESTED:**

\_\_\_\_\_  
Rachelle Evans, Cleburne County Clerk                      Date                      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 12<sup>th</sup> 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:

1. Chief Deputy
2. CID Lieutenant
3. Patrol Lieutenant

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 \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_ 2023.

**ATTEST:**

**APPROVED:**

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

\_\_\_\_\_  
Eric Crosby, Cleburne County Judge

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

## MUTUAL AID AGREEMENT

White County

BETWEEN THE COUNTY OF WHITE DEPARTMENT OF EMERGENCY  
MANAGEMENT AND THE COUNTY OF CLEBURNE DEPARTMENT OF  
EMERGENCY MANAGEMENT

WHEREAS, there is a great need for the White County Department of Emergency Management and the Cleburne County Department of Emergency Management to cooperate together for better and more efficient emergency and disaster response capabilities for the two Counties; and

WHEREAS, life and property can be saved by this agreement;

NOW THEREFORE; this agreement is entered into by the White County Department of Emergency Management and the Cleburne County Department of Emergency Management to permit the White County Department of Emergency Management to call for the assistance of the Cleburne County Department of Emergency Management or to permit the Cleburne County Department of Emergency Management to call for assistance of the White County Department of Emergency Management to assist in emergency and disaster response operations on the following terms and conditions.

FIRST, the White County Quorum Court has passed a resolution approving the terms of this agreement and authorizing the White County Judge and the White County Department of Emergency Management Coordinator to sign this agreement.

SECOND, the Cleburne County Quorum Court has passed a resolution approving the terms of this agreement and authorizing the Cleburne County Judge and the Cleburne County Department of Emergency Management Coordinator to sign this agreement.

THIRD, the White County Judge does hereby acknowledge that the Cleburne County Department of Emergency Management has permission to respond to White County upon request.

FOURTH, the Cleburne County Judge does hereby acknowledge that the White County Department of Emergency Management has permission to respond to Cleburne County upon request.

FIFTH, by this agreement, if either county responds to an incident, reimbursement can be expected for the cost of recovery.

SIXTH, by this agreement, both White County Department of Emergency Management and Cleburne County Department of Emergency Management make a good-faith commitment to aid and assist each other if called on to do so.

SEVENTH, this agreement is subject to cancellation of the first of any month after giving or receiving 30 days of cancellation notice.

Signed for Cleburne County

Signed for White County

\_\_\_\_\_  
Cleburne County Judge

\_\_\_\_\_  
White County Judge

\_\_\_\_\_  
Cleburne County  
Department of Emergency Management

\_\_\_\_\_  
White County Director  
Department of Emergency Management

Date \_\_\_\_\_

Date \_\_\_\_\_

**CLEBURNE COUNTY AND WHITE COUNTY INTERLOCAL AGREEMENT**

**A MUTUAL AID AGREEMENT BETWEEN THE COUNTY OF WHITE  
DEPARTMENT OF EMERGENCY MANAGEMENT AND THE COUNTY OF  
CLEBURNE DEPARTMENT OF EMERGENCY MANAGEMENT**

**THIS AGREEMENT** is made pursuant to Act 430 of 1967 and Act 742, Chapter 5j  
Section 90 of the 977 Acts of Arkansas, by and between the County of Cleburne, Arkansas,  
(hereinafter referred to as Cleburne County), and the County of White, Arkansas (hereinafter  
referred to as White County)

**WITNESSETH:**

- (I) **WHEREAS**, Cleburne County and White County recognize a great need for  
their respective Departments of Emergency Management to cooperate for better and  
more efficient emergency and disaster response capabilities for the betterment of the  
two Counties' citizens; and
- (II) **WHEREAS**, there is a need for this cooperation to save lives and property  
of the citizens of White and Cleburne Counties in the future
- (III) **WHEREAS**, Cleburne County and White County are desirous of establishing  
an Interlocal Agreement whereby the two Counties' Departments of Emergency  
Management are permitted to call on assistance from one another in the case of an  
emergency and/or disaster response operation pursuant to the following terms; and
- (VI) **WHEREAS**, by entering into such an Interlocal Agreement would thereby  
be able to provide increased and better coordinated responses for their citizens; and
- (VII) **WHEREAS**, acting completely in good faith, for the purpose of providing  
greater opportunities for the Citizens of the Counties, and increasing the welfare for  
all citizens effected hereby:

CLEBURNE COUNTY, ARKANSAS

ATTEST: \_\_\_\_\_ BY: \_\_\_\_\_  
County Clerk County Judge

WHITE COUNTY, ARKANSAS

ATTEST: \_\_\_\_\_ BY: \_\_\_\_\_  
County Clerk County Judge



**PROPOSED ORDINANCE NO. 2023-AMEND 2023 BUDGET-Other Sundry Insurance**

**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 OTHER SUNDRY INSURANCE LINE ITEM.**

**WHEREAS,** need exists to amend the 2023 Budget to appropriate funds due to an increase in the premium for Other Sundry Insurance.

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

**Section 1.** The following appropriations are hereby approved to increase Line Item 3054-Other Sundry Insurance in the following 2023 Budgets by the amount listed:

**Fund-Department**

1000-100	County Judge	\$100.00
1000-101	County Clerk	\$100.00
1000-102	Circuit Clerk	\$100.00
1000-103	Treasurer	\$100.00
1000-104	Tax Collector	\$100.00
1000-105	Assessor	\$100.00
1000-196	Claude Dill Complex	\$50.00
1000-409	District Court	\$100.00
1000-419	Coroner	\$20.00
1000-500	OEM	\$20.00
1000-701	Landfill	\$100.00
1000-800	Veterans Service	\$90.00
1006-108	Courthouse Maintenance	\$50.00
1006-400	Sheriff	\$6,000.00
1006-403	Court Building	\$50.00
1007-107	Quorum Court	\$100.00
2000-200	County Road	\$4,600.00
3006-102	Circuit Clerk	\$50.00
3008-600	County Library	\$100.00
3020-501	Nine One One	\$100.00

**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 \_\_\_\_\_ 2023.

**ATTEST:**

**APPROVED:**

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

\_\_\_\_\_  
Eric Crosby, Cleburne County Judge

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

**PROPOSED ORDINANCE NO. 2023-AMEND COUNTY HANDBOOK-SHERIFF**

**BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE AMENDING THE CLEBURNE COUNTY EMPLOYMENT POLICIES AND PROCEDURES HANDBOOK 7<sup>TH</sup> EDITION".**

**WHEREAS**, The Cleburne County Sheriff's Office adopted a new Cleburne County Employment Policies and Procedures Handbook 7<sup>th</sup> Edition in November of 2018 (Ordinance 2018-028), and;

**WHEREAS**, The Sheriff's Office seeks to amend portions of the handbook in an effort to increase retention and recruiting of deputies and jailers, and;

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

Sections 12(A) and 16(B) of the County Employment Handbook shall be amended to read as follows:

12. Compensatory Time

A. As authorized by the Fair Labor Standards Act, any County employee, except law enforcement, who makes less than \$455 per week (40 hours), regardless of job duties, is eligible for overtime compensation. ~~Law enforcement comp time will be based on time worked over 86 hours in a 14 consecutive day work period.~~ Those County employee(s) who are eligible to receive overtime compensation may receive, in lieu of over-time pay, compensatory time off at a rate of one and one-half hours for each hour of overtime worked.

16. Work Requirements

B. The County's standard work week for each administrative office employee is thirty-seven and one-half (37 ½) hours consisting of 5 standard seven and one-half (7 ½) hour work days with a thirty (30) minute non-paid lunch break. The County Road Department work week for each employee is thirty-eight (38) hours consisting of 4 non-standard nine and one-half (9 ½) hour work days with a thirty (30) minute non-paid lunch break. Law enforcement and Jail personnel work schedules will be determined by the appropriate County Official based on 80 hours worked in a 14 consecutive day work period.

**PASSED AND ADOPTED** this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_ 2023.

**ATTEST:**

**APPROVED:**

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

\_\_\_\_\_  
Eric Crosby, Cleburne County Judge

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

**PROPOSED ORDINANCE NO. 2023-AMEND 2023 BUDGET-JUVENILE COURT**

**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/OR OTHER PURPOSES TO AMEND THE JUVENILE COURT BUDGET."**

**WHEREAS**, an increase is being requested to accommodate for an increase in salaries given to the Juvenile Officers in the 16<sup>th</sup> Judicial District for the year 2023.

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

**Section 1.** The budget shall be amended and increased by adding the following appropriations:

**Fund 1000 County General, Department Juvenile Court**

LINE ITEM	FROM	TO	CHANGE
1000-0414-3196 Miscellaneous Reimbursement	\$68,500.00	\$72,600.00	+\$4,100.00
<b>TOTAL CHANGE IN JUVENILE COURT BUDGET</b>			<b>+\$4,100.00</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 \_\_\_\_\_ 2023.

**ATTEST:**

**APPROVED:**

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

\_\_\_\_\_  
Eric Crosby, Cleburne County Judge

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

PROPOSED ORDINANCE NO. 2023-LAW ENFORCEMENT STIPEND

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 2022-040, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2023 TO AMEND SHERIFF BUDGET FOR THE LAW ENFORCEMENT STIPEND.

WHEREAS, ACT 224 of 2022 appropriates \$50,000,000 for Law Enforcement Stipend Grants and sets forth the rules and regulation for administering and distributing the funds by the counties, and

WHEREAS, a stipend of \$5,000 will be awarded one time to full-time certified law enforcement officers to include deputy sheriffs, and

WHEREAS, Cleburne County has received the funds for disbursement of the Law Enforcement Stipend plus the county's share of Social Security and Medicare taxes, with the county being responsible for providing funding for the APERS employer percentage of salary, and

WHEREAS, each county must amend their local law enforcement budget to permit the disbursement of the salary stipends to eligible law enforcement officers.

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

Section 1. The Quorum Court hereby approves the following appropriations:

**Fund: 1000 Fund-County General, 400 Department-Sheriff**

LINE ITEM	FROM	TO	CHANGE
1000-400-1001 Salaries Full Time	\$1,089,088.00	\$1,104,088.00	+\$15,000.00
1000-400-1006 Social Security Matching	\$91,316.00	\$92,464.00	+\$1,148.00
<b>TOTAL INCREASE IN THE SHERIFF BUDGET</b>			<b>+\$16,148.00</b>

**Fund: 1000 Anticipated Revenue**

REVENUE CODE	FROM	TO	CHANGE
1000-7010 State Grants	\$0.00	\$16,148.00	+\$16,148.00
<b>TOTAL CHANGE IN ANTICIPATED REVENUE</b>			<b>+\$16,148.00</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 \_\_\_\_\_ 2023.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
Eric Crosby, Cleburne County Judge

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

**PROPOSED RESOLUTION NO. 2023-LAND EXCHANGE**

**BE IT APPROVED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; A RESOLUTION TO BE ENTITLED: "A RESOLUTION AUTHORIZING THE ENTRY INTO DISCUSSIONS WITH THE U.S. ARMY CORPS OF ENGINEERS FOR THE PURPOSE OF INQUIRING ABOUT A LAND EXCHANGE WITH THE COUNTY."**

**WHEREAS**, Cleburne County, Arkansas (the "County"), is authorized and empowered to accept conveyances of real property from the federal government, or any authorized agency thereof, under the provisions of Ark. Code Ann. § 14-16-104(a); and

**WHEREAS**, the United States Army Corps of Engineers (the "U.S. ACOE") is part of the department of the United States Army, a department of the federal government; and

**WHEREAS**, the County may exchange or transfer properties when in the best interest of the county, under the provisions of Ark. Code Ann. § 14-16-116; and

**WHEREAS**, the County desires to explore the opportunity of exchanging land with the U.S. ACOE by engaging in discussions; and

**WHEREAS**, in the event an exchange may be made between the County and the U.S. ACOE, that the Quorum Court of the County must confirm the exchange by ordinance, and by a 2/3 vote adopting it.

**NOW, THEREFORE, BE IT RESOLVED** by the duly elected Quorum Court of Cleburne County, Arkansas, that, the County Judge be authorized and directed to enter into discussions with the U.S. ACOE to see if a land exchange would be in the best interest of the County.

**PASSED AND ADOPTED** this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_ 2023.

**ATTEST:**

**APPROVED:**

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

\_\_\_\_\_  
Eric Crosby, Cleburne County Judge

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

In 1983, the county acquired a strip of property on Weldon Road. (Attachment A-county owned property shaded in green) The Corps of Engineers is suggesting the Judge send a letter to propose a possible land exchange for the property with some property that they own in front of the county owned Dill Building on HWY 110 West. (Attachment B-county owned property in shaded green and Corps highlighted around in dark green) If you have any questions, PLEASE contact the County Judge's Office (501-362-8141) prior to the Quorum Court meeting. Most likely we will have to get with the Core of Engineers during business hours to get answers. This Resolution just starts the process where the Judge can send a letter requesting the exchange. This does not mean that the Corps will approve it. They have let us know it could take several years to process.

# Attachment A

Date Created: 1/30/2023 12:37:57 PM  
Created By: Jerry Holmes

1 inch = 194 feet



This map should be used for reference purposes only and should not be considered a legal document. While every effort has been made to ensure the accuracy of this product, the publisher accepts no responsibility for any errors or omissions nor for any loss or damage alleged to be suffered by anyone as a result of the publication of this map and the notations on it, or as a result of the use or misuse of the information provided herein.

via DataScout OneMap



# Attachment B

1 inch = 194 feet

Date Created: 1/30/2023 1:08:11 PM  
Created By: Jerry Holmes

