

CLEBURNE COUNTY QUORUM COURT JOURNAL OF PROCEEDINGS

October 14, 2021

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 6:01 p.m. County Judge Karl Martin presided.

PRESENT: Pearson, Henegar, Caldwell, Blackburn, Malone, Evans, Martin, Foust, Tamburo, Roberts.

ABSENT: Owens

READING, CORRECTION, AND DISPOSITION OF MINUTES:

Motion was made by JP Caldwell to approve the minutes of the September 9, 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 Martin. Voice vote, motion carried.

REPORT OF COMMITTEES:

None

JP Foust made a motion to amend the agenda to add an Ambulance Committee report, seconded by JP Henegar. Voice vote, motion carried. One nay vote noted.

JP Foust addressed the Court asking in which direction the Court would prefer the Ambulance Committee go. JP Malone added he prefers to keep the Ambulance Committee and go forward and continue to address the situation to find a solution. JP Pearson, Judge Martin, and several Quorum Court members concurred. JP Evans made a motion to continue with the current Ambulance Committee until the situation is resolved, seconded by JP Malone. Voice vote, motion carried. One nay vote noted.

UNFINISHED BUSINESS:

Proposed Ordinance No. 2021-Voluntary Emergency Medical Services Funding.

JP Blackburn placed the Ordinance on the Third Reading: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS: AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE APPROVING THE FUNDING OF EMERGENCY MEDICAL SERVICES FOR VOLUNTARY NON-PROFIT FIRE DEPARTMENTS AND/OR VOLUNTARY EMS AGENCIES THROUGHOUT CLEBURNE COUNTY"**.

JP Blackburn made a motion to adopt the Ordinance, seconded by JP Martin. JP Blackburn gave a lengthy detailed report on the current situation of a County-wide ambulance service including his view on using and funding the non-profit and/or voluntary EMS agencies in Cleburne County. A lengthy discussion, including questions and comments from the public and the Court, followed considering the procedures and funding of implementing this Ordinance if adopted. JP Evans made a motion to "Call for the Question" (Previous Question), seconded by JP Pearson. Roll call was taken. Ayes: Caldwell, Evans, Foust, Henegar, Malone, Pearson, Roberts. Nays: Blackburn, Martin, Tamburo. Required two-thirds vote was not met, so motion failed. Discussion continued. JP Pearson made a motion to "Call for the Question" (Previous Question), seconded by JP Malone. Roll call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Pearson, Roberts, Tamburo. Nays: None. Motion carried. Roll call was taken on the motion to adopt the Ordinance. Ayes: Blackburn, Martin, Tamburo. Nays: Caldwell, Evans, Foust, Henegar, Malone, Pearson, Roberts. Motion to adopt the ordinance failed.

JP Malone made a motion to continue with the existing Ambulance Committee that includes members of the volunteer services, seconded by JP Martin. JP Pearson asked for clarification of the motion. After motion was restated and clarified, it was determined that the Court previously voted to continue the Ambulance Committee, JP Malone withdrew his motion.

Proposed Ordinance No. 2021-Adoption of Heber Springs, AR City Ordinance 2019-08

JP Blackburn placed the Ordinance on a second reading: **"BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE TO ADOPT HEBER SPRINGS, ARKANSAS CITY ORDINANCE 2019-08, {AN ORDINANCE AWARDDING AN EXCLUSIVE FRANCHISE FOR BUSINESS OF TRANSPORTING PERSONS WITHIN THE CITY OF HEBER SPRINGS BY MOTOR AMBULANCE FOR COMPENSATION; PROVIDING FOR APPROVAL OF RATE SCHEDULES; AND FOR OTHER PURPOSES}"**".

JP Blackburn read the Ordinance by title. The Ordinance will be placed on the November 2021 Agenda for a third reading.

NEW BUSINESS:

Proposed Resolution No. 2021-Healthcare Freedom and Choice

JP Pearson introduced a Resolution: **"A RESOLUTION AFFIRMING THE COMMITMENT OF THE COUNTY OF CLEBURNE, ARKANSAS TO PROTECTING HEALTHCARE FREEDOM AND CHOICE"**.

JP Pearson made a motion to adopt the Resolution, seconded by JP Roberts. Discussion followed. Roll Call was taken. Ayes: Blackburn, Evans, Foust, Malone, Martin, Pearson, Roberts, Tamburo. Nays: Caldwell, Henegar.

Passed and adopted as Resolution 2021-011.

Court Recessed at 7:17 p.m.

Court Reconvened at 7:29 p.m.

Proposed Ordinance No. 2021-Sheriff 2021 Budget Amendment

JP Pearson 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 NO. 2020-032, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2021 AND/OR OTHER PURPOSES TO AMEND THE SHERIFF BUDGET"**.

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

Passed and adopted as Ordinance 2021-025.

Proposed Ordinance No. 2021-Federal Audit Policy

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 APPROVING AND ADOPTING THE FEDERAL AUDIT POLICIES OF CLEBURNE COUNTY"**.

JP Evans made a motion to suspend the rules and place the Ordinance on the second reading by title only, seconded by JP Pearson. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, 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 Pearson. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, 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 Pearson. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Pearson, Roberts, Tamburo. Nays: None. JP Evans made a motion to adopt the Emergency Clause, seconded by JP Caldwell. Roll Call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Henegar, Malone, Martin, Pearson, Roberts, Tamburo. Nays: None.

Passed and adopted as Ordinance 2021-026.

Proposed Ordinance No. 2021-Voluntary EMS Appropriation

JP Blackburn withdrew Proposed Ordinance entitled **"AN APPROPRIATION ORDINANCE AMENDING ORDINANCE 2020-032, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2021, APPROVING ADDITIONAL FUNDING FROM COUNTY GENERAL FOR EMERGENCY MEDICAL SERVICES FOR VOLUNTARY NON-PROFIT FIRE DEPARTMENTS AND/OR VOLUNTARY EMS AGENCIES"**.

COMMENTS FROM THE PUBLIC:

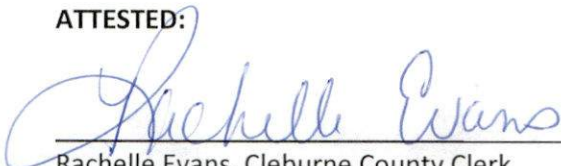
ANNOUNCEMENTS:

- JP Evans reported that the Transfer Station has assured the County that the scales will be fully operational by November 1, 2021.
- Budget Committee meeting is scheduled for Tuesday, October 19, 2021, at 8:30 a.m. regarding the Sheriff Budget.
- Budget Committee (JP Henegar, JP Evans, JP Pearson) meeting for all budgets is scheduled for Friday, November 5, 2021, at 8:30 a.m. in the Judge's Office.
- Judge Martin reported on the disposal of County property by Orders 2021-017, 2021-018, and 2021-019 on file in the County Clerk's office.
- The next regular Quorum Court meeting will be held Thursday, November 18, 2021.

ADJOURNMENT:

JP Caldwell made the motion to adjourn, seconded by JP Foust. Meeting adjourned at 7:46 p.m.

ATTESTED:



Rachelle Evans, Cleburne County Clerk

This 18th day of November 2021

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RACHELLE EVANS
CLEBURNE COUNTY CLERK