

AGENDA
Cleburne County Quorum Court
Thursday, December 14, 2023
6:00 p.m.

Cleburne County Court Building
922 South 9th 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. Emergency Services Oversight Committee-**JP Foust**
 - b. Budget Committee-**JP Evans**
5. **Unfinished Business:**
 - a. None
6. **New Business:**
 - a. Bobby Mooney Fundraiser Challenge-**JP Caldwell**
 - b. Proposed Ordinance No. 2023-Amend 2023 Budget-Veterans Service-**JP Caldwell**
 - c. Proposed Ordinance No. 2023-Amend 2024 Budget-Veterans Service-**JP Foust**
 - d. Proposed Ordinance No. 2023-Amend 2023 Budget-Sheriff (ARPA), Jail, County Detention Facility-**JP Evans**
 - e. Proposed Ordinance No. 2023-Establish Millage for 2024 Collection-**JP Evans**
 - f. 2022 Legislative Audit-**Judge Crosby**
 - g. Broadband Update-**Judge Crosby**
 - h. Disposal of Property-**Judge Crosby**
7. **Comments from the Public:**
8. **Announcements:**
 - a. Next Regular Quorum Court Meeting is Thursday, January 11, 2024.
9. **Adjournment:**

CLEBURNE COUNTY QUORUM COURT JOURNAL OF PROCEEDINGS

November 16, 2023

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 6:03 p.m. County Judge Eric Crosby presided.

PRESENT: Caldwell, Evans, Fletcher, Foust, Henegar, Malone, Martin, Moorehead, Tamburo

ABSENT: Owens, Wildmon

READING, CORRECTION, AND DISPOSITION OF MINUTES:

Motion was made by JP Martin to approve the minutes of the October 12, 2023, regular meeting, seconded by JP Caldwell. 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.

JP Evans made a motion to amend the Agenda to add: Proposed Ordinance No. 2023-Amend Budget-911 (2nd), seconded by JP Tamburo. Voice vote, motion carried.

JP Foust made a motion to amend the Agenda to add: Proposed Ordinance No. 2023-Amend 2023 Budget-Add Hwy #92 Property Budget, seconded by JP Owens. Voice vote, motion carried.

REPORT OF COMMITTEES:

Emergency Services Oversight Committee: JP Foust reported the County has started working on the Highway #92 property. Judge Crosby set a tentative date of February 2024 to have the Highway #92 property ready. JP Foust distributed the dispatch information to the Court. JP Evans recommended the ESOC mail the dispatch information to the fire departments and Emergency Services each month.

Budget Committee: JP Evans reported the proposed 2024 Budget will be presented to the Court tonight. The next meeting is scheduled for Monday, November 27, 2023.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Proposed Ordinance No. 2023-BOE Compensation

JP Moorehead made a motion to read the Ordinance by title only, seconded by JP Evans. Voice vote, motion carried unanimously. JP Moorehead read the Ordinance by title only: **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 2021-032 ESTABLISHING RATE OF COMPENSATION FOR CLEBURNE COUNTY EQUALIZATION BOARD."**

JP Moorhead made a motion to adopt the Ordinance, seconded by JP Malone. Roll call was taken. Ayes: Caldwell, Evans, Fletcher, Foust, Malone, Martin, Moorehead, Tamburo. Nays: None. Abstain: Henegar. Absent: Owens, Wildmon.

Passed and adopted as Ordinance 2023-32.

Proposed Ordinance No. 2023-CCBEC Compensation

JP Henegar 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 2023-024 ESTABLISHING RATE OF COMPENSATION FOR CLEBURNE COUNTY ELECTION COMMISSIONERS."**

JP Henegar made a motion to adopt the Ordinance, seconded by JP Caldwell. Roll call was taken. Ayes: Caldwell, Evans, Fletcher, Foust, Henegar, Malone, Martin, Moorehead, Tamburo. Nays: None. Absent: Owens, Wildmon.

Passed and adopted as Ordinance 2023-33.

JP Evans made a motion to read the remaining Ordinances on the Agenda by title only, seconded by JP Malone. JP Henegar opposed, after discussion, JP Evans amended the motion by adding read by title only for budget related ordinances, seconded by JP Tamburo. Voice vote, motion carried unanimously.

Proposed Ordinance No. 2023-Amend 2023 Budget-Quorum Court, Court Building, Old Post Office, Claude Dill Complex

JP Evans read the Ordinance by title only: **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 QUORUM COURT, COURT BUILDING, OLD POST OFFICE, AND CLAUDE DILL COMPLEX BUDGETS."**

JP Evans made a motion to adopt the Ordinance, seconded by JP Caldwell. Discussion followed. Roll call was taken. Ayes: Caldwell, Evans, Fletcher, Foust, Henegar, Malone, Martin, Moorehead, Tamburo. Nays: None. Absent: Owens, Wildmon.

Passed and adopted as Ordinance 2023-34.

Proposed Ordinance No. 2023-Amend 2023 Budget-Sheriff (ARPA)

JP Evans read the Ordinance by title only: **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 SHERIFF (ARPA) BUDGET."**

JP Evans made a motion to adopt the Ordinance, seconded by JP Malone. JP Evans clarified that this amendment is for the purchase of vehicles in 2023 for 2024 (2 Chargers and 3 Explorers). Roll call was taken. Ayes: Caldwell, Evans, Fletcher, Foust, Henegar, Malone, Martin, Moorehead, Tamburo. Nays: None. Absent: Owens, Wildmon.

Passed and adopted as Ordinance 2023-35.

Proposed Ordinance No. 2023-2024 Positions and Starting Salaries

JP Foust read the Ordinance by title only: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE TO ESTABLISH THE NUMBER OF POSITIONS AND STARTING SALARIES FOR NON-ELECTED COUNTY POSITIONS."**

JP Foust made a motion to adopt the Ordinance, seconded by JP Martin. Discussion followed. JP Evans made a motion to amend the Ordinance to change the number of Corporal positions from 3 to 4, seconded by Moorehead. Voice vote, motion carried. JP Foust made a motion to adopt the Ordinance with the amendment, seconded by JP Caldwell. Discussion followed. Roll call was taken. Ayes: Caldwell, Evans, Fletcher, Foust, Henegar, Malone, Martin, Moorehead, Tamburo. Nays: None. Absent: Owens, Wildmon.

Passed and adopted as Ordinance 2023-36.

Proposed Ordinance No. 2023-2024 Salary Per Employee

JP Evans read the Ordinance by title only: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE ESTABLISHING THE NUMBER OF EMPLOYEES AND AUTHORIZED SALARY PER EMPLOYEE FOR EACH DEPARTMENT OF THE CLEBURNE COUNTY GOVERNMENT."**

JP Evans made a motion to adopt the Ordinance, seconded by JP Fletcher. Discussion followed. JP Evans made a motion to add the Corporal title to the Detention Officer listed on page 5 under the Jail Maintenance Department, seconded by JP Malone. Voice vote, motion carried. JP Evans made a motion to adopt the Ordinance as amended, seconded by JP Malone. Roll call was taken. Ayes: Caldwell, Evans,

Fletcher, Foust, Henegar, Malone, Martin, Moorehead, Tamburo. Nays: None. Absent: Owens, Wildmon.

Passed and adopted as Ordinance 2023-37.

Proposed Ordinance No. 2023-2024 Budget

JP Henegar read the Ordinance by title only: **BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE ADOPTING AND APPROVING THE BUDGET FOR CLEBURNE COUNTY, ARKANSAS FOR THE YEAR 2024, MAKING SPECIFIC APPROPRIATIONS OF FUNDS SET IN THE BUDGET."**

JP Henegar made a motion to adopt the Ordinance, seconded by JP Evans. Discussion followed. JP Henegar made a motion to correct the dates on the Ordinance, seconded by JP Caldwell. Voice vote, motion carried. JP Henegar made a motion to adopt the Ordinance as amended, seconded by JP Caldwell. Roll call was taken. Ayes: Caldwell, Evans, Fletcher, Foust, Henegar, Malone, Martin, Moorehead, Tamburo. Nays: None. Absent: Owens, Wildmon.

Passed and adopted as Ordinance 2023-38.

Proposed Ordinance No. 2023-Noise Level

JP Fletcher 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 TO CONTROL THE NOISE LEVEL BETWEEN 11:00 PM AND 7:00 AM IN CLEBURNE COUNTY."**

JP Fletcher made a motion to dispense with the rules from any further readings, seconded by JP Martin. Motion failed with two nays noted. JP Fletcher made a motion to suspend the rules and place the Ordinance on the second reading by title only. Motion passed with one nay vote noted. JP Fletcher read the Ordinance by title only. JP Fletcher 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: Caldwell, Evans, Fletcher, Foust, Malone, Martin, Moorehead, Tamburo. Nays: Henegar. Absent: Owens, Wildmon. JP Fletcher read the Ordinance by title only. JP Fletcher made a motion to adopt the Ordinance, seconded by JP Martin. Lengthy discussion followed. JP Fletcher withdrew the Ordinance.

Judge Crosby reported on the disposal of county property by Orders 2023-027, 2023-028, 2023-029, which are on file in the County Clerk's office.

COMMENTS FROM PUBLIC:

Mr. Kesler invited the Court members to visit the Survival Flight facility in Batesville. Ms. Yarbrough addressed the court regarding the noise level proposed ordinance.

ANNOUNCEMENTS:

Next Regular Quorum Court Meeting is Thursday, December 14, 2023, at 6:00 p.m.

ADJOURNMENT:

JP Caldwell made the motion to adjourn, seconded by JP Foust. The meeting adjourned at 7:45 p.m.

ATTESTED:

Rachelle Evans, Cleburne County Clerk

Book _____ Page(s) _____

PROPOSED ORDINANCE NO. 2023-AMEND 2023 BUDGET-VETERANS 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. 2022-040, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2023 AND/OR OTHER PURPOSES TO AMEND THE VETERANS SERVICE BUDGET.”

WHEREAS, the Veterans Affairs Officer had comp time more than was budgeted for and could not use it in the time allotted. Per the handbook comp time debt must be paid in full by the last pay period of the year.

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

Section 1. The following appropriation is hereby approved:

Fund 1000 County General, Department 800 Veterans Service

LINE ITEM	FROM	TO	CHANGE
1000-800-1002 Part Time	\$6,600.00	\$5,615.00	-\$985.00
1000-800-1005 Over Time	\$0.00	\$850.00	+\$850.00
1000-800-1008 Retirement	\$4,241.00	\$4,376.00	+\$135.00
TOTAL INCREASE IN VETERANS SERVICE BUDGET			\$0.00

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 ____th day of _____ 2023.

ATTEST:

APPROVED:

Rachelle Evans, Cleburne County Clerk

Eric Crosby, Cleburne County Judge

Recorded: Book ____ Page(s) _____

I requested an increase to the food budget to help cover the expense of having a annual veteran benefits fair. A benefits fair breaks down all the ways the VA and others organizations can help veterans from helping with children's programs, to educational benefits, to working their way through the claims process, to getting certification for home loans, to getting additional help with aide and nursing homes, to getting the affairs in order for their eventual passing. A Veteran's Benefit Fair is a crucial tool for any County VSO to be able to explain on a large scale what we can do for them and being able to feed them a simple meal is part of what goes along with it.

With the implementation of several new programs and trying to get more notice to the veterans in our community I adjusted my budget for postage from \$100 a year to \$300 a year so that I am adequately able to let veterans know of events as they come up. Being able to individually call 3600 veterans/surviving spouses to let them know of upcoming events that fit their needs is not a realistic expectation but if I can put a flyer out to them to give them notice so they might be able to attend an event that is something I could more realistically accomplish.

I increased the amount in my budget for my work cell phone from last years \$500 to \$600 dollars. I have found that having a work cell phone makes it to where I am able to more effectively do my job by not keeping me tethered to my desk and by getting me out into the community more so that I might be able to help veterans that cannot necessarily make the trek to me.

I increased my travel budget from \$500 to \$1000 to cover the expense of traveling to various events for work. This job is more then sitting at a desk and filing paperwork. This job is getting out there in the community so that people know we are there for them. It's letting schools know what is available for qualified students. Its visiting housebound veterans who would not be getting services if someone did not come to them to help them work their way through the endless paperwork. It is sitting with our nursing home veterans some of whom have no family to speak of and just need some companionship.

A big increase I am requesting is for publications and advertising. My previous budget was \$100 and I am wanting to increase it to \$1000. I am asking for this increase because I feel that with proper visibility more people will know about this office and with more people that know about the more I can help them. I cannot do much in the way of advertising with a \$100 budget.

I requested an increase for my dues and membership budget from \$100 dollars to \$500 dollars. This budget allows me to be a member at several of the local organizations that help and support my office. It will also cover the expense of getting my notary license. It is an important tool that I need when working with widows. It is very hard on many of them due to age to get out and about to find a notary to certify their paperwork that they need either for the VA or for our own county offices in some cases. Traditionally, the CVSO for the county has held a notary license. Being able to take one more stress off the shoulders of my widows is I feel very important especially when many of them are already dealing with so much and many lost their spouses too early due to medical issues stemming from their time in service.

Meals and Lodging is another area in which I have requested a large increase. It was budgeted at \$500 and I have requested that it be increased to \$2000. I have asked for this because there have been several times when I have had to go to an event and needed to be able to stay in a hotel and have not because I knew it was not in the budget for me to do

so. There was only enough in the budget to cover for annual ADVA training. I am scheduled for several training events next year and this will cover the expense of my meals and lodging.

Finally, I requested an additional line item be added with a budget of \$2,123 for Training and Education. There are several areas in which I am not currently certified and getting those certifications would allow me to more effectively serve the veterans in this community.

Destiny Erisman
Cleburne County
Veterans Service Officer
2319 Highway 110 W, STE B
Heber Springs, AR 72543
(501)362-6211 (501) 362-4610 fax

PROPOSED ORDINANCE NO. 2023-AMEND 2024 BUDGET-VETERANS SERVICE

BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE AMENDING ORDINANCE NO. 2023-038, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2024 AND/OR OTHER PURPOSES TO AMEND THE VETERANS SERVICE BUDGET."

WHEREAS, need exists to amend the 2024 Budget to add part time for the Veteran's Service Office.

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

Section 1. The following appropriations are hereby approved:

Fund 1000 County General, Department-800 Veterans Service

LINE ITEM	FROM	TO	CHANGE
1000-0800-1002 Salaries, Part-Time	\$0.00	\$6,000.00	+\$6,000.00
TOTAL INCREASE IN VETERANS SERVICE BUDGET			\$6,000.00

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 _____th 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-SHERIFF (ARPA), JAIL,
COUNTY DETENTION FACILITY**

BE IT ENACTED BY THE QUORUM COURT OF CLEBURNE COUNTY, 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 SHERIFF (ARPA), JAIL, AND COUNTY DETENTION FACILITY BUDGETS."

WHEREAS, need exists to amend the 2023 Sheriff (ARPA), Jail, and County Detention Facility budgets to appropriate funds to software lines for the Sheriff's Office, Jail, and County Detention.

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

Section 1. The following appropriations are hereby approved:

Fund-1006 ARPA Revenue Replacement Fund, Department 400 Sheriff

LINE ITEM	FROM	TO	CHANGE
1006-0400-3009 Other Professional Services	\$26,500.00	\$19,000.00	-\$7,500.00
1006-0400-3102 Computer Software, Support & Maintenance	\$18,750.00	\$26,250.00	+\$7,500.00
TOTAL CHANGE IN SHERIFF ARPA			\$0.00

Fund-1000 County General, Department-418-Jail

LINE ITEM	FROM	TO	CHANGE
1000-0418-2004 Medicine and Drugs	\$12,000.00	\$9,200.00	-\$2,800.00
1000-0418-3102 Computer Software, Support & Maintenance	\$13,750.00	\$16,550.00	+\$2,800.00
TOTAL CHANGE IN JAIL BUDGET			\$0.00

Fund-3018 County Detention Facility, Department-498 County Detention Facility

LINE ITEM	FROM	TO	CHANGE
3018-0498-2023 Parts and Repairs	\$32,000.00	\$22,000.00	-\$10,000.00
3018-0498-3102 Computer Software, Support & Maintenance	\$29,000.00	\$39,000.00	+\$10,000.00
TOTAL CHANGE IN COUNTY DETENTION FACILITY BUDGET			\$0.00

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 _____th day of _____ 2023.

ATTEST:

APPROVED:

Rachelle Evans, Cleburne County Clerk

Eric Crosby, Cleburne County Judge

Recorded: Book _____ Page(s) _____

PROPOSED ORDINANCE NO. 2023-ESTABLISH MILLAGES

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED: "AN APPROPRIATION ORDINANCE ESTABLISHING THE MILLAGE RATES FOR 2024".

WHEREAS, it is necessary to establish rates for the millage collected in 2024, and

WHEREAS, this Ordinance will take effect January 1, 2024,

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

Section 1. The Cleburne County Quorum Court hereby finds and determines that the distribution of said moneys shall be distributed as follows:

<u>ENTITY</u>	<u>RATE</u>
County General Fund	3.7
County Road Fund	0.5
County Library Fund.....	0.9
City of Concord.....	4.7
City of Fairfield Bay	5.0
City of Greers Ferry	5.0
City of Heber Springs.....	4.8
City of Heber Springs Police Pension Fund.....	0.3
City of Higden.....	4.4
City of Quitman.....	3.9
Concord School District.....	38.6
Heber Springs School District.....	32.8
Midland School District	38.3
Pangburn School District	41.4
Quitman School District.....	36.0
Rose Bud School District.....	39.3
Searcy Special School District.....	35.7
West Side School District.....	33.6

Section 2. In the event that any provisions 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 the 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 _____ day of _____ 2023.

ATTEST:

APPROVED:

Rachelle Evans, Cleburne County Clerk

Eric Crosby, Cleburne County Judge

Recorded: Book _____ Page(s) _____