

**AGENDA**  
**Cleburne County Quorum Court**  
**Thursday, July 9, 2020**  
**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:**
  - a. **Jail Committee-JP Evans**
5. **Unfinished Business:**
  - a. **Proposed Ordinance No. 2020-Cove Creek/Pearson Fire Dues (3<sup>rd</sup> reading)-JP Roberts**
6. **New Business:**
  - a. **Proposed Resolution No. 2020-Declaring A Vacancy, District 7-JP Foust**
  - b. **Proposed Resolution No. 2020-Flood Mitigation Grant-JP Malone**
  - c. **Proposed Ordinance No. 2020-Court Security Grant-JP Caldwell**
  - d. **Proposed Ordinance No. 2020-Juvenile Drug Court Grant-JP Evans**
  - e. **Discussion Cleburne County 18 & Under Fishing Championship/Scholarship Program-JP Blackburn**
  - f. **Discussion County Wide Ambulance Services-JP Blackburn**
7. **Comments from the Public:**
8. **Announcements:**
  - a. **Next Regular Quorum Court Meeting Thursday, August 13, 2020.**
9. **Adjournment:**

# CLEBURNE COUNTY QUORUM COURT JOURNAL OF PROCEEDINGS

June 11, 2020

The Cleburne County Quorum Court met in regular session in the County Court Building, 922 South 9<sup>th</sup> 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, Gracey, Foust, Grace, Roberts, Owens. ABSENT: None.

## READING, CORRECTION, AND DISPOSITION OF MINUTES:

Motion was made by JP Caldwell to approve the minutes of the May 14, 2020 regular meeting, seconded by JP Owens. Voice vote, motion carried.

## REPORT OF TREASURER:

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

## REPORT OF COMMITTEES:

JP Evans began a lengthy discussion concerning the direction the Quorum Court wants to proceed regarding the Jail. JP Evans advise the committee cannot really move forward without knowing the views of the Court. The main part of discussion was how to fund the Jail. JP Evans reported from the Jail Committee that there are two basic options 1) a new Jail, 2) renovate the current facilities. JP Evans added to fund a new Jail would take a tax for funding. The Court's consensus was to not ask for a tax but to get plans for a renovation. After discussion, Judge Holmes asked does the Court agree to let the committee go ahead to get a cost to draw plans to renovate the Jail. Jail Committee will request from two to three companies for a quote to draw plans for renovation.

## UNFINISHED BUSINESS:

Second Reading: Proposed Ordinance 2020-Cove Creek/Pearson Fire Dues

**BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE ALLOWING COVE CREEK/PEARSON FIRE DEPARTMENT TO PLACE FIRE DUES ON PROPERTY TAX STATEMENTS."**

JP Roberts placed Ordinance on the second reading. JP Roberts read the Ordinance. Ordinance will be placed on the July Agenda for the third reading.

## NEW BUSINESS:

**Proposed Ordinance No. 2020-Election Commission 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 APPROPRIATION ORDINANCE ESTABLISHING RATE OF COMPENSATION FOR CLEBURNE COUNTY ELECTION COMMISSIONERS."**

JP Evans made a motion to adopt the Ordinance, seconded by JP Roberts. Brief discussion followed. Roll call was taken. Ayes: Blackburn, Evans, Foust, Grace, Gracey, Henegar, Malone, Owens, Pearson, Roberts. Nays: Caldwell. **Passed and Adopted as Ordinance No. 2020-012.**

**Proposed Ordinance No. 2020-Juvenile Officer Grant**

JP Malone introduced an Ordinance: **"A 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. 2019-020, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2020 AND/OR OTHER PURPOSES TO AMEND THE JUVENILE OFFICER GRANT BUDGET."**

JP Malone made a motion to adopt the Ordinance, seconded by JP Roberts. After a brief discussion concerning the reason for the Appropriation, JP Henegar stated that since the Ordinance reads it is for training

the line item should reflect the intention of the Ordinance and the Line Item should be amended to reflect training. JP Henegar then made a motion to amend the Ordinance to read "Line Item 3508-0414-3101 Training and Education" for the entire amount of \$5,000.00, seconded by JP Gracey. Voice vote, motion carried. JP Malone made a motion to adopt the Ordinance as amended, seconded by JP Roberts. Roll call was taken. Ayes: Blackburn, Caldwell, Evans, Foust, Grace, Gracey, Henegar, Malone, Owens, Pearson, Roberts. Nays: None. Passed and adopted as Ordinance No. 2020-013.

**COMMENTS FROM THE PUBLIC:**

**ANNOUNCEMENTS:**

- The next regular Quorum Court meeting will be held Thursday, July 9, 2020.

**ADJOURNMENT:**

JP Caldwell made motion to adjourn, seconded by JP Roberts. Meeting adjourned at 7:12 p.m.

**ATTESTED:**

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

This \_\_\_\_\_ day of \_\_\_\_\_, 2020

Book \_\_\_\_\_ Page(s) \_\_\_\_\_

**PROPOSED ORDINANCE 2020-COVE CREEK/PEARSON FIRE DUES**

**BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF CLEBURNE, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE ALLOWING COVE CREEK/PEARSON FIRE DEPARTMENT TO PLACE FIRE DUES ON PROPERTY TAX STATEMENTS."**

**WHEREAS**, COVE CREEK/PEARSON Fire Department has made a request of the Quorum Court to place the fire department dues on the property tax statements as authorized by A.C.A. §14-20-108;

**WHEREAS**, COVE CREEK/PEARSON Fire Department submitted with their request a petition filed with the County Clerk and signed by registered voters in the volunteer fire department district as authorized by A.C.A. §14-20-108, as amended by Act 693 of 2015;

**WHEREAS**, the Cleburne County Clerk has determined that the number of signatures of registered voters in the subject fire district on the petition are sufficient, and

**WHEREAS**, the Quorum Court shall adopt the Ordinance based on the Certification of the Petition by the Cleburne County Clerk under the authority of A.C.A. §14-20-108, as amended by Act 693 of 2015.

**NOW, THEREFORE, IT IS HEREBY ORDAINED AND ADOPTED:**

That as provided by A.C.A. §14-20-108, as amended by Act 693 of 2015, the Cleburne County Tax Collector shall place the fire dues of COVE CREEK/PEARSON Fire Department on the property tax statements. The dues are to be collected by the County and disbursed to the fire department at the discretion of the County Tax Collector, but the Collector shall disburse these paid dues at a minimum of annually. A true and correct copy of this Ordinance shall be published as required by law and effective (30) thirty days following publication.

**PASSED AND ADOPTED** this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_ 2020.

**ATTEST:**

**APPROVED:**

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

\_\_\_\_\_  
Jerry Holmes, Cleburne County Judge

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**PROPOSED RESOLUTION NO. 2020-DECLARING A VACANCY IN DISTRICT SEVEN**

**A RESOLUTION DECLARING A VACANCY IN THE OFFICE OF JUSTICE OF THE PEACE, DISTRICT SEVEN (7), CLEBURNE COUNTY, STATE OF ARKANSAS**

**WHEREAS**, Mr. Christopher Gracey, who presently holds the Office of Justice of the Peace, District Seven (7), Cleburne County, State of Arkansas, has moved out of his district effective June 26, 2020; and

**WHEREAS**, it is the obligation of the Quorum Court of the County of Cleburne, State of Arkansas, to declare that a vacancy has occurred in the Office of the Justice of the Peace, District Seven (7), in the County of Cleburne, State of Arkansas, as authorized by Amendment 55 of the Constitution of the State of Arkansas and *Arkansas Code Annotated § 14-14-1309*.

**NOW, THEREFORE BE IT RESOLVED** by the Quorum Court of the County of Cleburne, State of Arkansas, that a vacancy is declared to exist in the Office of Justice of the Peace, District Seven (7).

**BE IT FURTHER RESOLVED** by the Quorum Court of the County of Cleburne, State of Arkansas, that the Quorum Court of the County of Cleburne, State of Arkansas, will meet at the Cleburne County Court Building, 6:00 p.m. July 9, 2020, for the purpose of declaring the vacancy in the Office of the Justice of the Peace, District Seven (7).

**FURTHERMORE, BE IT RESOLVED** by the Quorum Court of the County of Cleburne, State of Arkansas, that this Resolution shall become effective immediately upon its passage and approval.

The Quorum Court approves this Resolution.

Entered this 9<sup>th</sup> day of July 2020.

**ATTEST:**

**APPROVED:**

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

\_\_\_\_\_  
Jerry Holmes, Cleburne County Judge

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**PROPOSED RESOLUTION NO. 2020-FLOOD MITIGATION GRANT**

**A RESOLUTION FOR THE PURPOSE OF ACKNOWLEDGING THE COUNTY'S PART IN THE FLOOD MITIGATION GRANT TO ELEVATE A HOUSE LOCATED AT 100 MOSSY SHOALS CIRCLE IN PANGBURN**

**WHEREAS**, Cleburne County applied for a Flood Mitigation Grant to elevate a house located at 100 Mossy Shoals Circle in Pangburn, Arkansas. This house has had numerous flood claims on it and Cleburne County, on behalf of the homeowner, Ron Budynas, applied to FEMA for an FMA grant to elevate the house. This is a 75%/25% match. Cleburne County would be required for the 25% match however the homeowner has agreed to pay the 25%. Cleburne County has this documentation in writing, and it was submitted with the application. The money must funnel through Cleburne County, and this is a reimbursable grant.

**NOW, THEREFORE, BE IT RESOLVED** that Cleburne County understands there could be an instance where Cleburne County could be asked for an advance of funds but if something emergent comes up Cleburne County acknowledges that it might have to cover the cost until the money is deposited into the account from FEMA. Cleburne County also acknowledges and accepts the fact that FEMA has indicated that it could be possible, in certain situations, that the Cleburne County would not be reimbursed for any of this money Cleburne County has spent up front.

White River Planning and Development District will assist the county in the overall administration of the FMA project and handle the paperwork/finance side of the project as a part of the grant.

**THEREFORE**, the Cleburne County Quorum Court approves White River Planning and Development District to proceed with implementing and moving forward with the Flood Mitigation Grant.

**PASSED AND ADOPTED** this       <sup>th</sup> day of        2020.

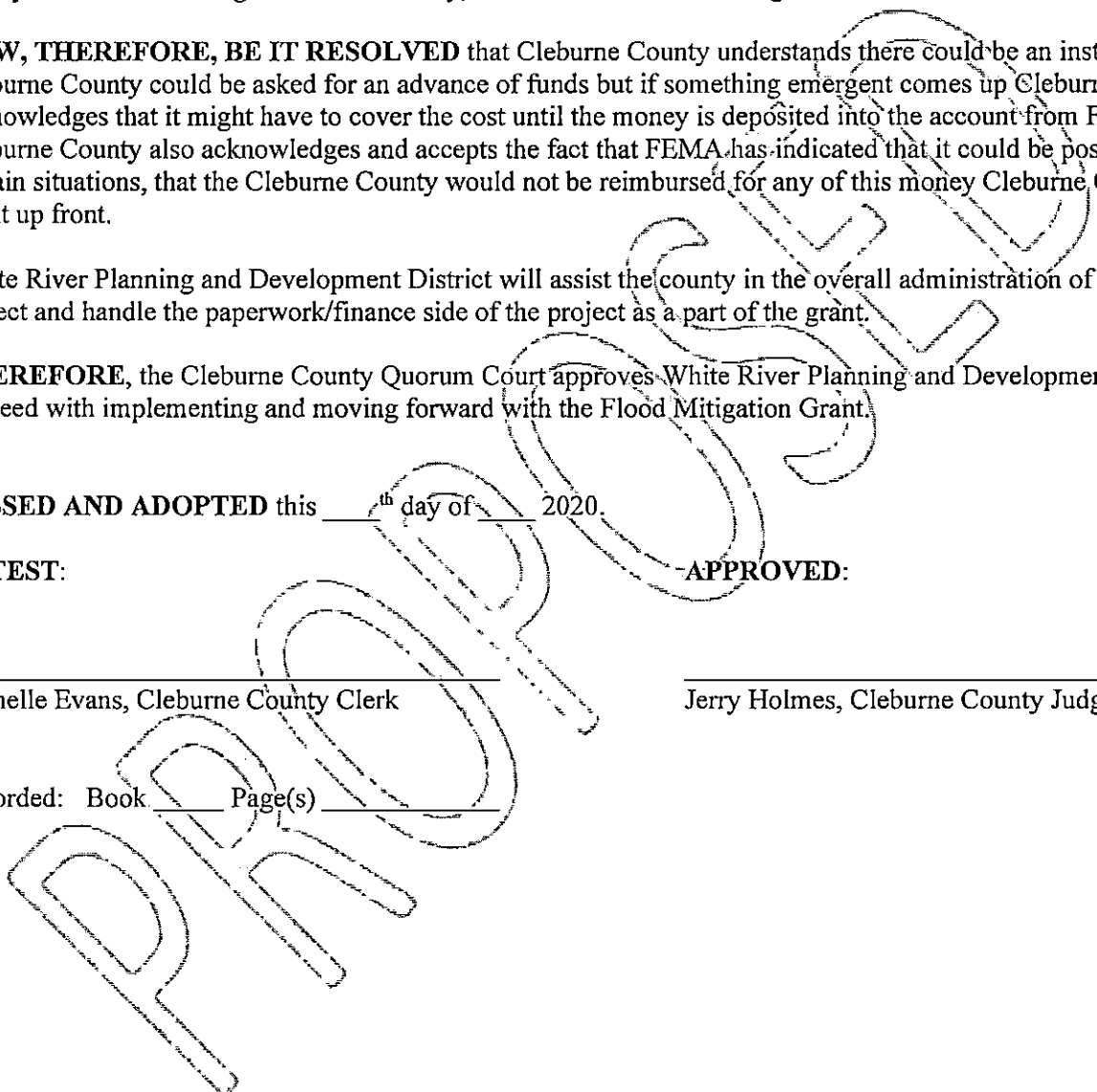
**ATTEST:**

**APPROVED:**

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

\_\_\_\_\_  
Jerry Holmes, Cleburne County Judge

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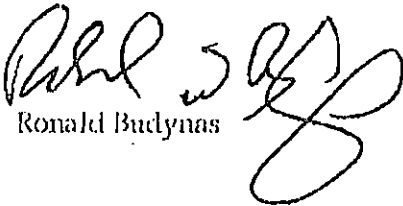
Ronald Budynas  
100 Mossy Shoals Circle, Pangburn AR 72121  
901-484-1709 rbudynas@wesleyliving.com

Date November 16, 2018

To Whom It May Concern,

In regards to the grant to elevate the dwelling located at 100 Mossy Shoals Circle, Pangburn AR 72121, I do hereby certify that I understand that I am responsible for the costs which are not covered to lift the dwelling and that the local, and state governments shall not provide relief for the same. It is expected that the grant will cover 75% of the expenses to lift the dwelling above the flood zone and that the other 25% will be my responsibility.

Sincerely,

  
Ronald Budynas

PROPOSED ORDINANCE NO. 2020-COURT SECURITY GRANT

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. 2019-020, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2020 AND FOR THE PURPOSE OF APPROPRIATING AND DISTRIBUTING COURT SECURITY GRANT FUNDS RECEIVED.

WHEREAS, the Cleburne County Court Security Committee applied for and received a \$10,078.00 grant from the Arkansas Supreme Court Committee on Security and Emergency Preparedness for improving security for the Courts in Cleburne County. The grant award has been received and is held in the treasury of Cleburne County and must be appropriated. The grant award was for three specific projects. The grant award included funds for a project for the City of Quitman for equipment at Quitman City Hall where Quitman Department of Cleburne County District Court is held. Whereas, a portion of these funds must be transferred to the City of Quitman as designated in the grant award.

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

**Section 1.** The 2020 budget shall be amended and increased by adding the following appropriation:

**Fund: 3500 Court Security Grant**

LINE ITEM	FROM	TO	CHANGE
3500-0503-4004 Machinery & Equipment Other than Vehicles	\$0.00	\$10,078.00	+\$10,078.00
<b>Total Increase:</b>			<b>\$10,078.00</b>

**Fund: 3500 Anticipated Revenue**

REVENUE CODE	FROM	TO	CHANGE
3500-7010 State Grants	\$0.00	\$10,078.00	+\$10,078.00
<b>Total Increase in Anticipated Revenue:</b>			<b>\$10,078.00</b>

**Section 2.** Upon application of a claim, the amount of \$296.49 of the funds may be paid to the City of Quitman as this portion of the Court Security Grant was designated and awarded to the Quitman Department of Cleburne County District Court.

**Section 3.** 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 4.** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND ADOPTED this 9<sup>th</sup> day of July 2020.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
Jerry Holmes, Cleburne County Judge

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



ADMINISTRATIVE OFFICE OF THE COURTS  
SUPREME COURT OF ARKANSAS

PETE HOLLINGSWORTH

Director of Security and Emergency Preparedness



JUSTICE BUILDING  
625 MARSHALL ST.  
SUITE 104  
LITTLE ROCK, AR 72201  
TEL: 501-410-1938  
FAX: 501-682-9408  
EMAIL: pete.hollingsworth  
@arcourts.gov

To: County Judge Co-Chair, Local Court Security and Emergency Preparedness Committee

Re: 2020 Court Security Grant; Act 576 of 2007

Date: 6/3/20

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**CONGRATULATIONS CLEBURNE COUNTY!**

The Arkansas Supreme Court Committee on Security and Emergency Preparedness was impressed by the response from the counties - 37 counties submitted applications to the Committee seeking a total of \$476,931.05. The Administrative Office of the Courts, in consultation with the Committee, purchased \$49,931.65 in personal protection equipment (PPE) from the available \$250,000.00 court security grant funds. This PPE included 200 infrared thermometers and 30,350 disposable masks and was distributed to circuit and district courts through each judicial circuit's administrative judge. With these supplies provided, and future disbursements likely, PPE costs were not funded in this grant cycle. The Committee was left with \$200,068.35. 16 applications were chosen to be awarded funds; your application was one chosen for award.

Amount of Award: **\$10,078.00** (Check enclosed)

The Committee has approved the funding of your project per the approved application for the following:

- (2) Walk-through metal detectors  
\*As an option, please see enclosed vendor quote. The awarded amount is based on this quote due to the cost difference for similar equipment.
- Public access direction control stanchions

All grants must be expended, and projects completed by December 31, 2020.

Reports are required and due by January 15, 2021.

Copies of invoices/receipts must be submitted with the reports.

The report is available online at <https://www.arcourts.gov/administration/court-security/forms>

**All previous award funds received by your county, including this current award, must be expended and reported by January 15, 2021.**

Enclosures (3):

Grant Check

Grant Terms and Conditions

FY2020 Grant Awards List

## 2020 Awards List

County	Brief Project Description	Amount Awarded
Benton	(7) Ballistic shields, (7) medical kits for CSOs, (1) portable metal detector, (1) hand-held metal detector	15,000.00
Clark	Contract pay for Deputy/CSO for entry screening	10,000.00
Cleburne	(2) Walk-through metal detectors, public access/direction control stanchions	10,078.00
Craighead	(2) Walk-through metal detectors, (6) security cameras, security fencing	15,000.00
Crawford	Keyless entry system, (1) x-ray machine	14,930.00
Grant	(1) CSO ballistic vest, (1) walk-through metal detector, video arraignment/conferencing system	13,000.00
Hot Spring	Installation only of emergency power generator, upgrade security camera system	15,000.00
Howard	Create a secured parking area for judges to access a private entry into courthouse	14,729.00
Independence	Install bullet-resistant wall and window	11,340.00
Izard	Upgrade and add additional cameras to security system	14,266.05
Johnson	(2) Walk-through metal detectors, (2) hand-held metal detectors	6,905.07
Phillips	(2) Walk-through metal detectors	6,800.00
Poinsett	(5) Hand-held metal detectors, (4) CSO body cameras, (4) CSO tasers	8,020.23
Saline	Update video camera system, add keyless entry system	15,000.00
Sebastian	Update video camera system to digital IP cameras	15,000.00
Washington	Security camera system, electronic door access for new juvenile division courtroom (\$127,195.00 project)	15,000.00
16 applications awarded		200,068.35



**ARKANSAS ADMINISTRATIVE OFFICE OF THE COURTS  
SECURITY AND EMERGENCY PREPAREDNESS  
2020 Grant Program Terms and Conditions**

The Arkansas Supreme Court Committee on Security and Emergency Preparedness has awarded the county a grant in the amount of the attached warrant.

These funds have been awarded based upon the application that the county submitted, and the funds may only be used for the purposes stated in the approved application. Equipment purchased with grant funds must be utilized in and for the courthouse and for use by personnel performing court security related services as described in the application.

Decisions to utilize grant funds shall be approved by the Local Security and Emergency Preparedness Committee. Funds may be used to pay for costs directly or to reimburse the city or county for authorized costs which were otherwise incurred.

All grant funds must be expended by December 31, 20120.

A grant report will be required and due by January 15, 2021.

All previous funds including this award must be expended and reported by January 15, 2021.

Copies of receipts/invoices must be included with the report.

The grant report is available online at:

<https://www.arcourts.gov/administration/court-security/forms>

The completed report and copies of receipts should be postal mailed or emailed to:

Pete Hollingsworth  
625 Marshall St. Suite 104  
Little Rock, AR 72201  
[pete.hollingsworth@arcourts.gov](mailto:pete.hollingsworth@arcourts.gov)

Please use only one method for submission and do not staple documents.

**ACCEPTANCE**

**By accepting these funds and depositing them, the county agrees to all the terms and conditions of the grant.**

PROPOSED ORDINANCE NO. 2020-JUVENILE DRUG COURT GRANT

**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. 2019-020, WHICH ADOPTED THE BUDGET FOR THE CALENDAR YEAR 2020 AND/OR OTHER PURPOSES TO ADD JUVENILE DRUG COURT GRANT BUDGET."**

WHEREAS, Cleburne County has been awarded a \$9,830.00 grant from the Department of Community Corrections. The grant, Accountability Court Funds Grant, is for Equipment, Supplies, and Other Miscellaneous items. Since this is a new grant the amount of funding must be appropriated.

**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 appropriation:

**Fund: 3509 Juvenile Drug Court Grant**

LINE ITEM	FROM	TO	CHANGE
3509-0414-2001 Supplies	\$0.00	\$8,580.00	+\$8,580.00
3509-0414-2002 Small Equipment	\$0.00	\$50.00	+\$50.00
3509-0414-3100 Other Miscellaneous	\$0.00	\$1,200.00	+\$1,200.00
<b>Total Increase:</b>			<b>\$9,830.00</b>

**Fund: 3509 Anticipated Revenue**

REVENUE CODE	FROM	TO	CHANGE
3509-7010 State Grants	\$0.00	\$9,830.00	+\$9,830.00
<b>Total Increase in Anticipated Revenue:</b>			<b>\$9,830.00</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 9<sup>th</sup> day of July 2020.

**ATTEST:**

**APPROVED:**

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

\_\_\_\_\_  
 Jerry Holmes, Cleburne County Judge

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