

## **BAXTER COUNTY QUORUM COURT AGENDA**

**APRIL 3, 2018**

THE BAXTER COUNTY QUORUM COURT WILL MEET FOR REGULAR SESSION ON **TUESDAY, APRIL 3, 2018 AT 6:00 PM** IN THE 2<sup>ND</sup> FLOOR COURTROOM OF THE COURTHOUSE, WITH JUDGE MICKEY PENDERGRASS PRESIDING.

- CALL TO ORDER
- DISPOSITION OF MINUTES FROM PREVIOUS MEETING
- COMMITTEE REPORTS
- NEW BUSINESS
  1. AN ORDINANCE APPROPRIATING FEES AND REIMBURSEMENTS RECEIVED IN THE MONTH OF FEBRUARY TO THE SHERIFF'S DEPARTMENT 2018 BUDGET.
  2. AN ORDINANCE RE-APPROPRIATING FUNDS IN THE AMOUNT OF \$16,000.00 WITHIN THE JUVENILE SERVICES BUDGET.
  3. AN ORDINANCE RE-APPROPRIATING FUNDS IN THE AMOUNT OF \$468.93 WITHIN THE PUBLIC DEFENDER'S BUDGET.
  4. A RESOLUTION EXPRESSING DISAPPROVAL CONCERNING THE SOLID WASTE DISTRICT FEE ASSESSED ON BAXTER COUNTY PROPERTY OWNERS.
- ANNOUNCEMENTS
- ADJOURNMENT

**APPROPRIATION ORDINANCE NO. 2018 - \_\_\_\_\_**

**BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF BAXTER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED:**

**AN ORDINANCE APPROPRIATING FEES AND REIMBURSEMENTS RECEIVED IN THE MONTH OF FEBRUARY TO THE SHERIFF'S DEPARTMENT 2018 BUDGET.**

**WHEREAS**, the Sheriff's Department has collected the following fees, reimbursements and donations in excess of the anticipated budgeted revenue amount in the month of February, 2018:

- \$ 160.00 received from DWI Fines from District Court
- \$ 305.00 received from Drug Enforcement Fines from District Court
- \$ 640.00 received from Act 770 fees
- \$ 30.00 received for Black Powder Prints
- \$ 25.00 received for VIN checks
- \$ 215.80 reimbursement for Inmates' Postcards and 309's Cable Bill
- \$ 101.17 received for Inmates' Medical Reimbursement
- \$ 294.01 reimbursement for Inmates' Prescriptions
- \$ 400.00 received for Inmates' Social Security
- \$ 95.00 received in Restitution (Medical Bills)
- \$ 259.76 reimbursement from FBI for Overtime
- \$ 500.00 received for Insurance Reimbursement
- \$ 1,190.00 received from Seized Drug Buy money/evidence
- \$ 320.00 received in Donations

**WHEREAS**, it is necessary to appropriate said monies totaling **\$4,535.74** to the appropriate line items in the Sheriff's Department 2018 budget.

**Section 1.** There is hereby appropriated from the 2018 County General Fund (#1000) the following designated sums of money for the following designated expenditures:

- \$ 259.76 to GL# 1000-0400-1005 (OT/Other Premium Comp)
- \$ 945.00 to GL# 1000-0400-2001 (General Supplies)
- \$ 70.00 to GL# 1000-0400-2006 (Clothing & Uniforms)
- \$ 160.00 to GL# 1000-0400-2007 (Fuel, Oil, Lubricants)
- \$ 500.00 to GL# 1000-0400-3053 (Fleet Insurance)
- \$ 40.00 to GL# 1000-0400-3093 (Misc. Law Enforcement)
- \$ 294.01 to GL# 1000-0418-2004 (Jail: Medicine & Drugs)
- \$ 215.80 to GL# 1000-0418-2011 (Jail: General Supplies)
- \$ 596.17 to GL# 1000-0418-3006 (Jail: Medical & Hosp.)

**Section 2.** There is hereby appropriated from the 2018 Sheriff's Special Projects Fund (#3400) the following designated sum of money for the following designated expenditure:

\$1,150.00 to GL# 3400-0400-2020 (Bldg Materials & Supplies)

\$ 305.00 to GL# 3400-0400-2065 (Drug Enforcement)

APPROVED:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE  
Date Signed:\_\_\_\_\_

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK  
Sponsor: Rick Steiner, JP-3  
Date Adopted: \_\_\_\_\_  
Votes: For:\_\_\_\_\_ Against:\_\_\_\_\_  
Abstain:\_\_\_\_\_ Present:\_\_\_\_\_ Absent:\_\_\_\_\_

RE-APPROPRIATION ORDINANCE NO. 2018 - \_\_\_\_\_

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF BAXTER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED:

**AN ORDINANCE RE-APPROPRIATING FUNDS IN THE AMOUNT OF \$16,000.00 WITHIN THE JUVENILE SERVICES BUDGET.**

**WHEREAS**, the Juvenile Services Department is requesting a reallocation of funds within their budget for the purpose of redistributing monies within the Personal Services group; and

**WHEREAS**, there are sufficient funds available within the Juvenile Services budget for said transfer.

**NOW THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF BAXTER COUNTY, ARKANSAS, THAT:**

**Section 1.** The IT Manager is hereby authorized to make the following re-appropriation within the Juvenile Services budget:

\$16,000.00 from #1000-0415-1001 (Salaries, FT) to #1000-0415-1003 (Extra Help)

APPROVED:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE

Date Signed:\_\_\_\_\_

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK

Sponsor: Edna Fusco, JP-8

Date Adopted: \_\_\_\_\_

Votes: For:\_\_\_\_\_ Against:\_\_\_\_\_

Abstain:\_\_\_\_\_ Present:\_\_\_\_\_ Absent:\_\_\_\_\_

RE-APPROPRIATION ORDINANCE NO. 2018 - \_\_\_\_\_

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF BAXTER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE RE-APPROPRIATING FUNDS IN THE AMOUNT OF \$468.93 WITHIN THE PUBLIC DEFENDER'S BUDGET.

WHEREAS, the Public Defender's Department is requesting a reallocation of funds within their budget for the purpose of properly assigning an expenditure; and

WHEREAS, there are sufficient funds available within the Public Defender's budget for said transfer.

NOW THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF BAXTER COUNTY, ARKANSAS, THAT:

**Section 1.** The IT Manager is hereby authorized to make the following re-appropriation within the Public Defender's budget:

\$468.93 from #3024-0417-2001 (General Supplies) to #3024-0417-1005 (Overtime/Prem Comp)

APPROVED:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE

Date Signed:\_\_\_\_\_

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK

Sponsor: Tink Albright, JP-6

Date Adopted: \_\_\_\_\_

Votes: For: \_\_\_\_\_ Against: \_\_\_\_\_

Abstain: \_\_\_\_\_ Present: \_\_\_\_\_ Absent: \_\_\_\_\_

**RESOLUTION 2018 - \_\_\_\_\_**

**A RESOLUTION EXPRESSING DISAPPROVAL CONCERNING THE SOLID WASTE DISTRICT FEE ASSESSED ON BAXTER COUNTY PROPERTY OWNERS.**

**WHEREAS**, the Baxter County Collector has been ordered by the Circuit Court of Pulaski County, Arkansas, to assess an \$18.00 per year service fee against each residence and business parcel located within Baxter County, in order to satisfy the obligations, found by the Court, to be owed to the Bondholders of Ozark Mountain Solid Waste District; and

**WHEREAS**, the fee is billed on the annual county tax statement, with mandate to the County Collector that the fee in its entirety must be satisfied prior to funds being applied to real estate and/or personal property taxes; and

**WHEREAS**, Amendment 65 of the Arkansas Constitution of 1874, section 3(a) states: "The term 'revenue bonds' as used herein shall mean all bonds, notes, certificates or other instruments or evidences of indebtedness the repayment of which is secured by rents, user fees, charges, or other revenues (other than assessments for local improvements and taxes) derived from the project or improvements financed in whole or in part by such bonds, notes,...."; and

**WHEREAS**, the fee, as assessed, is unequal in application. Non-property/business owners incur no fee; others pay one fee, and several pay multiple fees (per year). Additionally, a constituent with an estimated \$40,000 property pays the same fee as a constituent with a \$750,000 property; and

**WHEREAS**, bonds, as instruments of investment, come with no guarantee of net gain or return of principle; and

**WHEREAS**, not all Baxter County property owners received notification of the law suit or court proceedings that would result in their being assessed. This is in spite of town hall meetings by the County Judge and coverage in local media.

**NOW, THEREFORE, BE IT RESOLVED BY THE QUORUM COURT OF BAXTER COUNTY, ARKANSAS, THAT:**

**Section 1.** The Quorum Court strongly agrees with their constituents that said assessed fee is unjust; and

**Section 2.** The County Judge, or his designated representative, is hereby authorized and encouraged to pursue any and all avenues and support all efforts to rectify this over-reach by the Circuit Court.

APPROVAL:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE  
Date Signed:\_\_\_\_\_

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK

Sponsor: Gary Smith, JP-1 & Bill Lucas, JP-4

Date Adopted: \_\_\_\_\_

Votes: For: \_\_\_\_\_ Against: \_\_\_\_\_

Abstain: \_\_\_\_\_ Present: \_\_\_\_\_ Absent: \_\_\_\_\_