

BAXTER COUNTY QUORUM COURT AGENDA

MARCH 6, 2018

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

- CALL TO ORDER
- DISPOSITION OF MINUTES FROM PREVIOUS MEETING
- COMMITTEE REPORTS
- ANNUAL REPORT – DONALD W. REYNOLDS LIBRARY (KIM SHEANER)
- NEW BUSINESS
 1. *(1st Reading)* AN ORDINANCE TO AMEND ORDINANCE NO. 2003-02, “AN ORDINANCE ESTABLISHING STRAY ANIMAL CONTROL MEASURES IN BAXTER COUNTY, ARKANSAS, FOR THE PURPOSE OF ADDRESSING THE PROBLEM OF STRAY ANIMALS.”
 2. AN ORDINANCE APPROPRIATING FEES AND REIMBURSEMENTS RECEIVED IN THE MONTH OF JANUARY TO THE SHERIFF’S DEPARTMENT 2018 BUDGET.
 3. AN ORDINANCE APPROPRIATING EMERGENCY 911 CARRYOVER FUNDS FROM 2017 IN THE AMOUNT OF \$150,000.00 INTO THE 2018 EMERGENCY 911 BUDGET.
 4. AN ORDINANCE APPROPRIATING FUNDS IN THE AMOUNT OF \$3,105.00 FROM THE SPECIAL JAIL FEES FUND INTO THE SPECIAL JAIL FEES BUDGET.
 5. AN ORDINANCE RE-APPROPRIATING FUNDS IN THE 2017 BUDGET, PREVIOUSLY AUTHORIZED IN ORDINANCE NO. 2016-69, FOR THE PURPOSE OF THE STATE-MANDATED BUDGET CLEAN-UP.
 6. A RESOLUTION AUTHORIZING THE COUNTY JUDGE OF BAXTER COUNTY TO APPLY FOR AN ARKANSAS RURAL COMMUNITY GRANT ON BEHALF OF THE ARKANA COMMUNITY.
 7. A RESOLUTION AUTHORIZING THE COUNTY JUDGE OF BAXTER COUNTY TO APPLY FOR AN ARKANSAS UNPAVED ROADS GRANT ON BEHALF OF BAXTER COUNTY.
 8. A RESOLUTION CONFIRMING THE APPOINTMENT OF MARTIN ORESCHNIGG BY THE COUNTY JUDGE TO THE BAXTER COUNTY PLANNING BOARD.
- ANNOUNCEMENTS
- ADJOURNMENT

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 TO AMEND ORDINANCE NO. 2003-02, "AN ORDINANCE ESTABLISHING STRAY ANIMAL CONTROL MEASURES IN BAXTER COUNTY, ARKANSAS, FOR THE PURPOSE OF ADDRESSING THE PROBLEM OF STRAY ANIMALS."

WHEREAS, on January 6, 2003, the Quorum Court passed Ordinance No. 2003-02 entitled: "AN ORDINANCE ESTABLISHING STRAY ANIMAL CONTROL MEASURES IN BAXTER COUNTY, ARKANSAS, FOR THE PURPOSE OF ADDRESSING THE PROBLEM OF STRAY ANIMALS"; and

WHEREAS, Section 5 of Ordinance No. 2003-02 (now codified as County Code 720.00 (5)) no longer conforms to Arkansas Law and cites a previous section and previous language of the Arkansas Code that were repealed by the General Assembly, thereby necessitating the need to amend Ordinance No. 2003-02.

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

Section 1. The current Section 5 of Ordinance No. 2003-02, which reads as follows, is hereby repealed:

Section 5. Statutory Responsibility: Pursuant to Arkansas Code Annotated 20-19-202, and 20-19-305, Section (a) "All dogs and cats within the State of Arkansas shall be vaccinated at least once a year against rabies, and it is made the duty of all owners of dogs or cats or person having the possession or control of dogs or cats within this state to have the animals vaccinated with vaccine against rabies in an amount, quantity, and quality to be approved by the State Veterinarian."; and further, for identification purposes, all dogs and cats must have a collar with an annual rabies tag issued by a licensed veterinarian.

Section 2. The amended Section 5 of Ordinance No. 2003-02, shall read as follows:

Section 5. Statutory Responsibility: Pursuant to Arkansas Code Annotated 20-19-305, "All dogs, cats and other animals shall be vaccinated against rabies, as required by the State Board of Health."

Section 3. Conflicting Ordinances Repealed. All ordinances or parts of ordinances found to be in conflict herewith are hereby repealed.

Section 4. Codification. This Ordinance shall be codified in the Baxter County Code of Ordinances and the sections may be renumbered and re-lettered to accomplish such intention.

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:_____

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 JANUARY 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 January, 2018:

- \$ 110.00 received from DWI Fines from District Court
- \$ 115.00 received from Drug Enforcement Fines from District Court
- \$ 640.00 received from Act 770 fees
- \$ 10.00 received for Black Powder Prints
- \$ 159.20 reimbursement for Inmates' Postcards and 309's Cable Bill
- \$ 121.56 received for Inmates' Medical Reimbursement
- \$ 400.00 received for Inmates' Social Security
- \$ 1,111.63 received from Sale of Scrap Parts

WHEREAS, it is necessary to appropriate said monies totaling **\$2,667.39** 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:

- \$ 650.00 to GL# 1000-0400-2001 (General Supplies)
- \$ 110.00 to GL# 1000-0400-2007 (Fuel, Oil, Lubricants)
- \$ 159.20 to GL# 1000-0418-2011 (Jail: General Supplies)
- \$ 521.56 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:

- \$1,111.63 to GL# 3400-0400-2020 (Bldg Materials & Supplies)
- \$ 115.00 to GL# 3400-0400-2065 (Drug Enforcement)

APPROVED:

MICKEY D. PENDERGRASS, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

Sponsor: Marilyn Williamson, JP-7

Date Adopted: _____

Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

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 EMERGENCY 911 CARRYOVER FUNDS FROM 2017 IN THE AMOUNT OF \$150,000.00 INTO THE 2018 EMERGENCY 911 BUDGET.

WHEREAS, the 2017 Emergency 911 budget included funds in the Maintenance Contracts line item for the purchase of a new dispatching system; and

WHEREAS, a component of the new dispatching system was not able to be invoiced/expensed from the 2017 budget as originally planned; and

WHEREAS, it is necessary to appropriate additional funds into the 2018 budget for the proper assignment of this expenditure.

WHEREAS, there are sufficient funds in the Emergency 911 carryover revenues from 2017 to be appropriated into the 2018 Emergency 911 budget.

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 new appropriation from the Emergency 911 revenue fund into the designated 2018 Emergency 911 budget line item:

\$150,000.00 into GL# 3020-0501-2024 (Maintenance Contracts)

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: _____

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 FUNDS IN THE AMOUNT OF \$3,105.00 FROM THE SPECIAL JAIL FEES FUND INTO THE SPECIAL JAIL FEES BUDGET.

WHEREAS, the Sheriff is requesting that available monies from the Special Jail Fees revenue fund (#3017) be moved into a line item in the Special Jail Fees budget for the purpose of properly assigning the purchase of a utility trailer.

WHEREAS, there are sufficient funds available in the Special Jail Fees Fund for said transfer.

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

Section 1. The IT Manager is authorized to make the following new appropriation from the Special Jail Fees revenue fund (#3017) into the following designated budget line item in the Special Jail Fees budget:

\$ 3,105.00 appropriated to GL# 3017-0418-4005 (Capital Outlay: Purchase of Vehicles)

APPROVED:

MICKEY D. PENDERGRASS, COUNTY JUDGE
Date Signed:_____

ATTEST:

CANDA J. REESE, COUNTY CLERK
Sponsor: _____
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 2017 BUDGET, PREVIOUSLY AUTHORIZED IN ORDINANCE NO. 2016-69, FOR THE PURPOSE OF THE STATE-MANDATED BUDGET CLEAN-UP.

WHEREAS, sufficient monies are available within various departments' 2017 budgets to be reallocated to departments where deficits exist; and

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

Section 1. The Baxter County Quorum Court authorizes the IT Manager to make the following re-appropriations for the purpose of the 2017 budget clean-up:

County Assessor (1000-0105)

3,540.39 from 1000-0105-1005 (OT/Prem Comp) to 1000-0105-1001 (Salaries, FT)

Election Commission (1000-0109)

7,936.81 from 1000-0109-2001 (Gen Supplies) to 1000-0109-1003 (Extra Help)

7,333.19 from 1000-0401-3092 (Circuit Ct III-Jurors/Wit) to 1000-0109-1003 (Extra Help)

786.35 from 1000-0401-3092 (Circuit Ct III-Jurors/Wit) to 1000-0109-1006 (Soc Sec)

Buildings & Grounds (1000-0111)

3,322.48 from 1000-0111-3052 (Property Ins) to 1000-0111-4002 (Buildings)

5,919.54 from 1000-0111-3302 (Gas-Sheriff/Jail/CID) to 1000-0111-4002 (Buildings)

IT Department (1000-0115)

0.01 from 1000-0115-1011 (Unempl Comp) to 1000-0115-1001 (Salaries, FT)

County Sheriff (1000-0400)

20,878.83 from 1000-0400-2007 (Fuel/Oils/Lubr) to 1000-0400-1001 (Salaries, FT)

755.97 from 1000-0400-2006 (Clothing/Uniforms) to 1000-0400-1002 (PT Salaries)

3,469.12 from 1000-0400-2007 (Fuel/Oils/Lubr) to 1000-0400-1005 (OT/Prem Comp)

4,043.26 from 1000-0400-2001 (Gen Supplies) to 1000-0400-1005 (OT/Prem Comp)

6,033.89 from 1000-0400-3020 (Telephone) to 1000-0400-1005 (OT/Prem Comp)

1,008.85 from 1000-0400-3006 (Med & Hosp) to 1000-0400-1005 (OT/Prem Comp)

833.01 from 1000-0400-3006 (Med & Hosp) to 1000-0400-1006 (Soc Sec)

Juvenile Services (1000-0415)

203.52 from 1000-0415-1005 (OT/Prem Comp) to 1000-0415-1003 (Extra Help)

Prosecuting Attorney (1000-0416)

4,383.70 from 1000-0416-1002 (PT Salaries) to 1000-0416-1001 (Salaries, FT)

County Jail (1000-0418)

- 5,252.34 from 1000-0418-3006 (Med & Hosp) to 1000-0418-1001 (Salaries, FT)
- 1,294.08 from 1000-0418-3006 (Med & Hosp) to 1000-0418-1002 (PT Salaries)
- 25,099.73 from 1000-0418-3006 (Med & Hosp) to 1000-0418-1005 (OT/Prem Comp)
- 1,965.83 from 1000-0418-3006 (Med & Hosp) to 1000-0418-1006 (Soc Sec)
- 615.05 from 1000-0418-3006 (Med & Hosp) to 1000-0418-1007 (Retirement)
- 9.56 from 1000-0418-3006 (Med & Hosp) to 1000-0418-1099 (Transp for Prisoners)
- 3,061.52 from 1000-0418-1009 (Health Ins) to 1000-0418-2011 (Gen Supplies)

Fire Departments (1000-0502)

- 3,170.50 from 1000-0502-2001 (Gen Supplies) to 1000-0502-3009 (Other Prof Svcs)

E911 Telecommunicators (1000-0504)

- 23,499.09 from 1000-0140-3009 (HR-Other Prof Svcs) to 1000-0504-1001 (Salaries, FT)
- 9,492.51 from 1000-0140-3009 (HR-Other Prof Svcs) to 1000-0504-1005 (OT/Prem Comp)
- 1,568.76 from 1000-0140-3009 (HR-Other Prof Svcs) to 1000-0504-1006 (Soc Sec)
- 2,162.01 from 1000-0140-1001 (HR-Salaries, FT) to 1000-0504-1007 (Retirement)

Veterans Services (1000-0800)

- 654.06 from 1000-0800-1005 (OT/Prem Comp) to 1000-0800-1001 (Salaries, FT)

Road & Bridge (2000-0200)

- 8,614.42 from 2000-0200-2011 (Unempl Comp) to 2000-0200-1010 (Workmen's Comp)
- 3,770.59 from 2000-0200-2020 (Rd Const Mat/Suppl) to 2000-0200-3053 (Fleet Ins)
- 51,607.10 from 2000-0200-2020 (Rd Const Mat/Suppl) to 2000-0200-4004 (Mach & Equip)

Treasurer's Automation (3000-0103)

- 199.02 from 3000-0103-3030 (Travel) to 3000-0103-2001 (Gen Supplies)

Special Jail Fees (3017-0418)

- 8,643.23 from 3017-0418-4004 (Mach & Equip) to 3017-0418-2001 (Gen Supplies)
- 1,469.38 from 3017-0418-4002 (Buildings) to 3017-0418-2023 (Parts & Repairs)

Emergency 911 (3020-0501)

- 108.70 from 3020-0501-2024 (Maint Contracts) to 3020-0501-1004 (Contract Labor)
- 7,303.22 from 3020-0501-2024 (Maint Contracts) to 3020-0501-1005 (OT/Prem Comp)

Juvenile Probation Fees (3031-0450)

- 59.00 from 3031-0450-1006 (Soc Sec) to 3031-0450-1010 (Workmen's Comp)

APPROVED:

MICKEY D. PENDERGRASS, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

Sponsor: Gary Smith, JP-1

Date Adopted: _____

Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

RESOLUTION 2018 - _____

**A RESOLUTION AUTHORIZING THE COUNTY JUDGE OF BAXTER COUNTY
TO APPLY FOR AN ARKANSAS RURAL COMMUNITY GRANT ON BEHALF
OF THE ARKANA COMMUNITY.**

BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF BAXTER, STATE OF ARKANSAS, THAT:

WHEREAS, the Baxter County Quorum Court has determined that the Arkansas Community meets eligibility requirements necessary to apply for a grant under the Arkansas Rural Community Grant Program; and

WHEREAS, the Arkana Community has presented plans to replace a malfunctioning drainage system at the Arkana Community Center and to make repairs to the structure damaged by flooding caused by the drainage problem; and

WHEREAS, the Arkana Community has furnished proof that they have raised \$5,000 in-kind labor through community cash and/or in-kind donations to be applied to the project as a local match; and

WHEREAS, the Baxter County Quorum Court recognizes the need for this project, concurs its importance, and supports the Rodney-Jordan Fire Protection District in its efforts to proceed with the same; and

NOW, THEREFORE, BE IT RESOLVED that the Baxter County Judge is hereby authorized to submit an application of formal request to the Arkansas Rural Development Commission for the purpose of securing state grant funds in the amount of \$10,000.00 to aid and assist the Arkana Community in executing the proposed project described herein and that the County Judge is further authorized to administer the grant funds for the same project.

APPROVAL:

MICKEY D. PENDERGRASS, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

Sponsor: Ty Chapman, JP-11

Date Adopted: _____

Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

RESOLUTION NO. 2018 - _____

A RESOLUTION AUTHORIZING THE COUNTY JUDGE OF BAXTER COUNTY TO APPLY FOR AN ARKANSAS UNPAVED ROADS GRANT ON BEHALF OF BAXTER COUNTY.

BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF BAXTER, STATE OF ARKANSAS, THAT:

WHEREAS, the Baxter County Quorum Court has determined that Baxter County meets eligibility requirements necessary to apply for a grant under the Arkansas Unpaved Roads Program; and

WHEREAS, Baxter County has presented plans to the Arkansas Department of Rural Services for an upgrade project on Baxter County Road 1 (aka Denton Ferry Road); and

WHEREAS, the Baxter County Quorum Court not only approves of the betterment of egress and ingress on this road, but also supports the reduction of sediment and other materials from the road that are being deposited into the White River; and

WHEREAS, the Baxter County Quorum Court recognizes the need for this project, concurs its importance, and supports Baxter County in its efforts to proceed with the same; and

WHEREAS, Baxter County has furnished proof that they have raised \$75,000.00 through community cash and/or in kind donations to be applied to the project as a local match.

NOW THEREFORE, the Quorum Court of Baxter County authorizes the appropriation of \$75,000.00 to complete the local match requirements for the project described herein; and

BE IT FURTHER RESOLVED, that the County Judge of Baxter County is hereby authorized to submit an application of formal request to the Arkansas Rural Development Commission for the purpose of securing state grant funds in the amount of \$75,000.00 to aid and assist Baxter County in executing the proposed project described herein and that the County Judge is further authorized to administer the grant funds for the same project.

APPROVAL:

MICKEY D. PENDERGRASS, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

Sponsor: _____

Date Adopted: _____

Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

RESOLUTION NO. 2018 - _____

A RESOLUTION CONFIRMING THE APPOINTMENT OF MARTIN ORESCHNIGG BY THE COUNTY JUDGE TO THE BAXTER COUNTY PLANNING BOARD.

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

Section 1. The following member of the Baxter County Planning Board, having been appointed by the County Judge for a term of four (4) years, to expire January 2022, is hereby confirmed by the Quorum Court:

MARTIN ORESCHNIGG

Section 2. This resolution shall be in full force and effect from and after its passage and approval.

APPROVAL:

MICKEY D. PENDERGRASS, COUNTY JUDGE
Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK
Sponsor: _____
Date Adopted: _____
Votes: For: _____ Against: _____
Abstain: _____ Present: _____ Absent: _____