

**BAXTER COUNTY QUORUM COURT
JOURNAL OF PROCEEDINGS**

January 3, 2017

The Baxter County Quorum Court met in a regular session at 6:00 PM in the Baxter County Courtroom with County Judge Mickey Pendergrass presiding. Members present were: Rhonda “Tink” Albright, Ty Chapman, Edna Fusco, James Kerr, Kevin Litty, William Lucas, Neal Pendergrass, Gary Smith, Lucille Soltysik, Erric Totty, and Marilyn Williamson. The meeting began with a moment of silent prayer and the Pledge of Allegiance.

Judge Pendergrass introduced and welcomed the two newly elected and commissioned members of the Quorum Court, Justice Ty Chapman from District 11, and Justice Erric Totty from District 3.

Judge Pendergrass asked if there were any additions or corrections to the minutes of the December meeting. Justice Lucas moved that the minutes be approved as submitted. Justice Soltysik seconded that motion. All voted in favor.

There were no committee reports.

New Business:

Proposed Ordinance #2017-1, **AN ORDINANCE ESTABLISHING PROCEDURES FOR THE BAXTER COUNTY QUORUM COURT FOR FISCAL YEARS 2017 AND 2018**, was sponsored by Justice Fusco and read by title only by County Clerk Canda Reese. Justice Smith moved to adopt the procedural ordinance, and Justice Williamson seconded that motion. Being no discussion, the roll was called. Voting YEA: Justices Albright, Chapman, Fusco, Kerr, Litty, Lucas, Pendergrass, Smith, Soltysik, Totty, and Williamson. The motion carried, and Ordinance #2017-1 was adopted with a vote of 11 YEA, 0 NAY.

Proposed Ordinance #2017-2, **AN ORDINANCE DESIGNATING THE BAXTER COUNTY SHERIFF’S DEPARTMENT AS THE COLLECTOR OF ALL FINES ASSESSED IN CIRCUIT COURT AND ALL COUNTY FINES ASSESSED IN DISTRICT COURT**, was sponsored by Justices Albright and Williamson and read by title only by County Clerk Canda Reese. Justice Soltysik moved to adopt, seconded by Justice Kerr. However, upon discussion regarding the substantive nature of the proposed ordinance requiring three readings, both of those Justices withdrew their motions. Justice Smith then motioned to suspend the rules and place the ordinance on second reading by title only. Justice Pendergrass seconded that motion, and all voted in favor. The ordinance was read a second

time by title only by County Clerk Canda Reese. Justice Lucas then motioned to suspend the rules and place the ordinance on third reading. Justice Totty seconded, and again, all voted in favor. The ordinance was read a third time by title only by County Clerk Canda Reese. Justice Soltysik then renewed her motion to adopt. Justice Kerr seconded. Being no further discussion, the roll was called. Voting YEA: Justices Kerr, Litty, Lucas, Pendergrass, Smith, Soltysik, Totty, Williamson, Albright, Chapman, and Fusco. The motion carried and Ordinance #2017-2 was adopted with a vote of 11 YEA, 0 NAY.

Proposed Ordinance #2017-3, **AN ORDINANCE APPROPRIATING FEES AND REIMBURSEMENTS RECEIVED IN NOVEMBER TO THE SHERIFF'S DEPARTMENT 2017 BUDGET**, was sponsored by Justice Fusco, and read by title only by County Clerk Canda Reese. A motion was made by Justice Lucas for the adoption of the proposed ordinance, seconded by Justice Williamson. Being no discussion, the roll was called. Voting YEA: Justices Litty, Lucas, Pendergrass, Smith, Soltysik, Totty, Williamson, Albright, Chapman, Fusco, and Kerr. The motion carried and Appropriation Ordinance #2017-3 was adopted with a vote of 11 YEA, 0 NAY.

Other Announcements:

Judge Pendergrass announced that Baxter County Animal Control Officer Mike Spears recently completed the training to be a Certified Animal Control Officer by the State of Arkansas.

Judge Pendergrass announced that the Justices' new committee assignments were on their desks. A copy will be attached to these minutes. He also encouraged Justices to follow the procedure required by Arkansas Code to sponsor ordinances and resolutions before they are presented to the body at the monthly meeting.

Judge Pendergrass announced that it had been discovered on the previous Friday (12/30/16) that 14 Baxter County employees (those classified as salaried employees) were overpaid by one week, which caused those personal services line items within the budget to be in the negative. He informed the Court that the employees had been notified, and per Legislative Audit, the overpayment would have to be recouped by the County. A plan had been decided to withhold the overpayment from those employees' next paycheck. However, upon the request of Sheriff Montgomery, the Court unanimously agreed that the funds should be repaid to the County through two equal deductions over the next two pay periods rather than one.

Justices were asked to elect a delegate to represent them on the Arkansas Quorum Court Association. Justice Litty nominated Justice Williamson to represent Baxter County. Justice Smith seconded that motion, and then moved that nominations cease and Justice Williamson be elected by acclamation. Justice Lucas seconded that motion, and all voted in favor. Justice Williamson accepted the nomination, and will represent the Baxter County Quorum Court at the Annual Meeting of the Arkansas Quorum Court Association in April, 2017.

Being no further business before the Court, the meeting was adjourned.

Respectfully submitted,

Canda J. Reese, Baxter County & Circuit Clerk
Secretary to the Quorum Court