

BAXTER COUNTY QUORUM COURT AGENDA
NOVEMBER 7, 2023

THE BAXTER COUNTY QUORUM COURT WILL MEET FOR REGULAR SESSION ON **TUESDAY, NOVEMBER 7, 2023 AT 6:00 PM** IN THE 2ND FLOOR COURTROOM OF THE COURTHOUSE, WITH JUDGE KEVIN LITTY PRESIDING.

- CALL TO ORDER
- DISPOSITION OF MINUTES FROM PREVIOUS MEETING
- TREASURER REPORT
- COMMITTEE REPORTS: Budget Committee
- PRESENTATION: Baxter County Conservation District – Dawn Downing-Wahl

- OLD BUSINESS

- NEW BUSINESS
 1. AN ORDINANCE APPROPRIATING FEES AND REIMBURSEMENTS RECEIVED IN THE MONTH OF SEPTEMBER TO THE SHERIFF'S DEPARTMENT 2023 BUDGET.
 2. AN ORDINANCE APPROPRIATING FUNDS IN THE AMOUNT OF \$25,000.00 FROM THE #3017 SPECIAL JAIL FEES FUND AND FUNDS IN THE AMOUNT OF \$3,000.00 FROM THE #3018 COUNTY DETENTION FACILITY FUND INTO THE JAIL MAINTENANCE & OPERATIONS 2023 BUDGET.
 3. AN ORDINANCE APPROPRIATING FUNDS IN THE AMOUNT OF \$49,470.00 FOR THE PURCHASE OF A GENERATOR FOR THE BAXTER COUNTY SHERIFF'S OFFICE ADMINISTRATIVE BUILDING.
 4. AN ORDINANCE APPROPRIATING FUNDS IN THE AMOUNT OF \$32,043.97 FROM THE EMPLOYEE LIABILITY FUND #1805 INTO THE AIRPORT AND SHERIFF'S OFFICE 2023 BUDGETS.
 5. AN ORDINANCE RE-APPROPRIATING FUNDS IN THE AMOUNT OF \$373.80 IN THE COUNTY CLERKS 2023 BUDGET AND FUNDS IN THE AMOUNT OF \$467.59 INTO THE #3006 RECORDER'S COST FUND 2023 BUDGET.
 6. AN ORDINANCE RE-APPROPRIATING FUNDS IN THE AMOUNT OF \$2,500.00 WITHIN THE PROSECUTING ATTORNEY 2023 BUDGET.
 7. AN ORDINANCE LEVYING MILLAGE TAXES ON POLITICAL SUBDIVISIONS OF BAXTER COUNTY FOR THE YEAR 2023 AS AUTHORIZED BY PUBLIC ELECTION.
 8. AN ORDINANCE TO AMEND ORDINANCE 2023-42 ESTABLISHING ELECTION OFFICIALS PAY.
 9. AN ORDINANCE ADOPTING REVISED VOTE CENTER PLAN FOR BAXTER COUNTY, ARKANSAS.
 10. A RESOLUTION CONFIRMING THE APPOINTMENT OF SHERRY MILHON BY THE COUNTY JUDGE TO THE HENDERSON VOLUNTEER FIRE DEPARTMENT BOARD OF COMMISSIONERS.

- ANNOUNCEMENTS:

- ADJOURNMENT

APPROPRIATION ORDINANCE NO. 2023 - _____

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

AN ORDINANCE APPROPRIATING FEES AND REIMBURSEMENTS RECEIVED IN THE MONTH OF SEPTEMBER TO THE SHERIFF'S DEPARTMENT 2023 BUDGET.

Article 1: Affirmation. This court affirms that the Baxter County Sheriff's Department has collected the following fees, reimbursements and donations in excess of the anticipated budgeted revenue amount in the month of September 2023:

- \$ 112.50 received from DWI Fines from District Court
- \$ 2,445.00 received from Act 770 Fees
- \$ 2,622.55 received for Installment Fees
- \$ 115.00 received for Animal Claim
- \$ 100.00 received for VIN Checks
- \$ 135.00 received Animal Adoption/Fees (cash)
- \$ 6.91 received Reimbursement Court Ordered Restitution (Extradition-Prisoner Transport)
- \$ 2,000.00 received Donation (cash/checks)
- \$ 10.00 received Court Ordered Restitution Reserve Per Diem (Check)
- \$ 800.00 received Inmate Social Security
- \$ 133.13 reimbursement Inmates' Medical
- \$ 467.19 reimbursement Inmate Prescriptions (Sent from BXSO to Treasurer's Office)
- \$ 111.23 reimbursement (check)
- \$ 299.25 reimbursement (Check)

Article 2: Appropriation. It is necessary to appropriate said monies totaling **\$9,305.26** to the appropriate line items in the Sheriff's Department 2023 budget.

There is hereby appropriated from the 2023 County General Fund (#1000) **\$2,723.14** for the following designated expenditures:

- \$ 2,545.00 to GL# 1000-0400-2001 (Sheriff: General Supplies)
- \$ 66.91 to GL# 1000-0400-2007 (Sheriff: Fuel, Oil, & Lubricants)
- \$ 111.23 to GL# 1000-0400-3094 (Sheriff: Meals & Lodging)

There is hereby appropriated from the 2023 Animal Control Fund (#1800) **\$2,250.00** for the following designated expenditures:

- \$ 2,250.00 to GL #1800-0191-2001 (Animal Control: General Supplies)

There is hereby appropriated from the 2023 Sheriff's Special Projects Fund (#3400) \$2,921.80 for the following designated expenditures:

- \$ 299.25 to GL# 3400-0400-2060 (Sheriff's Projects – Helicopter)
- \$ 2,622.55 to GL# 3400-0400-3003 (Sheriff's Projects – Computer Services)

There is hereby appropriated from the 2023 County Jail Fund (#3401) \$1,410.32 the following designated expenditures:

- \$ 10.00 to GL# 3401-0418-1099 (Jail: Transport for Prisoners)
- \$ 467.19 to GL# 3401-0418-2004 (Jail: Medicine & Drugs)
- \$ 933.13 to GL# 3401-0418-3006 (Jail: Medical, Dental & Hospital)

Article 3: Effective Date. This appropriation ordinance shall be effective immediately upon its passage by the quorum court.

APPROVED:

KEVIN LITTY, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

SPONSOR: _____

Date Adopted: _____

Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

APPROPRIATION ORDINANCE NO. 2023 –

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

AN ORDINANCE APPROPRIATING FUNDS IN THE AMOUNT OF \$25,000.00 FROM THE
#3017 SPECIAL JAIL FEES FUND AND FUNDS IN THE AMOUNT OF \$3,000.00 FROM THE
#3018 COUNTY DETENTION FACILITY FUND INTO THE JAIL MAINTENANCE &
OPERATIONS 2023 BUDGET.

Article 1. Affirmation: It is necessary to appropriate funds in the amount of \$25,000.00 from
#3017 Special Jail Fees Fund and \$3,000.00 from #3018 County Detention Facility Fund into the
#3401 Jail Maintenance & Operations Fund 2023 Budget for proper expenditures.

Article 2. Designation: There are funds available for said transfers.

Article 3. Appropriation: The County Treasurer is authorized to transfer \$25,000.00 from
#3017 Special Jail Fees Fund and \$3,000.00 from #3018 County Detention Facility Fund into the
#3401 Jail Maintenance & Operation Fund budget.

The Quorum Court authorizes the IT Manager to make the following appropriations into the
designated line items:

\$ 25,000.00 to GL# 3401-0418-1005 (Overtime & Other Prem)
\$ 3,000.00 to GL# 3401-0418-2006 (Clothing & Uniforms)

Article 4. Effective Date: This appropriation ordinance shall be effective immediately upon its
passage by the quorum court.

APPROVED:

KEVIN LITTY, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

SPONSOR: _____

Date Adopted: _____ Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

APPROPRIATION ORDINANCE NO. 2023 - _____

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 \$49,470.00 FOR THE PURCHASE OF A GENERATOR FOR THE BAXTER COUNTY SHERIFF'S OFFICE ADMINISTRATIVE BUILDING.

Article 1. Affirmation: the Baxter County Budget Committee approved a request made by Sheriff John Montgomery to purchase a 60KW Kohler generator for the administrative building of the Sheriff's Office.

Article 2. Designation: The purchase of the 60KW Kohler generator at the cost of \$49,470.00 will be funded by the ARPA Revenue Replacement Fund (1006) is hereby approved.

Article 3. Appropriation: The Baxter County Quorum Court authorizes the IT Manager to make the following appropriation:

\$ 49,470.00 to GL #1006-0400-4004 (Machinery & Equipment)

Article 4. Effective Date: This appropriation Ordinance shall be effective immediately upon its passage by the quorum court.

APPROVED:

KEVIN LITTY, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

SPONSOR: _____

Date Adopted: _____

Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

APPROPRIATION ORDINANCE NO. 2023 –

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

AN ORDINANCE APPROPRIATING FUNDS IN THE AMOUNT OF \$32,043.97 FROM THE EMPLOYEE LIABILITY FUND (#1805) INTO THE BAXTER COUNTY AIRPORT 2023 BUDGET AND THE SHERIFF'S OFFICE 2023 BUDGET.

Article 1. Affirmation: The County Judge is requesting funds to be moved into the Baxter County Airport and Sheriff's Office 2023 budgets for the purpose of funding employee payouts in Personnel Services.

Article 2. Designation: There are funds available in the Employee Liability Fund #1805 for said transfer.

Article 3. Transfer: The County Treasurer is hereby authorized to make the following transfer from Employee Liability Fund (#1805) in the amount of \$32,043.97 into County General Fund (#1000)

Article 4. Appropriation: The IT Manager is hereby authorized to make the following appropriations:

\$ 3,550.15 appropriated to #1000-0900-1012 (Other Fringe Benefits)
\$ 28,493.82 appropriated to #1000-0400-1012 (Other Fringe Benefits)

Article 5. Effective Date: This appropriation ordinance shall be effective immediately upon its passage by the quorum court.

APPROVED:

KEVIN LITTY, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

SPONSOR: _____

Date Adopted: _____

Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

RE-APPROPRIATION ORDINANCE NO. 2023 –

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

AN ORDINANCE RE-APPROPRIATING FUNDS IN THE AMOUNT OF \$373.80 IN THE #1000
COUNTY CLERK 2023 BUDGET AND FUNDS IN THE AMOUNT OF \$467.59 IN THE #3006
RECORDERS COST FUND 2023 BUDGET.

Article 1. Affirmation: It is necessary to re-appropriate funds in the amount of \$373.80 in the
#1000 County Clerk 2023 Budget and re-appropriate funds in the amount of \$467.59 in the #3006
Recorders Cost Fund 2023 Budget for proper expenditures.

Article 2. Designation: There are funds available for said transfers.

Article 3. Appropriation: The Quorum Court authorizes the IT Manager to make the following
re-appropriations into the designated line items:

\$ 373.80 from 1000-0101-1005 (OT & Other Prem) to GL# 1000-0101-1012 (Other Fringe
Benefits)

\$ 467.59 from 3006-0101-1005 (OT & Other Prem) to GL# 3006-0101-1012 (Other Fringe
Benefits))

Article 4. Effective Date: This appropriation ordinance shall be effective immediately upon its
passage by the quorum court.

APPROVED:

KEVIN LITTY, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

SPONSOR: _____

Date Adopted: _____ Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

RE-APPROPRIATION ORDINANCE NO. 2023 -

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

AN ORDINANCE RE-APPROPRIATING FUNDS IN THE AMOUNT OF \$2,500.00 WITHIN THE PROSECUTING ATTORNEY (#1000) 2023 BUDGET.

Article 1. Affirmation: It is necessary to re-appropriate funds in the amount of \$2,500.00 within the Prosecuting Attorney 2023 Budget for future overtime expenses.

Article 2. Appropriation: The Quorum Court authorizes the IT Manager to make the following re-appropriation into the designated line item:

\$ 2,500.00 from #1000-0416-2051 (Dep. Pros. Atty. Oper) to #1000-0416-1005 (Overtime/Prem. Comp.)

Article 3. Effective Date: This re-appropriation ordinance shall be effective immediately upon its passage by the quorum court.

APPROVED:

KEVIN LITTY, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

SPONSOR: _____

Date Adopted: _____

Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

APPROPRIATION ORDINANCE NO. 2023 - _____

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

AN ORDINANCE LEVYING MILLAGE TAXES ON POLITICAL SUBDIVISIONS OF BAXTER COUNTY FOR THE YEAR 2023 AS AUTHORIZED BY PUBLIC ELECTION.

Article 1: Affirmation. The voters of the various political subdivisions within Baxter County have authorized the Quorum Court to levy millage taxes in the following amounts to maintain basic governmental services. The following tax millage levies for personal and real property for the year 2023, to be collected in the year 2024, are hereby levied as follows:

CITIES:

- | | | |
|----|-----------------------------|----------------------------|
| 1. | City of Big Flat | 3.5 Mills General |
| 2. | City of Briarcliff..... | 5.0 Mills General |
| 3. | City of Cotter..... | 5.0 Mills General |
| | | 4.0 Mills Voluntary Fire |
| 4. | City of Gassville..... | 4.89 Mills General |
| 5. | City of Lakeview..... | 3.0 Mills General |
| 6. | City of Mountain Home | 2.0 Mills General |
| 7. | City of Norfolk..... | 5.0 Mills General |
| | | 1.9 Mills Voluntary Street |
| 8. | City of Salesville | 5.0 Mills General |

SCHOOL DISTRICTS:

- | | | |
|----|---------------------------------|-------------|
| 1. | District 9 (Mtn. Home)..... | 32.16 Mills |
| 2. | District 60 (Cotter)..... | 32.67 Mills |
| 3. | District 61 (Norfolk)..... | 37.39 Mills |
| 4. | District 15 (Viola) | 40.62 Mills |
| 5. | District 50 (Calico Rock) | 42.30 Mills |
| 6. | District 30 (Mtn. View)..... | 28.91 Mills |

FIRE DISTRICTS:

- | | | |
|----|---------------------------------|-----------|
| 1. | Buford FPD..... | 5.0 Mills |
| 2. | Clarkridge FPD | 5.0 Mills |
| 3. | Cotter-Gassville Rural FPD..... | 5.0 Mills |

- 4. 101-Gamaliel FPD5.0 Mills
- 5. Grover Township FPD3.0 Mills
- 6. Hand Cove FPD.....5.0 Mills
- 7. Henderson Area FPD.....5.0 Mills
- 8. Lone Rock FPD5.0 Mills
- 9. Midway FPD4.0 Mills
- 10. Mountain Home Rural FPD.....3.0 Mills
- 11. Norfolk FPD.....5.0 Mills
- 12. Northeast Lakeside FPD.....3.5 Mills
- 13. Rodney-Jordan FPD.....5.0 Mills
- 14. Tracy FPD5.0 Mills

IMPROVEMENT DISTRICTS:

- 1. Briarcliff Improvement District023 Assessed Valuation

COUNTY:

- 1. County General.....2.8 Mill
- 2. County Road.....2.7 Mills
- 3. Library1.0 Mill
- 4. ASU-Mtn. Home Campus2.0 Mills

Article 2: Effective Date This ordinance shall be in full force and effect from and after its passage and approval.

APPROVED:

 KEVIN LITTY, COUNTY JUDGE
 Date Signed: _____

ATTEST:

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

ORDINANCE NO. 2023 –

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

AN ORDINANCE AMENDING ORDINANCE NO. 2023-42: (AN ORDINANCE ESTABLISHING COMPENSATION TO BE PAID TO BAXTER COUNTY ELECTION OFFICIALS) TO INCLUDE REIMBURSEMENT FOR STATE MANDATED TRAINING.

Article 1: Affirmation The Baxter County Quorum Court finds it necessary to increase the compensation to be paid to Baxter County Election Officials in the performance of their duties in the service of Baxter County. Per ACA §7-4-112, this compensation is to be paid to the Election Officials in their duties related to the coordination of elections.

Section 1. RATES OF COMPENSATION. Baxter County Election Poll Workers shall be paid \$15.00 per hour for their duties related to holding an election.

Section 2. Baxter County Election Poll Judges shall be paid \$16.00 per hour for their duties related to holding an election.

Section 3. Members of the Baxter County Election Commission shall be paid a sum of \$125.00 per diem for their participation in any public meetings. The Election Commissioners shall be paid \$18.00 per hour for work done outside of a public meeting for their duties related to the coordination of elections. When a Baxter County Election Official attends training mandated by the State, they will be reimbursed at the amount established by the State Board of Election Commission for that training.

Section 4. MILEAGE REIMBURSEMENT. Any Election Official using a personal vehicle for official election business shall be allowed mileage compensation at the current county travel reimbursement rate.

Section 5. CONFLICTING ORDINANCES REPEALED. This Ordinance supersedes Baxter County Ordinance No. 2020-6; and any and all other ordinances that may be in conflict.

Section 6. 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.

Section 7. SEVERIBILITY CLAUSE. If any part of this Ordinance is found invalid, the remaining shall remain in effect.

Article 2: Effective Date This ordinance shall be effective immediately upon its passage and approval by the Quorum Court.

APPROVED:

KEVIN LITTY, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

SPONSOR: _____

Date Adopted: _____

Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

ORDINANCE NO. 2023 –

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

AN ORDINANCE ADOPTING REVISED VOTE CENTER PLANS FOR BAXTER COUNTY, ARKANSAS.

Article 1: Affirmation the Baxter County Election Commission and Baxter County Clerk have established a new Vote Center to take the place of two current vote centers for early voting and election day starting in the Primary Election of 2024. An ordinance to establish Vote Centers was passed in 2018.

Section 1. First United Methodist Church will take the place of the Baxter County Courthouse and the Baxter County Election Commission Headquarters for Early Voting and Election Day Voting.

Section 2. The Courthouse and Election Commissioner Headquarters will be held for backup Vote Centers if needed.

Section 3. CONFLICTING ORDINANCE REPEALED. This Ordinance superseded Baxter County Ordinance No. 2018-33; and any and all other ordinances that may be in conflict.

Section 4. SERVERIBILITY CLAUSE. If any part of this Ordinance is found invalid, the remaining shall be in effect.

Article 2: Effective Date This ordinance shall be effective immediately upon its passage and approval by the Quorum Court.

APPROVED:

KEVIN LITTY, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

SPONSOR: _____

Date Adopted: _____

Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____

RESOLUTION NO. 2023 - _____

A RESOLUTION CONFIRMING THE APPOINTMENT OF SHERRY MILHON BY THE COUNTY JUDGE TO THE HENDERSON VOLUNTEER FIRE DEPARTMENT BOARD OF COMMISSIONERS.

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

Section 1. The following member of the Henderson Volunteer Fire Department Board of Commissioners, having been appointed by the County Judge for terms of three (3) years to expire October 2026, is hereby confirmed by the Quorum Court:

SHERRY MILHON

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

APPROVAL:

KEVIN LITTY, COUNTY JUDGE

Date Signed: _____

ATTEST:

CANDA J. REESE, COUNTY CLERK

Sponsors:

Date Adopted: R. Steiner -- JP#3

Votes: For: _____ Against: _____

Abstain: _____ Present: _____ Absent: _____