

MAR 15 2023

DAWN MOFFET
Marion County Clerk
D.C.

MARION COUNTY QUORUM COURT MINUTES

February 21, 2023

The Marion County Quorum Court held their monthly meeting beginning at 6 p.m. on February 21, 2023. This meeting was postponed from February 14, due to weather cancelling the committee meetings.

Judge Stumph presided over the meeting and all Justices were present. Sheriff Greg Alexander gave the invocation and Justice White led the Pledge.

All reports were read and accepted. In regard to the minutes of the January meeting, Clerk Moffet had added a Clerk's note that Justice White and contacted her and stated that Justice Hutching would like to be the delegate to the Arkansas Association of Quorum Courts. Justice White had stated he would contact the other Justices. However, apparently that did not happen. Justice Brigham asked that that note would be stricken from the minutes and allow it to be discussed under old business. The minutes as amended passed unanimously.

Old Business:

Justice White announced that Justice Hutching had indicated that he would be interested in being the county delegate to the Arkansas Association of Quorum Courts. Justice White made the nomination which was seconded and passed unanimously.

Justice Scrima made the motion to read the ordinance by title only. Justice White seconded the motion and the motion passed with Justice Vancuren voting against the motion.

New Business:

Ordinance 2023-2 – Quorum Court – Procedural Ordinance - Sponsored by the Procedures and Management Committee. This ordinance amends Section 3 (Order of Business) subcategory B by adding a deadline for documents to get to the Clerk in order to be able to get the completed packets out in a timely manner. Also, during the Procedures and Management committee meeting, County Attorney John Russo, suggested to add sections 6 (The Rules of Decorum for the Quorum Court), 7 (The Rules of Decorum for the Public), 8 (Sergeant - At - Arms), and 9 (Repeal). The motion to adopt was made by Justice Scrima and seconded by Justice White. During the discussion Justice Scrima mentioned that sections 6, 7 and 8 are addressed in Robert's Rules of Order, which is the standard procedural guide for

all meetings. Justice Scrima made the motion to delete those sections and Justice Brigham seconded it. Justice Vancuren motioned to table the ordinance indefinitely. Justice Scrima seconded. The motion passed with Justice Reed voting against table the ordinance.

Ordinance 2023-3 – Numbers and Compensation – Sponsored by the Budget Committee. This ordinance would amend Ordinance 22-98 entitled the Annual Budget and Numbers and Compensation for 2023. The elected officials (Judge, Sheriff, Collector, Clerk, Assessor, Treasurer and Coroner) are to receive a 3% Cost of Living wage increase. The increase was included in the budget but not included in the Numbers and Compensation portion of the Ordinance. The motion to adopt was made by Justice McCalla and seconded by Justice White. The motion failed with Justices Scrima, Vancuren, Shipman, Brigham and McCalla voting against the ordinance. Justices Nickels, White, Reed and Hutching voted in favor.

Ordinance 2023-4 – Sheriff's Office – Turn Key Health – Sponsored by Justices Nickels, Reed and Hutching. This ordinance would provide for a Health Care Provider for the Marion County Detention Center. Turn Key Health was selected base on the annual cost and service offered out of the three bids submitted and one current medical contract. The cost would be \$110,000 annually. The ordinance states that it would be funded out of Fund 1007 – Local Assistance and Tribal Consistency Fund. The motion to adopt was made by Justice McCalla and seconded by Justice White. During the discussion a representative for Turn Key Health, Danny Hickman, stated that the AAC coverage was providing the malpractice insurance, but due to high payout this practice was discontinued. Sheriff Alexander stated that Turn Key would come in and supply a nurse to distribute medication in the morning and prepare the evening medications for the jailers to distribute. Also, there would be one or two doctors on staff and "Tele-med" would be available at least once a week. Justice Vancuren asked where all the money was going to come from. Sheriff Alexander replied that \$110,000 would come from the Local Assistance and Tribal Consistency Fund for this year, \$110,000 would come from the ARPA money for next year and then they would have to start saving for the third year. Justice McCalla stated that it seemed that the Sheriff's Department was getting all the money, and questioned about giving money to the other offices. Justice Brigham asked if the Sheriff planned on using all the Tribal funds, the Sheriff responded in the affirmative. Justice Vancuren stated that these fund that the Sheriff wants to use is basically one time money and once the money is gone there is no way to sustain any further expenses. Justice Nickels pointed out that this was a three-year cash flow problem and the money doesn't rejuvenate. If there is no money then there would be layoffs. Justice

Brigham stated that this problem potentially falls back on the Quorum Court as showing that the Court is not being responsible with the County's money. The vote to adopt was taken and failed. Justice Reed was the only Justice to vote in favor of the ordinance.

Ordinance 2023-5 – Sherriff's Office – Create New Positions – Sponsored by Justices McCalla and Reed. This ordinance would allow for the creation of three new deputy positions to the existing budget. Funding would come from Fund 1007 – Local Assistance and Tribal Consistency Fund in the amount of \$164,392.76. The motion to adopt was made by Justice White and seconded by Justice McCalla. Justice White stated that his problem with this request was that as a class 2 county we are above the average of other class 2 counties with just 8 deputies and as of now \$534,000 is being spent just on wages. With a total of 10 deputies, we would be tied for 3rd in the state, at a cost of right at \$700,000 for salaries. Sheriff Alexander countered that for six months of the year from April to October there is a great influx of people which could possibly temporarily make Marion County the same size as a class 5 county. He continued by stating that with this influx the Sheriff's office is still continuing to answering the calls with the same number of deputies. Justice McCalla said that she was uncomfortable about not knowing how much money we actually have to spend. Justice Brigham stated that this request would put the county out of the one-time money. The vote was taken and the motion to adopt failed. Justice Reed was the only Justice to vote in favor of this ordinance.

Ordinance 2023-6 – Sheriff's Department – Vehicle Purchase – Sponsored by Justice Vancuren, White, Underwood and McCalla. This ordinance would allow for the purchase of seven vehicles and the related expenses for each vehicle necessary for law enforcement. The money would come from Fund 3046 the American Rescue Fund in the amount of \$348,922.00. The motion to adopt was made by Justice Reed and seconded by Justice White. Justice White stated that during the December and January budget committee meetings, the committee suggested that four vehicles be purchased now and another three vehicles could be purchased next year. This is so the county doesn't have to buy seven more vehicles in the upcoming years all at the same time. Justice Reed asked if there were seven cars needing to be replaced. Sheriff Alexander replied yes. Justice Vancuren stated that this poses the same issue with all the other spending, that the county cannot continue to have reoccurring expenses that have been paid with limited funds. Sheriff Alexander presented an alternative ordinance for the purchase of five vehicles for the amount of \$249,230.00. There was no action taken on this ordinance. Justice Vancuren made the motion to table the original

ordinance and send it back to the law enforcement committee. Justice Scrima seconded this motion. The motion passed with all the Justices voting in favor, with the exception of Justice Reed, who voted against the motion.

Ordinance 2023-7 – Sheriff’s Department – Additional Positions – Sponsored by Justices McCalla and Reed. This ordinance would allow for six new positions for the Detention Center, four jailers, one administrative assistance and one bailiff. The ordinance proposes that the funding for these positions would come from fund 3018 – Jail Maintenance and Operation, in the amount of \$269,873.00. Justice White stated that this ordinance would put Marion County as the second highest class two county in the state. There are currently 27 class two counties in the state. Justice Vancuren stated that the budget for fund 3018 was budgeted as if we were going to get state inmates. We did not get the inmates. Then as 2023 was budgeted that money remained the same. Sheriff Alexander stated that \$570,000 in sales tax would be rolled over, and the \$348,000.00 for the inmates was not included in the budget. He stated that fund 3018 can fund this. Justice Vancuren said that 2022 budget cannot be used to represent the way it actually works. The 2022 budget was prepared with the knowledge that positions would be filled with the money from the inmates, the inmates did not appear. If the positions were to be filled in accordance with the budget, there would not be any carryover in this fund for 2024. The motion to adopt failed with Justices Reed and Hutching voting in favor and the rest voting against it.

Ordinance 2023-8 – Judge’s Office – Personnel Policy Change – Sponsored by the Personnel Committee. This ordinance amends the Personnel Policy to put into effect that if an employee is rehired after more than a sixty-day separation from employment shall be treated as new employees. If the employee left for medical reason (personal or family) and the gap in employment is less than six months, the employee may be reinstated as if there had been no lapse at the discretion of their supervisor. The motion to adopt was made by Justice Reed and seconded by Justice White. The discussion rendered the decision that this is not retroactive. The motion to adopt passed with Justice Vancuren voting against it.

Ordinance 2023-9 – Prosecutor’s Office – Numbers and Compensation – Sponsored by the Budget Committee. This ordinance would approve wage increase for the two employees in the Deputy Prosecutor’s Office. The \$2.00 per hour increase was included in the approved budget for this office, however, the hourly rates were not included in the Numbers and Compensation portion of the budget ordinance. The motion to adopt was made by Justice White and seconded by Justice McCalla. Justice Vancuren began the discussion to announced that he supports this ordinance 100%, but without studying all the numbers and

compensation and the revenues, he was going to vote against all ordinances which asked for wage increases. Deputy Prosecutor Russo defended this ordinance by stating that at no time after he had his budget meeting was he notified that the requested budget had been approved. It was not until after the ordinance had passed that he determined that the money for the raises had been included in his budget. He also stated that he had done everything the budget committee had asked him to do in order to request these raises. This included providing job descriptions and budget justifications. The motion to adopt failed with Justices Scrima, Nickels, White, Reed and Hutching voting in favor, and Justices Vancuren, Shipman, Brigham and McCalla voting against it.

Ordinance 2023-10 – Judge’s Office Comptroller Wage Increase – Sponsored by Justices Nickels, White, Reed, Hutching and McCalla. This ordinance would allow for a wage increase for the FT Assistance Comptroller in the amount of \$3.00 per hour. The increase was included in the approved budget for this office; however, the hourly rates were not included in the Numbers and Compensation portion of the budget ordinance. The motion to adopt was made by Justice Reed and seconded by Justice McCalla. The motion failed with only Justice Reed voting in favor of the ordinance.

Ordinance 2023-11 – Judge’s Office – Comptroller, Administrative Assistant Wage Increases – Sponsored by Justices Nickels, White, Reed, Hutching and McCalla. This ordinance would allow for a wage increase for the FT Comptroller, and the FT County Administrative Assistant (for 13 pay periods) in the amount of \$2.00 per hour. The increase was included in the approved budget for this office; however, the hourly rates were not included in the Numbers and Compensation portion of the budget ordinance. The motion to adopt was made by Justice Reed and seconded by Justice McCalla. The motion failed with only Justice Reed voting in favor of the ordinance.

Ordinance 2023-12 – Judge’s Office – Maintenance Wage Increase – Sponsored by Justices Nickels, White, Reed, Hutching and McCalla. This ordinance would allow for a wage increase for the Maintenance/Custodian in the amount of \$2.00 per hour. The increase was included in the approved budget for this office; however, the hourly rates were not included in the Numbers and Compensation portion of the budget ordinance. The motion to adopt was made by Justice Reed and seconded by Justice McCalla. The motion failed with only Justice Reed voting in favor of the ordinance.

Ordinance 2023-13 – E-911 – Wage Increase – Sponsored by Justices Nickels, White, Reed, Hutching and McCalla. This ordinance would allow for a wage

increase for the nine E-911 positions in the amount of \$2.00 per hour, four of the positions include a \$2.00 differential. The increase was included in the approved budget for this office, however, the hourly rates were not included in the Numbers and Compensation portion of the budget ordinance. The motion to adopt was made by Justice Reed and seconded by Justice McCalla. The motion failed with only Justice Reed voting in favor of the ordinance.

Ordinance 2023-14 – Judge’s Office – Road Department – Delete Position – Sponsored by Justices Nickels, White, Reed, Hutching and McCalla. This ordinance would allow the County Judge to delete the position of the Administrative Assistant at the Road Department. It would also decrease the total Road Department’s budget. The motion to adopt was made by Justice White and seconded by Justice Reed. Justice White asked if anyone was currently sitting in this position, Judge Stumph replied in the affirmative. Justice Brigham stated that the court had never eliminated a position if there was a person actively employed in that position. Judge Stumph stated that he had contacted the AAC attorney and was told that this was the proper course to eliminate this unneeded position. Justice Vancuren made the motion to table this ordinance indefinitely, Justice Shipman seconded the motion. This motion passed with Justice Reed voting against it and Justice Vancuren abstained.

Ordinance 2023-15 – Judge’s Office – Road Department Wage Increase – Sponsored by Justices Nickels, White, Reed, Hutching and McCalla. This ordinance would allow for a wage increase for the 27 road department positions in the amount of \$2.00 per hour. The increase was included in the approved budget for this office; however, the hourly rates were not included in the Numbers and Compensation portion of the budget ordinance. The motion to adopt was made by Justice Reed and seconded by Justice McCalla. The motion failed with only Justice Reed voting in favor of the ordinance.

Ordinance 2023-16 – Judge’s Office – Transfer Station, County Administrative Assistant, Administrative Assistant Wage Increase – Sponsored by Justices Nickels, White, Reed, Hutching and McCalla. This ordinance would allow for a wage increase for the five positions at the transfer station plus the County Administrative Assistant (4 pay periods) and the Administrative Assistant (13 pay periods) in the amount of \$2.00 per hour. The increase was included in the approved budget for this office; however, the hourly rates were not included in the Numbers and Compensation portion of the budget ordinance. The motion to adopt was made by Justice Reed and seconded by Justice White. The motion failed with only Justice Reed voting in favor of the ordinance.

Ordinance 2023-17 – Judge’s Office – Road – Mapping and Electrician Wage Increase – Sponsored by Justices Nickels, White, Reed, Hutching and McCalla. This ordinance would allow for a wage increase for the FT Disaster Prep/Maps/Signs position and the Electrician in the amount of \$3.00 per hour. The increase was included in the approved budget for this office; however, the hourly rates were not included in the Numbers and Compensation portion of the budget ordinance. The motion to adopt was made by Justice Reed and seconded by Justice Hutching. The motion failed with only Justice Reed voting in favor of the ordinance.

Resolution 2023-1 – Sheriff’s Department – Line of Succession – Sponsored by Justice McCalla. This Resolution adopts an official “Policy Statement” establishing a line of succession for Sheriff’s Office if an emergency vacancy in said office should occur. This line of succession is Chief Deputy, Mark Hollingsworth, Patrol Sergeant, Zeb Gilley and Administrative Assistant, Jacqueline Wallace. The motion to adopt was made by Justice Hutching and seconded by Justice McCalla. The motion passed by voice vote.


Resolution 2023-2 – Election Commission – Sponsored by Justice McCalla. This resolution proclaims that the Marion County Election Commission voted unanimously on February 13, 2023 that Christopher Carter will be the sole representative to talk and submit proposals to the Quorum Court and its sub-committees on behalf of the Marion County Election Commission. The motion to adopt was made by Justice Vancuren and seconded by Justice McCalla. The motion passed unanimously.

Resolution 2023-3 – Oakland Promiseland Fire Protection District Grant – Sponsored by Justices Scrima, Vancuren, White, Shipman, Brigham and McCalla. This resolution authorizes the County Judge to apply for a grant on behalf of the Oakland Promise Land Fire Protection District for the purchase of a new water pump and replacement fill truck. The funds requested in the grant are in the amount of \$15,000. The motion to adopt was made by Justice Vancuren and seconded by Justice McCalla. The motion passed unanimously.

Judge Stumph made two appointments. Janice Duffy as the Marion County Historian and Amy Brown to the Marion County Library Board.

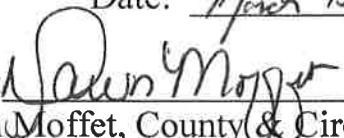
Judge Stumph also announced a thank you to the ladies of the Catholic church for supplying sweet and salty snacks to the Quorum Court in honor of February being Kindness Month.

The meeting was adjourned.

Approved: 

Jason Stumph, County Judge

Date: March 15th, 2023

Attest: 

Dawn Moffet, County & Circuit Clerk

Ordinance 2023 - 18

Be it enacted by the Quorum Court of the County of Marion, State of Arkansas, an Ordinance to be entitled:

An Ordinance amending Ordinance 2023-1 which establishes the procedures for the Marion County Quorum Court for fiscal years 2023 and 2024.

Now, therefore, be it ordained by the Quorum Court of Marion County, Arkansas that:

As reads:

Section 3 B

The office of the County Clerk shall distribute, via electronic or US Mail, the Quorum Court agenda and supporting documentation at least seven (7) days prior to the Quorum Court meeting.

As amended:

Section 3 B

The office of the County Clerk shall distribute, via electronic or US Mail, the Quorum Court agenda and supporting documentation at least seven (7) days prior to the Quorum Court meeting. Any reports, Ordinances or other documentation needing to be presented to the Justices must be turned in to the Clerk's office no later than 3:30 p.m. seven (7) days prior to the meeting.

This ordinance shall be effective immediately upon passage by the Quorum Court.

FILED FOR RECORD
at 1013 o'clock A M

MAR 15 2023


DAWN MOFFET
Marion County Clerk
D.C.

Approved: 

Jason Stumph, County Judge

Attest: 

Dawn Moffet, County & Circuit Clerk

Date: 3/14/23

Sponsored by: Justices White, McCalla

APPROPRIATION ORDINANCE 2023 - 19

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

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET FOR THE OFFICE OF THE PROSECUTING ATTORNEY, NUMBERS AND COMPENSATION ORDINANCE 2022-98 AND 2023-____, THE ANNUAL OPERATING BUDGET FOR CALENDER YEAR (2023) FOR MARION COUNTY, ARKANSAS.

SECTION 1. This amendment is for the overall decrease of the budget for the Office of the Prosecuting Attorney for Marion County, Arkansas, pursuant to the Marion County Numbers and Compensation Ordinance 22-98.

SECTION 2. The budget for the Prosecuting Attorney as submitted and approved in Ordinance 22-98, appropriated money in excess of the final amended budget request submitted by the Office of the Prosecuting Attorney. As agreed by the Prosecuting Attorney, this ordinance will lower the budget of the Prosecuting Attorney.

SECTION 3. This amendment will decrease the currently appropriated budget, and modify the existing job titles and/or job descriptions of the two employees who currently work in the Office of the Prosecuting Attorney in Marion County Arkansas.

<u>Fund</u>	<u>Office</u>	<u>Position No.</u>	<u>Old Title</u>	<u>New Title and/or Description</u>
3025	416	1001	Victim/Witness Coordinator	See Attached Exhibit 1 & 3
1000	416	1001	DPA Secretary	Paralegal – See Attached Exhibit 2 & 4

SECTION 4. This amendment will decrease the total Prosecuting Attorney's budget as appropriated and approved from \$76, 368.86 to \$72, 942.74, decrease the Victim Witness Coordinator's budget as appropriated and approved from \$56,604.28 to \$54,797.48, and would modify the Numbers and Compensation section of the Ordinance.

SECTION 5. This amendment is retroactive to January 1, 2023 as the funds were properly appropriated and approved to be effective beginning January 1, 2023.

SECTION 6. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate the transfer and purchase described above.

SECTION 7. This Ordinance is herein enacted as an Appropriation Ordinance and is therefore effective immediately.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, Arkansas on this 14 day of March, 2023.

APPROVED: [Signature]
Jason Stumph, Marion County Judge

Attest: [Signature]
Dawn Moffet, Marion County & Circuit Clerk

Sponsor: Justices White, Vancuren **Date adopted:** 3/14/23

FILED FOR RECORD
at 10:13 o'clock A M

MAR 15 2023

DAWN MOFFET
Marion County Clerk
D.C.

EXHIBIT 1

Victim/Witness Coordinator Job Description: Salary Range \$15.00-\$17.75 Hr

The Victim/Witness Coordinator will assist attorney(s) by providing clerical and research support services including document preparation and review; help crime victims navigate the criminal justice system and ensure that their needs are met; interviewing law enforcement officers, victims and witnesses; research, investigations, and fact checking; and trial preparation.

Supervisory Responsibilities:

Supervises Paralegals(s) in office.

Duties/Responsibilities:

Provides support to victims and witnesses throughout the criminal justice process, from appearing in court to attending parole hearings.

Coordinates with attorneys, law enforcement officers, court officials, prosecutors, judges, social workers, and other professionals who are involved in each case.

Facilitates communication between victims and witnesses and members of law enforcement to ensure that everyone is kept up to date on case proceedings.

Reviewing case files and preparing victim impact statements for use in court cases.

Files various legal documents including orders, affidavits, informations, and sentencing orders. Interviews and prepares officers, victims, and witnesses for courtroom testimony.

Prepares, organizes, stores, and retrieves case files, which may include evidence, exhibits, discovery, depositions, pleadings, exhibits, and other items.

Assists attorneys with trial preparation, which does include attending trials and hearings.

Attends meetings and serves on various committees and groups involved with victims of domestic violence, sexual assault, human trafficking, victims with disabilities, and homicide including crime victim advocacy organizations and statewide victim training academy.

Performs other related duties as assigned.

Required Skills/Abilities:

Excellent verbal and written communication skills.

Understanding of empathy and have the ability to understand another person's feelings and perspective. The victim witness coordinator must have empathy for the victims they work with. Ability to understand victims needs and provide them with the support they need.

Excellent interpersonal and customer service skills.

Excellent organizational skills and attention to detail.

Excellent time management skills with a proven ability to meet deadlines. Strong analytical and problem-solving skills.

Ability to function well in a high-paced and at times stressful environment. Ability to maintain confidentiality, and to exercise discretion and good judgment. Proficient with Microsoft Office Suite or related software.

Education and Experience:

High School Diploma required; Associates degree in Social Work or related field preferred. Some related experience preferred.

Physical Requirements:

Prolonged periods sitting at a desk and working on a computer. Must be able to lift up to 15 pounds at times.

EXHIBIT 2

Paralegal Job Description: Salary Range \$13.25 - \$16.00 Hr

The Paralegal will assist attorney(s) by providing clerical and research support services including document preparation and review; interviewing law enforcement officers and witnesses; research, investigations, and fact checking; and trial preparation.

Supervisory Responsibilities:

None.

Duties/Responsibilities:

Meets with attorneys, law enforcement officers, victims, and other professionals to discuss assigned cases or projects.

Drafts legal documents including routine pleadings and motions, affidavits, and informations; files motions and pleadings according to judicial procedures.

Researches and analyzes statutes, regulations, legal articles, judicial decisions, and other legal sources; provides written analysis to attorneys.

Interviews officers and witnesses and prepares summaries of their statements.

Prepares, organizes, stores, and retrieves case files, which may include evidence, exhibits, discovery, depositions, pleadings, exhibits, and other items.

Assists attorneys with trial preparation, which may include attending trials and hearings.

Develops and maintains records regarding restitution on specific cases.

Performs other related duties as assigned.

Required Skills/Abilities:

Excellent verbal and written communication skills.

Understanding of legal language and principles, research methods, court pleadings and processes, and other related matters.

Excellent interpersonal and customer service skills.

Excellent organizational skills and attention to detail.

Excellent time management skills with a proven ability to meet deadlines. Strong analytical and problem-solving skills.

Ability to function well in a high-paced and at times stressful environment. Ability to maintain confidentiality, and to exercise discretion and good judgment. Proficient with Microsoft Office Suite or related software.

Education and Experience:

High School Diploma required; Associates degree in Paralegal Studies or related field preferred. Some related experience preferred.

Physical Requirements:

Prolonged periods sitting at a desk and working on a computer. Must be able to lift up to 15 pounds at times.

**Marion
2023
New Budget Report**

EXHIBIT 3

Fund: 1000 - 3573

Dept: 100-9999

Item: 1001 - 9999

Line Item	Description	Year to Date Transfers	Year to Date Appropriations	Year to Date Expenditures	Budgeted Amount	Year to Date Balance	New Budget Amount	Init
Fund: 3025	VICTIM WITNESS COORDINATOR							
Group: 04160100 - 04161999	PERSONAL SERVICES							
3025 - 04161001	VICTIM WITNESS COORDINATOR	\$429.60	\$0.00	\$20,973.48	\$31,200.00	\$10,656.12	\$36,400.00	
3025 - 04161006	FICA	\$0.00	\$0.00	\$1,466.91	\$2,386.80	\$919.89	\$ 2,784.60	
3025 - 04161007	APERS	\$0.00	\$0.00	\$3,122.22	\$4,779.84	\$1,657.62	\$ 5,572.84	
3025 - 04161009	INSURANCE	(\$429.60)	\$0.00	\$3,436.80	\$5,155.32	\$1,288.92	\$ 5,000.00	
3025 - 04161010	WORKERS COMPENSATION	\$0.00	\$0.00	\$29.97	\$34.32	\$4.35	\$ 40.04	
3025 - 04161011	UNEMPLOYMENT	\$423.00	\$0.00	\$0.00	\$0.00	\$423.00		
3025 - 04161012	SAFETY PAY	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		
Group Totals:		\$423.00	\$0.00	\$29,029.38	\$43,556.28	\$14,949.90	\$49,797.48	
Group: 04163000 - 04163999	OTHER SERVICES & CHARGES							
3025 - 04163009	OTHER PROFESSIONAL SERVICE	(\$423.00)	\$0.00	\$151.80	\$5,000.00	\$4,425.20	\$ 5,000.00	
Group Totals:		(\$423.00)	\$0.00	\$151.80	\$5,000.00	\$4,425.20	\$ 5,000.00	
Department Totals:		\$0.00	\$0.00	\$29,181.18	\$48,556.28	\$19,375.10		
Fund Totals:		\$0.00	\$0.00	\$29,181.18	\$48,556.28	\$19,375.10	\$54,797.48	

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Qnd. 16

2023

New Budget Report

Fund: 1000 - 3573

Dept: 100-9999

Item: 1001 - 9999

Line Item	Description	Year to Date Transfers	Year to Date Appropriations	Year to Date Expenditures	Budgeted Amount	Year to Date Balance	New Budget Amount	Init
Fund: 1000	COUNTY GENERAL FUND	Office: 0416	PROSECUTING ATTORNEY					
Group: 04160100	- 04161999	PERSONAL SERVICES						
1000 - 04161001	PROSECUTING ATTORNEY, FUL	\$463.33	\$0.00	\$17,627.04	\$27,560.00	\$10,396.29	\$32,760.00	
1000 - 04161002	PROSECUTING ATTORNEY, PAR	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		
1000 - 04161005	OVERTIME	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		
1000 - 04161006	FICA MATCHING	\$0.00	\$0.00	\$1,277.93	\$2,108.34	\$830.41	\$ 2506.14	
1000 - 04161007	RETIREMENT MATCHING	\$0.00	\$0.00	\$2,559.16	\$4,222.19	\$1,663.03	\$ 5015.56	
1000 - 04161009	INSURANCE	(\$5.36)	\$0.00	\$36.00	\$5,155.32	\$5,113.96	\$ 5,000.00	
1000 - 04161010	WORKERS COMPENSATION	\$0.86	\$0.00	\$31.18	\$30.32	\$0.00	\$ 36.04	
1000 - 04161012	SAFETY PROGRAM	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		
Group Totals:		\$458.83	\$0.00	\$21,531.31	\$39,076.17	\$18,003.69	\$45,317.74	
Group: 04162000	- 04162999	SUPPLIES						
1000 - 04162001	GENERAL OFFICE SUPPLIES	\$0.00	\$0.00	\$1,578.88	\$3,500.00	\$1,921.12	\$3,500.00	
1000 - 04162002	SMALL EQUIPMENT	\$0.00	\$0.00	\$0.00	\$1,500.00	\$1,500.00	\$1,500.00	
Group Totals:		\$0.00	\$0.00	\$1,578.88	\$5,000.00	\$3,421.12	\$5,000.00	
Group: 04163000	- 04163999	OTHER SERVICES & CHARGES						
1000 - 04163009	OTHER PROFESSIONAL SERVIC	\$0.00	\$0.00	\$598.55	\$5,000.00	\$4,401.45	\$5,000.00	
1000 - 04163010	REIMBURSABLES	(\$917.66)	\$0.00	\$2,048.91	\$5,500.00	\$2,533.43	\$5,500.00	
1000 - 04163020	TELEPHONE	\$0.00	\$0.00	\$1,697.38	\$4,000.00	\$2,302.62	\$4,000.00	
1000 - 04163021	POSTAGE	\$0.00	\$0.00	\$129.85	\$400.00	\$270.15	\$ 400.00	
1000 - 04163022	CELL PHONES	\$0.00	\$0.00	\$915.25	\$1,000.00	\$84.75	\$1,000.00	
1000 - 04163023	INTERNET	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		
1000 - 04163071	RENTAL MACHINERY/EQUIPMEN	\$0.00	\$0.00	\$1,505.71	\$2,725.00	\$1,219.29	\$2,725.00	
1000 - 04163094	MEALS, MILES, LODGING	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$1,000.00	
1000 - 04163100	OTHER MISCELLANEOUS SVCS	\$0.00	\$0.00	\$0.00	\$3,000.00	\$3,000.00	\$3,000.00	
Group Totals:		(\$917.66)	\$0.00	\$6,895.65	\$21,625.00	\$13,811.69	\$22,625.00	
Department Totals:		(\$458.83)	\$0.00	\$30,005.84	\$65,701.17	\$35,236.50	\$72,942.74	

Ord. 16

MAR 15 2023

Ordinance 2023 – 20

DAWN MOFFET
Marion County Clerk
D.C.

Be it enacted by the Quorum Court of the County of Marion, State of Arkansas, an Ordinance to be entitled:

An Ordinance amending Ordinance 2022-98 entitled the Annual Budget and Numbers and Compensation for 2023.

Now, therefore, be it ordained by the Quorum Court of Marion County, Arkansas that:

Whereas, by Section 14-14-1204. Ark. Code Ann. The elected officials (Judge, Sheriff, Collector, Clerk, Assessor, Treasurer and Coroner) are to receive a 3% Cost of Living wage increase. However, in the passage of Ordinance 22-98, the numbers and compensation portion was not adjusted to reflect the increase. Therefore, the following adjustments need to be made to Ordinance 22-98 retroactive to January 1, 2023.


As reads:

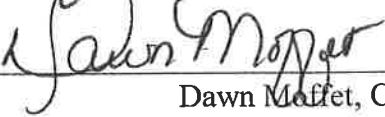
1000-100-1001	County Judge (4 pay periods)	\$1700.00
1000-102-1001	County & Circuit Clerk (13 pay periods)	\$1650.00
1000-103-1001	County Treasurer	\$1565.39
1000-104-1001	County Collector	\$1565.39
1000-105-1001	County Assessor	\$1565.39
1000-419-1001	Part Time Coroner	\$ 525.00
1800-400-1001	County Sheriff (13 pay periods)	\$1680.77
1802-700-1001	County Judge (4 pay periods)	\$1700.00
2000-200-1001	County Judge (13 pay periods)	\$1700.00
3006-102-1001	County & Circuit Clerk (13 pay periods)	\$1650.00
3018-418-1001	County Sheriff (13 pay periods)	\$1680.77

As Amended:

1000-100-1001	County Judge (4 pay periods)	\$1750.96
1000-102-1001	County & Circuit Clerk (13 pay periods)	\$1666.19
1000-103-1001	County Treasurer	\$1581.46
1000-104-1001	County Collector	\$1581.46
1000-105-1001	County Assessor	\$1581.46
1000-419-1001	Part Time Coroner	\$ 526.58
1800-400-1001	County Sheriff (13 pay periods)	\$1751.68
1802-700-1001	County Judge (4 pay periods)	\$1750.96

2000-200-1001	County Judge (13 pay periods)	\$1750.96
3006-102-1001	County & Circuit Clerk (13 pay periods)	\$1666.19
3018-418-1001	County Sheriff (13 pay periods)	\$1751.68

Approved: 
Jason Stumph, County Judge

Attest: 
Dawn Moffet, County & Circuit Clerk

Date: 3/14/23

Sponsored by: Justice White, McCalla

MAR 15 2023

APPROPRIATION ORDINANCE 2023- 01

DAWN MOFFET
Marion County Clerk
D.C.

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

AMENDMENT TO THE ANNUAL OPERATING BUDGET AND NUMBERS AND
COMPENSATION ORDINANCE 2022-98, TO APPROPRIATE FUNDS FROM AMERICAN
RESCUE FUND (3046) TO AMERICAN RESCUE FUND – HAVE A HEART PET SHELTER
FUND (3046-0805). THE TOTAL AMOUNT WILL BE \$47,790.00.

SECTION 1. This Court affirms that the construction of an addition to current Shelter to provide housing for isolation of animals to better manage the spread of disease in the Shelter and add a surgical suite to expand spay and neuter services to those who could not afford the services is a recommended use of ARPA funding in accordance with the Final rule issued by the U.S. Treasury; and that this addition to the Shelter is vital in the ongoing Covid pandemic. Therefore, this Court declares that the construction of the addition to the Shelter to be used for Have A Heart Pet Shelter be budgeted as set forth in this ordinance.

SECTION 2. Have a Heart Pet Shelter is a non-profit 501 (c) (3) all volunteer organization with the mission of to provide shelter and medical care for abandoned and neglected animals. They provide spay and neuter services for to those persons could not otherwise afford it for the citizens of Marion County and the State of Arkansas.

SECTION 3. The following is an amendment to the 2023 Marion County Budget Ordinance 2022-98 as follows:

<u>Appropriate from</u>	<u>Amount</u>
3046 - American Rescue Fund	\$47,790.00

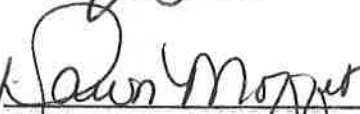
<u>Appropriate to American Rescue Fund –</u>	<u>Amount</u>
<u>Have a Heart Pet Shelter Fund (3406-0805)</u>	
3046-0805-2002 Small Equipment	\$6,190.00
3046-0805-4004 Machinery & Equipment	\$41,600.00

SECTION 4. It is the intent of Marion County Quorum Court that that appropriation contained herein are to be used only for Have a Heart Pet Shelter housing for isolation of animals to better manage the spread of disease in the Shelter and add a surgical suite to expand spay and neuter services to those who could not afford the services for the citizens of Marion County and the State of Arkansas ; and this ordinance is only an amendment to the 2023 county operating budget as established by ordinance 2022-98 county operating budgets and other amendments thereto. All other appropriations and policy statements of Ordinance 2022-98 shall remain in full force and effect.

SECTION 5. This appropriation ordinance shall be effective immediately upon the passage by the quorum court and approved by the county judge in accordance with Arkansas Code Ann. 14-14-907(f).

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, Arkansas on this 14 day of March, 2023.

APPROVED 
Jason Stumph, Marion County Judge

Attest: 
Dawn Moffet, Marion County & Circuit Clerk

Sponsor: The Budget Committee

Date adopted: 3/14/23

Votes For: 9 Votes Against: _____ Abstain: _____

Present: 9 Absent: _____

Appropriation Ordinance 2023- 22

Be it enacted by the Quorum Court of Marion County, Arkansas; an Ordinance to be entitled:

An ordinance amending the annual operating budget and numbers and compensation Ordinance 2022-98 for the calendar year 2023 for Marion County, Arkansas, for the purpose of funding the election budget until the end of the year.

Article 1: The City of Bull Shoals has sent their reimbursement for the runoff election in the amount of \$10029.79, and that amount has been placed in the County General fund.

Appropriate From

1000-County General Fund	\$10029.79
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Appropriate to Elections 1000-0109

1000-0109-1002	Election Services – Part-Time	\$ 7029.79
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1000-0109-3030	Travel	\$ 500.00
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1000-0109-3102	Computer Software	\$ 2500.00
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Article 3: This ordinance herein enacted is an appropriation ordinance and therefore, it is effective immediately.

Passed and approved by the Quorum Court of Marion County, Arkansas, on this 14 day of March, 2023.

Approved: [Signature]
Jason Stump, Marion County Judge

Attest: [Signature]
Dawn Moffet, County and Circuit Clerk

Sponsored by: Justice White

FILED FOR RECORD
at 10:25 o'clock A M

MAR 15 2023

[Signature]
DAWN MOFFET
Marion County Clerk
D.C.

APPROPRIATION ORDINANCE 2023- 23

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

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET AND NUMBERS AND COMPENSATION ORDINANCE 2022-98 FOR CALENDAR YEAR 2023 FOR MARION COUNTY, ARKANSAS. APPROPRIATE FUNDS FOR GRANT RECEIVED BY PROMISE LAND AREA COMMUNITY ORGANIZATION (PLACO).

SECTION 1. A check for a grant has been received for the Promise Land Area Community Organization (PLACO) for Marion County in the amount of fourteen thousand, seven hundred seven dollars and seventy cents (\$14,707.70) per receipt #28945 dated 11/09/2022.

SECTION 2. Ordinance 2022-90 established fund 3574-0603 Promise Land Area Community for construction of a multi-function concrete surface area. No monies were spent in 2022. The grant fund was not carried forward into 2023.

SECTION 2. This Appropriation is add fund 3574-0603 back into the 2023 budget.

SECTION 3. Appropriate money of in the amount of \$14,707.70 from the following fund:

<u>Appropriate From</u>	<u>Amount</u>
3574-Promise Land Area Community Grant Fund	\$14,707.70

<u>Appropriate To Promise Land Area Community PLACO (3574-0603)</u>	<u>Amount</u>
3574-0603-2001 General Supplies	\$ 9,301.45
3574-0603-3009 Other Professional Services	\$ 5,406.25

Section 4. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate this transfer and purchase described above.

Section 5. This Ordinance is herein enacted as an Appropriation Ordinance and therefore effective immediately.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, Arkansas on this 14 day of March 2023.

Approved: [Signature]
Jason Stumph, Marion County Judge

Attest: [Signature]
Dawn Moffet, Marion County & Circuit Clerk

Dated: 3/14/23

Sponsor: Joyce McCalla, JP District 9

Date adopted: 3/14/23

Votes for: 9 Votes against: _____ Abstain: _____ Present: 9 Absent: _____

FILED FOR RECORD
at 1026 o'clock A M

MAR 15 2023

[Signature]
DAWN MOFFET
Marion County Clerk
D.C.

Ord. 16

28

APPROPRIATION ORDINANCE 2023-26

BE IT ENACTED BY THE QUORUM COURT OF MARION COUNTY ARKANSAS, AN ORDINANCE TO BE TITLED:

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET, NUMBERS AND COMPENSATION ORDINANCE # 2022-98 FOR CALENDER YEAR 2023 FOR MARION COUNTY ARKANSAS, IN ORDER TO APPROPRIATE FUNDS FOR THE PURCHASE OF A FLEET OF FIVE (3) VEHICLES FOR LAW ENFORCEMENT AND RELATED EXPENSES FOR EACH VEHICLE, TO REPLACE EXISTING VEHICLES.

SECTION 1. This appropriation is for the transfer of funds for the cost of purchasing a fleet of (3) vehicles and related expenses for each vehicle necessary for Law Enforcement.

SECTION 2. The Marion County Sheriff is requesting funds for the purchase and related expenses of a fleet of (3) three WDEE75 Dodge Durango Pursuit All Wheel Drive Vehicles in the amount of (3 @ \$41,534.00) \$124,602.00

SECTION 3. The Marion County Sheriff is requesting funds for the purchase of equipment and accessories necessary for the conversion package in the amount of (3 @ \$8,312.00) for each vehicle. \$24,936.00

SECTION 4. Appropriation money in the total amount of \$149,538.00 for the following fund and transfer it to:

Appropriate From:	<u>AMOUNT</u>
3046 AMERICAN RESCUE FUND	\$149,538.00
Appropriate to: ARPA Rev Replace Law Enforcement Fund (1006-0400)	<u>AMOUNT</u>
1006-0400-4004 Machinery & Equipment	\$24,936.00
1006-0400-4005 Vehicles	\$124,602.00
	<u>TOTAL AMOUNT</u>
	\$149,538.00

SECTION 5. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate the transfer and purchase described above.

SECTION 6. This Ordinance is herein enacted as an appropriation Ordinance and therefore effective immediately.

PASSED AND APPROVED BY THE QUORUM COURT OF MARION COUNTY, ARKANSAS ON THIS 14

DAY March 2023.

APPROVED: [Signature]
Jason Stumph, Marion County Judge

ATTEST: [Signature]
Dawn Moffet, Marion County & Circuit Clerk

FILED FOR RECORD
at 1027 o'clock A M

MAR 15 2023

[Signature]
DAWN MOFFET
Marion County Clerk
D.C.

Sponsors: Rick White (JP #4), John Reed (JP #5), and Joyce McCalla (JP #9)

APPROPRIATION ORDINANCE 2023-27

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

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET AND NUMBERS AND COMPENSATION ORDINANCE 2022-98 FOR CALENDAR YEAR 2023 FOR MARION COUNTY, ARKANSAS. APPROPRIATE FUNDS FOR PAYMENT OF LAW ENFORCEMENT SALARY STIPENDS.

SECTION 1. This appropriation is for the transfer of funds to pay the law enforcement salary stipend as previously referenced in 2022-53.

SECTION 2. Appropriate money of in the amount of \$10,765.00 from the following fund:

<u>Appropriate From</u>	<u>Amount</u>
1000-County General	\$10,765.00
Appropriate To County General-Law Enforcement Fund (1800-0400)	<u>Amount</u>
1800-0400-1005 Overtime & Other Premium Compensation	\$8,235.84
1800-0400-1006 FICA Matching	\$765.00
1800-0400-1007 Retirement Matching	\$1,657.00
1800-0400-1010 Workers Compensation	\$107.16

SECTION 3. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate the transfer and purchase described above.

SECTION 4. This Ordinance is herein enacted as an appropriation Ordinance and therefore effective immediately.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, Arkansas on this 14 day of March, 2023.

APPROVED: [Signature]
Jason Stumph, Marion County Judge

Attest: [Signature]
Dawn Moffet, Marion County & Circuit Clerk

FILED FOR RECORD
at 10:21 o'clock A M

MAR 15 2023

[Signature]
DAWN MOFFET
Marion County Clerk
D.C.

Sponsors: Marty Nickels (JP #2), Rick White (JP #4), John Reed (JP #5), Rolin Hutchings (JP #6), Joyce McCalla (JP #9)

Date adopted: 3/14/23

Votes for: 9 Votes against: _____ Abstain: _____

Present: 9 Absent: _____

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

An Ordinance to Amend Ordinance 2018-4 the Marion County Personnel Policy.

Article 1. Amend Section 6 Hiring and Promoting of the Marion County Personnel Policy:

As reads:

6. HIRING AND PROMOTING

The at-will employment policy applies equally to hiring and promoting. Nothing herein shall create a property right in employment, an entitlement to be hired or promoted, or an expectancy of continued employment. Nothing herein establishes grounds upon which hiring or promoting must be based.

Effective upon passage of this Ordinance employees rehired after more than a sixty (60) day separation from employment shall be treated as new employees. If the employee left for medical reason (personal or family) and the gap in employment is less than six (6) months, the employee may be reinstated as if there had been no lapse at the discretion of their supervisor.

As amended:

6. HIRING AND PROMOTING

The at-will employment policy applies equally to hiring and promoting. Nothing herein shall create a property right in employment, an entitlement to be hired or promoted, or an expectancy of continued employment. Nothing herein establishes grounds upon which hiring or promoting must be based.

Effective upon passage of this Ordinance employees rehired after more than a ninety (90) day separation from employment or employees who are rehired upon returning for medical reason (personal or family) for less than six (6) months shall be treated as new employees. Years of service are cumulative if there is less then the above stated gap in service.

ARTICLE 2. This amendment is retroactive to January 1, 2023.

 March 15th, 2023

FILED FOR RECORD
at 10:28 o'clock A M

MAR 15 2023

DAWN MOFFET
Marion County Clerk
D.C.

ARTICLE 3. Severability Clause: if any provision or article of this Ordinance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions and articles of this Ordinance, and to such end the provisions and articles of the Ordinance are declared severable.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, AR on this _____ day of March 2023.

APPROVED: _____
Jason Stumph, Marion County Judge

ATTEST: _____
Dawn Moffet, Marion County & Circuit Clerk

SPONSOR: Justices Vanceuren, Brigham, McCalla

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

Abstain: _____ Present: _____ Absent: _____

APPROPRIATION ORDINANCE 2023 - 29

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

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET FOR THE OFFICE OF THE PUBLIC DEFENDER, NUMBERS AND COMPENSATION ORDINANCE 2022-98, THE ANNUAL OPERATING BUDGET FOR CALENDER YEAR (2023) FOR MARION COUNTY, ARKANSAS.

SECTION 1. This amendment is for establishment of an account for the funding of the Public Defender in Marion County, Arkansas from the Marion County General Revenue Fund.

SECTION 2. The budget for the Public Defender as submitted and approved in Ordinance 22-98, appropriated the money in the amount of \$31,862.00; however, there were anticipated revenues of only \$16,126.00, leaving a deficit of \$15, 736.00.

SECTION 3. This amendment will establish fund #1000-0417 "Public Defender" within the county general budget and fund it in the amount of \$16,000.00.

SECTION 4. This amendment is authorized by §16-87-302 which provides,

"(b) Each county or counties within a judicial district shall be responsible for the payment of the following: (1) (A) The cost of facilities, equipment, supplies, and other office expenses necessary to the effective and efficient operation of the public defender's office. (B) Funding for these expenditures may be from: (i) A county administration of justice fund; (ii) A county's general fund; (iii) A county's public defender fund; (iv) A county's indigent defense fund; (v) A county's public defender investigator fund; or (vi) Any other fund authorized by law for that purpose. (C) These expenditures shall comply with an itemized, line-item budget appropriated by the quorum court; and (2) The compensation of additional personnel within the office of the public defender, when approved in advance by the quorum court."

SECTION 5. This amendment is retroactive to January 1, 2023 as the funds were properly appropriated and approved to be effective beginning January 1, 2023.

SECTION 6. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate the transfer and purchase described above.

SECTION 7. This Ordinance is herein enacted as an Appropriation Ordinance and is therefore effective immediately.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, Arkansas on this 14 day of March 2023.

APPROVED: [Signature]
Jason Stumph, Marion County Judge

Attest: [Signature]
Dawn Moffet, Marion County & Circuit Clerk

FILED FOR RECORD
at 10:29 o'clock A M

MAR 15 2023

[Signature]
DAWN MOFFET
Marion County Clerk
D.C.

Sponsor: Justice McCalla, Date adopted: 3/14/23
White, Reed, Vance