

FILED FOR RECORD  
at 9:13 o'clock A M

NOV 10 2021

**MARION COUNTY QUORUM COURT MINUTES** Moffet  
Marion County Clerk

October 12, 2021

The Marion County Quorum Court held its regular meeting, on October 12, 2021 at 6 p.m., at the Marion County Courthouse.

County Judge Massey presided over the meeting. All Justices were present.

Justice Brigham gave the invocation and Justice Underwood led the pledge.

The minutes and all reports were approved. During the Law Enforcement report, Justice Brigham questioned Sheriff Evans regarding if the City of Bull Shoals had made any payments yet for the housing of their prisoners. The response was no, but Sheriff will be sending a letter to the city. Justice Brigham also asked why there were no reports for the part time Metro officer. Sheriff Evans replied that the part time officer retired on the Saturday of Turkey Trot.

Judge Massey stated that he had some court orders being filed to straighten out a clerical error regarding the annex. He continued by saying that Bull Shoals had signed up for 911 and that he was in the process of getting the contract signed. He continued by saying that he was going to have a meeting with the Fair Board, as the law required a five member board and currently the board had nine members.

Deputy Prosecutor, Chris Carter, gave a statement regarding the Ozark Solid Waste refund. A hearing will be held in Marion County on December 3, 2021. The plan is to hire a company to send out the refunds. The 2019 payments are to be paid back in the amount of approximately \$10.50 per person. This plan has been tentatively approved by special Judge David Lazer. The trustees have stated that they will not distribute any refunds for the years 2017 and 2018, as the money has been given to the bond holders. The final decision on this action is still up in the air.

Old Business:

Ordinance 2021-83 – Legal Services for the County – Sponsored by the Personnel Committee. This ordinance was tabled at the September meeting. This concerns the replacement of the County Attorney with the Prosecutor's office. The motion to adopt was made by Justice Madden and seconded by Justice Underwood. The motion failed with only Justice Underwood voting in favor of the motion.

New Business:

Ordinance 2021-89 – Collector’s Office – Lifting Hiring Freeze – Sponsored by the Personnel Committee. This ordinance will allow the Collector to hire an employee to replace one that is leaving her employment as of October 29, 2021. During the discussion, Justice Vancuren stated that he was not in favor of lifting the freeze and would not support the motion to adopt. Justice Scrima made the motion to amend the ordinance by taking out the article regarding amending the money portion of Numbers and Compensation. Justice Brigham also stated that Article 2, should be amended to read that the hiring freeze was lifted on only the open position in the office. Justice McCalla seconded the motion to amend and the motion passed unanimously. The motion to adopt was made by Justice Madden and seconded by Justice Underwood. The motion passed with Justices Vancuren and Brigham voting against it.

Ordinance 2021-90 – Treasurer’s Office – Appropriation – Sponsored by Justice White. This ordinance allows \$3000 to be appropriated from the Treasurer’s Automation fund (3000) into the small equipment line item (3000-0103-2003). The motion to adopt was made by Justice Nickels and seconded by Justice White. The motion passed unanimously.

Ordinance 2021-91 – Benjamin Kough – Development Permit Refund – Sponsored by Justice McCalla. This ordinance is to authorize the Treasurer to issue a refund check in the amount of \$200 to Benjamin Kough. After the issuance of the permit it was discovered that the permit should actually be coming from the City of Bull Shoals. The motion to adopt was made by Justice McCalla and seconded by Justice Nickels. The motion passed unanimously:

Ordinance 2021-92 – Election Commission – Clean Up – Sponsored by Justice Vancuren, White, McCalla and Scrima. This ordinance cleans up the General Office line item (1000-0109-2001) in the amount of \$127.53. The shortage was caused by a 2020 bill (Visa Credit Card, Judge’s Office) being paid out of the 2021 budget. The bill was for the “hot spots” needed for the Election Commission during the 2020 elections. The motion to adopt was made by Justice McCalla and seconded by Justice Nickels. The motion passed unanimously.

Ordinance 2021-93 – Judge’s Office – Additional Assistant Comptroller – Sponsored by Justice Brigham, McCalla and White. This ordinance allows for the County Judge to hire an additional assistant Comptroller. The motion to adopt was made by Justice McCalla and seconded by Justice White. The motion passed unanimously.

Ordinance 2021-94 – Metro – Overtime – Sponsored by the Budget Committee – This ordinance appropriates unappropriated monies from Metro Law Enforcement fund (3405) into the overtime line item (3405-0400-1005). The motion to adopt was made by Justice McCalla and seconded by Justice Underwood. The motion passed unanimously.

Ordinance 21-95 – Jail – Numbers and Compensation – Sponsored by the Budget Committee. This ordinance amends the Numbers and Compensation portion of Ordinance 2021-4 to reflect that there are 13 full time jailers, rather than 12 full time jailers. The motion to adopt was made by Justice McCalla and seconded by Justice Nickels. The motion passed unanimously.

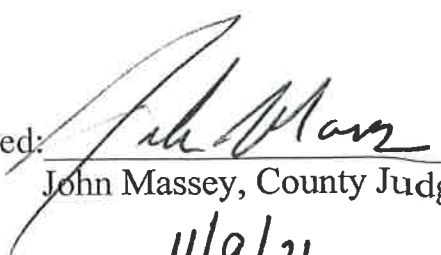
Ordinance 21-96 – Road Department – Appropriation – Sponsored by Justice Madden. This order appropriates unappropriated money from the County Road Fund (2000) into the Repair Parts line item (2000-0200-2023). The motion to adopt was made by Justice McCalla and seconded Justice White. The motion passed unanimously.

Ordinance 21-97 – County Offices – Time Clocks – Sponsored by the Budget and Personnel Committees. This ordinance the Personnel Policy regarding the use of electronic time clocks. The motion to adopt was made by Justice McCalla and seconded by Justice White. The motion passed unanimously.

Ordinance 21-98 – County Offices – Direct Deposit – Sponsored by the Budget and Personnel Committees. This ordinance allow for established employees to decide if they want their paycheck direct deposited into their account. Any new hires after the passage of this ordinance will be required to have their paycheck direct deposited. The motion to adopt was made by Justice McCalla and seconded by Justice White. The motion passed unanimously.

After new business was concluded, Justice Vancuren asked Judge Massey to consider vetoing the Collector's office ordinance to hire a new employee. He stated that passing that ordinance was overlooking why the hiring freeze went into effect in the first place. Justice Madden stated that he thought that the decision of the budget committee should be acknowledged. Justice Underwood pointed out that this was not creating a new position. Judge Massey stated that he was not going to make any decision at this time, as he has seven days to veto a vote.p

The meeting was adjourned.

Approved: 

John Massey, County Judge

Date: 11/9/21

Attest: 

Dawn Moffet, County & Circuit Clerk

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

Motion

ORDINANCE 2021-\_\_\_\_\_

DATE: 11/9/21

MOTION TO: Allow Arvest Bank to Finance paders

MOVED BY JUSTICE Vancuren

SECONDED BY JUSTICE McCalla

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)				
JUSTICE MARTY NICKELS (District #2)				
JUSTICE TALON VANCUREN (District #3)				
JUSTICE RICK WHITE (District #4)				
JUSTICE JAMES UNDERWOOD (District #5)				
JUSTICE BRADY MADDEN (District #6)				
JUSTICE WESLEY SHIPMAN (District #7)				
JUSTICE CLAUDIA BRIGHAM (District #8)				
JUSTICE JOYCE MCCALLA (District #9)				
TOTALS				

Dawn Moffet

Dawn Moffet, County & Circuit Clerk

motion passed  
unanimously by voice  
vote.

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NOV 10 2021

Dawn Moffet  
Marion County Clerk  
D.C.

NOV 10 2021

Ordinance 2021-99

Dawn Moffet  
Marion County Clerk  
D.C.

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

An Ordinance levying taxes for the various taxing units of Marion County for the Tax Year 2021 for calendar year 2022.

Article 1. The following County, Municipal and School real estate taxes and levied by the Quorum Court of Marion County, Arkansas.

County Charges	Real Estate Taxes	Personal Property
County General	5 Mills	5 Mills
County Road	3 Mills	3 Mills
County Library	.9 Mills	.9 Mills
Total Mills	8.9 Mills	8.9 Mills


Fire Protection Tax (commonly referred to as Timber Tax) \$.15 per acre (Acts 865 and 1039)

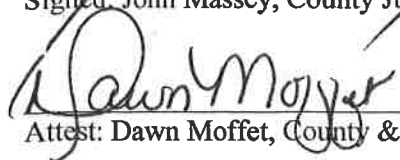
Schools	Real Estate Taxes	Personal Property
Ozark Mountain School	36.50 Mills	36.50 Mills
Yellville-Summit (#4)	36.98 Mills	36.98 Mills
Flippin (#26)	36.40 Mills	36.40 Mills
Mtn. Home (MH #9)	32.16 Mills	32.16 Mills
Marshall (Searcy #17)	36.55 Mills	36.55 Mills
Lead Hill (Boone Co. #4)	39.00 Mills	39.00 Mills

Cities	Real Estate Taxes	Personal Property
City of Pyatt General	5.0 Mills	5.0 Mills
City of Yellville General	5.0 Mills	5.0 Mills
City of Yellville Fireman Pension	1.0 Mills	1.0 Mills
City of Summit General	4.8 Mills	4.8 Mills
City of Flippin General	1.8 Mills	1.8 Mills
City of Flippin Firemen Pension	.4 Mills	.4 Mills
City of Bull Shoals	3.5 Mills	3.5 Mills
City of Bull Shoals Fire Dept.	1.5 Mills	1.5 Mills

Article 2. 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 sections of this Ordinance, and to such end the provisions and sections of this Ordinance are declared to be severable.

Article 3. It is hereby declared this Ordinance is necessary for Marion County to comply with State Law and to protect the welfare, health and safety, and property of the people of Marion County.

  
Signed: John Massey, County Judge

  
Attest: Dawn Moffet, County & Circuit Clerk

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

Sponsored by: Justices White, McCalla, Nickels

For: 8 Against: \_\_\_\_\_ Abstain: \_\_\_\_\_

Present: 8 Absent: 1

**Ordinance 2021-100**

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

An Ordinance to transfer funds between offices.

Article 1. Whereas, a clerical error was made when paying an invoice to Yelcot Telephone, in which the amount of \$353.07 was paid from the Clerk's Office General Fund instead of the Recorder's Fund. Therefore, the following transfer needs to be done.

3006-0102-3020	Telephone	\$353.07 Subtract
1000-0102-3020	Telephone	\$275.63 Add

Article 2: 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 9 day of November, 2021.

Approved: 

John Massey, Marion County Judge

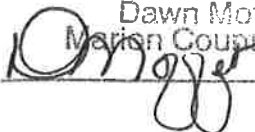
Attest: 

Dawn Moffet, County and Circuit Clerk

Sponsored by: Justices White, McCalla, Nickels

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Dawn Moffet  
Marion County Clerk  
D.C.



# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021-100

DATE: 11/9/21

MOTION TO: Adopt

MOVED BY JUSTICE Vancuren

SECONDED BY JUSTICE Underwood

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)	X			
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	8			1



Dawn Moffet, County & Circuit Clerk

FILED FOR RECORD  
at 9:13 o'clock A.M.

NOV 10 2021

Dawn Moffet  
Marion County Clerk

ORDINANCE 2021 - 101

Be it enacted by the Quorum Court of Marion County, Arkansas; an Ordinance to be entitled: D.C.  
An ordinance amending the Annual Operating Budget and Numbers and Compensation, Ordinance  
2021-4 for the calendar year 2021 for Marion County, Arkansas.

**WHEREAS**, the Marion County Road Department is requesting funds from the Additional Motor  
Fuel Tax Fund 2003 (Act 416 of 2019) to purchase product and to repair and reseal Marion County  
Roads, 7001, 7002, 7006, 7013, 7022, and 5040.

**WHEREAS**, there are sufficient funds available in Fund 2003 for said transfer and appropriation.

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

ARTICLE 1. The County Treasurer is hereby authorized to transfer \$135,000.00 from Additional  
Motor Fuel Tax Fund 2003 (Act 416 of 2019) into County Road Fund 2000.

From:	2003	<u>Additional Motor Fuel Tax Fund (Act 416 of 2019)</u>	\$135,000.00	Subtract
To:	2000	<u>County Road</u>	\$135,000.00	Add

ARTICLE 2. The Comptroller is hereby authorized to make the following new appropriations as  
follows:

From:	2003	<u>Additional Motor Fuel Tax Fund (Act 416 of 2019)</u> 2003-8888-9999	\$135,000.00	Subtract
To:	<u>2000-0200-County Road</u> 2000-0200-2024	Maintenance/Service Contracts	\$20,000.00	Add
To:	<u>2000-0200-County Road</u> 2000-0200-2034	Repair & Reseal Roads	\$115,000.00	Add

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, AR on this 9 day of  
November, 2021.

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APPROVED: \_\_\_\_\_

John Massey, Marion County Judge

ATTEST: \_\_\_\_\_

Dawn Moffet, Marion County & Circuit Clerk

SPONSOR: Budget Committee

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

10/9/21

Votes For: 8 Votes Against: \_\_\_\_\_ Abstain: \_\_\_\_\_

Present: 8 Absent: 1

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021-101

DATE: 11/9/21

MOTION TO: Adopt

MOVED BY JUSTICE \_\_\_\_\_

SECONDED BY JUSTICE \_\_\_\_\_

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)	X			
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	8			1

  
Dawn Moffet, County & Circuit Clerk

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

An ordinance to establish a Special Revenue Fund to be named Building Permits & Inspection Fee's. Whereas, for each \$100 building permit received, \$25.00 will continue to be deposited into County General and \$75.00 will be deposited into fund 3407 to be used only for the payment of the County Building Inspector.

**Article 1. Affirmation.** It comes before this court that there is a need to establish a special revenue fund on the books of the county to track the revenues and expenditures of the Building Permits & Inspection Fees. This Court recognizes and affirms the need for such a fund to properly account for and control all such revenues received and expenditures made in compliance with all applicable laws and guidance from the US Treasury.

**Article 2. Establishment of Fund.** There is hereby created on the books of the Marion County Treasurer and the books of the Marion County Comptroller a special revenue fund to be known as the Building Permits & Inspection Fee's with a fund number 3407. The revenue code for the federal assistance through the ARP Act, as assigned by Legislative Audit, is 8731.

**Article 3. Operation of Fund.** An ordinance to establish a Special Revenue Fund to be named Building Permits & Inspection Fee's. Whereas, for each \$100 building permit received, \$25.00 will continue to be deposited into County General and \$75.00 will be deposited into fund 3407 to be used only for the payment of the County Building Inspector.

**Article 4. Emergency Clause** It is hereby determined that this Ordinance is essential for the safety, health and welfare of the Citizens of Marion County. Therefore, an emergency is hereby declared to exist and this Ordinance being necessary for the immediate safety, health and welfare of Marion County Citizens shall be in full force and effect from and after the date of its passage.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, AR on this 9 day of November, 2021.

Approved: [Signature] John Massey, Marion County Judge

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

Sponsor: Budget Committee

FILED FOR RECORD  
at 913 o'clock A M

NOV 10 2021

[Signature]  
Dawn Moffet  
Marion County Clerk  
D.C.

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021-102

DATE: 11/9/21

MOTION TO: Adopt

MOVED BY JUSTICE Madden

SECONDED BY JUSTICE Scrima

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)	X			
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	8			1

  
Dawn Moffet, County & Circuit Clerk

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FILED FOR RECORD  
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NOV 10 2021

Ordinance 2021- 103

Dawn Moffet  
Marion County Clerk  
D.C.

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

**An ordinance to establish premium pay and to amend the Annual Operating Budget and Numbers and Compensation Ordinance 2021-4 for the calendar year 2021 for Marion County, Arkansas, make additional appropriations, and for other purposes.**

**WHEREAS**, the American Rescue Plan, Public Law No. 117-2 (March 11, 2021) was adopted into law and provided States, Cities, Counties and Tribal Governments funds for the purpose of addressing the various adverse impacts of COVID-19 upon these governmental units and society, including premium pay for essential workers defined by Interim Final Rule definitions, in pertinent part, as any work performed by a County employee involving regular in-person interactions or regular physical handling of items that were also handled by others; and

**WHEREAS**, 31 C.F.R Part 35 the US Treasury Interim Final Rule, sets forth the authority and need for providing premium pay to assure the retention and support for essential workers and public functions, and

**WHEREAS**, the Quorum Court of Marion County, AR recognizes the need to provide resilience to our local government and provide premium pay including retroactive pay back to February 1, 2020, to County employees as authorized by the by the American Rescue Plan and guidance by the United States Treasury; SO

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

ARTICLE 1: That it hereby approves premium pay for eligible current county employees continuously employed by Marion County for any of the period from February 1, 2020, to December 31, 2020.

ARTICLE 2. Each eligible Marion County employee, currently employed, shall be provided the additional payment of \$ 3.35 per hour worked during the described work period, and the County Coroner and each Justice of the Peace 15% of their gross pay during same

Ord. 15

35

period, with deductions as required by 31 CFR Part 35 of the US Treasury Interim Final Rule, from which all applicable payroll deductions shall be deducted.

ARTICLE 3. Appropriation Ordinance 2021-4, the "Annual Operating Budget and Numbers and Compensation, Ordinance 2021-4 for the calendar year 2021 for Marion County, Arkansas" is hereby amended and the respective sums shall be expended from the appropriate GL of the newly added Fund #3046, the American Rescue Plan Fund; and allocated to the following funds in the amounts set forth below:

ARTICLE 4: Ordinance 2021-4 the 2021 Budget is hereby amended by appropriating to Fund 3046 the following amounts totaling a grand sum of: \$ 491,376.32 (four hundred ninety-one thousand, three hundred seventy-six dollars and 32 cents.)

<b>Fund 3046-0100 County Judge</b>	<b>\$ 13,460.86</b>
3046-0100-1001 – County Judge, Full Time	\$ 10,946.46
3046-0100-1006 – FICA Match	837.40
3046-0100-1007 – Retirement Match	1,677.00
<b>Fund 3046-0102 County &amp; Circuit Clerk</b>	<b>\$ 13,112.37</b>
3046-0102-1001 – Cnty & Crct Clerk, Full Time	\$ 11,169.07
3046-0102-1006 – FICA Match	854.43
3046-0102-1007 – Retirement Match	1,088.87
<b>Fund 3046-0103 County Treasurer</b>	<b>\$ 7,111.89</b>
3046-0103-1001 – Treasurer, Full Time	\$ 5,668.20
3046-0103-1006 – FICA Match	433.62
3046-0103-1007 – Retirement Match	1,010.07
<b>Fund 3046-0104 Collector</b>	<b>\$ 20,921.20</b>
3046-0104-1001 – Collector Full Time	\$ 16,889.03
3046-0104-1006 – FICA Match	1,292.01
3046-0104-1007 – Retirement Match	2,740.16
<b>Fund 3046-0105 Assessor</b>	<b>\$ 26,354.82</b>
3046-0105-1001 – Assessor, Full Time	\$ 21,307.68
3046-0105-1006 – FICA Match	1,630.04
3046-0105-1007 – Retirement Match	3,417.10
<b>Fund 3046-0107 Quorum Court</b>	<b>\$ 3,776.90</b>
3046-0107-1002 – Quorum Court, Part Time	\$ 3,508.50
3046-0107-1006 – FICA Match	268.40



<b>Fund 3046-0108 Courthouse/Annex Maintenance</b>	<b>\$ 7,563.39</b>
3046-0108-1001 – CH/Annex Maint, Full Time	\$ 6,150.60
3046-0108-1006 – FICA Match	470.52
3046-0108-1007 – Retirement Match	942.27
<b>Fund 3046-0400 Law Enforcement</b>	<b>\$ 96,160.06</b>
3046-0400-1001 – Law Enforcement, Full Time	\$ 78,140.78
3046-0400-1006 – FICA Match	5,977.77
3046-0400-1007 – Retirement Match	12,041.51
<b>Fund 3046-0409 District Court</b>	<b>\$ 16,101.03</b>
3046-0409-1001 – District Court, Full Time	\$ 10,864.06
3046-0409-1002 – Part Time (Probation Office)	2,546.67
3046-0409-1006 – FICA Match	1,025.92
3046-0409-1007 – Retirement Match	1664.38
<b>Fund 3046-0415 Juvenile Intake</b>	<b>\$ 4,525.10</b>
3046-0415-1002 – Juv Intake, Part Time	\$ 3,679.84
3046-0415-1006 – FICA Match	281.51
3046-0415-1007 – Retirement Match	563.75
<b>Fund 3046-0416 Prosecuting Attorney</b>	<b>\$ 7,217.35</b>
3046-0416-1001 – Prosecuting Attorney, Full Time	\$ 5,869.20
3046-0416-1006 – FICA Match	448.99
3046-0416-1007 – Retirement Match	899.16
<b>Fund 3046-0418 County Jail</b>	<b>\$ 45,443.20</b>
3046-0418-1001 – County Jail, Full Time	\$ 36,887.69
3046-0418-1006 – FICA Match	2,821.91
3046-0418-1007 – Retirement Match	5,733.60
<b>Fund 3046-0419 County Coroner</b>	<b>\$ 932.52</b>
3046-0419-1002 – County Coroner, Part Time	\$ 866.25
3046-0419-1006 – FICA Match	66.27
<b>Fund 3046-0440 Juvenile Probation</b>	<b>\$ 3,386.23</b>
3046-0440-1002 – Juvenile Probation, Part Time	\$ 2,753.70
3046-0440-1006 – FICA Matching	210.66
3046-0440-1007 – Retirement Match	421.87
<b>Fund 3046-0800 Veterans' Services</b>	<b>\$ 2,769.62</b>
3046-0800-1002 – Veterans' Services, Part Time	\$ 2,572.80
3046-0800-1006 – FICA Match	196.82

**Fund 3046-0700 Solid Waste Transfer Station****\$ 13,985.69**

3046-0700-1001 – Transfer Station, Full Time

\$ 11,373.26

3046-0700-1006 – FICA Match

870.05

3046-0700-1007 – Retirement Match

1,742.38

**Fund 3046-0200 County Road Dept****\$ 170,455.95**

3046-2000-1001 – County Road, Full Time

\$ 138,386.91

3046-2000-1006 – FICA Match

10,586.60

3046-2000-1007 – Retirement Match

21,482.44

**Fund 3046-0600 County Library****\$ 22,430.66**

3046-0600-1001 – Library, Full Time

\$ 18,240.76

3046-0600-1006 – FICA

1,395.42

3046-0600-1007 – Retirement Match

2,794.48

**Fund 3046-0501 E-911****\$ 15,667.47**

3046-0501-1001 – Full Time

\$ 12,740.89

3046-0501-1006 – FICA Match

974.68

3046-0501-1007 – Retirement Match

1,951.90

ARTICLE 5: SEVERABILITY: If any of the provisions of this ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application, and to this end, the provisions of this ordinance are declared severable.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, AR on this 9 day of November, 2021.

APPROVED: [Signature] John Massey, Marion County Judge

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

SPONSOR: Justice Scrima, Justice White

Date Adopted: 11/9/21

Votes For: 8 Votes Against:        Abstain:        Present: 8 Absent: 1

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021-103

DATE: 11/9/21

MOTION TO: Read by Title Only

MOVED BY JUSTICE Scrima

SECONDED BY JUSTICE Madden

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)	X			
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	8			1

  
Dawn Moffet, County & Circuit Clerk

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021-103

DATE: 11/9/21

MOTION TO: Adopt

MOVED BY JUSTICE Madden

SECONDED BY JUSTICE Scrima

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)	X			
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	8			1

Dawn Moffet  
Dawn Moffet, County & Circuit Clerk

*Filed*

ORDINANCE 2021 - 104

**AN ORDINANCE TO AMEND ORDINANCE NO. 2008-40 TO REFLECT CHANGES IN ADMINISTRATION AND RESPONSIBILITIES OF THE MARION COUNTY LIBRARY BOARD.**

**WHEREAS**, on December 3, 2008, the Marion County Quorum Court Enacted Ordinance No. 2008-40 to repeal Ordinance 2008-39 terminated the existing Marion County Library Board and reorganized the Marion County Library Board in accordance with A.C.A. 13-2-401 and A.C.A. 14-14-705.

**WHEREAS**, Ordinance 2008-40 returned the Marion County Library Board from an Advisory Board to an Administrative Library Board.

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

Section 1. That the existing Marion County Library Board shall continue to administer and operate the Marion County Library.

Section 2. That all individuals employed now and in the future by the Marion County Library shall be county employees for the purpose of benefits and compensation.

Section 3. That all Library Employees shall be subject to and be under the Marion County Employee Policy.

Section 4. Further any and all employee compensation shall be subject to the direction of the rules and regulations for Marion County Employees as set forth by Quorum Court and Administered by the County Judge.

Section 5. That any contracts and or leases that would be binding upon the Board and or the Library shall require review and approval of the Marion County Judge and filed of record with the Clerk of the Court.

Section 6. Whereas this Ordinance is considered an emergency and is effective immediately.

Section 7. SEVERABILITY CLAUSE: The various Articles and parts of this Ordinance are to be considered severable and therefore, if any Article or part is found to be invalid for any reason, it shall not invalidate the remaining Provisions hereof.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, AR on this \_\_\_\_ day of \_\_\_\_\_, 2021.

APPROVED: \_\_\_\_\_ John Massey, Marion County Judge

ATTEST: \_\_\_\_\_ Dawn Moffet, Marion County & Circuit Clerk

SPONSOR: Claudia Bringham, Justice of the Peace, District 8

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

Votes For: \_\_\_\_\_ Votes Against: \_\_\_\_\_ Abstain: \_\_\_\_\_ Present: \_\_\_\_\_

FILED FOR RECORD  
at 9:13 o'clock A M

NOV 10 2021

Absear  
Dawn Moffet  
Marion County Clerk  
D.C.

Ord. 15

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# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021- 104


DATE: 11/9/21

MOTION TO: Adopt

MOVED BY JUSTICE Brigham

SECONDED BY JUSTICE Vancuren

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)	X			
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)		X		
JUSTICE WESLEY SHIPMAN (District #7)			X	
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)			X	
TOTALS				

  
Dawn Moffet, County & Circuit Clerk

FILED FOR RECORD  
at 9:13 o'clock A M

NOV 10 2021

ORDINANCE 2021-105

Dawn Moffet  
Marion County Clerk  
D.C.

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

AN ORDINANCE TO ESTABLISH THE "MARION COUNTY FAIR AND LIVESTOCK SHOW" ADVISORY BOARD. THIS ORDINANCE REPEALS ORDINANCE 2013-34.

WHEREAS, Marion County, Arkansas desires to establish an advisory board for the purpose of conducting all affairs pertaining to the Marion County Fairgrounds in Summit, Arkansas. The Marion County Fair and Livestock Show Board shall be established in accordance with ACA 14-1-705 and Act 317 of 1973.

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

ARTICLE 1. CREATION OF BOARD. There is hereby created, pursuant to A.C.A. 14-14-705 and Act 317 of 1973, and established in Marion County the Marion County Fair and Livestock Show Board, (hereinafter referred to as the "Board") with authority as hereinafter may furnish advice, gather information, make recommendations, and perform other activities as may be prescribed by ordinance. A county advisory board shall not have the power to administer programs or set policy. All advisory board members shall be appointed by the county judge. Confirmation of advisory board members by a quorum court shall not be required.

ARTICLE 2. MEMBERS OF THE BOARD: TERM OF OFFICE. All board members shall be appointed by the County Judge and shall require confirmation by the Quorum Court. The Board shall consist of nine (9) persons. The term of any board member shall not exceed three (3) years. No board member shall be appointed for more than two (2) consecutive terms. No member of a quorum court shall serve as a member of a county advisory board. Successor members shall be selected as terms expire on December 31st. All members of the Board shall be residents of the County.

POSITION	NAME	EXPIRES DEC. 31ST
(1)	Stephanie Hutcheson	2021
(2)	Benjamin Crombie	2022
(3)	Tad Huff	2022
(4)	Ryan See	2021
(5)	Cody Schmidt	2022
(6)	Jeannie Wood	2022
(7)	Susie Hall	2022
(8)	Darla Davenport	2023
(9)	Brent Rozeboom	2023

ARTICLE 3. EMERGENCY CLAUSE: The continued operation of the Marion County Fairgrounds is deemed essential to the citizens of Marion County, and to the peace, safety, health and welfare of the citizens of Marion County. Therefore, an emergency is hereby declared to exist and the Ordinance being necessary

Ord 15

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for the immediate safety, health and welfare of Marion County shall be in full force and effect from and after the date of its passage.

ARTICLE 4. SEVERABILITY CLAUSE: The various Articles and parts of this Ordinance are to be considered severable and therefore, if any Article or part is found to be invalid for any reason, it shall not invalidate the remaining Provisions hereof.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, AR on this 9 day of November, 2021.

APPROVED:  John Massey, Marion County Judge

ATTEST:  Dawn Moffet, Marion County & Circuit Clerk

SPONSOR: Mike Scrima, Justice of the Peace, District 1

Date Adopted: 11/9/21

Votes For: 8 Votes Against:        Abstain:       

Present: 8 Absent: 1



# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021-105


DATE: 11/9/21

MOTION TO: Adopt

MOVED BY JUSTICE Madden

SECONDED BY JUSTICE White

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)	X			
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	8			1

  
Dawn Moffet, County & Circuit Clerk

*Failed*

ORDINANCE 2021- 106

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

AN ORDINANCE AMENDING ORDINANCES 2017-9 AND 2017-13, NUMBERS AND COMPENSATION FOR ELECTED OFFICIALS; AND TO AMEND (ORDINANCE 2021-4), THE ANNUAL OPERATING BUDGET FOR THE CALENDAR YEAR (2021) FOR MARION COUNTY, ARKANSAS.

**ARTICLE 1.** The following amounts are annual salaries paid biweekly.

<b>COUNTY JUDGE</b>	<b>\$ 51,200</b>
4 pay periods from County General Fund 1000	\$ 7,877
9 pay periods from Sales Tax Solid Waste Fund 1802	17,723
13 pay periods from County Road Fund 2000	25,600
<b>COUNTY SHERIFF</b>	<b>\$ 50,700</b>
13 pay periods from Sales Tax Law Enforcement Fund 1800	\$ 25,350
13 pay periods from County Detention Facility Fund 3018	25,350
<b>COUNTY &amp; CIRCUIT CLERK (combined office)</b>	<b>\$ 49,900</b>
13 pay periods from County General Fund 1000	\$ 24,950
13 pay periods from Recorder's Fund 3006	24,950
<b>COUNTY ASSESSOR</b>	<b>\$ 45,700</b>
26 pay periods from County General Fund 1000	
<b>COUNTY COLLECTOR</b>	<b>\$ 45,700</b>
26 pay periods from County General Fund 1000	
<b>COUNTY TREASURER</b>	<b>\$ 45,700</b>
26 pay periods from County General Fund 1000	

**ARTICLE 2.** The following amount is an annual salary paid monthly.

<b>COUNTY CORONER</b>	<b>\$ 6,300</b>
12 pay periods from County General Fund 1000	

**ARTICLE 3.** The following amounts are per diems paid monthly.

<b>JUSTICES OF THE PEACE</b>	
12 pay periods from County General Fund 1000	
	<b>\$225</b> Quorum Court Meeting
	<b>\$225</b> Special Session Meeting
	<b>\$ 75</b> Committee/Other Meeting

*Ord. 15*

**ARTICLE 4. SEVERABILITY.** If any provision of this Ordinance or application thereof by any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are declared to be severable.

**ARTICLE 5. EMERGENCY CLAUSE:** It is hereby determined that this Ordinance is essential for the safety, health, and welfare of the citizens of Marion County. Therefore, an emergency is hereby declared to exist and this Ordinance, being necessary to have the County Budget and Numbers and Compensation records accurately reflect actual budgeting, is to be effective immediately.

Passed and approved by the Quorum Court of Marion County, Arkansas on this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

APPROVED: \_\_\_\_\_ John Massey, Marion County Judge

ATTEST: \_\_\_\_\_ Dawn Moffet, Marion County & Circuit Clerk

SPONSORED BY: Justice White

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

Motion  
ORDINANCE 2021-\_\_\_\_\_

DATE: 11/9/21

MOTION TO: To Strike the Justices from the Raise Ordinance

MOVED BY JUSTICE Vancuren

SECONDED BY JUSTICE Shipman

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)	X			
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)		X		
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	7	1		1

Dawn Moffet  
Dawn Moffet, County & Circuit Clerk

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021- 106

DATE: 11/9/21

MOTION TO: Adopt as Amended

MOVED BY JUSTICE Madden

SECONDED BY JUSTICE Scrima

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)	X			
JUSTICE RICK WHITE (District #4)		X		
JUSTICE JAMES UNDERWOOD (District #5)			X	
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)		X		
JUSTICE JOYCE MCCALLA (District #9)		X		
TOTALS	4	3	1	1

  
Dawn Moffet, County & Circuit Clerk

ORDINANCE 2021-107

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

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET FOR THE CALENDAR YEAR 2021 FOR MARION COUNTY, ARKANSAS.

ARTICLE 1. The Comptroller is hereby authorized to make the following re-appropriations: \$15,000.00 from unappropriated money in the amount of \$15,000.00 from 1005 Coronavirus Relief Funds follows:

1800 0400 4005

4005 Vehicles add \$15,000.00

ARTICLE 2. This is an appropriation Ordinance and therefore, it is effective immediately.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, Arkansas on this 9 day of November, 2021.

APPROVED: [Signature]  
John Massey, Marion County Judge

ATTEST: [Signature] Date: 11/9/21  
Dawn Moffet, Marion County & Circuit Clerk

SPONSOR: Justice Brady Madden

Date adopted: 11/9/21

Votes for: 5 Votes against: 0 Abstain: 3 1st Vote failed  
Present: 8 Absent: 1

FILED FOR RECORD  
at 913 o'clock A M

NOV 10 2021

Dawn Moffet  
Marion County Clerk  
[Signature] D.C.

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021-107

DATE: 11/9/21

MOTION TO: Adopt

MOVED BY JUSTICE Madden

SECONDED BY JUSTICE McCalla

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)			X	
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)			X	
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)			X	
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	5		3	1

  
Dawn Moffet, County & Circuit Clerk

ORDINANCE 2021 - 108

FILED FOR RECORD  
at 913 o'clock A M

NOV 10 2021

Dawn Moffet  
Marion County Clerk

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

**An ordinance amending the Annual Operating Budget and Numbers and Compensation,  
Ordinance 2021-4 for the calendar year 2021 for Marion County, Arkansas.**

**WHEREAS**, the Marion County Judge's Office is requesting funds from the Coronavirus Relief Fund (1005) for payment on contract for services provided by Ultimate Kronos Group (UKG) for electronic time clock services for payroll purposes.

**WHEREAS**, there are sufficient funds available in the Coronavirus Relief Fund for said transfer.

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

ARTICLE 1. The County Treasurer is hereby authorized to transfer \$5,000.00 from Corona Virus Relief Fund (1005) into County General Fund (1000).

From: 1005	<u>Coronavirus Relief Fund</u>	\$5,000.00	Subtract
To: 1000	<u>County General</u>	\$5,000.00	Add

ARTICLE 2. The Comptroller is hereby authorized to make the following reappropriations: \$5,000.00 from unappropriated money from 1005 Coronavirus Relief Fund as follows:

From: 1005	<u>Coronavirus Relief Fund</u> 1005-8888-9999	\$5,000.00	Subtract
To:	<u>1000-0100-County Judge</u> 1000-0100-3009 Other Professional Services	\$5,000.00	Add

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, AR on this 9 day of November, 2021.

APPROVED: John Massey John Massey, Marion County Judge

ATTEST: Dawn Moffet Dawn Moffet, Marion County & Circuit Clerk

SPONSOR: Budget Committee

Date Adopted: 11/9/21

Votes For: 7 Votes Against:        Abstain: 1

Present: 8 Absent: 1

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021-108

DATE: 11/9/01

MOTION TO: Adopt

MOVED BY JUSTICE McCalla

SECONDED BY JUSTICE White

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)			X	
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	7		1	1

  
Dawn Moffet, County & Circuit Clerk

Ordinance 2021-109

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.

FILED FOR RECORD  
at 9:13 o'clock A M

ARTICLE 1. Amend Section 9. COMPENSATION TIME TITLE.

NOV 10 2021

Amend the title from Compensation Time to Compensatory Time.

Dawn Moffet  
Marion County Clerk  
D.C.

ARTICLE 2. Amend Section 9. COMPENSATORY TIME regarding compensatory time the hours earned for Compensatory Time to read as follows:

No employee shall earn more than 40 hours on compensatory time. After earning the maximum of 40 hours of compensatory time, a non-exempt employee shall receive overtime pay in cash of one and one half time (1-1/2) the rate earned for each hour worked in excess of the normal work period. Compensatory time must be scheduled by November 1<sup>st</sup> to be used by December 31<sup>st</sup> of the year it was earned. Compensatory time shall not be carried over to a new year. However, if there is a declared emergency between November 1<sup>st</sup> and December 31<sup>st</sup>, any compensation time earned shall be used by March 31 of the following year. Compensatory time earned shall be reported on time sheets turned into the Comptroller's office and shall be reported quarterly to the personnel committee.

ARTICLE 3. All elected officials and county employees shall be required to sign receipt of the updated personnel policy with changes based on this Ordinance.

ARTICLE 4: Emergency Clause. This ordinance is needed to necessitate a safe workplace and environment for the employees and citizens of Marion County. Therefore, an emergency is hereby declared and this ordinance shall be in full force and effect upon passage.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, AR on this 9 day of November, 2021.

APPROVED: [Signature] John Massey, Marion County Judge

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

SPONSOR: Budget and Personnel Committee

Date Adopted: 11/9/21

Votes For: 7 Votes Against: 0 Abstain: 1 Present: 8 Absent: 1

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021-109

DATE: 11/9/21

MOTION TO: Adopt

MOVED BY JUSTICE McCalla

SECONDED BY JUSTICE Scrima

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)			X	
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	7		1	1

Dawn Moffet  
Dawn Moffet, County & Circuit Clerk

NOV 10 2021

Dawn Moffet  
Marion County Clerk  
*[Signature]* D.C.

**Ordinance 2021-110**

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 14. WORK REQUIREMENTS paragraph regarding the daily hours worked to read as follows:

Unless specified in the Numbers and Compensation ordinance the county's standard work week for each employee is forty (40) hours, consisting of five (5) standard eight (8) hour workdays. Each employee is allowed two (2) fifteen minute breaks a day. One in the morning and one in the afternoon. In addition, each employee shall be allowed a 30 minute lunch break. Employee shall clock out and in for their lunch break. All offices that serve the public directly, must leave their work area. Breaks cannot be an extension of an employee's lunch break.

ARTICLE 2. All elected officials and county employees shall be required to sign receipt of the updated personnel policy with changes based on this Ordinance.

ARTICLE 3: Emergency Clause. This ordinance is needed to necessitate a safe workplace and environment for the employees and citizens of Marion County. Therefore, an emergency is hereby declared and this ordinance shall be in full force and effect upon passage.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, AR on this 9 day of November, 2021.

APPROVED: *[Signature]* John Massey, Marion County Judge

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

SPONSOR: Budget and Personnel Committee

Date Adopted: 11/9/21

Votes For: 7 Votes Against:      Abstain: 1 Present: 3 Absent: 1

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021- 110

DATE: 11/9/21

MOTION TO: Adopt

MOVED BY JUSTICE McCalla

SECONDED BY JUSTICE Brigham

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)			X	
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	7		1	1

  
Dawn Moffet, County & Circuit Clerk

Ordinance 2021-111

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 16. EMPLOYEE COMPENSATION AND FRINGE BENEFITS, Last paragraph in Vacation Compensation Section to read as follows:

Regular full-time employees who have been employed by the county continuously for more than (1) year or more, who resign from the job in "Good Standing" will be paid at their current rate for unused vacation time.

ARTICLE 2. All elected officials and county employees shall be required to sign receipt of the updated personnel policy with changes based on this Ordinance.

ARTICLE 3: Emergency Clause. This ordinance is needed to necessitate a safe workplace and environment for the employees and citizens of Marion County. Therefore, an emergency is hereby declared and this ordinance shall be in full force and effect upon passage.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, AR on this 9 day of November, 2021.

APPROVED: [Signature] John Massey, Marion County Judge

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

SPONSOR: Budget and Personnel Committee

Date Adopted: 11/9/21

Votes For: 7 Votes Against:        Abstain: 1 Present: 8 Absent: 1

FILED FOR RECORD  
at 9:13 o'clock A M

NOV 10 2021

[Signature]  
Dawn Moffet  
Marion County Clerk  
D.C.

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021-111

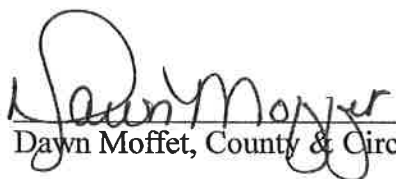
DATE: 11/9/21

MOTION TO: Adopt

MOVED BY JUSTICE Madden

SECONDED BY JUSTICE McCalla

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			X
JUSTICE MARTY NICKELS (District #2)			X	
JUSTICE TALON VANCUREN (District #3)				
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	7		1	1

  
Dawn Moffet, County & Circuit Clerk



Ordinance 2021-112

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

AN EMERGENCY ORDINANCE AMENDING THE PERCENTAGE BREAKDOWN OF MARION COUNTY'S ONE-PERCENT COUNTY-WIDE SALES AND USE TAX.

WHEREAS, it is deemed necessary to reassign the percentage of Sales Tax monies in the following manner beginning monies received in January 1, 2022.

**ARTICLE 1.** Distribution of Sales Tax funds listed in Ordinance 2015-071 are hereby amended to read as follows:

45.00%	County Road
21.00%	Law Enforcement
21.00%	Transfer Station
<u>13.00%</u>	Rural fire Departments
100.00%	

FILED FOR RECORD  
at 9:13 o'clock A M

NOV 10 2021

Dawn Moffet  
Marion County Clerk  
D.C.

**ARTICLE 2.** All Ordinances in conflict with this ordinance are hereby superseded and held for naught.

**ARTICLE 3.** The change of the aforementioned percentages from the most recent change is due to the fact that the County Road Department has repaid the monies appropriated from the Sales Tax Law Enforcement Building Fund as stated in Ordinance 2015-071.

PASSED AND APPROVED BY THE QUORUM COURT of Marion County, Arkansas on this 9 day of November, 2021

Approved: \_\_\_\_\_

John Massey, Marion County Judge

Attest: \_\_\_\_\_

Dawn Moffet, Marion County & Circuit Clerk

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2021-112

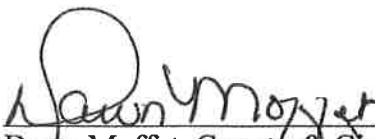
DATE: 11/9/21

MOTION TO: Adopt

MOVED BY JUSTICE McCauley

SECONDED BY JUSTICE Scrima

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)	X			
JUSTICE MARTY NICKELS (District #2)				X
JUSTICE TALON VANCUREN (District #3)	X			
JUSTICE RICK WHITE (District #4)	X			
JUSTICE JAMES UNDERWOOD (District #5)	X			
JUSTICE BRADY MADDEN (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	X			
TOTALS	8			1

  
Dawn Moffet, County & Circuit Clerk

RESOLUTION OF MARION COUNTY QUORUM COURT  
Resolution # 2021- 13

RESOLUTION TO ADOPT THE MARION COUNTY, ARKANSAS MULTI-JURISDICTIONAL HAZARD  
MITIGATION PLAN

**WHEREAS**, all areas within Marion County are subject to various hazardous events, natural and man-caused, with the potential to cause loss of life and property damage; and

**WHEREAS**, under the Disaster Mitigation Act of 2000, the Federal Emergency Management Agency (FEMA) required that local jurisdictions have a FEMA approved Hazard Mitigation Plan in place as a condition to apply for future Federal mitigation funding; and

**WHEREAS**, Marion County and its jurisdictions, with the assistance of the Northwest Arkansas Economic Development District (NWAEDD), have researched and developed the multi-jurisdictional Hazard Mitigation Plan attached hereto; and

**WHEREAS**, by participating in the Hazards Mitigation Program, Marion County and its jurisdictions are eligible to apply for post-disaster mitigation funds; and

**WHEREAS**, the Director of the Office of Emergency Management or his/her designee is appointed to assure that the Hazard Mitigation Plan is reviewed at least annually and completes a mandated review every five years to be submitted to the Arkansas Department of Emergency Management (ADEM) and the Federal Emergency Management Agency (FEMA) for review and updates.

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

That the County of Marion hereby adopts those portions of the Marion County Hazard Mitigation Plan relating to and protecting its jurisdictional areas against all hazards as developed in the Hazard Mitigation Plan for the purpose of building a safer community by reducing vulnerability to such events.

THIS RESOLUTION ADOPTED IN REGULAR SESSION November 9, 2021

APPROVED: [Signature] DATE \_\_\_\_\_  
Signature of County Judge John Massey

FILED FOR RECORD  
at 913 o'clock A M

ATTEST: [Signature]  
Signature of County Clerk Dawn Moffet

NOV 10 2021

[Signature]  
Dawn Moffet  
Marion County Clerk  
D.C.

SPONSOR: Justice Madden

Date Adopted: 11/9/21

Votes for: 3 Votes Against: \_\_\_\_\_ Abstain: \_\_\_\_\_  
Present: 3 Absent: 1

# MARION COUNTY QUORUM COURT ROLL CALL RECORD

*Resolution*  
ORDINANCE 2021- 13

DATE: 11/9/21

MOTION TO: Adopt, passed unanimously by voice vote

MOVED BY JUSTICE \_\_\_\_\_

SECONDED BY JUSTICE \_\_\_\_\_

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)				
JUSTICE MARTY NICKELS (District #2)				
JUSTICE TALON VANCUREN (District #3)				
JUSTICE RICK WHITE (District #4)				
JUSTICE JAMES UNDERWOOD (District #5)				
JUSTICE BRADY MADDEN (District #6)				
JUSTICE WESLEY SHIPMAN (District #7)				
JUSTICE CLAUDIA BRIGHAM (District #8)				
JUSTICE JOYCE MCCALLA (District #9)				
TOTALS				

  
Dawn Moffet, County & Circuit Clerk

**RESOLUTION OF MARION COUNTY QUORUM COURT**  
**RESOLUTION NO. 2021- 14**

**A RESOLUTION OF THE QUORUM COURT OF MARION COUNTY, ARKANSAS, CERTIFYING LOCAL GOVERNMENT ENDORSEMENT OF BUSINESS TO PARTICIPATE IN THE TAX BACK PROGRAM (AS AUTHORIZED BY SECTION 15-4-270(d) OF THE CONSOLIDATED INCENTIVE ACT OF 2003).**

**WHEREAS**, in order to be considered for participation in the Tax Back program, the local government must endorse a business to participate in the Tax Back Program and benefit from the sales and use tax refund as provided in the Consolidated Incentive Act of 2003; and

**WHEREAS**, said endorsement must be made on specific form available from the Arkansas Department of Economic Development; and

**WHEREAS**, Advanced Marine Performance, LLC located at 103 Marshall Street, Flippin, AR has sought to participate in the program and more specifically has requested benefits accruing from expansion of existing business of the specific facility; and

**WHEREAS**, Advanced Marine Performance, LLC has agreed to furnish the local government all necessary information for compliance.

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

1. Advanced Marine Performance, LLC be endorsed by the Quorum Court of Marion County, Arkansas for benefits from the sales & use tax refunds as provided by Section 15-4-270(d) of Consolidated Incentive Act of 2003.
2. **The Department of Finance and Administration is authorized to refund local sales and use taxes to Advanced Marine Performance, LLC.**
3. This resolution shall take effect immediately.

THIS RESOLUTION ADOPTED IN REGULAR SESSION November 9, 2021  
DATE

APPROVED:   
Signature of County Judge John Massey

ATTEST:   
Signature of County Clerk Dawn Moffet

SPONSOR: Talon Vancuren, Justice of the Peace, District 3

Date Adopted: 11/9/21

Votes for: 8 Votes Against: \_\_\_\_\_ Abstain: \_\_\_\_\_  
Present: 8 Absent: 1

Ord. 15

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# MARION COUNTY QUORUM COURT ROLL CALL RECORD

Resolution

ORDINANCE 2021- 14

DATE: 11/9/21

MOTION TO: Adopt passed unanimously by voice vote

MOVED BY JUSTICE Vancuren

SECONDED BY JUSTICE Scrima

JUSTICES	YEA	NAY	ABSTAIN	ABSENT
JUSTICE MICHAEL SCRIMA (District #1)				
JUSTICE MARTY NICKELS (District #2)				
JUSTICE TALON VANCUREN (District #3)				
JUSTICE RICK WHITE (District #4)				
JUSTICE JAMES UNDERWOOD (District #5)				
JUSTICE BRADY MADDEN (District #6)				
JUSTICE WESLEY SHIPMAN (District #7)				
JUSTICE CLAUDIA BRIGHAM (District #8)				
JUSTICE JOYCE MCCALLA (District #9)				
TOTALS				

Dawn Moffet  
Dawn Moffet, County & Circuit Clerk