

MARION COUNTY QUORUM COURT MINUTES

September 12, 2023

The Marion County Quorum Court held their monthly meeting beginning at 6 p.m. on September 12, 2023.

Judge Stumph presided over the meeting and all Justices were present with the exception of Justice McCalla. Justice Hutching gave the invocation and Collector Carla Purdome led the Pledge.

The August minutes were approved.

The Treasurer's report and the Sheriff's report were verbally given. Justice Brigham inquired what the In/Out transaction in the 911 report consisted of. Justice Scrima requested to have a breakdown of all 911 calls. Also, the minutes from the Budget committee were presented.

FILED FOR RECORD
at 10:20 o'clock A.M.

Old Business:

OCT 12 2023

New Business:

DAWN MOFFET
Marion County Clerk
D.C.

The motion read the ordinances by title only was made by Justice Vancuren and seconded by Justice Nickels. The motion passed unanimously.

Ordinance 2023-97 – Judge's Office – Road Department – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance allows for the transfer of unappropriated funds from the County Road fund for the purchase of machinery and equipment in the amount of \$255,000.00. The motion to adopt was made by Justice Reed and seconded by Justice Hutching. The motion passed unanimously.

Ordinance 2023-98 – Coroner – Transfer – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance allows for the transfer from County General – County Coroner 1000-0419-3100 fund to ARPA Revenue Replacement – County Coroner 1006-0419-4005 fund for the purchase of a license plate for the coroner's vehicle in the amount of \$13.00. The motion to adopt was made by Justice Reed and seconded by Justice Nickels. The motion passed with Justice Vancuren voting against it.

Ordinance 2023-99 – Have a Heart Pet Shelter – Transfer – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance allows monies to be transferred from line item 4004 to line item 2002 in the American Rescue Fund to have a Heart Pet Shelter Fund (3046-0805) for the purchase of small equipment in

received
9/28/23 3:01pm

226

185

3

the amount of \$14,088.28. The motion to adopt was made by Justice Scrima and seconded by Justice Hutching. The motion passed unanimously.

Ordinance 2023-100 – Judge’s Office – Accounting – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance is for an appropriation for the obligation of funds for the costs of Federal Audits for funds received from the American Rescue Fund (3046) for 2022 to 2026 in the amount of \$40,000.00. The motion to adopt was made by Justice Scrima and seconded by Justice Nickels. Justice Vancuren made a motion to table the ordinance and Justice Reed seconded. The motion to table passed with Justices Hutching and Shipman voting against it.

Ordinance 2023-101 – Promise Land Area Community Organization – ARPA Request – Sponsored by Justices Nickels, White, Reed and Hutching. The ordinance is to appropriate funds from American Rescue Fund (3046) to American Rescue Fund – Promise Land Area Community Organization (PLACO) Fund (3046-0604). The funds in the amount of \$40,683.00 will be used to construct a multi-function protective concrete surface area for Organization. The motion to adopt was made by Justice Hutching and seconded by Justice Scrima. The motion passed unanimously.

Ordinance 2023-102 – Oakland Area Improvement Association – ARPA Request – Sponsored by Justice Nickels, White, Reed and Hutching. This ordinance appropriates funds from the American Rescue Fund (3046) to the American Rescue Fund – Oakland Area Improvement Association, Inc. (OAIA), in the amount of \$78,000.00 for the purchase of a generator, a refrigerator, freezer and a shed for the food bank. The motion to adopt was made by Justice Scrima and seconded by Justice Reed. The motion to amended Section 1 to include “food” was made by Justice Scrima and seconded by Justice Shipman. The motion passed unanimously. The motion to remove section 4 was made by Justice Brigham and seconded by Justice Vancuren. The motion passed unanimously. The motion to adopt also passed unanimously.

Ordinance 2023-103 – Lakeway Rural Volunteer Fire Department – ARPA Request – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance is to appropriate funds from the American Rescue Fund (3046) to American Rescue Fund – Lakeway VFD Fund (3046-0505) in the amount of \$35,000.00 for the purchase of fire protection equipment and/or gear. The motion to adopt was made by Justice Vancuren and seconded by Justice Nickels. The motion passed unanimously.

Ordinance 2023-104 – Rea Valley Fire Protection District – ARPA Request – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance is to appropriate funds from the American Rescue Fund (3046) to American Rescue Fund – Rea Valley Fire Protection District (3046-0506) in the amount of \$35,000.00 for the purchase of fire protection equipment and/or gear. The motion to adopt was made by Justice Reed and seconded by Justice Nickels. The motion passed unanimously.

Justice Vancuren made a motion to read the rest of the Fire Department ordinances by the name of the Fire Department only. Justice White seconded the motion and the motion passed unanimously.

Ordinance 2023-105 – Oakland Promise Land Fire Protection District – ARPA Request– Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance is to appropriate funds from the American Rescue Fund (3046) to American Rescue Fund – Oakland Promise Land Fire Protection District (3046-0507) in the amount of \$35,000.00 for the purchase of fire protection equipment and/or gear. The motion to adopt was made by Justice Vancuren and seconded by Justice Scrima. The motion passed unanimously.

Ordinance 2023-106 – Peel Fire Protection District – ARPA Request – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance is to appropriate funds from the American Rescue Fund (3046) to American Rescue Fund – Peel Fire Protection District (3046-0508) in the amount of \$35,000.00 for the purchase of fire protection equipment and/or gear. The motion to adopt was made by Justice Vancuren and seconded by Justice White. The motion passed unanimously.

Ordinance 2023-107 – Pine Mountain Volunteer Fire Department – ARPA Request – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance is to appropriate funds from the American Rescue Fund (3046) to American Rescue Fund – Pine Mountain Volunteer Fire Department (3046-0509) in the amount of \$35,000.00 for the purchase of fire protection equipment and/or gear. The motion to adopt was made by Justice Vancuren and seconded by Justice White. The motion passed unanimously.

Ordinance 2023-108 – Bruno Fire Protection District – ARPA Request – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance is to appropriate funds from the American Rescue Fund (3046) to American Rescue Fund – Bruno Fire Protection District (3046-0510) in the amount of \$35,000.00 for the purchase of fire protection equipment and/or gear. The motion to adopt was

made by Justice Vancuren and seconded by Justice Scrima. The motion passed unanimously.

Ordinance 2023-109 – Ralph-Caney Fire Protection District – ARPA Request – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance is to appropriate funds from the American Rescue Fund (3046) to American Rescue Fund – Ralph Caney Fire Protection District (3046-0514) in the amount of \$35,000.00 for the purchase of fire protection equipment and/or gear. The motion to adopt was made by Justice Vancuren and seconded by Justice Nickels. The motion passed unanimously.

Ordinance 2023-110 – Summit Fire Protection District – ARPA Request – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance is to appropriate funds from the American Rescue Fund (3046) to American Rescue Fund – Summit Fire Protection District (3046-0515) in the amount of \$35,000.00 for the purchase of fire protection equipment and/or gear. The motion to adopt was made by Justice Scrima and seconded by Justice Hutching. The motion passed unanimously.

Ordinance 2023-111 – Yellville Fire Protection District – ARPA Request – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance is to appropriate funds from the American Rescue Fund (3046) to American Rescue Fund – Yellville Fire Protection District (3046-0516) in the amount of \$35,000.00 for the purchase of fire protection equipment and/or gear. The motion to adopt was made by Justice Scrima and seconded by Justice Hutching. The motion passed unanimously.

Ordinance 2023-112 – Bull Shoals Fire Department Auxiliary – ARPA Request – Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance is to appropriate funds from the American Rescue Fund (3046) to American Rescue Fund – Bull Shoals Fire Department Auxiliary (3046-0517) in the amount of \$35,000.00 for the purchase of wet/dry suits and an Aquaeye scanner. The motion to adopt was made by Justice Scrima and seconded by Justice Nickels. The motion passed unanimously.

Ordinance 2023-113 – Marion County Emergency Rescue – ARPA Request – Forwarded from the Budget Committee to the Quorum Court. This appropriation will transfer additional funds needed for the construction of a building to house and protect the water rescue equipment which is used by the Marion County Emergency Rescue to assist E-911, Cop of Engineers, Arkansas Game and Fish, and the U.S. Coast Guard in the amount of \$100,000.00. The motion to adopt was

made by Scrima and seconded by Justice Hutching. The motion to table was made by Justice Nickels and seconded by Justice Reed. The motion passed unanimously.

Ordinance 2023-114 – Clerk’s Office – Wage Increase – Recorder’s Fund – Sponsored by Justices Nickels, White, Reed and Hutching. This amendment to Ordinance 2022-98 will modify the currently appropriated budget and the numbers and compensation portion of the ordinance for the two deputies currently employed in the Clerk’s office by raising the wages from \$13.25 to \$15.25 per hour. The motion to adopt was made by Justice Reed and seconded by Justice Hutching. The motion passed with Justice Vancuren voting against it.

Ordinance 2023-115 – Clerk’s Office – Wage Increase – County General – Sponsored by Justices Nickels, White, Reed and Hutching. This amendment to Ordinance 2022-98 will modify the currently appropriated budget and the numbers and compensation portion of the ordinance for the one deputy currently employed in the Clerk’s office by raising the wage from \$15.60 to \$16.50 per hour. The motion to adopt was made by Justice Reed and seconded by Justice Hutching. The motion passed with Justice Vancuren voting against it.

Ordinance 2023-116 – Assessor’s Office – Wage Increase - Sponsored by Justices Nickels, White, Reed and Hutching. This ordinance amends the numbers and compensation portion of Ordinance 2022-98 by allowing a \$2.00 an hour increase in wages in the Assessor’s office. The motion to adopt was made by Justice Reed and seconded by Justice Hutching. The motion to table was made by Justice Vancuren and seconded by Justice Brigham. The motion to table passed unanimously.

Ordinance 2023-117 – Collector’s Office – Transfers – Sponsored by Justice Nickels, White, Reed and Hutching. This ordinance appropriates \$7,046.68 from the Automation Fund (3001) to certain line items in County General and \$14,134.94 from the Automation Fund to certain line items in the Automation Fund. The motion to adopt was made by Justice Vancuren and seconded by Justice Nickels. The motion to amend Article 2 to correct a clerical error was made by Justice Vancuren and seconded by Justice Hutching. The motion to amend and the motion to adopt passed unanimously.

Ordinance 2023-118 – Sheriff’s Office – Walmart Grant – Sponsored by Justice Scrima, Nickels, White, Reed, Hutching and Brigham. This ordinance appropriates \$5,500 from Fund 3568 – Walmart Grant Fund to the Other Miscellaneous line item in the amount of \$2,000 and into the Sales Tax Fund 1800

Clothing and Uniforms line item in the amount of \$3,500.00. The motion to adopt was made by Justice Scrima and seconded by Justice Reed. The motion passed unanimously.

Ordinance 2023-119 – Sheriff's Office - Arvest Fund – Sponsored by Justices Scrima, Nickels, White, Reed, Hutching and Brigham. This ordinance appropriates \$5,000.00 from the Fund 3571 Arvest Foundation in to Sales Tax 1800 for the purchase of pistols. The motion to adopt was made by Justice Scrima and seconded by Justice Reed. The motion passed unanimously.

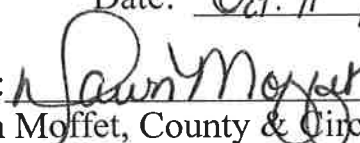
Resolution 2023-6 – October as 4H month – Sponsored by Justice Reed. This resolution resolves to honoring the youth and leadership of the Marion County 4-H by proclaiming the month of October as 4-H month. The resolution was resolved by voice vote unanimously.

Presentation – Melina Bennett - Veteran's Service office – Sponsored by Justice Hutching. Ms. Bennett introduced herself and explained the duties of her office.

The meeting was adjourned.

Approved: 
Jason Stumph, County Judge

Date: Oct. 11th, 2023

Attest: 
Dawn Moffet, County & Circuit Clerk

AMENDED APPROPRIATION ORDINANCE 2023- 120

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

AMENDMENT TO ORDINANCE 2023-46 AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET AND NUMBERS AND COMPENSATION ORDINANCE 2022-98, TO APPROPRIATE FUNDS FROM AMERICAN RESCUE FUND (3046) TO AMERICAN RESCUE FUND – WATER RESCUE FUND (3046-0504).

SECTION 1. This appropriation is for the transfer of additional funds needed for the construction of a building to house and protect the water rescue equipment which is used by Marion County Emergency Rescue to assist E-911, Corp of Engineers, Arkansas Game and Fish, and the U.S. Coast Guard in the amount of \$100,000.00.

SECTION 2. 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	\$100,000.00
<u>Appropriate to American Rescue Fund –</u> <u>Water Rescue Fund (3046-0504)</u>	<u>Amount</u>
3046-0504-3009 Other Professional Services	\$25,000.00
3046-0504-4006 Construction in Progress	\$75,000.00

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 10 day of October, 2023.

APPROVED [Signature]
Jason Stumph, Marion County Judge

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

FILED FOR RECORD
at 1028 o'clock A M

OCT 12 2023

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

SPONSOR: This Ordinance was tabled by Budget Committee for Quorum Court consideration and further discussion.

Date adopted: 10/10/23

Votes For: 8 Votes Against: _____ Abstain: _____

Present: 8 Absent: 1

Ord. 116

201

73

received
11-1-23 9:24am

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023- 120

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Reed

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			

Dawn Moffet
Dawn Moffet, County & Circuit Clerk

APPROPRIATION ORDINANCE 2023-121

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. TRANSFER UNAPPROPRIATED FUNDS FROM AMERICAN RESCUE PLAN FUND (3046) TO AMERICAN RESCUE FUND-COUNTY JUDGE FUND (3046-0100).

SECTION 1. This Appropriation is for the obligations of funds for the costs of Federal Audits for funds received from American Rescue Fund (3046) for 2022 to 2026.

SECTION 2. Appropriate money of in the amount of \$40,000.00 from the following fund:

<u>Appropriate From Fund</u>	Amount
3046 American Rescue	\$40,000.00
<u>Appropriate To American Rescue Fund-County Judge Fund (3046-0100)</u>	Amount
3046-0100-3001 Accounting & Auditing	\$40,000.00

SECTION 4. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate the 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 10 day of October, 2023.

APPROVED: [Signature]
Jason Stumph, Marion County Judge

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

SPONSOR: Marty Nickles, JP 2; Rick White, JP 4; John Reed, JP 5; Rolin Hutching, JP 6

Date adopted: 10/10/23

Votes for: 8 Votes against: _____ Abstain: _____ at 1041 o'clock A M

Present: 8 Absent: 1

FILED FOR RECORD
at 1041 o'clock A M

OCT 12 2023

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

received
9-1-23 9:24am

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-121

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Reed

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			

Dawn Moffet
Dawn Moffet, County & Circuit Clerk

APPROPRIATION ORDINANCE 2023-122

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. TRANSFER UNAPPROPRIATED FUNDS FROM 2000 COUNTY ROAD FUND TO 2000-0200-4005 COUNTY ROAD FUND- VEHICLES.

SECTION 1. This appropriation is for the transfer of funds for the vehicles sold at auction via Witcher Auctions.

SECTION 2. Appropriate money of in the amount of \$7,370.00 from the following fund:

Appropriate From County Road Fund (2000)
2000 County Road Fund

Amount
\$7,370.00

Appropriate To Road Department Fund (2000-0200)
2000-0200-4005 Vehicles

Amount
\$7,370.00

SECTION 4. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate the 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 10 day of October 2023.

APPROVED: _____

Jason Stumph, Marion County Judge

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

FILED FOR RECORD
at 1048 o'clock A M

OCT 12 2023

Dawn Moffet
Marion County Clerk
D.C.

SPONSOR: Justice Nickels #2, Justice White #4, Justice Reed #5, Justice Hutching #6

Date adopted: 10/12/23

Votes for: 8 Votes against: _____ Abstain: _____

Present: 8 Absent: 1

received
9/28/23 9:16 am

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-122


DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Reed

SECONDED BY JUSTICE Nickels

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			


Dawn Moffet, County & Circuit Clerk

TRANSFER APPROPRIATION ORDINANCE 2023- 123

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

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET ORDINANCE 2022-98, TO TRANSFER FUNDS FROM ARPA REVENUE REPLACEMENT FUND-FIRE DEPARTMENTS FUND (1006-0502) TO ARPA FIRE DEPARTMENT FUND (3046-0502) FOR REIBURSEMENTS OF PAYMENTS MADE.

SECTION 1. The affidavit submitted contained the wrong fund number ARPA Fire Department Fund (3046-0502) instead of ARPA Revenue Replacement Fund-Fire Department Fund (1006-0502).

SECTION 2. This is for the transfer of funds in the amount of \$30,261.31 as follows:

Transfer From

ARPA Revenue Replacement Fund-Fire Department Fund (1006-0502)

	<u>Amount</u>
1006-0502 -2002 Small Equipment	\$ 1,016.50
1006-0502-3009 Other Professional Services	\$19,366.34
1006-0502-4004 Machinery & Equipment	\$9,878.47

Transfer To Fire Departments Fund (3046-0502)

	<u>Amount</u>
3046-0502 -2002 Small Equipment	\$ 1,016.50
3046-0502-3009 Other Professional Services	\$19,366.34
3046-0502-4004 Machinery & Equipment	\$ 9,878.47

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 10 day of October, 2023.

APPROVED

Jason Stumph
Jason Stumph, Marion County Judge

Attest:

Dawn Moffet
Dawn Moffet, Marion County & Circuit Clerk

Sponsor: Justice Nickels #2, Justice White #4, Justice Reed #5, Justice Hutching #6

Date adopted: 10/10/23

Votes For: 8

Votes Against: _____

Abstain: _____

Present: 8

Absent: 1

FILED FOR RECORD
at 1053 o'clock A M

OCT 12 2023

Dawn Moffet
Dawn Moffet, Marion County Clerk
D.C.

received
9/28/23 9:16 am

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-123

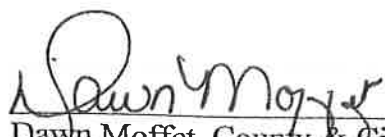
DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Reed

SECONDED BY JUSTICE Nickles

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	declared			
TOTALS	8			


Dawn Moffet, County & Circuit Clerk

APPROPRIATION ORDINANCE 2023-124

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

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET ORDINANCE 2022-98 FOR CALENDAR YEAR 2023 FOR MARION COUNTY, ARKANSAS. APPROPRIATE FUNDS FROM COUNTY GENERAL FUND (1000) TO COUNTY GENERAL FUND-OFFICE OF EMERGENCY MANAGEMENT (1000.0500). THE TOTAL AMOUNT WILL BE \$698.12

SECTION 1. This Appropriation is for the reimbursement check from AEMA (Arkansas Emergency Management Association) Conference in Hot Springs, AR in August 2023 that our OEM attended.

SECTION 2. Appropriating unappropriated money in the amount of \$698.12 from the County General (1000) to County General Fund-Office of Emergency Management (1000.0500).

<u>Appropriate from Fund</u>	<u>Amount</u>
1000 County General	\$698.12

<u>Appropriate to County General Fund-Office of Emergency Management Fund (1000.5000)</u>	<u>Amount</u>
1000.0500.3094 Meals and Lodging	\$698.12

SECTION 3. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate this 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 10 day of October 2023.

Approved: [Signature]
Jason Stumph, Marion County Judge

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

Dated: 10/10/23

FILED FOR RECORD
at 1058 o'clock A M

OCT 12 2023

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

Sponsor: Justice Nickels #2, Justice White #4, Justice Reed #5, Justice Hutching #6

Date adopted: 10/10/23

Votes for: 3 Votes against _____ Abstain _____ Present: 3 Absent 1

received
9/28/23 9:16am

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023- 124

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Reed

SECONDED BY JUSTICE Hutchings

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	cleared			
TOTALS	8			

Dawn Moffet
Dawn Moffet, County & Circuit Clerk

APPROPRIATION ORDINANCE 2023-125

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. TRANSFER UNAPPROPRIATED FUNDS FROM AMERICAN RESCUE FUND (3046) TO ARPA REVENUE REPLACEMENT FUND (1006-0500). THE TOTAL AMOUNT WILL BE \$20,000.00.

SECTION 1. To transfer monies from unappropriated funds for expenses that were paid in 2023 for actual expenses incurred in 2022.

SECTION 2. Appropriate money of in the amount of \$20,000.00 from the following fund:

<u>Appropriate from</u>	<u>Amount</u>
<u>American Rescue Fund-E-911 Fund (3046)</u>	<u>\$20,000.00</u>

<u>Appropriate to</u>	<u>Amount</u>
<u>ARPA Revenue Replacement Fund-E-911 Fund (1006-0500)</u>	<u>\$20,000.00</u>
<u>1006-0500-4002 Building</u>	

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 10 day of October, 2023.

APPROVED: [Signature]
Jason Stumph, Marion County Judge

FILED FOR RECORD
at 1238 o'clock P M

OCT 12 2023

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

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

Sponsor: Justice Nickels #2, Justice White #4, Justice Reed #5, Justice Hutching #6

Date adopted: 10/10/23

Votes for: 8 Votes against: _____ Abstain _____

Present: 8 Absent 1

received
9/28/23 9:16 am

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-125

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Reed

SECONDED BY JUSTICE Hutchings

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			


Dawn Moffet, County & Circuit Clerk

TRANSFER APPROPRIATION ORDINANCE 2023-126

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

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET ORDINANCE 2022-98 FOR CALENDAR YEAR 2023 FOR MARION COUNTY, ARKANSAS. TRANSFER APPROPRIATED FUNDS FOR ENTERGY BILL PAYMENT.

SECTION 1. The monies need to be transferred from County General- Courthouse Maintenance 1000.0108.3060 fund to County Library- Marion County Library 3008.0600.3060 fund for the payment of March and April Entergy bills.

SECTION 2. This transfer appropriation is to correct a clerical error in payment.

SECTION 3. Transfer appropriated money of in the amount of \$1,099.33 as follows:

<u>Transfer FROM County General- Courthouse Maintenance</u>	<u>Amount</u>
1000.0108.3060 Utilities - Electrici	\$1,099.33

<u>Transfer TO County Library- Marion County Library</u>	<u>Amount</u>
3008.0600.3060 Utilities - Electrici	\$1,099.33

SECTION 4. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate the 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 ____ day of October 2023.

APPROVED: _____
Jason Stumph, Marion County Judge

ATTEST: _____
Dawn Moffet, Marion County & Circuit Clerk

SPONSOR: Justice Nickels #2, Justice White #4, Justice Reed #5, Justice Hutching #6

Date adopted: _____

Votes for: _____ Votes against: _____ Abstain: _____

Present: _____ Absent: _____

FILED FOR RECORD
at 1258 o'clock P M

OCT 12 2023

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

received
9/28/23 9:16 am

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023- 126

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Shipman

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 JOHN REED (District #5)				
JUSTICE ROLIN HUTCHING (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 failed
to lack of a second*

MARION COUNTY QUORUM COURT ROLL CALL RECORD

Motion
ORDINANCE 2023-126

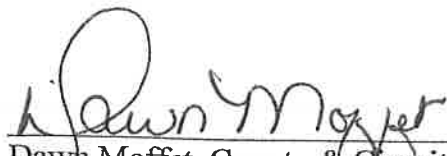
DATE: 10/10/23

MOTION TO: Suspend the Rules and Reconsider

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			


Dawn Moffet, County & Circuit Clerk

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-126

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Vancuren

SECONDED BY JUSTICE Nickels

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 JOHN REED (District #5)				
JUSTICE ROLIN HUTCHING (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

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-126

DATE: 10/10/23

MOTION TO: Table

MOVED BY JUSTICE Reed

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)		X		
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	7	1		

Dawn Moffet
Dawn Moffet, County & Circuit Clerk

APPROPRIATION ORDINANCE 2023-127

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

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET ORDINANCE 2022-98 FOR CALENDAR YEAR 2023 FOR MARION COUNTY, ARKANSAS. APPROPRIATE FUNDS FOR EXPENSES THAT WERE PAID IN 2023 FOR EXPENSES INCURRED IN 2022.

SECTION 1. To transfer monies from unappropriated funds for expenses that were paid in 2023 for actual expenses incurred in 2022.

SECTION 2. Appropriate money of in the amount of \$2,371.65 from 1800-Sales Tax Law Enforcement Fund and to the following funds:

1800-0400-Sales Tax Law Enforcement: <u>Fund-Dept-Line Item</u>	<u>Adjusted/</u> <u>Orig. Budget</u>	<u>Transfer</u> <u>Amount</u>	<u>New Budget</u> <u>Amount</u>
1800.0400.2001 General Supplies	\$9,000.00	\$1,128.00	\$10,128.00
1800.0400.2007 Fuels, Oil and Lubricants	\$60,000.00	\$149.84	\$60,149.84
1800.0400.2022 Cell Phones & Pagers	\$4,800.00	\$295.92	\$5,095.92
1800.0400.2023 Parts and Repairs	\$30,000.00	\$96.47	\$30,096.47
1800.0400.3090 Dues and Memberships	\$4,800.00	\$149.42	\$4,949.42
1800.0400.3094 Meals & Lodging	\$1,200.00	\$552.00	\$1,752.00

SECTION 3. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate this 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 10 day of October, 2023.

Approved: [Signature]
Jason Stumph, Marion County Judge

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

Dated: 10/10/23

FILED FOR RECORD
at 124 o'clock P M

OCT 12 2023

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

SPONSOR: Justice Nickels #2, Justice White #4, Justice Reed #5, Justice Hutching #6

Date adopted: 10/10/23

received
9/28/23 9:16 am

Votes for: 8 Votes against _____ Abstain _____ Present: 8 Absent 1

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-127

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Reed

SECONDED BY JUSTICE Hutchings

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			

Dawn Moffet
Dawn Moffet, County & Circuit Clerk

APPROPRIATION ORDINANCE 2023-128

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 FROM OAK/PROM FPD RURAL GRANT FUND (3561) TO OAKLAND/PROMISELAND VFD STATE GRANT (3561-0502). THE TOTAL AMOUNT WILL BE \$15,000.00.

SECTION 1. A check for a matching Rural Community Grant Program has been received for the Oakland Promise Land Fire Protection District for Marion County in the amount of fifteen thousand dollars (\$15,000.00).

SECTION 2. This Appropriation is for the purchase a new water pump, replacement fill truck and associated expenses.

SECTION 3. Appropriating unappropriated money in the amount of \$15,000.00 from the Oak/Prom FPD Grant Fund (3561) to Oakland/Promiseland VFD State Grant (3561-0502).

<u>Appropriate From</u>	<u>Amount</u>
3561- Oak/Prom FPD Grant Fund	\$15,000.00

<u>Appropriate To Oakland/Promiseland VFD State Grant (3561-0502)</u>	<u>Amount</u>
3561-0502-2002 Small Equipment	\$ 1,466.00
3561-0502-2009 Other Professional Services	\$ 206.00
3561-0502-4004 Machinery and Equipment	\$13,328.00

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 10 day of Oct., 2023.

Approved: [Signature]
Jason Stumph, Marion County Judge

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

Dated: 10/10/23

Sponsor: Justices Nickels, Reed, White & Hutchings

Date adopted: 10/10/23

Votes for: 8 Votes against: Abstain: Present: 8 Absent: 1

FILED FOR RECORD
at 1:30 o'clock P M

OCT 12 2023

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

Ord. 116

209

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-128

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Scrima

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			

Dawn Moffet
Dawn Moffet, County & Circuit Clerk

APPROPRIATION ORDINANCE 2023-129

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

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET ORDINANCE 2022-98 FOR CALENDAR YEAR 2023 FOR MARION COUNTY, ARKANSAS. APPROPRIATE FUNDS FOR EXPENSES THAT WERE PAID IN 2023 FOR EXPENSES INCURRED IN 2022.

THESE FUNDS ARE NEEDED TO COVER THE COST OF PURCHASE AND INSTALLATION OF A CONCRETE WALKWAY, EXTERIOR. LIGHTING, NEW ENTRY DOORS, CANOPY, GUTTERS, DOWNPOUT AND SIGNAGE FOR THE HEALTH DEPARTMENT. THIS PROVIDES PROTECTION FROM WEATHER WHILE CONDUCTING VARIOUS VACCINATION CLINICS AND TESTING

Section 1. Appropriate unappropriated money in the amount of \$32,015.00 from 1005 Corona Relief Fund as follows:

TO: 1005. 0300 Corona Relief - County Health

Fund - Dept- Line Item	Adjusted/Original Budget	Transfer Amount	New Budget Amount
1005.0300.2020 Building Materials	\$0.00	\$16,365.00	\$16,365.00
1005.0300.3009 Other Professional Services	\$0.00	\$6,250.00	\$6,250.00
1005.0300.4002 Buildings	\$0.00	\$9,400.00	\$9,400.00
TOTAL		\$32,015.00	\$32,015.00

Section 2. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate this transfer and purchase described above.

Section 3. 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 10 day of Oct, 2023.

Approved: _____

Jason Stumph, Marion County Judge

Attest: _____

Dawn Moffet, Marion County & Circuit Clerk

Dated: 10/10/23

FILED FOR RECORD
at 150 o'clock P M

OCT 12 2023

DAWN MOFFET
Marion County Clerk
D.C.

SPONSOR: Justice Nickels #2, Justice White #4, Justice Reed #5, Justice Hutching #6

Date adopted: 10/10/23

Votes for: 8 Votes against _____ Abstain _____ Present: 8 Absent 1

received
9/28/23 9:16 am 45

210

Ord. 116

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-129

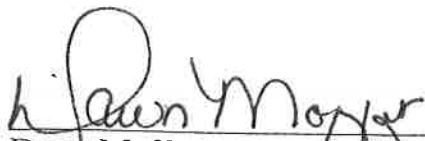
DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Reed

SECONDED BY JUSTICE Hutchings

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			


Dawn Moffet, County & Circuit Clerk

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 MARION COUNTY ASSESSOR, NUMBERS AND COMPENSATION ORDINANCE 2022-98.

Section 1. This amendment will modify the currently appropriated budget and the numbers and compensation portion of Ordinance 2022-98 for one (1) Chief Deputy and two (2) Deputies employed in the Assessor's office.

Fund	Office	Position No.	Title	Current Rate	Amended Rate
1000	105	1002	Chief Deputy	\$14.50	\$16.50
1000	105	1003	Deputy	\$13.50	\$15.50
1000	105	1004	Deputy	\$13.00	\$15.00

Section 2. Appropriate unappropriated funds into the following line items from fund 1000 County General. From 1000 County General subtract \$4,843.64.

Appropriate into the following line items:

Fund	Office	Line Item	Add Amount
1000	105	1001 Assessor Full Time	\$3,936.00 add
1000	105	1006 FICA Matching	\$ 301.10 add
1000	105	1007 Retirement Matching	\$ 603.00 add
1000	105	1010 Worker's Comp.	\$ 3.54 add

TOTAL \$4,843.64

Section 3. The Assessor's Office is refunded, an average of 93%-100%, on the Final Tax Statement at the end of each year.

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

Section 5. This ordinance is an appropriation ordinance and is effective immediately upon passage of the Quorum Court.

PASSED AND APPROVED BY THE QUORUM COURT OF Marion County, Arkansas on this 10 day of October, 2023.

APPROVED: _____

Jason Stump, Marion County Judge

Attest: _____

Dawn Moffet, Marion County & Circuit Clerk

SPONSOR: The Budget Committee

Date adopted: 10/10/23

Votes for: 8

Votes against: _____

Abstain _____

Present: 8

Absent 1

FILED FOR RECORD
at 1:53 o'clock P M

OCT 12 2023

DAWN MOFFET
Marion County Clerk
D.C.

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023- 130

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Reed

SECONDED BY JUSTICE Hutchings

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	<u>Decused</u>			
TOTALS	<u>8</u>			

Dawn Moffet
Dawn Moffet, County & Circuit Clerk

Ord - 16

211A

Appropriation Ordinance 2023- 131

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

An Ordinance amending Ordinance 2022-98, identified as the Marion County Budget, to appropriate additional funds to the Circuit Clerk's Office.

Whereas, the Marion County Clerk has received a reimbursement from the State in the amount of \$215.60 this money needs to be appropriated into the Clerk's Budget..

Article 1. Appropriate unappropriated funds from County General (Fund 1000) to 1000-0102-3094 Meals and Lodging.

From: County General Fund 1000

FILED FOR RECORD
\$215.60 Subtract at 201 o'clock P M

To: 1000-0102-3094 Meals & Lodging

\$215.60 Add

OCT 12 2023

Article 2. Transfers Elections

From: 1000-0109-1010 Worker's Compensation

\$ 33.00 Subtract

From: 1000-0109-1003 Extra Help

\$.86 Subtract

To: 1000-0109-1006 Social Security Matching

\$ 33.86 Add

Article 3. Appropriations Child Support Fees

From: 3012-0114 Child Support Fees

\$150.00 Subtract

To: 3012-0114-3021 Postage

\$150.00 Add

Article 4. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate the transfer and appropriation described above.

Article 5. 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 10 day of October, 2023.

Approved: _____

Jason Stumph, Marion County Judge

received
9/25/23 8:18 am

Ord. 16

212

47

Attest: Dawn Moffet
Dawn Moffet, County and Circuit Clerk

Sponsored by: Justices Reed, Serima, Hutchings, Nickels

Date: 10/10/23

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-131

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Reed

SECONDED BY JUSTICE Nickels

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			

Dawn Moffet
Dawn Moffet, County & Circuit Clerk

ORDINANCE 2023-132

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 2021-124 AND ORDINANCE 2022-13 FOR CALENDAR YEAR 2022 FOR MARION COUNTY, ARKANSAS. APPROPRIATE FUNDS FOR ELECTION COMMISSIONERS TO BE PAID A PER HOURLY RATE FOR PERFORMING ELECTION-RELATED TASKS OUTSIDE A PUBLIC MEETING OR TRAINING, AND OTHER RELATED MATTERS.

WHEREAS, The State of Arkansas has mandated additional duties and responsibilities for County Election Commissioners without mandating compensation, and

WHEREAS, the Attorney General of the State of Arkansas issued Opinion No. 2016-040 on August 25, 2016 in which he opined that the term "election officials" does not apply to members of the County Board of Election Commissioner (CBEC) when it comes to pay even though Arkansas Code in 7-1-101(11) reads as follows *"(11) "Election official" or "election officer" means a person who is a member of the county board of election commissioners, a person who performs election coordinator duties, a person who is a poll worker designated by a county board of election commissioners to be an election clerk, election judge, or election sheriff, or a deputy county clerk or a person assigned by a county clerk to conduct early voting;"* and therefore are entitled only to statutory pay for public meetings, training of other officials, and election day unless the Quorum Court allows for an hourly rate for other election related activities; and

WHEREAS, from at least 2015 through 2021 members of the Marion County Election Commission have been paid hourly wages for preparation of elections over and above mere meetings or poll worker training in order to have open, fair and efficiently run election which included preparing the County for vote centers to make voting more accessible to citizens, and

WHEREAS, there has been a huge turnover in election commissioners in part due to the burdens placed upon them and it has been difficult for both the Democratic Party Committee of Marion County and the Republican Party Committee of Marion County to find people willing to serve pursuant to law to address this specific issue the Arkansas Legislature passed Act 356 of 2023, and

WHEREAS, the Marion County Quorum Court in 2022 refused to pay the Marion County Election Commissioners for the hundreds of extra hours they put in for the 2022 primary and general elections and the County Judge demanded return of the hourly funds paid out based in part on Attorney General Opinion 2016-040 and the County Judge further authorized with holding of any other pay until the county was "repaid", and

WHEREAS, the Marion County Quorum Court and the Marion County Election Commission demand fair and open elections with responsible accounting for expenditures as it is their respective duties to the Citizens of Marion County and to the people of the State of Arkansas that with the agreement of the Marion County Election Commission the following provisions are adopted:

FILED FOR RECORD
at 3:09 o'clock P M

OCT 12 2023

DAWN MOFFI
Marion County Clerk
[Signature]

received
9/27/23 3:59 pm
4c

Exec. 16

213

A. ACCOUNTING:

SECTION 1: As there is no elected official or department head to approve claims submitted by or on behalf of the Marion County Election Commission all claims submitted to the County for payment shall be approved by a majority of the Marion County Election Commission at a public meeting and each claim shall include the signature of at least two election commissioners.

SECTION 2: This accounting includes all pay or reimbursements sought by commission members, poll workers or other election officials as well as all other expenses of the election commission that are to be paid by the County out of the County Election Commission budget or any special fund or grant related to elections.

SECTION 3: If the election commissioners or any election official attend a meeting or workshop or other training in which they are to be reimbursed directly by the State or Federal Government for attending then no claim may be submitted or approved by the Marion County Election Commission to seek reimbursement from County funds.

B. PAYMENT FOR PUBLIC MEETINGS, ELECTION DAY AND TRAINING SESSIONS

SECTION 1: PUBLIC MEETINGS: For all public meetings called by the Marion County Election Commission Commissioners shall be paid the minimum set by Act 356 of 2023 which is currently \$125.00 per meeting with a maximum ten (10) meetings per election.

SECTION 2: TRAINING SESSIONS: Whether the election Commission is attending a training session (including those sponsored by a county or private entity but still located in Arkansas) or conducting a training session pursuant to law each commissioner in attendance shall be paid \$100 per session unless reimbursement may be sought under Section A3 above.

SECTION 3: ELECTION DAY: For primary elections, general elections and run-offs from those two elections where there are 3 or more run-offs in the County or State each election Commissioner shall be paid \$300.00 for "Election Day." If there are less than 3 races then \$100 per commissioner on Election Day for run-offs. For school elections, special municipal elections or referendums the election Commissioners shall be paid \$100 for Election Day and \$50 for any run-off.

SECTION 4: MILEAGE: No mileage shall be paid to any election commissioner for attending meetings, training or Election Day if those sessions occur in Yellville or Summit. Otherwise election commissioners may submit a claim if they used their family personal vehicle and shall be paid at the rate the county reimbursed other county employees for mileage. This section does not apply if reimbursement is possible under section A3 above and paid directly to the claimant.

C. PAYMENT FOR OTHER ELECTION RELATED MATTERS:

SECTION 1: The Quorum Court recognizes that there are times when members of the Marion County Election Commission will have to perform tasks to prepare for elections that are not practical for a public meeting such as issues that arise in early voting or preparing a vote center for an election, or addressing issues with improper billing by suppliers or preparing ballots or ordinances. Whenever it is practical the election commission should look to other election officials to handle matters and supply materials to election centers, however should members of the election commission be called to handle these tasks that are not part of the payment scheme set out in Section B1-3 above then they in accordance with Act 356 of 2023 they shall be paid the minimum rate set out in said act as amended.

SECTION 2: That each Marion County Election Commissioner shall be limited to 40 hours of paid additional work prior to election day for preferential primaries and 40 hours of paid additional work for general elections and 10 hours of paid additional work for run-offs for those elections and 20 hours of paid extra work for any school election (including run-offs) and 10 hours of paid additional work for any special municipal election or referendum.

SECTION 3: Election Commissioners are specifically excluded from claiming compensation for their own research, reading materials or preparation of matters to be presented to a County Committee or the Quorum Court UNLESS it involved gathering materials at the request of the Quorum Court or the Budget Committee nor shall Marion County Election Commissioners receive compensation for attending Quorum Court meetings.

D. 2022 MARION COUNTY ELECTION COMMISSION MEMBERS

SECTION 1: This is for appropriating of funds for the 2022 Election Commissioners to be paid an hourly rate for performing election-related tasks outside of a public meeting.

SECTION 2: That 2022 Election Commissioners hourly rate be set the same as the hourly rate for poll workers.

SECTION 3: This provision is to be retroactive to January 1, 2022. That all 2022 election Commissioners who either repaid monies paid to them for hourly work or had them deducted from subsequent paychecks shall have those funds returned to them or their estate.

SECTION 4: All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate the transaction described above.

SECTION 5: That once the funds are paid to the 2022 election commissioners as set out in section D3 above those commissioners shall have no further monetary claims for 2022.

E. EFFECTIVE DATE

SECTION 1: This Ordinance is herein enacted and therefore effective immediately.

SECTION 2: All ordinances or parts thereof that are in conflict with this ordinance are hereby repealed.

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

APPROVED: _____
Jason Stumph, Marion County Judge

Attest: _____
Dawn Moffet, Marion County & Circuit Clerk

Sponsor(s):
Justices Nichols, Reed, Hutchins

Date adopted: _____

Votes for: _____ Votes against: _____ Abstain _____

Present: _____ Absent _____

MARION COUNTY QUORUM COURT ROLL CALL RECORD

Motion
ORDINANCE 2023- 132

DATE: 10/10/23

MOTION TO: Call the Question

MOVED BY JUSTICE Vancuren

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			

Dawn Moffet
Dawn Moffet, County & Circuit Clerk

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-132

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Hutchings

SECONDED BY JUSTICE Nickels

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 JOHN REED (District #5)		X		
JUSTICE ROLIN HUTCHING (District #6)		X		
JUSTICE WESLEY SHIPMAN (District #7)		X		
JUSTICE CLAUDIA BRIGHAM (District #8)		X		
JUSTICE JOYCE MCCALLA (District #9)		cleared		
TOTALS		8		

Dawn Moffet

Dawn Moffet, County & Circuit Clerk

ORDINANCE 2023-133

IN THE COUNTY COURT
MARION COUNTY, ARKANSAS

On this 10th day of October 2023, a day when the Court determines and declares it is duly convened for the transaction of business, comes before the Court the matter of transferring funds and other business:

Whereas, the Clerk, Jury, Election Commission, Collector, Assessor, Child Support, and the Quorum Court have used the postage meter that is maintained by the County Clerk's Office for their postage, therefore a report has been taken from the meter July 1, 2023 through August 31, 2023 showing what has been used by each department and now needs to be reimbursed to the Jury Postage Fund;

Therefore be it ordered that the County Clerk transfer the above said line items amounts from the following:

Assessor's Office From: 1000-0105-3021	to	Jury 1000-0405-3021	\$123.60
Child Support From: 3012-0114-3021	to	Jury 1000-0405-3021	\$17.64
County & Circuit Clerk From: 1000-0102-3021	to	Jury 1000-0405-3021	\$73.60
Quorum Court From: 1000-0107-3021	to	Jury 1000-0405-3021	\$124.25
County Collector From: 1000-0104-3021	to	Jury 1000-0405-3021	\$173.25
Election Commission From: 1000-0109-3021	to	Jury 1000-0405-3021	\$117.84

Be it further ordered that the Clerk of Court record this order in the proper journals for Marion County, Arkansas.

Approved: [Signature] Jason Stumph, Marion County Judge

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

Dated: 10/10/23

FILED FOR RECORD
at 216 o'clock P M

Sponsored by: Justice Reed, Justice Scrima, Justice Hutching, Justice Nickels

OCT 12 2023

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

received
9/28/23 8:49 am

Oct. 16

214

53

MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023-133

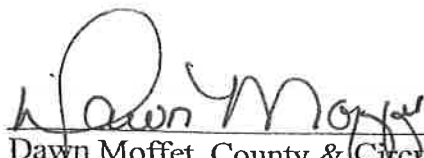
DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Vancuren

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			


Dawn Moffet, County & Circuit Clerk

APPROPRIATION ORDINANCE 2023-134

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

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET ORDINANCE 2022-98 FOR CALENDAR YEAR 2023 FOR MARION COUNTY, ARKANSAS. To transfer monies received (#29408) for a state grant for the Oakland/Promiseland Fire Protection District.

SECTION 1. The money was receipted into the wrong fund due to duplicate named funds.

SECTION 2. Transfer the \$15,000 improperly receipted as follows:

<u>Transfer From</u>	<u>Amount</u>
3574 – PLACO Grant – Promiseland Community	\$15,000.00
<u>Transfer To</u>	<u>Amount</u>
3561 – OAK/PROM FPD Rural Grant	\$15,000.00

SECTION 3. All county employees and elected officials involved herein shall prepare all documentation necessary to effectuate the transfer 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 10 day of October, 2023.

APPROVED: [Signature]
Jason Stumph, Marion County Judge

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

Sponsor: The Budget Committee

Date Adopted: 10/10/23

Votes For: 8 Votes Against: _____ Abstain: _____

Present: 8 Absent: 1



MARION COUNTY QUORUM COURT ROLL CALL RECORD

ORDINANCE 2023- 134

DATE: 10/10/23

MOTION TO: Adopt

MOVED BY JUSTICE Scrima

SECONDED BY JUSTICE Hutchings

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	<u>Decreed</u>			
TOTALS	8			

Dawn Moffet
Dawn Moffet, County & Circuit Clerk

Clerk

215A

OCT 12 2023

Resolution Number 2023- 7

DAWN MOFFET
Marion County Clerk
D.C.

A RESOLUTION DECLARING A VACANCY IN THE OFFICE OF MARION
COUNTY JUSTICE OF THE PEACE, DISTRICT # 9, STATE OF ARKANSAS.

WHEREAS, JOYCE MCCALLA, who presently holds the office of JUSTICE OF THE PEACE,
DISTRICT #9 in MARION County, State of Arkansas, has PASSED AWAY affective September
16,2023; and

WHEREAS, it is the obligation of the Quorum Court of the County of MARION, State of
Arkansas, to declare that a vacancy has occurred in the office of JUSTICE OF THE PEACE,
DISTRICT #9 in the County of MARION, State of Arkansas, as authorized by Amendment 55 of
the Constitution of the State of Arkansas and Arkansas Code Annotated §14-14-1309.

NOW, THEREFORE BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF
MARION, STATE OF ARKANSAS THAT A VACANCY IS DELCARED TO EXIST IN THE
OFFICE OF JUSTICE OF THE PEACE, DISTRICT #9.

BE IN FURTHER RESOLVED BY THE QUORUM COURT OF THE COUNT OF MARION,
STATE OF ARKANSAS THAT THE QUORUM COURT OF THE COUNTY OF MARION,
STATE OF ARKANSAS WILL MEET AT MARION COUNTY COURTHOUSE IN
YELLVILLE, ARKANSAS ON OCTOBER 10, 2023 @ 6:00 PM in the Marion County
Courthouse Courtroom FOR THE PURPOSE OF DECLARING THE VACANCY IN THE
OFFICE OF JUSTICE OF THE PEACE DISTRICT #9 AND FOR THE FILLING OF SAID
VACANCY.

FURTHERMORE, BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF
MARION, STATE OF ARKANSAS THAT THIS RESOLUTION SHALL BECOME
EFFECTIVE IMMEDIATELY UPON ITS PASSAGE AND APPROVAL.

THEREFORE, THE COUNTY CLERK OF MARION COUNTY SHALL CAUSE THIS
RESOLUTION TO BE FILED IN WRITING WITH THE GOVERNOR OF ARKANSAS
WITHIN 10 DAYS.

APPROVED: [Signature]
Jason Stumph, Marion County Judge

DATE: Oct. 11th, 2023

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

DATE: 10/10/23

received
9/28/23 9:16 am

MARION COUNTY QUORUM COURT ROLL CALL RECORD

Resolution
ORDINANCE 2023- 7

DATE: 10/10/23

MOTION TO: Ratify

MOVED BY JUSTICE Reed

SECONDED BY JUSTICE Hutchings

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 JOHN REED (District #5)	X			
JUSTICE ROLIN HUTCHING (District #6)	X			
JUSTICE WESLEY SHIPMAN (District #7)	X			
JUSTICE CLAUDIA BRIGHAM (District #8)	X			
JUSTICE JOYCE MCCALLA (District #9)	deceased			
TOTALS	8			

Dawn Moyer
Dawn Moffet, County & Circuit Clerk

passed by voice vote