

BAXTER COUNTY QUORUM COURT AGENDA

JUNE 1, 2021

THE BAXTER COUNTY QUORUM COURT WILL MEET FOR REGULAR SESSION ON TUESDAY, JUNE 1, 2021 AT 6:00 PM IN THE 2<sup>ND</sup> FLOOR COURTROOM OF THE COURTHOUSE, WITH JUDGE MICKEY PENDERGRASS PRESIDING.

- CALL TO ORDER
- DISPOSITION OF MINUTES FROM PREVIOUS MEETING
- COMMITTEE REPORTS:
- NEW BUSINESS:
  1. (2<sup>nd</sup> Reading) AN ORDINANCE ADOPTING REVISIONS AND ADDITIONS TO THE BAXTER COUNTY PERSONNEL POLICY MANUAL DATED APRIL 2007.
  2. AN ORDINANCE APPROPRIATING FEES AND REIMBURSEMENTS RECEIVED IN THE MONTH OF APRIL TO THE SHERIFF'S DEPARTMENT 2021 BUDGET.
  3. (1<sup>ST</sup> Reading) AN ORDINANCE ALLOWING TWAL, INC. PURSUANT TO A.C.A. § 3-9-222 (a) (2) TO APPLY FOR A PRIVATE CLUB PERMIT FROM THE ALCOHOLIC BEVERAGE CONTROL DIVISION OF THE STATE OF ARKANSAS.
  4. AN ORDINANCE APPROPRIATING FUNDS IN THE AMOUNT OF \$34,000.00 FROM SPECIAL JAIL FEES FUND (#3017) INTO THE JAIL MAINTENANCE & OPERATION FUND (#3401)
  5. A RESOLUTION IN SUPPORT OF THE PURCHASE OF A PORTABLE CLOSED CIRCUIT CRUSHING PLANT FOR THE BAXTER COUNTY ROAD AND BRIDGE DEPARTMENT; AND FURTHERMORE, AUTHORIZING THE BAXTER COUNTY JUDGE TO PURCHASE SAID CRUSHING USING PROCEEDS FROM THE ROAD AND BRIDGE QUARRY BUDGET.
  6. A RESOLUTION CONFIRMING THE RE-APPOINTMENT OF RANDY WORLOW TO THE BAXTER COUNTY EQUALIZATION BOARD.
  7. A RESOLUTION CONFIRMING THE APPOINTMENT OF RONALD E. WAGENBLAST AND RE-APPOINTMENTS OF DAN ALDERMAN AND BILL SETTLES BY THE COUNTY JUDGE TO THE HAND COVE FIRE PROTECTION DISTRICT BOARD OF COMMISSIONERS.
  8. A RESOLUTION CONFIRMING THE APPOINTMENT OF CARYL RICHARDS AND RE-APPOINTMENTS OF JOHN BOLDING AND MICHAEL PAPINEAU BY THE COUNTY JUDGE TO THE TRACY AREA FIRE PROTECTION BOARD OF DIRECTORS.
- ANNOUNCEMENTS:
- Presentation: NWAEDD – Jeremy Ragland
- ADJOURNMENT

**ORDINANCE NO. 2021 --**

(2<sup>nd</sup> READING)

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

**AN ORDINANCE ADOPTING REVISIONS AND ADDITIONS TO THE BAXTER  
COUNTY PERSONNEL POLICY MANUAL DATED APRIL 2007.**

**WHEREAS**, it has been determined by the Baxter County Courts Personnel Committee that changes, additions and new upgrades in the Baxter County Personnel Policy manual are necessary to improve the overall effectiveness and efficiency of the Baxter County Government; and

**WHEREAS**, it is the desire of Baxter County Personnel Committee that proper evidence has been provided by the Human Resources Department of Baxter County, and input from all elected officials and department heads to upgrade said policy; and

**WHEREAS**, Baxter County has been provided evidence authorized by the Court, to add a new Warrant/Training Officer Position Grade 109 to the Pay Grade Tabular Report, and updates and revisions to the Acknowledgement Form, Inclement Weather Policy, Vacation Leave, Sick Leave and Bereavement/Emergency Leave within the Personnel Policy for Baxter County employees; so

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

**Section 1.** The Baxter County Quorum Court hereby approves the changes and additions, as shown by attached Exhibit "A", a revised Pay Grade Tabular Report and updates and revisions to the Acknowledgement Form, Inclement Weather Policy, Vacation Leave, Sick Leave and Bereavement/Emergency Leave within the Baxter County Personnel Policy and are hereby approved and implemented.

**Section 2.** If any provision or section of this Ordinance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions and sections on the Ordinance and shall be severable.

**Section 3.** This Ordinance is to be codified in the Baxter County Code of Ordinances, §240.00, paragraphs (1) and (2) and supersedes all previous Personnel Policies coded therein.

**Section 4.** This Ordinance being necessary for the preservation of public peace, health, and safety, an emergency is hereby declared. This Ordinance shall be in full force and in effect from and after the date of its approval and passage.

APPROVED:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE

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

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK

SPONSOR: Baxter County Quorum Courts Personnel Committee

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

Votes: For: \_\_\_\_\_ Against: \_\_\_\_\_

Abstain: \_\_\_\_\_ Present: \_\_\_\_\_ Absent: \_\_\_\_\_

APPROPRIATION ORDINANCE NO. 2021 - \_\_\_\_\_

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

**AN ORDINANCE APPROPRIATING FEES AND REIMBURSEMENTS RECEIVED IN THE MONTH OF APRIL TO THE SHERIFF'S DEPARTMENT 2021 BUDGET.**

**WHEREAS**, the Sheriff's Department has collected the following fees, reimbursements and donations in excess of the anticipated budgeted revenue amount in the month of April, 2021:

- \$ 115.00 received from DWI Fines from District Court
- \$ 215.00 received from Drug Enforcement Fines from District Court
- \$ 4,976.05 received from Act 770 Fees
- \$ 5,530.51 received for Installment Fees
- \$ 4,044.30 received for Donation (check)
- \$10,200.52 received for reimbursement (Sale of Vehicles)
- \$ 70.00 received for seized (Drug Buy Fund)
- \$ 24.50 received for Donation (check)
- \$ 750.00 received for reimbursement (Cotter Part-time SRO)
- \$ 230.00 received for Reimbursement Retired Law Enforcement Qualification
- \$ 1,400.00 received for Inmate Social Security
- \$ 497.88 reimbursement Inmates' Medical
- \$ 518.64 reimbursement for Inmates' Prescriptions
- \$ 70.70 reimbursement Court Ordered Restitution (Extradition – Prisoner Transport)

**WHEREAS**, it is necessary to appropriate said monies totaling **\$28,643.10** to the appropriate line items in the Sheriff's Department 2021 budget.

**Section 1.** There is hereby appropriated from the 2021 County General Fund (#1000) **\$20,456.57** for the following designated expenditures:

- \$ 4,976.05 to GL# 1000-0400-2001 (Sheriff: General Supplies)
- \$ 185.70 to GL# 1000-0400-2007 (Sheriff: Fuel, Oil, Lubricants)
- \$ 4,794.30 to GL# 1000-0400-1003 (Sheriff: Extra Help)
- \$ 70.00 to GL# 1000-0400-3093 (Sheriff: Misc. Law Enforcement)
- \$ 10,200.52 to GL# 1000-0400-2002 (Sheriff: Small Equipment)
- \$ 230.00 to GL# 1000-0400-3101 (Sheriff: Training & Education)

**Section 2.** There is hereby appropriated from the 2021 County Jail Fund (#3400) \$5,770.01 for the following designated expenditures:

\$ 215.00 to GL# 3400-0400-2065 (Drug Enforcement-Sheriff's Projects)

\$ 5,530.51 to GL# 3400-0400-3003 (Computer Services-Sheriff's Projects)

\$ 24.50 to GL# 3400-0400-2001 (General Supplies – Sheriff's Projects)

**Section 3.** There is hereby appropriated from the 2021 Sheriff's Special Projects Fund (#3401) \$2,416.52 the following designated expenditures:

\$ 518.64 to GL# 3401-0418-2004 (Jail: Medicine & Drugs)

\$ 1,897.88 to GL# 3401-0418-3006 (Jail: Medical, Dental & Hospital)

APPROVED:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE

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

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK

SPONSOR: \_\_\_\_\_

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

Votes: For: \_\_\_\_\_ Against: \_\_\_\_\_

Abstain: \_\_\_\_\_ Present: \_\_\_\_\_ Absent: \_\_\_\_\_

(1<sup>st</sup> Reading)

**ORDINANCE NO. 2021 –**

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

**AN ORDINANCE ALLOWING TWAL, INC. PURSUANT TO A.C.A § 3-9-222 (a) (2) TO  
APPLY FOR A PRIVATE CLUB PERMIT FROM THE ALCOHOLIC BEVERAGE  
CONTROL DIVISION OF THE STATE OF ARKANSAS**

**NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF THE COUNTY  
OF BAXTER, STATE OF ARKANSAS;**

Section 1. That TWAL, Inc. shall be allowed to apply for a private club permit from the Alcoholic Beverage Control Division. That TWAL, Inc. shall comply with all directives and guidelines of the Alcoholic Beverage Control in the application and use of said permit.

APPROVED:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE  
Date Signed:\_\_\_\_\_

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK  
SPONSOR: \_\_\_\_\_ Dirk Waldrop & Kevin Litty \_\_\_\_\_  
Date Adopted: \_\_\_\_\_  
Votes: For:\_\_\_\_\_ Against:\_\_\_\_\_  
Abstain:\_\_\_\_\_ Present:\_\_\_\_\_ Absent:\_\_\_\_\_

APPROPRIATION ORDINANCE NO. 2021 - \_\_\_\_\_

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

AN ORDINANCE APPROPRIATING FUNDS IN THE AMOUNT OF \$34,000.00 FROM SPECIAL JAIL FEES FUND (#3017) INTO THE JAIL MAINTENANCE & OPERATION FUND (#3401).

WHEREAS, the Sheriff is requesting that available funds from the Special Jail Fees Revenue Fund (#3017) be moved into line items in the Jail Maintenance & Operation 2021 budget (#3401) for the purpose of appropriate assignment of expenditures.

WHEREAS, there are sufficient funds available in the Special Jail Fees Fund for said transfer.

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

**Section 1.** The County Treasurer is hereby authorized to transfer \$34,000.00 from Special Jail Fees Fund (#3017) to Jail Maintenance & Operation Fund (#3401).

**Section 2.** The IT Manager is hereby authorized to make the following appropriations:

- \$24,000.00 to GL# 3401-0418-4005 (Vehicles)
- \$ 5,000.00 to GL# 3401-0418-2002 (Small Equipment)
- \$ 2,000.00 to GL# 3401-0418-2001 (General Supplies)
- \$ 2,000.00 to GL# 3401-0418-1099 (Transport for Prisoner)
- \$ 1,000.00 to GL# 3401-0418-3101 (Training and Education)

APPROVED:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE

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

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK

SPONSOR: \_\_\_\_\_

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

Votes: For: \_\_\_\_\_ Against: \_\_\_\_\_

Abstain: \_\_\_\_\_ Present: \_\_\_\_\_ Absent: \_\_\_\_\_

RESOLUTION NO. 2021 - \_\_\_\_\_

**A RESOLUTION IN SUPPORT OF THE PURCHASE OF A PORTABLE CLOSED CIRCUIT CRUSHING PLANT FOR THE BAXTER COUNTY ROAD AND BRIDGE DEPARTMENT; AND FURTHERMORE, AUTHORIZING THE BAXTER COUNTY JUDGE TO PURCHASE SAID CRUSHER USING A PROCEEDS FROM THE ROAD AND BRIDGE QUARRY BUDGET.**

**WHEREAS**, specifications for a Portable Closed Circuit Crushing Plant were procured, and Baxter County solicited sealed bids for the purchase of a Portable Closed Circuit Crushing Plant; and

**WHEREAS**, two (2) sealed bids were received and were duly opened at the Office of the County Judge on May 4, 2021; and

**WHEREAS**, the bid received from Eagle Crusher was accepted, it has been determined that said Portable Closed Circuit Crushing Plant can be purchased and delivered for \$715,000.00.

**WHEREAS**, the County Judge is requesting authorization to purchase a Portable Closed Circuit Crushing Plant for \$715,000.00 from the Road and Bridge Equipment and Machinery Fund; and

**WHEREAS**, The Road and Bridge Equipment and Machinery Fund has on deposit over \$300,000.00 and has requested a resolution from the Quorum Court authorizing the County Judge to sign a 12 month loan for \$315,000.00 to complete purchase from Arvest bank.

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

The Baxter County Quorum Court hereby approved the purchase of a Portable Closed Circuit Crushing Plant from Road and Bridge monies to be installed at the Baxter County Quarry; and further authorizes the Baxter County Judge to proceed with the necessary county purchasing requirements for said purchase, and to sign loan documents with Arvest Bank.

APPROVAL:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE

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

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK

Sponsor: \_\_\_\_\_

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

Votes: For: \_\_\_\_\_ Against: \_\_\_\_\_

Abstain: \_\_\_\_\_ Present: \_\_\_\_\_ Absent: \_\_\_\_\_



RESOLUTION NO. 2021 - \_\_\_\_\_

**A RESOLUTION CONFIRMING THE RE-APPOINTMENT OF RANDY WORLOW TO THE BAXTER COUNTY EQUALIZATION BOARD.**

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

**Section 1.** The following member of the Baxter County Equalization Board, having been re-appointed by the Cities of Baxter County for a term of three (3) years to expire June, 2024, is hereby confirmed by the Quorum Court:

RANDY WORLOW

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

APPROVAL:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE  
Date Signed: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK

Sponsor: \_\_\_\_\_

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

Votes: For: \_\_\_\_\_ Against: \_\_\_\_\_

Abstain: \_\_\_\_\_ Present: \_\_\_\_\_ Absent: \_\_\_\_\_

RESOLUTION NO. 2021 - \_\_\_\_\_

A RESOLUTION CONFIRMING THE APPOINTMENT OF RONALD E. WAGENBLAST AND RE-APPOINTMENTS OF DAN ALDERMAN AND BILL SETTLES BY THE COUNTY JUDGE TO THE HAND COVE FIRE PROTECTION DISTRICT BOARD OF COMMISSIONERS.

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

**Section 1.** The following member of the member of the Hand Cove Fire Protection District Board of Commissioners, having been appointed by the County Judge for a term of three (3) years to expire July 2024, is hereby confirmed by the Quorum Court:

RONALD E. WAGENBLAST

**Section 2.** The following members of the Hand Cove Fire Protection District Board of Commissioners, having been re-appointed by the County Judge for a term of three (3) years to expire July 2024, are hereby confirmed by the Quorum Court.

DAN ALDERMAN

BILL SETTLES

**Section 3.** This Resolution shall be in full force and effect from and after its passage and approval.

APPROVAL:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE  
Date Signed:\_\_\_\_\_

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK

Sponsors: R. Lowery JP -3

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

Votes: For:\_\_\_\_\_ Against:\_\_\_\_\_

Abstain:\_\_\_\_\_ Present:\_\_\_\_\_ Absent:\_\_\_\_\_

RESOLUTION NO. 2021 - \_\_\_\_\_

**A RESOLUTION CONFIRMING THE APPOINTMENT OF CARYL RICHARDS AND RE-APPOINTMENTS OF JOHN BOLDING AND MICHAEL PAPINEAU BY THE COUNTY JUDGE TO THE TRACY AREA FIRE PROTECTION DISTRICT BOARD OF COMMISSIONERS.**

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

**Section 1.** The following member of the Tracy Area Fire Protection District Board of Commissioners, having been appointed by the County Judge for a term of three (3) years to expire June 2024, is hereby confirmed by the Quorum Court:

CARYL RICHARDS

**Section 2.** The following members of the Tracy Area Fire Protection District Board of Commissioners, having been re-appointed by the County Judge for a term of three (3) years to expire June 2024, are hereby confirmed by the Quorum Court.

JOHN BOLDING

MICHAEL PAPINEAU

**Section 3.** This Resolution shall be in full force and effect from and after its passage and approval.

APPROVAL:

\_\_\_\_\_  
MICKEY D. PENDERGRASS, COUNTY JUDGE

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

ATTEST:

\_\_\_\_\_  
CANDA J. REESE, COUNTY CLERK

Sponsors: \_\_\_\_\_

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

Votes: For: \_\_\_\_\_ Against: \_\_\_\_\_

Abstain: \_\_\_\_\_ Present: \_\_\_\_\_ Absent: \_\_\_\_\_