QUORUM COURT MINUTES October 25, 2021

FILED

October 25, 2021 Quorum Court Minutes

NOV-0 9-2021-

LESLI PENNY

COUNTY & PROBATE COURT CLERK

13 Justices of the Peace were present. Also present were Lesli Penny and Wes Eddington.

Judge Day called the meeting to order at 5:30pm.

Invocation, led by Susan Miles, Nettleton Community Church.

Assembly and Pledge of Allegiance.

First order of business was approval of Quorum Court minutes from October 11, 2021. A motion to accept was made by Justice Weinstock and seconded by Justice Pasmore. Judge Day took a vote and it passed unanimously.

Reports from Committees:

Road Committee Minutes were read by Justice Cline.

Public Service Committee Minutes for 10/11/2021 were read by Justice Rogers.

Public Service Committee Minutes for 10/21/2021 were read by Justice Rogers.

Finance Committee Minutes were read by Justice Longmire.

Old Business:

Ordinance to set rules for Addressing in rural Craighead County, 3rd reading, was read. Motion by Justice Cline and seconded by Justice Tennison. Justice Longmire pointed out that there are two section 4's. Justice Cline amended his motion to accept the typo correction. Justice Tennison seconded the correction to add a section. Justice Weinstock asked who would enforce this Ordinance? Judge Day stated that the Sheriff's office will enforce. Roll was called and passed unanimously.

New Business:

An Ordinance to approve written policies for Craighead County Sheriff's Department was read with an emergency clause. Motion by Justice Weinstock and seconded by Justice Williams. Roll was called and passed unanimously.

A Resolution to appoint Michael Watkins to the Craighead County Jonesboro Public Library Board was read. Motion by Justice Williams and seconded by Justice Cook. There was no public

comment. Vote was taken and passed. Justice Weinstock chose to abstain, and Justice Pearcy recused himself.

A Resolution to appoint Kailey Luster to the Craighead County Jonesboro Public Library Board was read. Motion by Justice Couch and seconded by Justice Cook.

Public comment was made against the appointment. First to speak was Roseann Askeland, she does not agree with Ms. Luster's beliefs and posts on her Facebook post. She states that the Library is a secular matter and has nothing to do with religion. This is a public library and everyone is welcome. She stated that the library is taking the first step by removing the books in question and placing them in an area for adults and teachers. She stated that this is a compromise and it is the way that we should all be heading. She says that she is most opposed to the appointment of another person that will further divide the community. She is asking for the board to reconsider Ms. Luster. 2nd person to speak was Chenoa Summers. Ms. Summers wanted to address Judge Day in particular. She stated that Judge Day met with the LGBTQ+ community at the end of August. She stated that she is very much opposed to the appointment of Ms. Luster because she is pretty radical. She stated that they just want someone that is down the middle. David McAvoy spoke next. He stated that he has nothing personal against Ms. Luster. He is reminded of his grandfather, which was the kindest man, but he said some of the most prejudiced things. He said he is upset with how Ms. Luster compared the LGBTQ+ community with alcoholics and drug users. He stated that he is highly offended by those comparisons. He stated that the whole circus with the Library Board needs to end. He stated that it will never end if people keep getting put on the board that fan the flames. He is upset with this being the second appointment with these kinds of remarks. He said it makes him concerned that his County Government is not working for everyone. He stated that if we get three votes for this appointment, it is not going to end it, it is just going to keep it going well in to next year. This stuff will just be a constant battle. Mr. McAvoy wanted to point to history, and history tends to not be so kind to people that go after books and minorities. He stated that it will probably catch up sooner or later. He hopes that all the JPs think about that before they vote. Justice Weinstock spoke and said that she has gone through all of the emails since October 11th. She stated that there are roughly 150 emails, some duplicated, and 7 phone calls. 22 of those were in support for Ms. Luster and 124 were against her. Justice Weinstock feels this should be taken in account before appointing Ms. Luster. Justice Lewis wanted to know if Ms. Luster's views and her vision aligned with the library. What are her strengths to enhance the board? What are her qualifications? Justice Lewis stated she doesn't know anything about Ms. Luster. As far as social media, Justice Lewis said she doesn't do all that. Judge Day stated that why he appointed her is that she has a college degree and a background in sociology and children's education. Judge Day also stated that she has a young family and a heart that the library needs to be welcoming for everyone. Both the people on the far right, far left, and everyone in between. He stated that in his opinion, Ms. Luster's posts on Facebook have been misconstrued. He stated that he had a nice conversation with her and the Public Service Committee. She is just a genuinely nice person and Judge Day feels she will be considerate and

kind to everyone involved. A vote was taken and passed. Justice Weinstock and Justice Lewis chose to abstain.

An Appropriation Ordinance to add a DTF Commander position to the County Sheriff's budget was read. Motion by Justice Cook and seconded by Justice Tennison. Judge Day stated that the DTF is a grant fund and parts are reimbursed. Previously, we were reimbursed for a fiscal officer and a clerk. They changed their policy that they would only reimburse for a DTF supervisor and the fiscal officer. This position is one that is 100% reimbursable from the State through the DTF program. Roll was called and passed unanimously.

An Appropriation Ordinance to add line 1007 to Fund 3031, Juvenile Probation Fee Fund was read. Motion by Justice Rogers and seconded by Justice Longmire. Roll was called and passed unanimously.

Announcements:

Judge Day stated that he had two announcements. First, the Election Commission is in charge of redistricting maps for the JP Wards. They hired a consultant, EFS Edge, and got back all the initial maps for all the JP districts. They have proposed 3 different options, in all options, everyone sitting in your district will still be there. The geographic makeup of the district is what may have changed. Judge Day stated that he has copies of those maps in his office. Jennifer Clack also has copies and will be taking public comments on the maps. So if there is one map or another that is more appropriate for you, let Jennifer know. Second, Craighead County had out a contract to seal some roads this fall. We got 20 miles of roads repaired and Judge Day hopes that will help soon with roads not being bad during winter weather. Judge Day also stated that after the Census, the County Sales Tax portion should go down some and see a net increase in sales tax going forward. For our employees, medical insurance was a 0 renewal. Still waiting on a presentation on self-insured options.

Justice Longmire wanted to say how great he thinks the courthouse looks with the cleaning.

Public Comments:

Valerie Carroll wanted to address how library board nominees are selected. She stated that she is really concerned that this person might come in with plans to fire the Director or pressure them to make other staffing changes. She is concerned that this person doesn't have any form of background with library ethics, procedures, or the laws surrounding censorship. She is also concerned with an announcement one day before a special committee meeting. Ms. Carroll stated there was no time to research Ms. Luster or look at her application. There is no way to see any type of conversations that may have been had with her. Ms. Carroll stated that she doesn't understand how the JPs had any time to look in to Ms. Luster before approving her in the committee meeting. Ms. Carroll stated that she feels that this process is fundamentally broken and would like to encourage this process to be looked at.

A motion was made to adjourn to a Special Road Committee by Justice Price and seconded by Justice Cook.

Meeting ended at 6:20 p.m.

Addendum A

Road Committee Minutes October 11, 2021

Chairman Steve Cline called the meeting to order at 5:51 pm. Those present were Justices Terry Couch, David Tennison and Carolyn Lewis. County Judge Marvin Day and Road Superintendent Eugene Neff were also present.

Eugene Neff gave an update on road work in progress, along with an update on mitigation projects. Judge Day gave an update on bridge inspections.

With no other business, Justice Couch made the motion to adjourn, seconded by Justice Tennison. The committee adjourned at 5:55 pm.

Addendum B

Public Service Committee 10/11/2021

The Public Service committee was called to order at 5:57 pm by Chairman Richard Rogers. Those in attendance were Justices Williams, Noel, and Price. The following items were on the agenda:

- 1. An Ordinance adopting written policies and directives for the Craighead County Sherriff's Department. Motion to approve was made by Justice Price and 2nd by Justice Noel. Ordinance was passed to move to full court for approval.
- 2. Resolution to appoint Michael Watkins to the Craighead County Jonesboro Public Library Board to fill the position that was created by the resignation of Amanda Escue. Motion to approve was made by Justice Williams and 2nd by Justice Noel. Motion was passed to move the resolution to the full court for approval.
- 3. Resolution to appoint Whitney Hicks to the Craighead County Jonesboro Public Library Board to fill the open position created by the resignation of Curt Hawkins. Motion was made to approve by Justice Williams but did not receive a 2nd. A motion to table was made by Justice Price and 2nd by Justice Noel. Motion did not pass on vote. The resolution did not move out of committee.
- 4. Resolution declaring Craighead County a Pro-Life County. Motion to approve was made by Justice Price but there was not a 2nd. Motion did not pass committee to move to full court.
- 5. Resolution Supporting Healthcare Freedoms and Choices Regarding Vaccine Mandates. There was not a motion to approve on this resolution, so it does not move out of committee.

A motion to adjourn was made by Justice Williams and 2nd by Justice Noel. Meeting adjourned at 6:15 pm.

Addendum C

Public Service Committee 10/21/21

The Public service committee was called to order @5:00 pm by Chairman Richard Rogers. Those in attendance were Justice Williams, Justice Noel, Justice Price and Judge Marvin Day.

A Resolution to appoint Kailey Holt Luster to the Craighead County Jonesboro Public Library Board was submitted to the committee. A motion to approve was made by Justice Williams and 2nd by Justice Price. Motion passed to move to full court for approval. With no other business, a motion to adjourn was made by Justice Price and 2nd by Justice Williams. Meeting adjourned at 5:05 PM.

Addendum D

Finance Committee Minutes October 11, 2021

Chairman Josh Longmire called the Finance Committee meeting to order at 6:15 pm by Zoom. Present were Justices Pasmore, Pearcy, Cook and Weinstock.

Tax Collector Wes Eddington shared that \$12.4 million in total taxes was collected in September 2021, roughly a million dollars more than the \$11.5 million collected in September 2020. Current tax collection is up 9.9%, compared to last year.

Treasurer McNatt reported on September's financial reports. There is 40% of the budget left unspent in month 9. There is \$5.3 million in the General Fund on September 30, 2021. The Capital Fund had \$2.2 million, and the Road Fund ended September with \$6.5 million. Sales tax increased 12.97% in September 2021, compared to last year.

Treasurer McNatt shared the YTD comparison through September 2021. The overall budget review showed Craighead County \$10.9 million stronger than the prior year.

The Appropriation Ordinance to add a DTF Commander position and salary to the Sheriff's budget was discussed. A motion to accept was made by Justice Cook and seconded by Justice Pasmore. The motion passed and the Ordinance will be heard by the full court.

The Appropriation Ordinance to add line 1007 to Fund 3031, Juvenile Probation Fee Fund was presented. Justice Weinstock made the motion to approve, and Justice Pasmore seconded the motion, the motion passed, and the item will be heard by the full court.

With no other business, Justice Cook made the motion to adjourn, seconded by Justice Pearcy. All were in favor and the Finance Committee adjourned at 6:28 pm.

Addendum E

ORDINANCE NO.		
ORDINANCE NO.		

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

An Ordinance to repeal Ordinance 1995-5 to include requirements for addressing within unincorporated rural areas of Craighead County, and for other purposes.

WHEREAS the need has arisen for a more precise addressing system to help emergency responders find dwellings and businesses in rural Craighead County, and

WHEREAS 911 Addressing systems now use digital technologies creating basic GIS data standards to enhance rapid location of properties by law enforcement, fire, rescue, and emergency medical personnel, and

WHEREAS a need for landowners to have a proper E911 address mapped before construction or development to assist emergency responders.

Now therefore, be it Ordained by the Quorum Court of Craighead County, State of Arkansas as follows:

Section 1. Every person owning or occupying any residential or non-residential property with a structure within the unincorporated rural areas of Craighead County is required to obtain and display an assigned address from the Craighead County GIS/911 Addressing Coordinator before beginning construction and prior to occupying any structure. Addresses must be posted during construction of a new structure and properly maintained thereafter.

Section 2. Residential and non-residential buildings must have the proper numbers attached to all structures. The address numbers must be attached, stenciled, or painted on the front part of such residential or non-residential structure. When two or more structures use the same access driveway, each structure shall be so marked and have the proper number attached to, stenciled, or painted on the front part of such house or building, over, on, or by each main entrance. Minimum sizes of display of numbers are at least (3") inches in height for residential and (4") inches on non-residential. The owner of the structure is responsible for maintaining the proper display of the address number.

Section 3. Apartment Houses/Duplex Apartment Complexes/Shopping Centers shall be assigned one address number per building that must be displayed at the primary entrance or side of the structure. Each unit within the structure shall receive a number that is approved by the Craighead County GIS/Addressing Coordinator that must be displayed above or to the side of the doorway of each unit. A copy of Plat, Blueprint, legible free hand drawing or aerial photograph may be requested by the Craighead County GIS/ E911 Coordinator to assist in addressing.

Section 4. Exemptions – The following buildings and uses shall be exempt from the required addressing system, but may be addressed at the request of the property owner, however, if utilities are present, then an address is needed:

- 1. Accessory buildings, which have uses that are accessory to the primary use of a residential, commercial, industrial, institutional, government or building
- 2. Unoccupied farmland or lots containing no dwellings or businesses

Section 4. Structures located 75 feet from or not visible from County Road or State Highway for any other reason is required to display the address at the entry drive leading to the structure.

Section 5. Craighead County GIS/911 Addressing Coordinator will use the "National Emergency Number Association (NENA) standard. This standard does not allow for custom addressing.

Section 6. It shall be unlawful for any person to display any false or incorrect address on a structure or lot, knowingly and willfully or with the intention to deceive another person. Any violation of any provision of this Ordinance shall be punishable by a fine of not less than \$25.00 for the first offense, not less than \$50.00 nor more than \$100.00 per day for each subsequent offense.

Section 7. If any provision of this Ordinance is held invalid, such invalidity shall not affect the remaining provisions of this Ordinance which remains effective, absent the invalid provision, and to this end, the provisions of this Ordinance are declared severable.

PASSED A	AND APPROVED on this	day of	2021	
Approved	!:			
	Marvin Day			
	Craighead County Judge			
Attest:				
	Lesli Penny			
	Craighead County Clerk			
"The	publication was paid for by the	e Craighead County C	Clerk, cost of this publication \$	"

Addendum F

	ORDINANCE NO
	NACTED BY THE QUORUM COURT OF CRAIGHEAD COUNTY, SAS; AN ORDINANCE TO BE ENTITLED:
An Ordin	ance adopting written policies with directives for the Craighead County's Sheriff's Department.
to provid incident	AS: The Craighead County Sheriff's Department has developed policies that are in accordance with best practices e written directives for deputies in various situations. The purpose of these policies is to provide high risk/critical practices to deputies for use in their departments as well as encouraging ongoing professionalism through best and standards.
	N 1. There is an immediate need to adopt the written policies for Craighead County Sheriff's Department by e. A copy of the policies are attached and shall be filed in the office of the Craighead County Clerk.
	N 2. EMERGENCY CLAUSE. An emergency is hereby declared to exist and this ordinance is necessary for the fety of Craighead County and shall be in full force and effect after its passage and approval.
Dated th	isday of 2021
Approve	d:
.,	Marvin Day Craighead County Judge
Attest:	
	Lesli Penny Craighead County Clark
	Craighead County Clerk "This publication was paid for by the Craighead County Clerk, cost of this publication \$"
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Addendum G

RESOLUTION NO.	

APPOINTMENT OF A BOARD MEMBER TO THE CRAIGHEAD COUNTY JONESBORO PUBLIC LIBRARY BOARD

A RESOLUTION RECOMMENDING THE APPOINTMENT OF A BOARD MEMBER TO THE CRAIGHEAD COUNTY JONESBORO PUBLIC LIBRARY BOARD

WHEREAS: Act 742 of the General Assembly of the State of Arkansas, states that the County Judge of each county is the appropriate person to appoint and reappoint board members to the Craighead County Jonesboro Public Library Board.

WHERAS: the County Judge does hereby make the following appointments to the Board of Directors of the Craighead County Jonesboro Public Library Board for the following terms detailed below:

WHEREAS: Amanda Escue, appointed board member of the Craighead County Jonesboro Public Library Board announced her resignation in September 2021. Amanda Escue was appointed to the Craighead County Jonesboro Public Library Board on April 1, 2021 and was serving her first term to end on April 1, 2026.

WHEREAS: The Craighead County Judge recommends that Michael Watkins, 8728 Hwy 63 North, Bono, Arkansas, is appointed to complete the term created by the resignation of Amanda Escue, as board member of the Craighead County Jonesboro Public Library Board, beginning October 26, 2021, and ending April 1, 2026.

BE IT HEREBY RESOLVED BY THE CRAIGHEAD COUNTY QUORUM COURT:

That **Michael Watkins** be appointed to the Craighead County Jonesboro Public Library Board, to complete Amanda Escue's term, to be effective October 26, 2021, and expiring April 1, 2026 upon passage of this resolution.

THIS RESOLUT	TION ADOPTED ON THE	DAY OF _	2021
APPROVED:	Marvin Day, County Judge		
ATTEST:	ivial vill bay, county Judge		
Allesi: _	Lesli Penny. County Clerk		

Addendum H

RESOLUTION NO
APPOINTMENT OF BOARD MEMBER
CRAIGHEAD COUNTY JONESBORO PUBLIC LIBRARY BOARD
A RESOLUTION RECOMMENDING THE APPOINTMENT OF A BOARD MEMBER TO THE CRAIGHEAD COUNTY JONESBORO PUBLIC LIBRARY BOARD;
WHEREAS; Act 742 of the General Assembly of the State of Arkansas, states that the County Judge of each county is the appropriate person to appoint and reappoint board members to the Craighead County Jonesboro Public Library Board.
WHEREAS; Curt Hawkins, whose second term was set to expire on January 1, 2025, has resigned from the Craighead County Jonesboro Public Library Board in September 2021.
WHEREAS; The Craighead County Judge and the Quorum Court recommend that Kailey Holt Luster be appointed as a board member of the Craighead County Jonesboro Public Library Board to complete the term of Curt Hawkins.
BE IT HEREBY RESOLVED BY THE CRAIGHEAD COUNTY QUORUM COURT:
That Kailey Holt Luster be appointed to the Craighead County Jonesboro Public Library Board to complete the remaining term vacated by Curt Hawkins, to become effective October 26, 2021, and expiring January 1, 2025, upon passage of this resolution.
THIS RESOLUTION ADOPTED ON THEDAY OF, 2021.
APPROVED
Marvin Day, County Judge
ATTEST

Lesli Penny, Craighead County Clerk

Addendum I

APPROPRIATION ORDINANCE NO.	
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BE IT ENACTED BY THE QUORUM COURT OF CRAIGHEAD COUNTY, ARKANSAS; AN ORDINANCE TO BE ENTITLED:

An Ordinance amending the 2021 Annual Operating Budget to add one position and one salary to Sheriff's general budget to fund one DTF Commander position.

SECTION 1. That the Drug Task Force grant structure has changed and now requires that the DTF Director be a law enforcement officer and this cost of this position will be reimbursable through the DTF grant program.

SECTION 2. That Craighead County has entered into an agreement with the Drug Task Force to furnish one full time law enforcement officer to become the director of this DTF agency with the title of DTF Commander. This new position and salary will be a full time position inclusive with the DTF with full responsibilities and operations of the agency and will be funded thourgh the County Sheriff's Department, Fund 1000, County General Fund.

SECTION 3. That this additional appropriated salary and position will be created in the 2021 Annual Operating Budget to allow for accurate accounting of additional monies and expenditures as described below.

Fund 1000	County Sheriff	<u>Old</u>	<u>Change</u>	<u>New</u>
Dept 0400	DTF Commander (Add one salary & position)	\$3,936,353.18	\$77,527.33	\$4,013,880.51
Acct. #	Description	<u>Old</u>	<u>Change</u>	<u>New</u>
1001	Salaries	\$2,149,568.60	\$57,729.00	\$2,207,297.60
1006	Social Security Match	\$169,017.81	\$4,416.27	\$173,434.08
1007	Retirement Match	\$329,313.91	\$8,844.08	\$338,157.99
1009	Health Insurance Match	\$302,221.10	\$4,907.10	\$307,128.20
1010	Workmen's Compensation	\$60,274.42	\$1,342.88	\$61,617.30
1011	Unemployment	\$13,248.00	\$238.00	\$13,486.00
1012	Other Fringe Benefits	\$0.00	\$50.00	\$50.00
8888-9999	Fund to fund transfers	\$0.00	\$0.00	\$0.00
		Total Amount	\$77,527.33	

There is hereby appropriated funds for one new salary and one additional personnel position for the DTF Commander with law enforcement credentials as required by required by new grant guidelines, with salary allotments and fringe benefits as as described above. These funds shall be established in the chart of accounts by the County Treasurer and entered into the accounts payable appropriations journal by the County Clerk as described, upon passage of this appropriation ordinance.

Dated this	sday of October, 2021	
Approved:	: <u> </u>	
	Marvin Day	
	Craighead County Judge	
Attest:		
	Lesli Penny	
	Craighead County Clerk	
"This put	blication was paid for by the Craighead County Clerk, cost of publication	

Addendum J

APPROPRIATION ORDINANCE NO.

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

An Ordinance amending the 2021 Annual Operating Budget to revise line items and funds in Fund 3031, Juvenile Probation Fee Fund to address payroll and benefits issues that has arisen regarding part time status.

SECTION 1. That in the current budget, salaries are stated as part time salaries and therefore some benefits are not required to be included in the budget process. In the current 2021 budget structure, retirement match was not entered as a needed item.

SECTION 2. That Fund 3031, Department 0414, line items will need to be revised to include retirement match with no increase in funding.

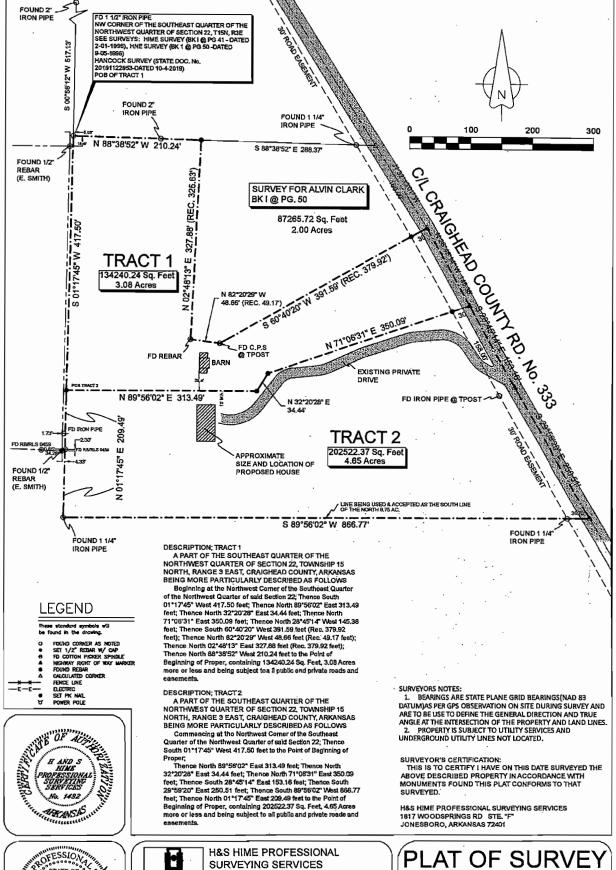
SECTION 3. That these changes listed will be entered into the chart of accounts in the office of the County Clerk and County Treasurer for accurate tracking and processing of these funds.

FUND 3031, JUVENILE PROBATION FEE FUND(SERVICES AND SUPPLIES) (ACT 61,62-1994)
DEPARTMENT 0414 JUVENILE COURT (SPECIAL REV)(16-13-326)

	·	<u>Old</u>	<u>Change</u>	<u>New</u>
ACCOUNT	DESCRIPTION			
	PERSONAL SERVICES			
	1007 RETIREMENT MATCH	\$ -	\$ 1,000.00	\$ 1,000.00
	OTHER SERVICES AND CHARGES		\$ -	\$ -
	3101 TRAINING & EDUCATION	\$ 5,175.00	\$ (1,000.00)	\$ 4,175.00
	•	<u>Change</u>	<u>\$0.00</u>	

There is hereby revised appropriation line items and funds in Fund 3031, Juvenile Probation Fee fund, with no increase in funds, according to the changes outlined above. These changes shall be established in the chart of accounts by the County Treasurer and entered into the accounts payable appropriations journal by the County Clerk, as described, upon passage of this appropriation ordinance.

Dated this	day of October 2021	
Approved:		
	Marvin Day	
	Craighead County Judge	
Attest: _		
l	esli Penny	
(raighead County Clerk	
	"This publication was paid for by the Craighead County Clerk, cost of publication	."







SURVEYING SERVICES 1817 WOODSPRINGS RD. - STE. "F" JONESBORO, ARKANSAS 72401

PHONE: 870-972-1288
E-MAIL: hshime_butch@yahoo.com

drawn: A PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 15 NORTH, RANGE 3 EAST, CRAIGHEAD COUNTY, ARKANSAS S. HIME date: 10-14-2021 scale: cleint: BARBARA BAILEY

TERRY CLARK NITA CLINE