

**SEBASTIAN COUNTY SPECIAL QUORUM COURT MEETING
NOVEMBER 13, 2014 @ 6:30 P.M.
FORT SMITH COURTHOUSE, ROOM 204
FORT SMITH, ARKANSAS**

C O N T E N T S

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3	Resolution Regarding Jail Reimbursement
4	Revised Recap of 2015 Proposed Budget (11/13/14)
5	Revised Recap of Budget and Revenue 2010-2015
6-11	Capital Outlay Requested for 2015
12-13	2015 Aquatics Facility Financing Plan
14-16	a. Appropriation Ordinance No. 2013-22 (Section 11)
17	Reference: Open General Fund Positions 11/12/14
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19-20	Resolution 2014-14 Regarding Jail Funding
21-22	Resolution 2014-7 Regarding Jail Funding

**SEBASTIAN COUNTY SPECIAL QUORUM COURT MEETING
NOVEMBER 13, 2014 @ 6:30 P.M.
FORT SMITH COURTHOUSE, ROOM 204
FORT SMITH, ARKANSAS
A G E N D A**

I. CALL TO ORDER

- A. Pledge of Allegiance
- B. Invocation
- C. Roll Call

II. PUBLIC COMMENTS

III. OLD BUSINESS

- A. A Resolution Requesting the Senators and Representatives Representing Sebastian County Introduce Legislation in the 2015 Legislative Session to Address Sebastian County Jail Reimbursement.
- B. Review 2015 Budget
 - 1. Updated Recap of Proposed Budget 11/13/14
 - 2. Revised Recap of Budget and Revenue 2010-2015 (to include 2015)
 - 3. Recap of All Capital Proposed for 2015
 - A. Fund Priority Capital
 - Sheriff Vehicles
 - Computer Replacement Plan
 - Golf Carts (2nd year lease purchase)
 - Defer Remaining General Fund Capital to February
 - 4. Aquatics Facility 2015 Financing Plan
 - A. Ordinance 2013-22, Section 11
- B. Vote on 2015 Plan to Balance the Budget
- C. Next Meeting Tuesday, November 18, Regular Meeting at 7:00 PM, Room 204

RESOLUTION NO. 2014 -

“BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF SEBASTIAN, STATE OF ARKANSAS:”

A RESOLUTION REQUESTING THE SENATORS AND REPRESENTATIVES REPRESENTING SEBASTIAN COUNTY INTRODUCE LEGISLATION IN THE 2015 LEGISLATIVE SESSION TO ADDRESS SEBASTIAN COUNTY JAIL REIMBURSEMENT.

WHEREAS, the daily cost reimbursement rate of \$28.00 per day for State prisoners being held in the Sebastian County Jail has not been adjusted for inflation for many years; and

WHEREAS, our latest Legislative Audit Report shows our County’s actual cost to be \$45.00 per day; and

WHEREAS, this reimbursement rate is creating an undue hardship on Sebastian County’s budget.

NOW THEREFORE, be it respectfully resolved that the Sebastian County Quorum Court requests our County’s legislators draft and file a bill to correct this problem by requiring the Arkansas Department of Corrections to pay the actual cost to our County for State prisoners being kept in our County Jail.

BE IT FURTHER RESOLVED that said legislation also includes a provision for increasing the annual daily reimbursement rate as shown according to each subsequent year’s Legislative Audit Report for Sebastian County.

DATED: _____

APPROVED: _____

County Judge

ATTEST: _____

County Clerk

**Revised Recap of 2015 Proposed Budget
Guideline Reductions to Balance the 2015 Budget
November 13, 2014**

General Fund Available of \$23,872,758

Computer Reserve	30,000
Parks 1% County Sales Tax	33,985
Ambulance 2% County Sales Tax	67,970

General Funds Available **23,740,803**

Budget Requests not in Book 2 (This includes all personnel)

JDC New Position	25,174	
Reclassifications	3,470	
Salary Adjustments	87,897	
Election Coordinator	<u>3,664</u>	
Total	120,205	120,205

COLA 1% (This is not in Book 2) **114,604**

Total General Fund Budget Requests **23,861,646**

Grand Total General Fund Budget Requests **24,096,455**

Amount Needed to Balance 2015 Budget **(355,652)**

Allowance of funds to have Projected Unobligated Balance 1/1/15 **(150,000)**

Amount Needed to Balance 2015 Budget with \$150,000 Unobligated Balance **(505,652)**

Revised Reductions

Non-Profits **29,500**

Operating **66,509**

Increase proposed	\$347,191
Reductions	<u>\$66,509</u>
Operating Increase	\$280,682

Capital **406,149**

Capital proposed	\$752,676
Fund or Adopted	
Sheriff vehicles	\$223,949
Computer	\$90,100
Golf Carts (2nd yr)	<u>\$32,478</u>
Capital	\$346,527

Defer Balance \$406,149

Total Reductions **502,158**

General Fund Budgeted with reductions 11/10/14 **23,594,297**

Unobligated Balance **146,506**

REVISED RECAP OF BUDGET AND REVENUE 2010-2015

YEAR		% BUDGET EXPENDED	BUDGET	REVENUE	DIFFERENCE
2010 Beginning Balance			6,316,836		
Adopted	1/1/10		20,701,621	19,416,129	(1,285,492) 3% COL and Capital Included
Amended	12/31/10		25,072,311	23,667,256	(1,405,055)
Capital Reserve			1,273,286		
Actual		84%	21,021,787	22,292,330	1,270,543
2011 Beginning Balance			6,308,580		
Adopted	1/1/11		20,541,862	19,557,910	(983,952) 2% COL - No Capital Deferred to February
Amended	12/31/11		28,184,859	26,641,054	(1,543,805) Capital Included
Capital Reserve			600,000		
Actual		82%	23,194,309	25,416,682	2,222,373
2012 Beginning Balance			7,932,300		
Adopted	1/1/12		21,923,564	21,048,359	(875,205) 3% COL - No Capital Deferred to February
Amended	12/31/12		27,696,028	24,457,884	(3,238,144) Capital Included
Capital Reserve			1,017,911		
Actual		92%	25,440,835	24,465,705	(975,130)
2013 Beginning Balance			5,941,050		
Adopted	1/1/13		22,240,269	21,017,207	(1,223,062) No COL - No Capital Deferred to February
Amended	12/31/13		24,459,851	22,093,701	(2,366,150) Capital Included
Actual		88%	21,620,286	23,081,301	1,461,015
2014 Beginning Balance	1/1/14		7,323,169		
Adopted	1/1/14		22,941,212	21,366,962	(1,574,250) 2% COL - No Capital Deferred to February
Amended	9/30/14		23,729,673	21,263,273	(2,466,400) Capital Included
2015 Beginning Balance	Effective 11/13/2014				
Proposed			23,594,297	21,536,553	(2,057,744) 1% COL - Priority Capital Funded
3012 Child Support		1,960			Other General Fund Capital Deferred to February
3021 Emergency Medical Services		250,000			
3024 Public Defender		-			
3039 Circuit Clerk		3,430			
Total		255,390	Included in proposed revenue		

Capital Outlay Requested for 2015

1000	GENERAL FUND	<u>Requested</u>
0100 County Judge		
4016 Computer Equipment Purchase		
Computer Replacement Plan		\$1,650.00
0101 Countyt Clerk		
4005 Vehicles		
Chevy Traverse FWD		\$24,338.00
0102 Circuit Clerk		
4005 Vehicles		
Chevy Traverse-CV 14526 AWD		\$25,059.00
4016 Computer Equipment Purchase		
Computer Replacement Plan		\$1,000.00
0108 Courthouse Maintenance		
4002 Bldgs(Purchase & Improv)		
3rd Floor Hallway Renovation		\$1,000.00
Ceiling Paint 202/204		\$3,000.00
Coroners Building Flat Roof replacement		\$57,000.00
Election Office Upgrade		\$4,000.00
FSCH Exterior Building Cleaning		\$25,000.00
FSCH Exterior Door Upgrade		\$2,500.00
Ground Floor Breakroom upgrade		\$2,500.00
Room 203 Upgrade		\$2,000.00
4013 Small Machinery & Equip.		
Mowers, weedeaters, & tractors as needed		\$3,000.00
0109 Election Commission		
4016 Computer Equipment Purchase		
Color printer/copier/scanner		\$600.00
0115 Information Systems		
4016 Computer Equipment Purchase		
Capital replacement - including swithces, storage & blades		\$35,000.00
Computer Replacement Plan		\$3,000.00
Desktop replacement - 5 year		\$3,000.00
Emergency & Contingency		\$10,000.00
0117 Purchasing/HR		
4016 Computer Equipment Purchase		
Computer Replacement Plan		\$2,300.00
0301 County Ambulance		
4016 Computer Equipment Purchase		
Computer Replacement Plan		\$6,000.00

Capital Outlay Requested for 2015

0400 Sheriff Law Enforcement	<u>Requested</u>
4016 Computer Equipment Purchase	
Computer Replacement Plan	\$7,000.00
(4) Canon image scanners to use JustWare in Special Services	\$1,907.00
4005 Vehicles	
(6) 15" large console w faceplate 15" of faceplate area	\$1,417.00
(6) 2 head corner led kit w power supply blue	\$856.00
(6) 2 head corner led kit w power supply white	\$853.00
(6) 2015 Police Tahoe PPV 4WD 9C1 Pursuit	\$186,348.00
(6) 2015 Chevy cargo tahoe cargo barrier	\$2,733.00
(6) 2015 Tahoe floor plate	\$745.00
(6) 2015 Tahoe pushbumper	\$2,470.00
(6) 2015 Tahoe space creator partition hs/hv	\$4,281.00
(6) 3 diode surface mount light head	\$791.00
(6) 6 diode surface mount mini spector in blue/blue	\$1,067.00
(6) ABS dual cup holder faceplate mount	\$239.00
(6) console accessory - universal	\$532.00
(6) installation and manufacturing of custom vehicle graphics	\$2,634.00
(6) installation of equipment plus customer supplied siren/speak	\$7,112.00
(6) removal of all emergency equpt from old units into new units	\$1,581.00
(6) Solid state headlight flasher	\$479.00
(6) torrent LED lightbar	\$9,811.00
4013 Small Machinery & Equip	
(16) Patrol rifle vehicle locks SMILES	\$6,446.00
(3) Mobile radar units for patrol SMILES	\$6,121.00
(3) Tasers (25) cartridges	\$3,282.00
0401 Circuit Judge Division I	
4013 Small Machinery & Equip	
Updated recording equipment for Court reporter	\$678.00
0402 Circuit Judge Division II	
4015 Office Equipment-Purchase	
Copier	\$5,849.00
4016 Computer Equipment Purchase	
New laptop for court reporter	\$1,500.00
0405 Circuit Judge Division VI	
4016 Computer Equipment Purchase	
Computer Replacement Plan	\$1,300.00
0415 Juvenile Detention Center	
4013 Small Machinery & Equip	
Refrigerator	\$1,900.00
4016 Computer Equipment Purchase	
Computer Replacement Plan	\$2,000.00
0416 Prosecuting Attorney	
4016 Computer Equipment Purchase	
Computer Replacement Plan	\$5,600.00
0418 Adult Detention Center	
4016 Computer Equipment Purchase	
Computer Replacement Plan	\$3,650.00

Capital Outlay Requested for 2015

	<u>Requested</u>
0432 ADC Maintenance	
4002 Bldgs (Purchase & Improv)	
Azrock Flooring for A,AA,BB BC, CD, CC, AAA pods	\$44,000.00
HVAC Sinking Fund Adult Detention Center	\$35,000.00
Quarry Tile for kitchen area	\$18,500.00
Replace Walkin Coolers and Freezers	\$25,000.00
4013 Small Machinery & Equip	
Mowers, edgers, weedeaters or tractors	\$2,500.00
0433 ADC Medical	
4013 Small Machinery & Equip	
One BP Machine	\$763.00
BP Machine with Intake	\$763.00
4016 Computer Equipment Purchase	
Computer Replacement Plan	\$1,000.00
0443 Drug Enforcement Task Force	
4016 Computer Equipment Purchase	
Computer Replacement Plan	\$1,000.00
0444 JDC Maintenance	
4002 Bldgs (Purchase & Improv)	
Replace VCT area in JDC	\$5,200.00
0446 Courts Building Operations	
4013 Small Machinery & Equip	
Mowers, edgers, weedeaters or tractors	\$3,000.00
0460 Circuit Courtroom Operations	
4013 Small Machinery & Equip.	
Video Arraignment Equipment	\$5,103.00
4016 Computer Equipment Purchase	
Laptop for Fs/GWD Jury Orientations	\$640.00
0505 Emergency Management	
4016 Computer Equipment Purchase	
Computer Replacement Plan	\$3,950.00
0601 Ben Geren Park	
4013 Small Machinery & Equip.	
15' Flex-Wing Cutter: For Grounds Maint.	\$15,000.00
Large 80-90hp 4wd Tractor: For Grounds Maint.	\$43,000.00
4016 Computer Equipment Purchase	
Computer Replacement Plan	\$2,000.00
0604 Ben Geren Park Pro Shop	
4013 Small Machinery & Equip.	
Refurbished Greens Mower	\$30,000.00
5005 Lease Purchase Principal	
Golf Cart Purchase CCO2014-139	\$32,074.00
5006 Lease Purchase Interest	
Interest for Golf Cart Purchase	\$404.00
0800 Veterans Service Office	
4016 Computer Equipment Purchase	
Computer Replacement Plan	\$650.00
Total General Fund	<u>\$752,676.00</u>

Capital Outlay Requested for 2015

1802 Assessors Commission Fund		
0105 Assessor		<u>Requested</u>
4016 Computer Equipment Purchase		
Computer Replacement Plan		\$13,550.00
(3) Printers		\$2,004.00
3001 Tax Collector Automation Fund		
0126 Tax Collector Automation		
4016 Computer Equipment Purchase		
Computer Replacement Plan		\$4,000.00
3004 Assessor Amendment 79 Fund		
0127 Assessor Amendment 79		
4016 Computer Equipment Purchase		
Computer Replacement Plan		\$1,000.00
	Total Commission Funds	<u>\$20,554.00</u>
1001 Reserve Fund		
0131 County Facilities Improvement		
4002 Bldgs (Purchase & Improvement		
Construction of Soccer Fields (Irrigation)		\$20,504.00
Construction of Soccer Fields (Sod)		\$28,028.00
0311 EMS Facility		
4012 Building Construction		
EMS Facility Construction		\$1,000,000.00
	Total General Reserve Fund	<u>\$1,048,532.00</u>
1803 General Fund Sales Tax Revenue		
0310 EMS Facility (2)		
4012 Building Construction		
EMS Building Construction		\$260,213.00
0616 Aquatics Facility		
4012 Building Construction		
Aquatics Park Construction - Between the County and the City of Fort Smith		\$2,890,497.00
	Total General Fund Sales Tax Revenue	<u>\$3,150,710.00</u>
1810 Haz-Mat Response		
0506 Haz-Mat Response		
4013 Small Machinery & Equip.		
Unexpected equipment purchases for HazMat/EOD		\$5,000.00
	Total General Fund Sales Tax Revenue	<u>\$5,000.00</u>
3002 Circuit Court Automation		
0124 Court Automation - Circuit		
4016 Computer Equipment Purchase		
Computer Replacement Plan		\$7,000.00
LVO IDEAPAD 500/AGB LAP TOPS-JURY		\$1,080.00
	Total Circuit Court Automation Fund	<u>\$8,080.00</u>
3003 District court Automation		
0436 Court Automation-GW		
4016 Computer Equipment Purchase		
Equip.to view arrest DVD in Court-DVD Player		\$300.00
Equip.to view arrest DVD in Court-Flat Screen TV		\$700.00
	Total Circuit Court Automation Fund	<u>\$1,000.00</u>

Capital Outlay Requested for 2015

3008 County Library Fund	<u>Requested</u>
0600 Sebastian County Library	
4002 Bldgs (Purchases & Improv)	
Storage Building	\$4,595.00
4005 Vehicles	
Annual share (matched by Scott & Regional)	\$500.00
4015 Office Equipment-Purchase	
Book trucks	\$1,075.00
Double faced steel shelving—84"	\$2,892.00
Single faced shelving—84" steel	\$1,000.00
4016 Computer Equipment Purchase	
Replace 6 public access computer workstations	\$5,166.00
4018 Reserve	
Emergencies, unanticipated needs	\$10,000.00
4015 Office Equipment-Purchase	
Book carts	\$2,561.00
Double faced steel shelving—84"	\$2,756.00
Single faced shelving—84" steel	\$1,000.00
Total Sebastian County Library Fund	<u>\$31,545.00</u>
3014 Communication Facilities & Equipment Fund	
0424 Sheriff's Radio Equipment	
4016 Computer Equipment Purchase	
Computer Replacement Plan	\$3,000.00
Total Communication Facilities & Equipment Fund	<u>\$3,000.00</u>
3020 Emergency 911 fund	
0501 911 Telephone System	
4013 Small Machinery & Equipment	
Emergency replacement of equipment to support 911 operations	\$10,000.00
4016 Computer Equipment Purchase	
Emergency replacement of computer equipment	\$4,000.00
Total 911 Telephone System Fund	<u>\$14,000.00</u>
3400 Regional Library Sales Tax	
0603 County Library Sales Tax	
4002 Bldgs (Purchases & Improv)	
Storage Building	\$4,595.00
4015 Office Equipment-Purchase	
Double faced steel shelving—84"	\$2,813.00
Single faced shelving—84" steel	\$1,154.00
4016 Computer Equipment Purchase	
Replace 5 public access computer workstations	\$5,815.00
4015 Office Equipment-Purchase	
Infinity circulation desk book return unit	\$505.00
Paragon Infinity circulation desk cabinet	\$752.00
Paragon Infinity circulation desk corner unit	\$571.00
Paragon Infinity circulation desk shell	\$683.00
Paragon Infinity circulation desk workstation	\$757.00
Paragon Infinity keyboard shelf	\$98.00
Paragon Infinity storage cabinets—open	\$1,197.00
replace study tables 48" X 24" wood finish	\$1,097.00
Upholstered arm chairs for browsing areas	\$2,116.00
Total County Library Sales Tax	<u>\$22,153.00</u>

Capital Outlay Requested for 2015

2000 County Road Fund	
0200 County Road Department	<u>Requested</u>
4005 Vehicles	
Purchase Chevrolet CK10706 5W4 Tahoe	\$31,998.00
4007 County Matching/Road Construction/Maintenance	
Road Contruction/Maintenance	\$44,000.00
4013 Small Machinery & Equip	
Emergency & Contingency	\$5,000.00
4014 Heavy Equipment Purchase	
Purchase 8 cu yard dump truck	\$177,000.00
Purchase loader	\$96,099.00
4016 Computer Equipment Purchase	
Emergency & Contingency	\$1,500.00
Total County Road Fund	<u>\$355,597.00</u>
Grand Total	<u>\$5,412,847.00</u>

2015 Budget “Exhibit A”

Aquatics Facility Budget 0616: 2015 Financing Plan

This project is based upon an Interlocal Agreement between Sebastian County and the City of Fort Smith, adopted in Ordinances No. 2012-4 and No. 2013-23.

Section 11 of Appropriation Ordinance No. 2013-22 authorized the County Judge to prepare a short-term financing plan to provide the balance of funds needed to construct the Aquatics Facility in 2015 of \$409,646, based upon the future receipt of the County Sales Tax funds designated in the 11% County Sales Tax Capital Account.

Rather than enter into a short-term financing plan, an interfund transfer is set forth below to meet the balance of funds needed for this project, which have been reconciled and total \$118,327 for the Aquatics Facility construction project and \$22,000 needed for the 2015 expenses for the Aquatics Facility Pre-Opening Agreement.

For reference a copy of Appropriation Ordinance 2013-22 is attached [see enclosure].

The following fund transfers are authorized to complete the construction of the Aquatics Facility in 2015 and to make the 2015 payments for the Pre-Opening Agreement with ARM.

The projected 1/1/2015 beginning balance in 11% County Sales Tax Capital Fund 1803: \$28,524

Transfer from the 1% Park County Sales Tax allocation in Fund 1000 from funds received July 1, 2014 to December 31, 2014 to 11% County Sales Tax Capital Fund 1803, estimated at \$16,992.

Transfer unobligated General Fund Capital Reserve Funds from Fund 1001 General Fund Reserve to 11% County Sales Tax Capital Fund 1803, estimated at \$7,351.

Transfer 2015 1% Park allocation of County Sales Tax Fund from Fund 1000 to 11% County Sales Tax Capital Fund 1803, estimated at \$33,985.

Transfer \$53,475 from General Fund Capital Reserve Fund 1001 to 11% County Sales Tax Capital Fund 1803, as a 2015 interfund loan to be repaid from the 11% County Sales Tax Capital Fund 1803 to the General Capital Reserve Fund 1001 in 2016.

Total funding from beginning 11% County Sales Tax Capital Fund 1803 balance and the above specified interfund transfers is \$140,327.

Aquatics Facility Project Budget Recap

County Government share of project 50% of \$10,900,000	\$5,450,000.00
Actual 2012 Expenditures	\$ 34,967.50
Actual 2013 Expenditures	\$ 56,130.50
County Sales Tax Capital Account Revenue, 1/1/2014	\$4,257,471.00
2014 25% County Sales Tax Capital Funds from January-June	\$ 432,523.00
11% County Sales Tax Capital Funds from July-December 2014	\$ 183,527.00
11% County Sales Tax Capital Funds for 2015	\$ 367,054.00
Balance of funds needed for the Aquatics Construction Project	\$ 118,327.00
Remainder of Pre-Opening Agreement for payment 2015	\$ 22,000.00
Total Amount of Additional Funding as specified above	\$ 140,327.00

The projected 2015 Aquatics Construction budget is \$1,500,000 and the remaining payment for the Aquatics Pre-Opening Agreement is \$22,000 for a total of Aquatics Facility budget in 2015 of \$1,522,000.

Enclosure: Appropriation Ordinance No. 2013-22

APPROPRIATION ORDINANCE NO. 2013 - 22

“BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF SEBASTIAN, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED:”

AN ORDINANCE APPROPRIATING FUNDS, ESTABLISHING COUNTY SALARIES AND POSITIONS, ADOPTING A CLASSIFICATION SYSTEM AND SALARY SCHEDULE FOR COUNTY EMPLOYEES, AND APPROVING THE 2014 BUDGET FOR SEBASTIAN COUNTY; AND FOR OTHER PURPOSES.

SECTION 1. There is hereby appropriated for the 2014 Sebastian County Budget the following funds:

101	General Fund	\$22,941,212
102	Commission Fund	\$789,669
103	Federal Forfeiture	\$10,720
104	Assessor Commission Fund	\$2,421,320
105	Assessor Act 1892 of 2005	\$10,000
108	Greenwood Municipal Court	\$450,837
109	Treasurer Automation	\$49,791
110	Sheriff's Radio Equipment	\$168,701
114	General Fund Capital Reserve	\$1,072,446
115	9-1-1 Telephone System	\$826,037
116	County Emergency Rescue	\$8,000
117	Sebastian County Law Library	\$21,594
118	Juvenile Indigent	\$35,000
119	County Recorder Fund	\$1,037,116
120	Collector Automation Fund	\$133,481
121	State Asset Forfeiture	\$48,699
122	Sebastian County Library	\$329,238
123	Regional Library Sales Tax	\$47,750
125	Court Automation	\$23,143
127	GF Sales Tax	\$4,806,326
202	Road	\$6,633,019
204	Treasurer Commission	\$475,336
	Grand Total	\$42,339,435

SECTION 2: The budget for the County of Sebastian for 2014, filed with the County Clerk contemporaneously with the filing of this ordinance and listed as Exhibit “A” to this ordinance is approved and adopted. Exhibit “A” to this ordinance is hereby made a part of this ordinance by reference, as fully as if herein again set out word for word, and is hereby established as the 2014 budget for Sebastian County and each item therein is hereby appropriated for expenditure by said County and its officials for the calendar year 2014, for the purposes specifically set out.

SECTION 3: All County officers are hereby authorized to fill each position herein funded under their respective offices in accordance with salary administration policies and salaries set forth in the 2014 budget.

- SECTION 4: The Greenwood District Court operating fund was appropriated to be maintained by the Sebastian County Treasurer on January 1, 1987. This fund shall be listed as a separate and distinct fund within the Sebastian County General Fund in order to account for appropriations, expenditures, and revenues. The Greenwood District Court Operating Fund shall be listed as separate and distinct entries on the Treasurer's records, and the funds shall be utilized solely for the operation of the Greenwood District Court as reported to the Quorum Court on a monthly basis. In order to facilitate the efficient administration of this fund, the account shall be located in a Greenwood District financial institution.
- SECTION 5. For 2014, the Healthcare Plan Benefit Fund shall account for budgeting and payment of the Healthcare Plan's administrative costs and claims. The County's premium appropriations for each individual shall be transferred monthly to the Healthcare Plan Benefit Fund, whether positions are filled or not. The Employees' Healthcare Plan payroll deductions shall also be transferred to the Healthcare Plan Benefit Fund monthly.
- SECTION 6: Nothing in this ordinance shall be construed as prohibiting the continuance of any existing program funded, entirely or in part, by state or federal funds. The continuance of such programs is hereby authorized by appropriations herein where local matching funds are required.
- SECTION 7: If any provision of this ordinance is held invalid, such invalidity shall not affect other provisions of the ordinance which can be given effect without the invalid provision, and to this end the provisions of this ordinance are declared to be severable.
- SECTION 8. The intent of this appropriation is to authorize County funds to construct the Aquatics Facility at Ben Geren by Interlocal Agreement with the City of Fort Smith at \$10,900,000. The additional County funds for this budget total \$1,392,750.
- SECTION 9. There is hereby appropriated \$616,050 from the 25% Sales Tax Fund 127.
- SECTION 10. The Quorum Court obligates \$367,054 of 11% County Sales Tax Capital Funds to the Aquatics Project in the 2015 Budget.
- SECTION 11. The Quorum Court authorizes the County Judge to prepare a short term financing plan to provide the balance of funds needed to construct the Aquatics Facility in 2015 of \$409,646, based upon the future receipt of County sales tax funds designated in the 11% Sales Tax Capital Account.
- SECTION 12. There is hereby appropriated \$1,000,000 from the General Fund Capital Reserve Fund 114 and \$260,213 from the GF Sales Tax Revenue Fund 127 to support construction of an ambulance facility in Greenwood. The intent of this appropriation is to initiate implementation of this project in 2014.

DATED: 12/17/2013

APPROVED: _____

David Jackson
County Judge

ATTEST: _____

Sharon Brwold
County Clerk

APPROPRIATION ORDINANCE NO. 2013- 22
AMENDMENT TO EXHIBIT A

1. Appropriation No. 253, Aquatics Facility, from Sales Tax Fund 127 shall be amended to authorize an additional allocation of sales tax funds of \$616,050 to fund the Aquatics Facility at \$10,900,000 by Interlocal Agreement with the City of Fort Smith.
2. Establish Appropriation No. 257, EMS Facility, from Capital Reserve Fund 114 of \$1,000,000.
3. Establish Appropriation No. 258, EMS Facility 2, from Sales Tax Capital Fund 127 of \$260,213.



Open Position Report

As of 11/12/14

<u>Position</u>	<u>Salary</u>
1000-General Fund	
Department 0117-PURCHASING	
011725201 Human Resource Coordinator	\$36,416.00
Department 0117-PURCHASING Totals	
Department 0400_CIVL-Sheriff/Civil	
040039003 Records/Validation Deputy	\$23,412.00
Department 0400_CIVL-Sheriff/Civil Totals	
Department 0415-Juvenile Detention Center	
041527209 Juvenile Detention Officer	\$26,463.00
Department 0415-Juvenile Detention Center Totals	
Department 0418-Adult Detention Center	
041819833 Detention Deputy	\$24,693.00
Department 0418-Adult Detention Center Totals	
Department 0438-Prosecuting Attorney Fee Dept	
043834601 Overdraft Assistant Administrato	\$26,218.00
Department 0438-Prosecuting Attorney Fee Dept Totals	
Total Salary	\$137,202.00
Benefits	<u>\$30,747.00</u>
Grand Total	\$167,949.00



David Hudson

Sebastian County Judge
County Court House
35 South 6th Street, Room 106
Fort Smith, Arkansas 72901
(479) 783-6139
FAX (479) 784-1550

October 30, 2014

The Honorable Mike Beebe
Governor, State of Arkansas
State Capitol Building, Suite 250
Little Rock, AR 72201

Re: Quorum Court Resolution Addressing State Reimbursement to County Jails for Holding State Sentenced Inmates Waiting for an Available Prison Bed

Dear Governor Beebe:

Thank you for your outstanding service to the great State of Arkansas. You and your administration have done an excellent job in serving our State for the past eight years.

As you know the County jails and State prison issue has arisen again in regard to implementation of Act 570 of 2011, State parolee revocations and corresponding crowding of County jails. With County jails holding more State sentenced inmates, the reimbursement to the Counties has become an issue and as you are well aware, the amount of funding placed in Category A to reimburse County jails has proven to be insufficient to meet the monthly cash flow to reimburse jails on a timely basis. In Sebastian County, current unpaid jail billing for holding State inmates is in excess of \$300,000, which we understand will not be paid until sometime in 2015.

In order to provide a sense of urgency to this issue, the Sebastian County Quorum Court has enacted a Resolution calling for a Special Session to bring attention to address this budgetary matter. A copy of the Resolution enacted by the Sebastian County Quorum Court on October 21, 2014 is enclosed for your reference [see attachment].

In Sebastian County, the County Officials, including the County Judge, County Sheriff, County Clerk, Circuit Clerk, Assessor and Treasurer have met with our Senators and Representatives to discuss legislative concerns and to specifically advise of this issue in regard to legislative remedies.

Thank you for your kind attention to this correspondence and this matter. Again, I want to commend you for your outstanding public service to the citizens of our great State and wish you well as you leave the Governor's Office.

Sincerely,

David Hudson
County Judge

jw

Enclosure: County Resolution No. 2014-14

cc w/Enc: Sebastian County Senators
Sebastian County Representative

RESOLUTION NO. 2014 - 14

"BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF SEBASTIAN, STATE OF ARKANSAS:"

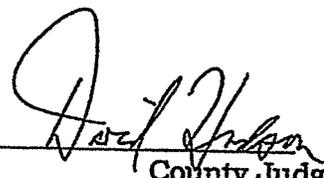
A RESOLUTION FOR THE GOVERNOR AND GENERAL ASSEMBLY TO IMMEDIATELY REMEDY STATE CORRECTIONS UNFUNDED MANDATES.

- WHEREAS,** under the Arkansas Constitution and laws of Arkansas, the General Assembly and Quorum Court for each county in Arkansas are each duty bound to adopt annual budgets for the anticipated annual expenses of the state and county governments, respectively; and
- WHEREAS,** there are approximately 2,300 state inmates being held in county jails throughout Arkansas, more than the largest state prison (and this is despite the General Assembly appropriating in excess of 6 million dollars to the Department of Corrections to hold more state prisoners); and
- WHEREAS,** over 25% percent of our county beds statewide are being used to hold state prisoners; and
- WHEREAS,** the General Assembly appropriated and funded only \$9 million dollars under category "A" for payment of county jail reimbursement (which at @ \$28 per day for 365 would only pay for 880 state inmates for the current state fiscal year, FY 2015); and
- WHEREAS,** county jail reimbursement for FY 2015 will far exceed the \$9 million dollars appropriated and funded under category "A" and the State of Arkansas currently owes counties in excess of 5 million dollars for county jail reimbursement; and
- WHEREAS,** reasonable estimates of the total jail reimbursement necessary for payment to counties for 2,300 state inmates held in county jails for fiscal year FY 2015 (July 1, 2014 to June 30, 2015; @ \$28 per day for 365) would exceed \$ 23 million dollars; and
- WHEREAS,** continued delay in payment of jail reimbursement until calendar year 2015 creates an unnecessary and severe economic hardship on county governments and local taxpayers in Arkansas; and
- WHEREAS,** it is well documented that counties are reimbursed only \$28 per day for state inmates which is on average statewide \$17 per day per prisoner shy of what it actually costs, which has inflicted a state-created UNFUNDED MANDATE upon county governments and local taxpayers in excess of \$18 million dollars for holding state prisoners over the past year; and
- WHEREAS,** local budgets are substantially and unnecessarily burdened by increased costs for food and medical care, inmate clothing, wear and tear on facilities and equipment; and
- WHEREAS,** the loss of fines, court costs and restitution also places additional unnecessary financial strain on our county governments and increases lawlessness; and
- WHEREAS,** the Sheriffs of Arkansas have determined that our county jails statewide can hold collectively 1,600 inmates and a cap should be set and respected by the state in order to secure public safety; and

- WHEREAS, the prolonged unprecedented overcrowding and long-term detention of convicted felons in our local jails creates an unnecessary danger to the public, prison staff and inmates; and
- WHEREAS, many of our county officials, law enforcement officers, prosecutors, district judges and circuit judges see first-hand the revolving door of misdemeanor violators and deterioration of law and order in our communities that has been caused by the unprecedented county jail back up of state prisoners in our county jails; and
- WHEREAS, protecting Arkansas communities is at issue and the safety of our citizens should be a *funding priority* for our state officials; and
- WHEREAS, various quorum courts throughout Arkansas have adopted annual budgets anticipating and relying upon the State of Arkansas to fulfill the Constitutional obligation to promptly pay its just debts for housing state inmates in county jails; and
- WHEREAS, county governments, local communities and local taxpayers can no longer afford to suffer these unnecessary state-created inflictions of economic harm and social disorder; and
- WHEREAS, *it is vital that the State of Arkansas take responsibility for their inmates and discharge the paramount duty under the Arkansas Constitution and laws of Arkansas to protect the public and provide for the detention of convicted felons.*

NOW THEREFORE, the Quorum Court of Sebastian County, Arkansas, hereby respectfully requests the Governor to call a Special Session of the General Assembly to amend the appropriation and funding of county jail reimbursement to provide for the immediate payment of the anticipated shortfall between the sum of \$9 million dollars appropriated and funded under category "A" and the anticipated costs to the counties in Arkansas for the remainder of FY 2015 at the documented statewide average cost of housing a prisoner in an Arkansas county jail of \$45 per day; to immediately implement the 1,600 threshold previously determined by the Sheriffs of Arkansas to allow use of our local jails for holding misdemeanor offenders; and to immediately appropriate adequate funds necessary for a contractor or contractors to hold state prisoners in excess of the statewide threshold of 1,600 determined by the Sheriffs of Arkansas; and to otherwise secure the public safety and immediately cease infliction of an \$18 million dollar UNFUNDED MANDATE upon local governments and to local taxpayers.

DATED: 10/01/2014

APPROVED: 
County Judge

ATTEST: Sharon Brooks
County Clerk

RESOLUTION NO. 2014 - 7

A RESOLUTION SUPPORTING THE ARKANSAS SHERIFFS ASSOCIATION REQUEST FOR THE GOVERNOR TO ADD COUNTY JAIL OVERCROWDING TO HIS CALL FOR A SPECIAL SESSION AND FOR THE GENERAL ASSEMBLY TO PROVIDE ADEQUATE FUNDING FOR IMMEDIATE RELIEF FROM THE UNPRECEDENTED PRISON AND JAIL OVERCROWDING CRISIS.

BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF SEBASTIAN, STATE OF ARKANSAS, THAT:

WHEREAS, for the past year county jails throughout Arkansas have been holding unprecedented levels of state inmates, approximately 2,600 state inmates are currently being incarcerated in county jails, over 30 percent of the county jails beds statewide; and

WHEREAS, the overcrowding and long-term detention of convicted felons in our local jails creates a danger to jail staff and inmates; and

WHEREAS, the overcrowding in our local jails has also caused the release of misdemeanor and civil and created a danger to the public from the erosion of law and order; and

WHEREAS, the Sebastian County jail is currently holding 197 state prisoners in county jail bed space paid for by local tax revenues, which is 55% of our jail bed capacity; and

WHEREAS, Sebastian County is reimbursed only \$28 per day for holding state inmates, which is on average statewide \$17 per day below the actual costs which has caused counties statewide in excess of \$18 million dollars of local revenues statewide; and

WHEREAS, the Sebastian County budget has been adversely impacted by the burden caused to our county by this perennial unfunded mandate along with increased costs for food and medical cost, inmate clothing, wear and tear on facilities and equipment; and

WHEREAS, the inability to use the local jail for the intended use is placing an additional financial strain on our counties and the Sebastian County budget from losses in collection of fines, court costs and restitution; and

WHEREAS, the Sheriffs have determined that our county jails statewide can safely hold collectively 1,600 inmates and that a cap should be set and respected by the state in an effort to secure public safety; and

WHEREAS, the State of Arkansas and state officials need to take responsibility and the discharge of their paramount duty under the Constitution and laws of Arkansas to protect the public and provide for the incarceration of convicted felons; and

WHEREAS, the Arkansas Sheriffs Association has called upon the Governor to place on a call for a Special Session a request for the General Assembly to provide adequate funding for immediate relief from the unprecedented prison and jail overcrowding crisis; and

WHEREAS, our communities have suffered under this unprecedented overcrowding crisis for over a year now and the continued failure of the State of Arkansas to reduce county jail back up statewide below the 1,600 figure will unnecessarily extend the foregoing litany of adverse impacts to our communities and citizens.

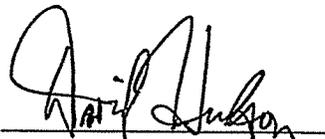
NOW THEREFORE, BE IT RESOLVED that the Quorum Court of Sebastian County supports and joins the Sheriffs of Arkansas and the Arkansas Sheriffs' Association for the Governor to place on a call for a Special Session and for the General Assembly to provide adequate funding for the immediate and sustained relief to reduce the county jail back up below the 1,600 state inmates set by the Sheriffs of Arkansas; and

BE IT FURTHER RESOLVED that the Quorum Court of Sebastian County, Arkansas, directs the County Clerk to assure delivery of a file-marked copy of this resolution to the Governor and the State Representatives and Senators elected by the people to serve the citizens of this County.

DATED: _____

6/17/2014

APPROVED: _____


County Judge

ATTEST _____

Sharon Brooks

County Clerk