

VAN BUREN COUNTY QUORUM COURT  
EMERGENCY ORDINANCE NO. 2003-41

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

AN ORDINANCE AUTHORIZING THE SHORT-TERM FINANCING FOR  
THE PURCHASE OF A HORIZONTAL BALER FOR THE VAN BUREN  
COUNTY RECYCLING CENTER, AUTHORIZING THE EXECUTION AND  
DELIVERY OF A PROMISSORY NOTE BETWEEN THE VAN BUREN  
COUNTY RECYCLING CENTER AND 1<sup>ST</sup> SERVICE BANK OF CLINTON,  
ARKANSAS, AUTHORIZING AND PRESCRIBING OTHER MATTERS  
RELATING TO THE PURCHASE AND THE FINANCING THEREOF AND  
DECLARING AN EMERGENCY.

**WHEREAS:** There is a need to purchase a new horizontal baler for the Recycling Center: and

**WHEREAS:** The Recycling Center has received a 75/25 matching grant for this purchase, with the stipulation that the Recycling Center pay the full amount of \$54,900.00, and upon receipt of the proof of payment the grantor will reimburse the 75% match: and

**WHEREAS:** There has been presented to the Recycling Center of Van Buren County, the proposal of a short-term promissory note (loan) between the Van Buren County Recycling Center and 1<sup>st</sup> Service Bank of Clinton, Arkansas, for the purpose of purchasing said horizontal baler and providing for other matters pertaining thereto:

**NOW, THEREFORE BE IT ORDAINED AND ENACTED**

Section 1. The execution and delivery of the short-term Promissory Note, providing the financial in the principal amount not to exceed \$54,900.00 for a term of not more than six (6) months.

Section 2. That Manager Judy Emerson, by direction of the Solid Waste Administrative Board, is hereby authorized and directed to negotiate the terms of the Promissory Note in compliance with the terms approved herein, and to execute and acknowledge such Note. That Manager Judy Emerson is authorized and directed to cause the Promissory Note to be accepted, executed and acknowledged by the Lender. That Manager Judy Emerson is hereby authorized to confer with Lender in order to complete the Promissory Note in accordance with the terms approved herein. Execution shall constitute conclusive evidence of approval.

Section 3. That the County Judge and County Clerk, for and on behalf of the Recycling Center are authorized and directed, all in accordance with the powers of their respective offices, to do any and all things necessary to effect the execution and delivery of the Note, the performance of all obligations of the County there-under; and the performance of all acts of whatever nature necessary to effect and carry out the authority conferred hereby. The County Judge is further authorized to execute all papers, documents, certificates, and other

instruments that may be required for the carrying out of such authority or to evidence the exercise thereof.

Section 4. A copy of the Loan shall remain on file in the Office of the County Clerk, where is shall be available for inspection by any person.

Section 5. The provisions of this Ordinance are declared to be severable. In the event any section, provision or part thereof shall be held to be invalid, such invalidity shall not effect the validity of the remainder of this Ordinance.

Section 6. EMERGENCY CLAUSE

There is an immediate need to arrange for borrowing of funds from 1<sup>st</sup> Service Bank of Clinton, Arkansas, in order to purchase the horizontal baler within time frame of the matching grant. Therefore, an emergency is declared to exist and this Ordinance being necessary for the public benefit, health and safety, shall take effect and be in full force immediately from and after its passage.

Dated June 19, 2003

APPROVED: Robert Bramlett  
Robert Bramlett, County Judge

ATTEST: Ester Bass  
Ester Bass, County Clerk

Sponsored by: Randy Churches  
VAN BUREN COUNTY QUORUM COURT  
EMERGENCY ORDINANCE NO. 2003-42

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

**AN EMERGENCY ORDINANCE PROVIDING ANIMAL CONTROL WITHIN VAN BUREN COUNTY, ARKANSAS, ESTABLISHING PENALTIES FOR THE VIOLATION THEREOF, DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.**

THEREFORE BE IT ORDAINED BY THE VAN BUREN COUNTY QUORUM COURT THAT:

**Section 1. DEFINITIONS**

As used in this ordinance, the following terms have the following meanings.

**(A) Abandon:** An act of any person, partnership, firm or corporation owning, in possession of, harboring or having custody of an animal who knowingly refuses to provide care for the animal

**(B) Altered Animal:** A neutered male or spayed female- an animal incapable of reproduction.

**(C) Animal:** Any description of vertebrate, excluding Homo Sapiens.

**(D) Animal-At-Large:** (1) Any animal shall be considered an "animal-at-large" when it is not under the physical control of the animal's owner or harborer, or his authorized representative by leash, cord, chain, fence or enclosure of sufficient strength or construction to contain the animal, or by other effective means of restraint or control; or (2) An animal intruding upon the property of another person or upon public property and not under the physical control referred to herein shall be deemed "running at large." An animal within an automobile or other vehicle shall not be deemed "running at large" if the animal is physically confined to the vehicle. An animal shall not be considered "at large" when on the premises of the owner or harborer thereof.

**(E) Animal Control Authority:** Van Buren County or any group, agency, or society designated by the County.

**(F) Animal Shelter:** Any facility operated by a humane society, or municipal agency or its authorized agents, for the purpose of impounding animals under the authority of this ordinance or state law, for care, confinement, return to owner, adoption, or euthanasia.

**(G) Cat:** A domestic feline of either sex.

**(H) Cruelty to Animals:** Except as authorized by law, it shall be considered

“cruelty-to-animals” when a person, acting knowingly:

- (1) Abandons an animal.
- (2) Subjects any animal to cruel treatment.
- (3) Subjects any animals in his custody to cruel neglect; or
- (4) Kills or injures any animal belonging to another without legal privilege or consent of the owner.

**(I) Dog:** A domestic canine of either sex.

**(J) Enclosure:** A fence or structure establishing an area suitable to confine an animal and prevent the animal from escaping.

**(K) Exotic Animal:** An animal that is not indigenous (occurring naturally, native) to Arkansas.

**(L) Harbor:** To keep or care for an animal; to provide food, shelter, or premises to which the animal returns for a period of three (3) days or more.

**(M) Humane Officer or Animal Control Officer:** Any person designated by Van Buren County, State of Arkansas, or a humane society as a law enforcement officer who is qualified to perform such duties under the laws of this state, and this ordinance.

**(N) Muzzle:** When required by this ordinance, a muzzle shall be of appropriate material with sufficient strength to restrain the animal from biting and no such muzzle employed shall be made from any material or maintained on the animal in any manner so as to cut or injure the animal.

**(O) Owner:** Any person, firm, partnership, or corporation owning, possessing, keeping , or harboring one or more animals.

**(P) Pet:** Any animal kept for pleasure; an animal or a species that has been bred and raised to live in or about the habitation of humans and is dependent on people for food and shelter.

**(Q) Public Nuisance:** Any animal or animals that;

- (1) unreasonably annoys humans or endangers the life or health of other animals or persons; or
- (2) substantially interferes with the rights of citizens, other than owners, to the enjoyment of life and property; or
- (3) is repeatedly found at large; or
- (4) damages the property of anyone other than its owner; or
- (5) molests or intimidates pedestrians or passersby; or
- (6) is vicious; or attacks other domestic animals; or has been found by the animal control officer, after notice to its owner and opportunity for a hearing, to be a “public nuisance animal” by

virtue of being a menace to property or the public health, welfare, or safety; or interferes with refuse collection or spreads trash from refuse containers or molests service providers.

**(R) Restraint:** When any animal is secured by a leash, cord, or chain, or otherwise under the control of a responsible person and obedient to the person's commands, or within the real property limits of its owner or harborer.

**(S) Vicious Animal:**

(1) Any animal that attacks, bites, or injures human beings or domesticated animals without adequate provocation, or which because of temperament, conditioning, or training, has a known propensity to attack, bite, or injure human beings or domesticated animals.

(2) Any animals owned or harbored, primarily or in part, for the purpose of animal fighting, breeding fighting animals, or trained for animal fighting. Notwithstanding the above definition, no animal shall be declared vicious if the person or animal attacked or bitten by said animal was teasing, tormenting, abusing, or assaulting the animal or the person was committing or attempting to commit a crime. No animal shall be declared vicious if the animal can be deemed to be protecting or defending a human being within the immediate vicinity of the animal from an unjustified trespass, attack or assault. No animal shall be declared vicious if the animal was protecting or defending its young from attack or assault.

**(T) Wild Animals:** Any living member of the animal kingdom including those born or raised in captivity, except the following: human beings, domestic dogs (excluding hybrids with wolves, coyotes, or Jackals), domestic cats (excluding hybrids with ocelots or margays), farm animals, and captive-bred species of common cage birds.

**Section 2. RESTRAINT**

(A) Every female dog or cat in heat shall be confined in a building or secure enclosure in such a manner that such female dog or cat cannot come in contact with another animal except for planned breeding.

(B) Every vicious animal, as defined herein, shall be confined by owner or harborer within a building or secure enclosure and shall be securely muzzled or caged whenever off the premises of its owner or harborer.

(C) It shall be the duty of any owner or harborer of any animal to keep such animal under control so as to prevent said animal from becoming a public nuisance animal.

**Section 3. ANIMAL CARE**

(A) No owner or harborer shall fail to provide his animals with sufficient, wholesome, and nutritious food, potable water in sufficient quantities, proper air and shelter

which provides protection from the weather; veterinary care when needed to prevent suffering, and humane care and treatment.

(B) No person shall beat, cruelly ill-treat, torment, overload, overwork, or otherwise abuse an animal or cause, instigate, or permit any dogfight, cockfight, bullfight, or other combat between animals or between animals and humans.

(C) If any animal is confined by chain, rope, or cable, the restraint must be not less than ten (10) feet long and so placed that the animal may not intrude on the property of another person, whether public or private, and provide room for normal postural adjustments and exercise. The area where any animal is confined must provide proper and adequate drainage, be free from toxic substances and be free of items that could cause injury. Adequate potable water and shelter must be available at all times to any animal confined by such restraint.

(D) All animals must be provided with appropriate shelter and a non-injurious, safe environment. Shelters and enclosures, whether temporary or permanent, must be constructed so that they are of an appropriate size, strength, and material that allows the animal to stand stretch, turn around, and lie down freely. The shelters, enclosures, and fenced areas for animals must be free of hazards, such as, trash, sharp edges, projecting nails, broken or splintered wood, metal or glass shards, machinery, loose wires, or other material that may cause injury.

(E) No person shall confine any animal in a parked vehicle without adequate ventilation when the temperature is such that the animal is in distress or it's health jeopardized. Animal control or humane officers, or other law enforcement officers shall not be liable for any damage resulting to the vehicle when such confined animal(s) are removed.

#### **Section 4. ANIMAL WASTE**

The owner of every animal shall be responsible for the removal of any excreta deposited by his animal(s) on public walks, recreation area, or public property.

#### **Section 5. ANIMAL BITES**

Any animal which has bitten a person is a rabies suspect and such animal shall be immediately released by the owner or harbinger for quarantine confinement at the Animal Control Shelter of the County or within an enclosure approved by the Animal Control Officer for a period of ten (10) days. When any animal has bitten, scratched, or otherwise attacked a person, the person or anyone having knowledge of such incident shall immediately notify the Animal Control Officer and the County Sanitarian. The animal shall be examined by a veterinarian, and vaccinated prior to release. The animal may be quarantined at the expense of the owner, or ownership may be relinquished and the animal euthanized and its head taken to the State Health Department for pathological examination. The owner shall be responsible for the cost of euthanasia, transportation of the head and disposal of the body of the animal.

## **Section 6. IMPOUNDMENT**

(A) Any animal at large or otherwise in violation of the provisions of this ordinance may be impounded in an animal shelter in a humane manner for a period of not less than five (5) days; and, if within such time, an animal so impounded has not been reclaimed by its owner or harborer in accordance with the provisions of this ordinance, such animal shall become the absolute property of the animal control authority which may convey ownership of such animal to any responsible person on such conditions as the animal control authority may prescribe, or the animal control authority may humanely destroy such animal.

(B) The animal control authority shall make a reasonable effort to notify the owner of any animal impounded in the animal shelter that the animal has been impounded, of the manner by which the animal may be reclaimed, and that the animal may be destroyed or become the property of the animal control authority as provided herein.

(C) Prior to the destruction of a dog or cat at large which carries its owner's address and which is impounded in the animal shelter, the animal control authority shall give the owner five (5) days notice of the proposed destruction by certified letter, return receipt requested. This five (5) days shall begin after receipt of signed return receipt.

(D) Notwithstanding any provision of this ordinance to the contrary, the animal control authority may refuse to release any animal impounded in the animal shelter for rabies or contagious disease quarantine or for use as evidence in a criminal prosecution, for such time as the animal control authority may determine.

(E) Notwithstanding any provision of this ordinance to the contrary, the animal control authority may humanely destroy any animal impounded in the animal shelter upon the written opinion of a licensed veterinarian that the destruction of the animal is necessary to prevent disease or injury to other animals or to humans, or when the animal control authority reasonably believes the animal has sustained an injury or disease which will likely result in maiming, prolonged and severe suffering or death.

## **Section 7. RECLAIMING IMPOUNDED ANIMALS**

(A) The owner or harborer of an animal impounded in an animal shelter may reclaim the animal upon presenting evidence satisfactory to the animal control authority of compliance with all provisions of this ordinance and upon payment of fees and charges as hereinafter provided, credited to the account of the animal control authority and shall not be in lieu of any fine or penalty otherwise provided by law.

(B) An owner or harborer of an impounded animal shelter shall pay a fee of twenty-five dollars (\$25.00) plus ten dollars (\$10.00) maintenance for each day the animal has been impounded. For each subsequent impound occurring within twelve (12) months the initial fee is doubled. After the third (3<sup>rd</sup>) violation within twelve (12) months and 5 days written notice the animal will be altered at the owner's expense by a licensed veterinarian chosen by the impounding agency before being returned to the owner or harborer.

(C) The owner or harborer of an animal impounded in the animal shelter shall

be liable for the foregoing fees and charges, notwithstanding the destruction or adoption of the animal.

(D) Dogs and cats must wear identification tags on collars with the owner's name, address, and phone number at all times, when off the premises of the owners or harborers.

#### **Section 8. RELINQUISHMENT OF UNWANTED ANIMALS**

If an owner of an unwanted animal is unable to find a suitable home or dispose of his animal through legal channels, ownership of the animal may be relinquished to the animal control authority at the discretion of the animal control authority. The donation requested for interim maintenance shall be ten dollars (\$10.00) for animals over three (3) months old and three dollars (\$3.00) for animals under three (3) months. Said animals will then be subject to the rules of the animal control authority and may be adopted out or destroyed as they deem proper.

#### **Section 9. ADOPTION**

(A) The animal control authority may convey ownership (permit adoption) of any animal which has become the property of the animal control authority to a responsible person, subject to such conditions as may be prescribed by the animal control authority including, without limiting, the following:

(1) Payment of a ten dollar (\$10.00) adoption fee and any vaccination, licensing if applicable, or veterinary costs; and

(2) Evidence satisfactory to the animal control authority that the animal has, or will be, examined by a licensed veterinarian and vaccinations against rabies and other diseases administered.

(3) Evidence satisfactory to the animal control authority that the animal has been, or will be, altered.

#### **Section 10. ENFORCEMENT**

The provisions of this ordinance shall be enforced by the animal control officer and by the Van Buren County Sheriff's Office. They are hereby authorized to issue a citation to any person for violation of any provision of this ordinance.

#### **Section 11. PENALTIES FOR VIOLATIONS**

(A) Any person who commits the offense of cruelty to animals shall be deemed guilty of a class A misdemeanor and shall be subject to fines and penalties as prescribed in A.C.A. §Section 5-4-401 (up to one year imprisonment and \$1,000.00 fine).

(B) Any person violating any other provision of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than twenty-five dollars (25.00), nor more than one hundred dollars (\$100.00), and if such violation be continued, each day's violation shall be a separate offense.



(C) Fees and fines will be paid before claiming of animals. Fees and fines, net of costs, will be used to pay for the operation of an animal shelter.

**Section 12. INTERFERENCE**

No person shall interfere with, hinder, or molest the animal control authority in the performance of its duty or seek to release any animal in the control of the animal control authority, except as herein provided.

**Section 13. REPEALER CLAUSE**

This Ordinance repeals Van Buren County Ordinance #77-14 and all other ordinances of this County that are in conflict with this ordinance are hereby repealed to the extent of such conflict.

**Section 14. SEVERABILITY CLAUSE**

If any part of this ordinance shall be held to be invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this ordinance.

**Section 15. EMERGENCY**

Because of the large number of animals-at-large, the complaints of residents of the County; an emergency is hereby declared to exist and this ordinance being immediately necessary for the preservation of the public peace, health and safety, shall take effect and be in force from and after its adoption.

  
Robert "Bogie" Bramlett, County Judge

DATE: 7/17/03

ATTEST 

Ester Bass  
County Clerk

VAN BUREN COUNTY QUORUM COURT  
EMERGENCY ORDINANCE NO. 2003-43

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

**AN EMERGENCY ORDINANCE AUTHORIZING THE LEVY OF AN ADDITIONAL FIVE DOLLAR (\$5.00) FINE TO HELP DEFRAY THE EXPENSE OF INCARCERATION OF PRISONERS PURSUANT TO ACT 1188 OF 2003; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.**

WHEREAS, the General Assembly of the State of Arkansas has passed Act 1188 of 2003 (amending A.C.A. § 16-17-129) to authorize all city and county governments to levy an additional fine up to Five Dollars (\$5.00) to help defray the expense of incarcerating prisoners in city and county jails; and

WHEREAS, Act 1188 of 2003 authorizes the Quorum Court of Van Buren County, Arkansas to levy and collect an additional fine, not to exceed Five Dollars (\$5.00) in addition to all fines now or as may hereafter be provided by law, from each defendant who pleads guilty or nolo contendere to, is found guilty of, or forfeits bond for any misdemeanor or traffic violation in the District Court within Van Buren County, Arkansas, and

WHEREAS, since Van Buren County operates a County detention facility, the additional fine levied by the County under Act 1188 of 2003 shall be deposited into a special fund within the County Treasury to be used exclusively for maintenance, operation, and capital expenditures of the County detention facility, and

WHEREAS, the General Assembly of the State of Arkansas indicated that the intent of Act 1188 of 2003 provided that revenues derived from the additional fines levied under said Act shall not effect or reduce funding from other sources for the maintenance, operation, and capital expenditures of the detention facilities, and


WHEREAS, it is in the best interests and welfare of the citizens of Van Buren County, Arkansas, that an additional fine of Five Dollars (\$5.00) be levied and collected from each defendant who pleads guilty or nolo contendere to, is found guilty of, or forfeits bond for any misdemeanor or traffic violation in the District Court within Van Buren County, Arkansas, pursuant to Act 1188 of 2003.

**THEREFORE BE IT ORDAINED**

**Section 1.** Pursuant to Act 1188 of 2003 of the General Assembly of the State of Arkansas, an additional fine of Five Dollars (\$5.00) shall be levied and collected from each defendant who pleads guilty or nolo contendere to, is found guilty of, or forfeits bond for any misdemeanor or traffic violation in the District Court within Van Buren County, Arkansas.

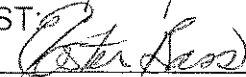
**Section 2.** Revenues derived from the additional fines levied under this Ordinance shall not effect or reduce funding from other sources for the maintenance, operation, and capital expenditures of Van Buren County Detention Center.

**Section 3.** The adoption of this Ordinance is necessary for the proper and efficient administration of the Van Buren County Detention Center (Van Buren County Jail) and for the preservation of the public peace, health, safety and welfare of the residents of Van Buren County, Arkansas; therefore, an emergency is declared to exist, and this Ordinance shall be in full force and effect immediately upon its passage.



Robert "Bogie" Bramlett, County Judge

DATE: 7/17/03

ATTEST: 

Ester Bass,  
County Clerk

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

*As Engrossed: S3/20/03*

## A Bill

Act 1188 of 2003  
SENATE BILL 714

5 By: Senator Salmon  
6 By: Representative S. Prater  
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### For An Act To Be Entitled

10 AN ACT TO AUTHORIZE ALL CITY AND COUNTY  
11 GOVERNMENTS TO LEVY AN ADDITIONAL FINE UP TO FIVE  
12 DOLLARS (\$5.00) TO HELP DEFRAY THE EXPENSE OF  
13 INCARCERATION OF PRISONERS IN CITY AND COUNTY  
14 JAILS; TO DECLARE AN EMERGENCY; AND FOR OTHER  
15 PURPOSES.  
16

### Subtitle

17 TO AUTHORIZE ALL CITY AND COUNTY  
18 GOVERNMENTS TO LEVY AN ADDITIONAL FINE  
19 UP TO FIVE DOLLARS (\$5.00) TO HELP  
20 DEFRAY THE EXPENSE OF INCARCERATING  
21 PRISONERS IN CITY AND COUNTY JAILS.  
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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27 SECTION 1. Arkansas Code § 16-17-129 is amended to read as follows:  
28 16-17-129. Levy to defray cost of incarcerating city and county  
29 prisoners.

30 (a)(1) In addition to all fines now or as may hereafter be provided by  
31 law, each city of the first class, city of the second class, ~~and~~ incorporated  
32 town, and county in this state may levy and collect an additional fine not to  
33 exceed five dollars (\$5.00) from each defendant who pleads guilty or nolo  
34 contendere to, is found guilty of, or forfeits bond for any misdemeanor or  
35 traffic violation in the municipal court or city court of the city, ~~or town,~~  
36 or county.



1           (2) The additional court fine authorized by this section shall be  
2 levied by ordinance of the governing body of the municipality or county  
3 wherein the municipal court or city court is located.

4           (b) The funds generated by the additional fine shall be used  
5 exclusively to help defray the cost of incarcerating city and county  
6 prisoners, including the construction and maintenance of the city jail and  
7 county jail and payments to other entities for incarcerating city prisoners  
8 or county prisoners.

9           (c) ~~The provisions of this section do not apply to any city with a~~  
10 ~~population in excess of one hundred thousand (100,000) persons according to~~  
11 ~~the most recent federal decennial census.~~ In counties having a county  
12 regional detention facility, the additional fine levied by the county under  
13 this section shall be deposited into a special fund within the county  
14 treasury, and the revenues generated by the additional fine shall be used  
15 exclusively for maintenance, operation, and capital expenditures of the  
16 regional detention facility.

17           (d) It is the intention of the General Assembly that the revenues  
18 derived from the additional fines levied under this section shall not offset  
19 or reduce funding from other sources for the maintenance, operation, and  
20 capital expenditures of the detention facilities.

21  
22           SECTION 2. EMERGENCY CLAUSE. It is found and determined by the  
23 General Assembly of the State of Arkansas that for over six (6) months the  
24 Arkansas Department of Correction has failed to pay county governments  
25 millions of dollars for state prisoners backlogged into the county jails;  
26 that counties are in desperate need of additional revenues to maintain  
27 criminal detention facilities; that without additional revenues, the county  
28 criminal detention facilities will begin to release dangerous prisoners from  
29 custody and threaten the public safety; and that unless this act goes into  
30 effect immediately those additional revenues will not be available to the  
31 county governments. Therefore, an emergency is declared to exist and this  
32 act being immediately necessary for the preservation of the public peace,  
33 health and safety shall become effective on:

34           (1) The date of its approval by the Governor;

35           (2) If the bill is neither approved nor vetoed by the Governor, the  
36 expiration of the period of time during which the Governor may veto the bill;

1 or

2 (3) If the bill is vetoed by the Governor and the veto is overridden,  
3 the date the last house overrides the veto.

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*/s/ Salmon*

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**APPROVED: 4/9/2003**

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*entered*

**VAN BUREN COUNTY QUORUM COURT  
APPROPRIATION ORDINANCE NO. 2003-44**

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

**AN APPROPRIATION ORDINANCE TO AMEND THE ORIGINAL  
APPROPRIATION ORDINANCE #2002-61, THE ANNUAL OPERATING  
BUDGET FOR 2003, AND TO TRANSFER AND APPROPRIATE THE SUM OF  
\$37,500.00 FROM THE VAN BUREN COUNTY GENERAL FUND 01, TO THE  
ANIMAL CONTROL FUND #23, DEPARTMENT 2005, LINE ITEM #91-  
BUILDING PURCHASES.**

**WHEREAS:** There is a critical need to purchase a building to be used as an animal control shelter and,

**WHEREAS:** The City of Clinton will pay \$37,500.00 of the cost of the building and the County will pay the matching sum of \$37,500.00.

**WHEREAS:** The total cost of the building is \$75,000.00

**THEREFORE BE IT ORDAINED AND ENACTED**

Section 1. That Appropriation Ordinance 2002-61 the annual operating budget for 2003 is hereby amended, and

Section 2. That the sum of \$37,500.00 is hereby transferred and appropriated from the Van Buren County General Fund 01, to the Animal Control Fund 23, Department 2005, Line Item #91-Building Purchases.

**TOTAL APPROPRIATION AMOUNT**

**\$37,500.00**

DATED *July 17* 2003

APPROVED: *Robert Bramlett*  
Robert Bramlett, County Judge

ATTEST: *Ester Bass*  
Ester Bass, County Clerk

VAN BUREN COUNTY QUORUM COURT  
APPROPRIATION ORDINANCE NO. 2003-45

*entered*

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

**AN APPROPRIATION ORDINANCE TO AMEND THE ORIGINAL  
APPROPRIATION ORDINANCE #2002-61, THE ANNUAL OPERATING  
BUDGET FOR 2003, AND TO TRANSFER AND APPROPRIATE  
\$12,595.79 FROM THE DOMESTIC VIOLENCE FUND TO THE DOMESTIC  
VIOLENCE GRANT FUND BUDGET 050 DEPARTMENT 2002, LINE ITEM  
#087- MISCELLANEOUS**

WHEREAS, there is a critical need for reimbursing the Department of Finance and Administration the amount of \$12,595.79 in federal funds. These funds were requested by Van Buren County in order to pay 100% of the expenditures. Van Buren County is required to pay a portion of the expenditures.

WHEREAS, in requesting the 100% of the expenditures Van Buren County did not pay their share of the said expenditures, therefore resulting in an overpayment to the county from the Department of Finance

**THEREFORE BE IT ORDAINED**

Section 1. That Ordinance Number 2002-61, the Annual Operating Budget 2003 is hereby amended, and;

Section 2. That the sum of \$12,595.79 is hereby transferred and appropriated from the Domestic Violence Fund to the Domestic Violence Grant Fund Budget 050 Department 2002 Line item 087 for the purpose of reimbursing a like amount of unexpended Federal Funds to the Arkansas Department of Finance and Administration.

Line Item 87	Miscellaneous	\$12,595.79
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**TOTAL APPROPRIATION AMOUNT**

**\$ 12,595.79**

*Robert Bramlett*

Robert Bramlett, County Judge

DATE: August 21, 2003

ATTEST:

*Ester Bass*

Ester Bass, County Clerk



*entered*

**VAN BUREN COUNTY QUORUM COURT**

**APPROPRIATION ORDINANCE NO. 2003-46**

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

**AN APPROPRIATION ORDINANCE TO AMEND THE ORIGINAL APPROPRIATION ORDINANCE #2002-61, THE ANNUAL OPERATING BUDGET FOR 2003, AND TO TRANSFER \$26,000.00 FROM THE COURTHOUSE RESTORATION GRANT FUND #97 AND TO APPROPRIATE \$26,000.00 TO THE COURTHOUSE RESTORATION BUDGET FUND 097, DEPARTMENT 3800, LINE ITEM 86 – SPECIAL PROJECTS.**

**WHEREAS:** THE ARKANSAS HISTORIC PRESERVATION PROGRAM HAS AWARDED A GRANT AND THE COUNTY HAS RECEIVED SAID MONIES FOR RESTORATION OF THE COURTHOUSE WINDOWS, AND

**WHEREAS:** THERE IS A CRITICAL NEED TO PAY FOR SAID RESTORATION

**THEREFORE BE IT ORDAINED AND ENACTED**

Section 1. That Ordinance 2002-61, the annual operating budget for 2003 is hereby amended, and

Section 2. The sum of \$26,000.00 is hereby appropriated from the Courthouse Restoration Grant Fund into the Courthouse Restoration Budget Fund 32; Department 3800; Line Item #86.

Line Item #86 – Special Projects \$26,000.00

**TOTAL APPROPRIATION AMOUNT \$26,000.00**

DATED Aug 21, 2003

APPROVED: Robert Bramlett  
Robert Bramlett, County Judge

ATTEST: Ester Bass  
Ester Bass, County Clerk

VAN BUREN COUNTY QUORUM COURT

APPROPRIATION ORDINANCE NO. 2003-47

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

AN APPROPRIATION ORDINANCE TO AMEND APPROPRIATION ORDINANCE #2002-61, THE ANNUAL OPERATING BUDGET FOR 2003, TO INCREASE THE ANTICIPATED REVENUE OF CERT-COMMUNITY EMERGENCY RESPONSE TEAM GRANT FUND #96 BY \$4100.00 AND APPROPRIATE \$4100.00 TO THE CERT-COMMUNITY EMERGENCY RESPONSE TEAM GRANT BUDGET #96 DEPARTMENT #3705, LINE ITEM #86 SPECIAL PROJECTS.

WHEREAS: the Van Buren County Citizens Corps has been advanced \$1000.00 against the CERT (\$4100.00) portion of the grant.

WHEREAS: the County of Van Buren will act as the agent for this grant, with all funds expended through the books of this County.

THEREFORE BE IT ORDAINED AND ENACTED

Section 1. That Ordinance No. 2002-61, the Annual Operating Budget for 2003 is hereby amended: and

Section 2. That the sum of \$4,100 is hereby appropriated to the CERT Grant Fund #96, Department #3705, Line item 86 – Special Projects.

**TOTAL APPROPRIATION AMOUNT** **\$4,100.00**

DATED Aug. 21 2003

APPROVED: Robert Bramlett  
Robert Bramlett, County Judge

ATTEST: Ester Bass  
Ester Bass, County Clerk

VAN BUREN COUNTY QUORUM COURT  
EMERGENCY PROPOSED ORDINANCE NO. 2003-48

**AN EMERGENCY ORDINANCE TO BE ENTITLED:**

**AN EMERGENCY ORDINANCE TO REPEAL THE ORIGINAL ORDINANCE 2002-2, WHICH ESTABLISHED THE POLICY AND PROCEDURES FOR THE VAN BUREN COUNTY BUDGET COMMITTEE TO CONDUCT ITS MEETINGS.**

WHEREAS, the ordinance enumerated as Ordinance 2002-2 is an unconstitutional ordinance as passed,

**THEREFORE, BE IT ORDAINED,**

1. That Van Buren County Ordinance No. 2002-2 is hereby repealed.

2. This Ordinance being necessary for the preservation of the public peace, health, safety and welfare, it is therefore declared that an emergency exists to prevent confusion in County government. That this Ordinance shall be in full force and effect from and after its passage.

APPROVED:

Robert Bramlett  
Robert "Bogie" Bramlett  
County Judge

DATE: Aug 21, 2003

(SEAL)

Attest: Ester Bass  
Ester Bass  
Van Buren County Clerk



