

VAN BUREN COUNTY QUORUM COURT

RESOLUTION NO. 2007-9

BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, A RESOLUTION TO BE ENTITLED:

A RESOLUTION DECLARING A VACANCY IN THE POSITION OF CONSTABLE, WHEELER TOWNSHIP, COUNTY OF VAN BUREN, STATE OF ARKANSAS.

WHEREAS: Eric Watson, who holds the position of Constable in Wheeler Township, of Van Buren County, Arkansas, has been removed from this position by judicial proceedings; and


WHEREAS: It is the obligation of the Quorum Court of the County of Van Buren, State of Arkansas, to declare that a vacancy has occurred in the position of Constable, Wheeler Township, in the County of Van Buren, State of Arkansas, as authorized by Amendment 55 of the Constitution of the State of Arkansas and Arkansas Code Annotated~14-14-1309.

NOW THEREFORE, BE IT RESOLVED BY THIS QUORUM COURT OF VAN BUREN COUNTY; STATE OF ARKANSAS THAT A VACANCY IS DECLARED TO EXIST IN THE POSITION OF CONSTABLE, WHEELER TOWNSHIP, COUNTY OF VAN BUREN.

BE IT FURTHER RESOLVED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, THAT THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, MET AT THE VAN BUREN COUNTY COURTHOUSE ANNEX AT 7:00 P.M. ON JULY 19, 2007 FOR THE PURPOSE OF DECLARING THE POSITION OF CONSTABLE VACANT IN WHEELER TOWNSHIP, VAN BUREN COUNTY, ARKANSAS.

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

Dated: July 19, 2007

APPROVED: 
Robert Bramlett, County Judge

ATTEST: 
Ester Bass, County Clerk

VAN BUREN COUNTY QUORUM COURT

RESOLUTION NO. 2007-10

**BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN,
STATE OF ARKANSAS, A RESOLUTION TO BE ENTITLED:**

**A RESOLUTION AUTHORIZING THE VAN BUREN COUNTY JUDGE
TO SIGN A CONSENT TO EXTENSION AND ASSIGNMENT OF LEASE
WITH OZARK HEALTH, INC.**

WHEREAS: On June 26, 2002, Van Buren County (lessor) entered into a Lease Agreement with Ozark Health, Inc. (lessee); and

WHEREAS: Pursuant to Article 10 of this Lease Agreement, dated June 26, 2002, the Lessor does hereby consent to the extension and assignment of the Lease Agreement by and between Lessor and Lessee to Simmons First National Bank.

**NOW THEREFORE, BE IT RESOLVED BY THIS QUORUM COURT OF VAN
BUREN COUNTY;** That the Van Buren County Judge is authorized to sign the Consent to Extension and Assignment of Lease Agreement with Ozark Health, Inc.

Dated: July 19, 2007

APPROVED: Robert Bramlett
Robert Bramlett, County Judge

ATTEST: Ester Bass
Ester Bass, County Clerk

VAN BUREN COUNTY QUORUM COURT

RESOLUTION NO. 2007-11

BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, A RESOLUTION TO BE ENTITLED:

A RESOLUTION DECLARING A VACANCY IN THE POSITION OF CONSTABLE, CRAIG TOWNSHIP, COUNTY OF VAN BUREN, STATE OF ARKANSAS.

WHEREAS: Donald Ramsey, who held the position of Constable in Craig Township, of Van Buren County, Arkansas, has ceased to meet residential requirements; and

WHEREAS: It is the obligation of the Quorum Court of the County of Van Buren, State of Arkansas, to declare that a vacancy has occurred in the position of Constable, Craig Township, in the County of Van Buren, State of Arkansas, as authorized by Amendment 55 of the Constitution of the State of Arkansas and Arkansas Code Annotated~14-14-1309.

NOW THEREFORE, BE IT RESOLVED BY THIS QUORUM COURT OF VAN BUREN COUNTY, STATE OF ARKANSAS, THAT A VACANCY IS DECLARED TO EXIST IN THE POSITION OF CONSTABLE, CRAIG TOWNSHIP, COUNTY OF VAN BUREN.

BE IT FURTHER RESOLVED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, THAT THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, MET AT THE VAN BUREN COUNTY COURTHOUSE ANNEX AT 7:00 P.M. ON AUGUST 16, 2007 FOR THE PURPOSE OF DECLARING THE POSITION OF CONSTABLE VACANT IN CRAIG TOWNSHIP, VAN BUREN COUNTY, ARKANSAS.

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

Dated: Aug. 16, , 2006

APPROVED: Robert Bramlett
Robert Bramlett, County Judge

ATTEST: Ester Bass
Ester Bass, County Clerk

VAN BUREN COUNTY QUORUM COURT

RESOLUTION NO. 2007-12

**BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN,
STATE OF ARKANSAS, A RESOLUTION TO BE ENTITLED:**

**A RESOLUTION TO INCREASE THE COMPENSATION PAID TO THE
MEMBERS OF THE EQUALIZATION BOARD.**

WHEREAS: The Equalization Board consisting of five (5) members are required to meet during the month of August each year; and

WHEREAS: Each member is compensated for ten meetings; and

WHEREAS: The Board is requesting at this time an increase from \$60.00 per meeting to \$75.00 per meeting

**THEREFORE, BE IT RESOLVED BY THE QUORUM COURT OF VAN BUREN
COUNTY, STATE OF ARKANSAS:**

That the Quorum Court of Van Buren County, State of Arkansas does hereby approve an increase of \$15.00 per meeting for the members of the five Equalization Board Members.

Furthermore, be it resolved by the Quorum Court of the County of Van Buren, State of Arkansas, that this resolution shall become effective immediately upon its passage and approval.

Dated: Aug 16, _____, 2005

APPROVED: 
Robert Bramlett, County Judge

ATTEST: 
Ester Bass, County Clerk

Sponsored by J.P. James Kirkendoll

VAN BUREN COUNTY QUORUM COURT

RESOLUTION NO. 2007-13

BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, A RESOLUTION TO BE ENTITLED:

A RESOLUTION AUTHORIZING THE COUNTY JUDGE AND COUNTY CLERK OF VAN BUREN COUNTY, ARKANSAS, TO ENTER INTO CONTRACT WITH DAYCO CONSTRUCTION, INC.

WHEREAS: Van Buren County has received bids for the construction of a child care facility. All bids have been reviewed and a recommendation for award has been made; and

WHEREAS: It is necessary for the County Judge and County Clerk to sign a construction contract prior to execution of the construction work;

NOW, THEREFORE, IT IS RESOLVED BY THE QUORUM COURT OF VAN BUREN COUNTY:

That the Van Buren County Quorum Court hereby declares that the County Judge and County Clerk be authorized to execute a contract with DAYCO Construction, Inc., #30 North Road, Damascus, Arkansas, for a total of Three Hundred Four Thousand and 00/100 (\$304,000.00), which is the base bid less Deductive Alternate #1, for construction of the building. Said cost not to be exceeded without properly executed change orders. The cost of the contract will be paid from grant funds from the Arkansas Economic Development Commission.

ENTERED this 20 day of September, 2007.

APPROVED: 
Robert Bramlett, County Judge

ATTEST: 
Ester Bass, County Clerk

VAN BUREN COUNTY QUORUM COURT

RESOLUTION NO. 2007-14

BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, A RESOLUTION TO BE ENTITLED:

A RESOLUTION TO CONSTRUCT A WEB-SITE FOR THE COUNTY OF VAN BUREN, ARKANSAS.

WHEREAS: It has been proposed that Van Buren County construct a web-site for the internet; and.

WHEREAS: The cost for this project will be a site set-up fee of \$250.00. This includes setting up the images, layout administration and site content. A hosting and maintenance fee of \$25.00 per month would cover problems with the code, any new images, etc that might need to go up as basic changes to come; and

WHEREAS: Content would be controlled by the County through an administrator where it could be added, edited or deleted through a text control; and

WHEREAS: The Quorum Court Budget Fund has the necessary funds appropriated to cover this cost.

THEREFORE, BE IT RESOLVED BY THE QUORUM COURT OF VAN BUREN COUNTY:

That the Quorum Court hereby approves the construction of a web-site for the County of Van Buren, Arkansas; and

BE IT FURTHER RESOLVED:

That the Quorum Court of Van Buren County, hereby approves paying these fees out of the Quorum Court Budget Fund.

Dated: Sept 20, 2007

APPROVED: Robert L. Bramlett
Robert Bramlett, County Judge

ATTEST: Ester Bass
Ester Bass, County Clerk

VAN BUREN COUNTY QUORUM COURT

RESOLUTION NO. 2007-15

BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, A RESOLUTION TO BE ENTITLED:

A RESOLUTION OPPOSING THE NATIONAL ANIMAL IDENTIFICATION SYSTEM.

WHEREAS: The United States Department of Agriculture (USDA) is proposing a mandatory National Animal Identification System (NAIS) to be in place by 2009; and

WHEREAS: The primary justifications for the NAIS given by the USDA are animal health issues; and

WHEREAS: The intent of the NAIS is to monitor and control animal health, the effectiveness is questionable due to the enormous size and complexity of the program; and

WHEREAS: The USDA already has in place all necessary safeguards to ensure that the American beef supply is safe; and

WHEREAS: The cost of complying with NAIS will surely be beyond the economic benefit for most small animal producers and force them out of business, which will have a devastating economic, cultural and heritage affect not only on small producers, but the rural communities, counties and states; and

WHEREAS: The human is the most fallible in the data inputting and transferring process where even one error has the potential of causing irreparable harm to a livestock producer; and

WHEREAS: Even one mistake by someone entering a multi-digit number into the data base could easily transfer liability of a diseased animal to another livestock producer; and

WHEREAS: The financial and labor cost to the livestock producer is unknown for purchasing and installing computer chips/ear tags, a Radio Frequency Reading device, a computer with a high-speed connection specific software for inputting the original data and updating the required data on the loss or malfunction of any computer chip and all movement to and from specific areas. The required reporting and equipment would be cost prohibited for small and medium sized producers; and

WHEREAS: The proposed NAIS is applicably unproven with the unknown cost to be borne by the animal producers for a program that is unworkable, complex and enormous.

NOW THEREFORE, IT IS RESOLVED BY THE QUORUM COURT OF VAN BUREN COUNTY, STATE OF ARKANSAS, OPPOSES THE PROPOSED USDA NATIONAL ANIMAL IDENTIFICATION SYSTEM AND CALL UPON THE GOVERNOR OF ARKANSAS, STATE LEGISLATORS AND CONGRESSIONAL DELEGATION TO JOIN IN OPPOSING THE IMPLEMENTATION OF THE NAIS PROGRAM.

BE IT FURTHER RESOLVED THAT THE QUORUM COURT OF VAN BUREN COUNTY REQUESTS OUR CONGRESSIONAL DELEGATION OPPOSE MANDATORY IMPLEMENTATION OF NAIS.

This resolution is adopted in regular session this 18th day of October, 2007

APPROVED: 
Robert Bramlett, County Judge

ATTEST: 
Ester Bass, County Clerk

VAN BUREN COUNTY QUORUM COURT

RESOLUTION NO. 2007-16

BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF VAN BUREN, STATE OF ARKANSAS, A RESOLUTION TO BE ENTITLED:

A RESOLUTION AUTHORIZING AND APPROVING EXECUTION OF AN EQUIPMENT LEASE-PURCHASE AGREEMENT WITH BANCORP SOUTH EQUIPMENT FINANCE, A DIVISION OF BANCORPSOUTH BANK FOR THE PURPOSE OF LEASE-PURCHASING CERTAIN EQUIPMENT.

WHEREAS: The Quorum Court, the Governing Body (the "Governing Body") of Van Buren County, Arkansas (the "Lessee"), acting for and on behalf of the Lessee hereby finds, determines and adjudicates as follows:

1. The Lessee desires to enter into an Equipment Lease-Purchase Agreement with the Exhibits attached thereto in substantially the same form as attached hereto as Exhibit "A" (the "Agreement") with BancorpSouth Equipment Finance, a division of BancorpSouth Bank (the "Lessor") for the purpose of presently purchasing the equipment as described therein for the total cost specified therein (collectively the "Equipment") and to purchase such other equipment from time to time in the future upon appropriate approval;
2. The Lessee is authorized pursuant to the "The City and County Government Development Bond and Short-Term Financing Amendment" to the Constitution of the State of Arkansas to acquire tangible personal property with an expected useful life of more than one (1) year by Lease-Purchase agreement and pay interest thereon by contract for a term not to exceed five (5) years;
3. It is in the best interest of the residents served by Lessee that the Lessee acquire the Equipment pursuant to and in accordance with the terms of the Agreement; and
4. It is necessary for the Lessee to approve and authorize the Agreement.
5. The Lessee desires to designate the Agreement as a qualified tax-exempt obligation of Lessee for purposes of Section 265 (b)(3) of the Internal Revenue Code of 1986 (the "Code").

THEREFORE, BE IT RESOLVED BY THIS GOVERNING BODY FOR AND ON BEHALF OF THE LESSEE AS FOLLOWS:

Section 1. The agreement and Exhibits attached thereto in substantially the same form as attached hereto as Exhibit "A" by and between the Lessor and the Lessee is hereby approved and the Van Buren County Judge (the "Authorized Officer") is hereby authorized and directed to execute said Agreement on behalf of the Lessee.

Section 2. The Agreement is being issued in calendar year 2008.

Section 3. Neither any portion of the gross proceeds of the Agreement nor the Equipment identified to the Agreement shall be used (directly or indirectly) in a trade or business carried on by any person other than a governmental unit except for such use as a member of the general public.

Section 4. No portion of the rental payments identified in the Agreement (a) is secured, directly or indirectly, by property used or to be used in a trade or business carried on by a person other than a governmental unit, except for such use as a member of the general public, or by payments in respect of such property; or (b) is to be derived from payments (whether or not to Lessee) in respect of property or borrowed money used or to be used for a trade or business carried on by any person other than a governmental unit.

Section 5. No portion of the gross proceeds of the Agreement are used (directly or indirectly) to make or finance loans to persons other than governmental units.

Section 6. Lessee hereby designates the Agreement as a qualified tax-exempt obligation for purposes of Section 265 (b) of the Code.

Section 7. In calendar year 2008, Lessee has designated \$374,560.00 of tax-exempt obligations (including the Agreement) as qualified tax-exempt obligations. Including the Agreement herein so designated, Lessee will not designate more than \$10,000,000.00 of obligations issued during calendar year 2008 as qualified tax-exempt obligations.

Section 8. Lessee reasonably anticipates that the total amount of tax-exempt obligations (other than private activity bonds) to be issued by Lessee during calendar year 2008 will not exceed \$10,000,000.00.

Section 9. For purposes of this resolution, the amount of Tax-exempt obligations stated as either issued or designated as qualified tax-exempt obligations includes tax-exempt obligations issued by all entities deriving their issuing authority from Lessee or by an entity subject to substantial control by Lessee, as provided in Section 265 (b)(3)(E) of the Code.

Section 10. The assessed value of taxable property located within the municipality or county is \$159,791,795.00 as determined by the last completed tax assessment.

Section 11. The aggregate principal amount of short-term financing obligations incurred by Lessee, including the obligations under the Agreement, does not exceed five percent (5%), if Lessee is a municipality, or two and one-half percent (2-1/2%), if Lessee is a county, of the assessed value of taxable property located within the municipality or county, as determined by the last completed tax assessment.

Section 12. The Authorized Officer is further authorized for and on behalf of the Governing Body and the Lessee to do all things necessary in furtherance of the obligations of the Lessee pursuant to the Agreement, including execution and delivery of all other documents necessary or appropriate to carry out the transactions contemplated thereby in accordance with the terms and provisions thereof.

Following the reading of the foregoing resolution Johnny Harman moved that the foregoing resolution be adopted, A.P. Ison seconded the motion for its adoption. The Co. Judge put the question to a roll call vote and the results was as follows:

<u>Quinton Bejington</u>	Voted: <u>yes</u>
<u>Kenneth W. Lomenzo</u>	Voted: <u>yes</u>
<u>George M. Brown</u>	Voted: <u>yes</u>
<u>Shannon Deckard</u>	Voted: <u>yes</u>
<u>Terry Kibbel</u>	Voted: <u>yes</u>
<u>John Harman</u>	Voted: <u>yes</u>
<u>Richard R. Collins Jr</u>	Voted: <u>yes</u>
<u>Allen D Ison</u>	Voted: <u>yes</u>
<u>James Kirkendall</u>	Voted: <u>YES</u>

The motion having received the affirmative vote of all members present, the Clerk declared the motion carried and the resolution adopted this the 18 day of October, 2008.

(SEAL)

APPROVED:

Robert Bramlett
Robert Bramlett, County Judge

ATTEST:

Ester Bass
Ester Bass, County Clerk