

SEBASTIAN COUNTY QUORUM COURT MEETING
APRIL 16, 2013 @ 7:00 PM
GREENWOOD COURTHOUSE, UPPER COURTROOM
GREENWOOD, ARKANSAS

Judge David Hudson called the meeting to order and led the Pledge of Allegiance. Phil Hicks gave the Invocation.

Sharon Brooks called the roll with all Quorum Court Members were present:

Phil Hicks	Johnny Hobbs	Ray Stewart
Bob Schwartz	Linda Murry	Dickie Robertson
Rhonda Royal	Donald Carter	Jim Medley
Danny Aldridge	John Spradlin	Tony Crockett
Shawn Looper		

Approval of Minutes: March 12, 2013 & March 19, 2013

Bob Schwartz made a motion to approve the minutes. Dickie Robertson seconded the motion. The motion was approved by voice vote.

The next item was the County Judge's Report.

I. Status Report on the Enterprise Application Software Project Prepared by Leslie Harris, IT Director and Software Implementation Project Manager (SEE ATTACHED)

A current summary status for each of the three software modules of the Enterprise Application Software project is listed:

New World Aegis Law Enforcement

- Go-live October 2012
- Due to real-time data interface with Court system, dual entry is necessary on both the existing County iSeries system and the Aegis system until Court system is live
- Juvenile Detention able to handle number of bookings in both systems; not feasible in Adult Detention because of booking count; currently double booking detainees in BC pod
- Adult Detention utilizing this time to continue staff training on new system & reviewing current processes
- CAD, Case Management, Evidence & State & Federal reporting live
- Northpointe Inmate Classification system installation & user training completed earlier this month; New World coordinating with Northpointe to schedule official training for certification
- Conference call on April 9 with New World, New Dawn, John Devane, Chris Johnson, Rachel Sims, Tu Woodrome & Leslie Harris to discuss booking & disposition interface timelines

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- Separate conference call will be scheduled to discuss statute table question

New Dawn JustWare Judicial System

- Configuration completed for Sheriff's Special Services division & Prosecuting Attorney; some follow-up on PA financials still scheduled
- Currently working on system configuration for Public Defender & Juvenile Services...expected to take approximately 3 months
- Go-live scheduled for December, but may be sooner based on configuration phases of each department
- Coordinating financial reporting cut over for parallel processing, data verification & end of year processing
- Active cases entered into new system; closed cases accessed thru iSeries
- Requesting data conversion quotes for PA fine, restitution & hot check cases; additional quotes may be requested for other financial reporting areas

New World Logos Financial Management

- Treasurer & Finance departments continue working to complete State mandated chart of accounts renumber process
- On-site meeting with CJO staff, Treasurer & New World Director of Professional Services on Friday, March 15 to discuss current project status; New World met specifically with Treasurer to discuss concerns and develop strategy
- On-site meeting with New World Director of Professional Services, Director of Logos Customer Care Sales, Project Manager, Application Specialist & Treasurer & staff March 27 to focus specifically on Treasurer's requirements
- On-site meeting April 4 with New World Director of Professional Services, Vice President of Customer and Product Operations, Project Manager, Application Specialist & Treasurer & staff to present solutions based on information gathering session
- Go-live for financial management module will be targeted for the pay period preceding HR go-live to allow for monthly & quarterly parallel processing
- Kick-off training for HR was held week of February 25 & continues the week of April 8 with go-live still on target for July

The next item: Tony Crockett asked Judge Hudson if the software needs discussed at last weeks meeting for the County Treasurer's Office had been taken care of. Judge Hudson stated that Judith was out of town Wednesday, Thursday and Friday last week and he was out of town Monday and Tuesday this week and there has not been time to meet and

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discuss the issue. Hudson stated that he and Judith Miller needed time to meet and work through this before any decisions could be made and develop a plan.

Jim Medley made a motion to defer the software issue to the May Regular Meeting to give the Judge and the Treasurer time to meet and work out the details. Bob Schwartz seconded the motion.

The roll was called and the motion passed with 7 voting "Yes" and 5 voting "No", those voting "No" were Linda Murry, John Spradlin, Tony Crockett, Shawn Looper and Phil Hicks. The Software issue will be placed on the May agenda regular meeting.

The next item was a review of Sebastian County Federal Programs Audited Financial Statement for 2012, which was presented to the Quorum Court.

The next item was a Financial Presentation (Exhibit A to the minutes) from Treasurer, Judith Miller. Miller handed out a financial report to the Quorum Court Members and stated that it was a simple three-page report. The first page shows every account and the balances in each, the second page lists all Bank accounts and the third page shows the balance of \$20,820,994.03 in all Bank Accounts. Miller's financial report balances with the Comptroller each month. County Treasurer will continue to provide a financial report each month as long as the members of Quorum Court want it.

The next item: Comptroller Cathy Lawrence presented a power point Summary of the Monthly Financial Report (Exhibit B to the minutes). The presentation explained how the monthly report is generated. The report lists the "Revenue Source" and categorizes the revenue based on what kind of source it is coming from. After the Revenue Source the report showed the "Budget Expense Category" showing the expenses. Cathy then explained the "2013 Appropriated" which shows how much money has been appropriated. The report showed the "Expenses for the month & year" and also "Expenses YTD month & year". "Unexpended Appropriations" which shows the amount left so far that has not been spent were explained and the report also showed the percentage that has been spent so far this year. The financial report showed that there is \$152,574.00 in the General Fund to meet appropriations for the remainder of this year.

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Judge Hudson stated that his office would be making this type of financial report each month until it is understood. Hudson said that the Cash Flow analysis has produced a lot of confusion and stress and several issues have been identified. Judge Hudson said there will be no more carry over appropriations and if projects are funded that need to be completed in the next year, they will have to get an estimate of the amount and put that in the proposed budget. Hudson said the cash flows presented at the last meeting were correct. Linda Murry questioned the financials discussed at last weeks meeting and Judge Hudson suggested she make an appointment with him, Cathy Lawrence and Judith Miller will clarify those financials.

The next item was an appointment to the James Fork Regional Water District Board.

Bob Schwartz made a motion to appoint Shirley Walters. Linda Murry seconded the motion. The motion passed by voice vote.

The next item was a power point overview and discussion of the Freedom of Information Act by Prosecuting Attorney Dan Shue.

His opening remark was, "Why am I here"? He answered his own question saying, "I am Your Counsel-I am Your Attorney".

Prosecuting Attorney Shue said that he tries to be at all the Quorum Court Meetings but regrets that he missed two this year. One was on January 1 when an Ordinance was proposed that produced the thought of study sessions. That ordinance died from lack of a second motion. Shue said to now fast-forward to the March regular meeting, which he was absent from and at that meeting two study session meetings were scheduled, each one was scheduled one week prior to the regular meeting in April and May.

Prosecuting Attorney Shue said. "Help me to help you by asking your questions in front of everyone in an open meeting of the Quorum Court not individually".

Dan Shue gave each a "cheat sheet" on Roberts Rule of Orders Motions Chart.

Attorney Shue said that the Chairman makes the call and when it's the whole body, the County Judge is the Chairman. If you want to appoint a

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Co-Chairman such as last week when Ray Stewart was Chairman and some said he could not vote but he was eligible to vote. However, Stewart's vote would not have changed the outcome because it passed by a vote of 6 "Yes" to 5 "No", without Stewart's "Yes" vote. Simple majority rules.

Shue said, the Chairman makes the decision and if you don't like the Chairman's Ruling you can say. "I appeal the decision of the Chair", and by majority vote you can over rule the decision of the chairman.

The Arkansas Freedom of Information Act was established in 1967. Winthrop Rockefeller was Governor. It was during the Vietnam War and people didn't trust the Government. They wanted to know what was going on and why decisions were being made. The FOIA is a series of laws designed to guarantee the public has access to public records of governmental bodies.

Legislative intent:

It is vital in a democratic society that public business is preformed in an open and public manner so that the electors shall be advised of the performance of public officials and of the decisions that are reached in public activity and in making public policy. Toward this end, this chapter is adopted making it possible for them or their representatives to learn and to report fully the activities of their public officials.

All meetings formal or informal, special meetings, study sessions or regular meetings are subject to the FOIA and notice shall be given of the meeting.

What is a meeting? Two Member Rule – any two members of a governing body are subject to the FOIA.

Enforcement of the FOIA:

1. Invalidate any Action Taken
2. Vindictive Claritory Judgment
3. Writ of Mandamus
4. Criminal Prosecution

The next item was An Appropriation Ordinance Amending Budget Ordinance 2012-22 in order to Appropriate Additional Funds and

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Approve Additional Expenditures for County Offices and Departments in the 2013 Budget: and for other Purposes (3rd Reading)

The County Clerk read the Ordinance.

Dickie Robertson made a motion to approve the Ordinance. Bob Schwartz seconded the motion.

Shawn Looper made a motion to amend the ordinance to remove the \$260,213.00 from the Aquatics Park Fund and put it back in the Ambulance Fund. Per Dan Shue the Ordinance could not be amended until a vote was taken for the motion on the floor.

Judge Hudson asked, if there were any comments regarding Ordinance 2013-9?

Linda Murry asked the Judge if he could assure the Quorum Court that no additional taxes would be needed to fund the County government when Ordinance 2013-9 is passed.

Judge Hudson reference page 2 in the Quorum Court Package and stated he could only assure that the 4 million dollars is available this year and he did not anticipate that the Aquatic facility is going to pressure the County Government to enact any taxes.

The motion passed with a Roll Call Vote of 7 voting "Yes", 5 voting "No" and 1 abstaining. Those 7 voting "Yes" were Don Carter, Rhonda Royal, Dickie Robertson, Bob Schwartz, Ray Stewart, Jim Medley and Danny Aldridge. Linda Murry abstained and stated that she was not against the water park but she does not believe that the county is in a financial position to do this and absorbed any future lost.

After the vote, Shawn Looper made a motion to earmark the \$260,213.00 for the Ambulance facility out of the 25% Sales Tax Fund. Tony Crockett seconded the motion. The motion passed by voice vote.

A roll call was requested on the motion by Jim Medley and the motion passed with 8 voting "Yes" and 5 voting "No". Those voting "Yes" were Rhonda Royal, Johnny Hobbs, Phil Hicks, Shawn Looper, Tony Crockett, John Spradlin, Linda Murry and Dickie Robertson.

Judge Hudson stated, the motion will be reflected on the Financial Reports as we move forward.

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The next item was an Appropriation Ordinance Amending Budget Ordinance 2012-22 in Order to Appropriate Additional Funds and Approve Additional Expenditures for County Offices and Departments in the 2013 Budget: and for other purposes.

The Ordinance was read by the County Clerk.

Johnny Hobbs made a motion to approve the Ordinance. Ray Stewart seconded the motion. Ordinance 2013-10 passed by a unanimous Roll Call Vote.

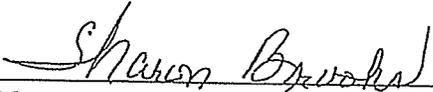
The next item was deferred.

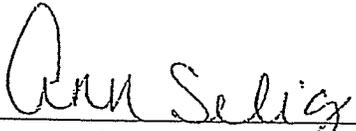
Public Comments:

There were no public comments.

Bob Schwartz made a motion to adjourn. Ray Stewart 2nd the motion. Meeting adjourned.

Respectfully submitted:


Sharon Brooks, County Clerk


Ann Selig, Deputy Clerk