

Faulkner County Ordinances

(1977-1993) (Part 1)

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Sponsored by : Bivens ✓

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-1

AN ORDINANCE ESTABLISHING THE TIME AND PLACE OF THE
REGULAR MEETING OF THE FAULKNER COUNTY QUORUM COURT.

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY:

Section 1. The regular monthly meeting of the Faulkner County Quorum Court shall be held at 7:00 p.m. on the Third Tuesday of each month in the Court Room of the Faulkner County Court House.

Section 2. Until otherwise provided by resolution of the Quorum Court, there shall also be a regular meeting of the Faulkner County Quorum Court held at 7:00 p.m. on the First Tuesday of each month in the Court Room of the Faulkner County Court House.

Section 3. If the Court Room of the Faulkner County Court House shall not be available for a meeting, the Quorum Court shall hold its regular meeting at some other convenient location within the City of Conway as designated by the Faulkner County Judge.

Section 4. Act 130 of 1975, Arkansas General Assembly, requires the County Quorum to meet monthly at a time and place specified by ordinance. To comply with this law, the Faulkner County Quorum Court must proceed immediately to establish by ordinance the time and place of the regular monthly meetings. Therefore, an emergency is declared to exist and this ordinance, being necessary for the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

DATED: January 3, 1977

ATTEST: [Signature]
Deputy County Clerk

DATED: January 3, 1977

ATTEST: [Signature]
Faulkner County Judge

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-2

AN ORDINANCE ESTABLISHING THE MANNER OF CALLING SPECIAL MEETINGS OF THE FAULKNER COUNTY QUORUM COURT.

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY:

Section 1. Special meetings of the Faulkner County Quorum Court may be called by the County Judge or by a majority of the elected Justices of the Peace upon at least twenty-four (24) hours notice.

Section 2. Such notice shall include the time, date, and place of the special meeting; provided, that the meeting shall not be held outside the boundaries of Faulkner County. The notice shall also include the general purpose of the meeting; however, this does not preclude the Quorum Court from acting on or considering other matters which may appropriately come before the body at such special meeting.

Section 3. Notice of a special meeting given at any regular or special meeting of the Quorum Court shall constitute due notice to the members present. The County Clerk shall be responsible for giving timely notice to absent members, as well as giving public notice, containing the information specified in Section 2, above.

Section 4. Notice of a special meeting of the Quorum Court called by the County Judge at other than a meeting of the Quorum Court shall be accomplished by the County Judge notifying the County Clerk, in writing if time permits, who shall be responsible for notifying each Justice individually, in writing if time permits, and giving due public notice.

Section 5. Notice of a special meeting of the Quorum Court called by a majority of the Justices shall be accomplished by one member notifying the County Clerk, in writing if time permits. Such notice shall also include the name of each Justice making up the majority calling the meeting. The County Clerk shall be responsible for notifying the County Judge and the other Justices not making the call individually, in writing if time permits, and giving due public notice.

(Ordinance No. 77-2, Page 2)

Section 6. Act 130 of 1975, Arkansas General Assembly, authorizes the calling of special meetings of the Quorum Court by the County Judge or a majority of the Justices of the Peace upon at least twenty-four (24) hours notice as may be provided by ordinance. It is very probable that the Faulkner County Quorum Court will need to have several meetings within the next several weeks in order to implement the provisions of Amendment 55 and its accompanying legislation. Therefore, an emergency is declared to exist and this ordinance, being necessary for the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

DATED: January 3, 1977

ATTEST: *L. J. Cannon*
Deputy County Clerk

DATED: January 3, 1977

ATTEST: *D. G. Ward*
Faulkner County Judge

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-3

AN ORDINANCE PROVIDING FOR ADDITIONAL DUTIES OF THE COUNTY
TREASURER.

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY:

Section 1. In addition to all other duties presently required by law, the Faulkner County Treasurer, or his designated deputy, shall attend all regular meetings of the Faulkner County Quorum Court held on the Third Tuesday of each month for the purpose of responding to any questions which may arise concerning the financial statement required by Section 29, Act 130 of 1975, Arkansas General Assembly, to be submitted monthly to the Quorum Court by the County Treasurer.

Section 2. If deemed necessary by a majority of the members of the Faulkner County Quorum Court or by the Faulkner County Judge, the Faulkner County Treasurer shall attend, in person, any regular or special meeting of the Faulkner County Quorum Court. Unless under extreme and unusual circumstances, at least twenty-four (24) hours notice of such need for attendance shall be furnished the Faulkner County Treasurer giving the purpose for which attendance is required.

Section 3. Act 130 of 1975, Arkansas General Assembly, requires the County Treasurer to submit each month to the Quorum Court a full report and a detailed statement of the financial condition of the county, and further provides that the Quorum Court may provide by ordinance for the performance of additional duties or functions of any county officer or employee. Since the Faulkner County Quorum Court will, within the next several weeks, need to have information furnished by the Faulkner County Treasurer in order to carry out its responsibilities effectively, therefore, an emergency is hereby declared to exist and this ordinance being necessary for the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

DATED: January 3, 1977

ATTEST: *Fay Zeman*
Deputy County Clerk

DATED: January 3, 1977

ATTEST: *Derald W. ...*
Faulkner County Judge

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-4

AN ORDINANCE PROVIDING FOR ADDITIONAL DUTIES OF THE COUNTY CLERK.

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY:

Section 1. In addition to all other duties required by law, the Faulkner County Clerk shall be responsible for giving the public notification required by the Arkansas Freedom of Information Act (Act 93 of 1967, Arkansas General Assembly, as amended) of regular and special meetings of the Faulkner County Quorum Court and committees thereof.

Section 2. Chairmen of Faulkner County Quorum Court committees shall give the County Clerk notice of meetings of their respective committees in sufficient time for public notification of such meetings as required by the Freedom of Information Act.

Section 3. Since the Faulkner County Quorum Court and its committees will meet frequently during the next several weeks and since it is the intent of the Faulkner County Quorum Court to comply with both the letter and the intent of the Arkansas Freedom of Information Act, therefore, an emergency is hereby declared to exist and this ordinance being necessary for the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

DATED: January 3, 1977

ATTEST: *Ray Norman*
Deputy County Clerk

DATED: January 3, 1977

ATTEST: *W. Earl Ward*
Faulkner County Judge

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-8

AN ORDINANCE AUTHORIZING FAULKNER COUNTY OFFICERS TO MAKE TEMPORARY APPOINTMENTS OF DEPUTIES AND FILL KEY COUNTY EMPLOYEE POSITIONS ON A TEMPORARY BASIS PENDING THE FIXING OF THE NUMBER AND COMPENSATION OF DEPUTIES AND EMPLOYEES, AND FOR OTHER PURPOSES.

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY:

Section 1. The Faulkner County Judge and other Faulkner County officers are hereby authorized to appoint deputies authorized by the general laws of the State or by county authority in effect on December 31, 1976; provided, that such appointments shall clearly reflect that they are temporary appointments.

Section 2. The County Judge and other county officers are hereby authorized to hire on a temporary basis county employees essential to the performance of the minimum, basic functions of Faulkner County.

Section 3. The number and compensation of deputies and county employees is hereby temporarily set as currently authorized by laws of the State or by county authority in effect on December 31, 1976.

Section 4. Faulkner County officers must have the deputies and employees necessary to carry out the essential activities of county government and the employment of such personnel cannot be delayed until the Quorum Court can review county government personnel needs and available financial resources, and fix the number and compensation of such deputies and employees. Therefore, an emergency is declared to exist, and this ordinance being necessary for the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

DATED: January 3, 1977

ATTEST: Kay Harmon
Deputy County Clerk

DATED: January 3, 1977

ATTEST: Gerald L. Ward
Faulkner County Judge

FAULKNER COUNTY QUORUM COURT
ORDINANCE NO. 77-10

AN ORDINANCE PROVIDING FOR THE COMPENSATION OF THE
FAULKNER COUNTY CORONER.

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY:

Section 1. The salary of the Faulkner County Coroner shall be paid on the First day of each month for services rendered.

Section 2. The compensation rate for travel of the Coroner in performance of his official duties is hereby fixed at 15¢ per mile; provided, that such travel expense be attested by voucher signed by the Coroner and submitted to the County Clerk.

Section 3. The Coroner shall be compensated for other expenses in performance of his official duties as authorized by statute of the Arkansas General Assembly or by Faulkner County ordinance; provided that such expenses be attested by voucher signed by the Coroner and submitted to the County Clerk along with appropriate evidence of the incurrence of such expenses.

Section 4. Act 897 of 1975, Arkansas General Assembly, provides that the Quorum Courts shall fix the salaries of the County Coroners within specified minimum and maximum limits. Since the Faulkner County Coroner must be paid a salary, and since the Coroner may incur expenses in the performance of his official duties as authorized by State statute or County ordinance within the next several weeks; therefore, an emergency is hereby declared to exist and this ordinance, being necessary for the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

DATED: February 1, 1977

ATTEST: Kay Harmon
Deputy County Clerk
Faulkner County, Ark.

DATED: February 1, 1977

ATTEST: Alfred Ward
County Judge
Faulkner County, Ark.

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FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-11

AN ORDINANCE ESTABLISHING THE COMPENSATION OF THE
FAULKNER COUNTY SURVEYOR.

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY:

Section 1. The compensation of the Faulkner County Surveyor shall be \$25.00 per hour for the performance of his official duties. This compensation shall also include the expenses of the Surveyor's deputies, chainmen, and rodmen.

Section 2. Such compensation shall be paid only when attested by voucher signed by the Surveyor and submitted to the County Clerk.

Section 3. The official duties of the Surveyor shall be as designated in Arkansas Statute 12-1205, other appropriate statutes of the State of Arkansas, and Faulkner County ordinance. When the official duties of the Surveyor have been performed as directed by these statutes and ordinances, the voucher specified in Section 2, above, shall also be attested by the appropriate officer of the court of record or appropriate county officer.

Section 4. Section 1(b) of Act 897 of 1975, Arkansas General Assembly, directs the Quorum Courts to fix the compensation per hour of the County Surveyors for the performance of their official duties. Since the Faulkner County Surveyor must be compensated for the performance of official duties, and these duties may be performed within the next several weeks, therefore, an emergency is hereby declared to exist and this ordinance, being necessary for the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

DATED: February 15, 1977

DATED: February 15, 1977

ATTEST: Kay Harmon
Kay Harmon,
Deputy County Clerk

ATTEST: Gerald Ward
Gerald Ward,
Faulkner County Judge

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-12

AN ORDINANCE ESTABLISHING COMPENSATION OF FAULKNER COUNTY CONSTABLES.

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY:

Section 1. The compensation of a Constable of a Township of Faulkner County shall be \$2.50 per hour for the performance of his official duties as prescribed by statutes of the Arkansas General Assembly or by Faulkner County ordinance; provided, that no Constable shall receive in compensation more than \$50.00 in any one month.

Section 2. The compensation of a Faulkner County Constable shall be paid on the First day of each month for services rendered. Such compensation shall be paid only when attested by voucher signed by the Constable and submitted to the County Clerk. Such voucher shall include the dates and times such duties were performed and the nature of the duty performed.

Section 3. Notice is hereby given that, unless altered by statute of the Arkansas General Assembly or by Faulkner County ordinance, the compensation of a Constable of a Faulkner County Township shall be \$1.00 per year effective January 1, 1977.

Section 4. 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 the ordinance are declared to be severable.

Section 5. Arkansas statute 12-1750 requires that the Quorum Courts shall fix the compensation of the Constables that are elected within the jurisdiction of said Quorum Courts. Since the several Constables of Faulkner County townships may within the next several weeks perform official duties as prescribed by law and should be compensated for such performances, therefore, an emergency is hereby declared to exist and this ordinance, being necessary for the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

DATED: February 15, 1977

DATED: February 15, 1977

ATTEST: Kay Harmon
Kay Harmon,
Deputy County Clerk

ATTEST: Gerald Ward
Gerald Ward,
Faulkner County Judge

Sponsored by: Road and Public
Transportation Committee

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-19

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

AN ORDINANCE TO ESTABLISH MINIMUM STANDARDS FOR
PRIVATELY DEVELOPED ROADS PRIOR TO ACCEPTANCE BY
FAULKNER COUNTY FOR SUBSEQUENT MAINTENANCE AND
FOR OTHER PURPOSES.

Section 1. From and after the passage of this ordinance
any road developed by a private person or firm which antici-
pates eventual acceptance of such roads by Faulkner County
for incorporation into the county road system will be required
to meet the following minimum standards:

- A. The road bed will be a minimum of twenty-four
(24) feet wide.
- B. A fifty (50) foot right-of-way, calculated from
the center of the road bed, will be required in
all instances.
- C. A minimum of five (5) inches of SP-2 gravel
compacted upon the road bed is required.
- D. Any drainage across the road right-of-way will
be by either concrete or galvanized tile of
such dimensions as deemed necessary by the
County Roads Department for the terrain peculiar
to the particular road and contiguous area.
- E. Sloped drainage ditches are required for each
side of the road bed and are to be contoured to
facilitate the flow of surface water resulting
from rains.

~~Section 2. Any acceptance of privately developed roads
by the county shall remain as a permissive action with the
decision residing with the County Judge. The acceptance of
a privately developed road by the county commits the county
to extending its maintenance capability thereto in the same
degree as to existing road systems subject to the availability
of resources.~~

Ordinance No. 77-19, page 2.

~~Section 3. Property owners desiring installation of tiles, culverts, gravels, or other similar materials on their access road immediately bounded by a county road may secure such basic installation services at no charge from the county road department provided, however, that the property owner procures such materials himself. Installation assistance will be limited to the emplacement of the tile or culvert and the spreading of the gravel for a reasonable distance upon the property owner's access road with these services being performed at a time compatible with the work schedules of the road department in the specific area.~~

DATED: April 19, 1977

DATED: April 19, 1977

ATTEST: Kay Harmon
Kay Harmon,
Deputy County Clerk of
Faulkner County, Ark.

ATTEST: _____
Gerald Ward,
County Judge of
Faulkner County, Ark.

Sponsored by: Justice and Public
Safety Committee

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-23

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

AN ORDINANCE TO ESTABLISH THE FUNCTIONAL RELATIONSHIP OF
THE FAULKNER COUNTY EMERGENCY SQUAD WITH THE FAULKNER
COUNTY SHERIFF'S OFFICE AND TO ESTABLISH THE PROCEDURES
WHEREBY COUNTY FUNDS DESIGNATED FOR THE FAULKNER COUNTY
EMERGENCY SQUAD MAY BE OBLIGATED AND FOR OTHER PURPOSES.

Section 1. From and after the passage of this ordinance the
Faulkner County Emergency Squad may be utilized by the Sheriff in
taking into due consideration the circumstances involved in any
particular incident of emergency nature which would require the
professional level of expertise possessed by the Faulkner County
Emergency Squad. On occasions when the Sheriff requests the
assistance and/or services from The Faulkner County Emergency
Squad, it is under the expressed conditions that this unit is
subordinated to the direction and control of the Sheriff.

Section 2. When in the delivery of assistance and/or
services upon request of the Sheriff, the individual members of
the Faulkner County Emergency Squad will be acting as an ex-
tension of the Sheriff's Office and will be considered as
Deputy Sheriffs, subject to any limitations as the Sheriff may
prescribe.

Section 3. Any expenditure of county funds allocated to the
Faulkner County Emergency Squad will be with the prior approval
of the Sheriff who will observe all required financial management
practices prescribed for the obligation and/or expenditure of such
funds. Nothing herein precludes the Sheriff from extending any
level of financial support from his appropriation authority, as
he sees needed, to provide for emergency operation requirements
of the Faulkner County Emergency Squad.

Section 4. The Faulkner County Sheriff will hereafter
provide the coordinating function needed for the proper repre-
sentation of Faulkner County Emergency Squad to the Faulkner
County Quorum Court in any needed matter.

DATED: June 7, 1977

ATTEST:

Kay Harmon
Kay Harmon

DATED: June 7, 1977

ATTEST:

Gerald Ward
Gerald Ward

Sponsored by: County Government
Operations Committee

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-24

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

AN ORDINANCE ESTABLISHING THE METHOD OF DETERMINING
HOSPITAL AND MEDICAL BENEFITS FOR OFFICERS AND
EMPLOYEES OF FAULKNER COUNTY.

Section 1. Effective July, 1977, the "Road Employees"
of Faulkner County shall have the same hospital and medical
benefits as the "Courthouse Employees."

Section 2. Effective July 1, 1977, Faulkner County shall
pay only the individual premiums for all officers and employees
of Faulkner County.

Section 3. Effective July 1, 1977, the term "officers
and employees of Faulkner County, "for the purpose of deter-
mining hospital and medical benefits, shall include only the
full-time county officers and employees whose salaries are
paid from funds expressly appropriated by the Faulkner County
Quorum Court.

Section 4. Employees of other Faulkner County agencies
(including the Faulkner County Library, the Faulkner County
Health Department, and the Faulkner County Board of Education),
whose salaries are not paid from funds expressly appropriated
by the Faulkner County Quorum Court, may elect to participate
in the Faulkner County group hospital and medical insurance
program, but such employees must pay their own premiums or
have the premiums paid by their employing agencies; provided,
that money for such premiums shall be deposited with the County
Clerk by the last day of each calendar month.

Section 5. Employees of Faulkner County who receive their
compensation through federally funded programs may elect to
participate in the Faulkner County group hospital and medical
insurance program, but such employees must pay their own premiums;
provided, that money for such premiums shall be deposited with
the County Clerk by the last day of each calendar month.

Section 6. Faulkner County Justices of the Peace may
elect to participate in the Faulkner County group hospital and
medical insurance program, but each Justice must pay his or her
own premium; provided that money for such premium shall be de-
posited with the County Clerk by the last day of each calendar
month.

(Ordinance No. 77-24, page 2.)

Section 7. Each individual referred to in Sections 3, 4, 5, and 6, above, may elect to purchase family or dependents' benefits or other insurance under the Faulkner County group hospital and medical insurance program, but each individual must pay his or her own premiums for such additional benefits or protections.

Section 8. Since the annual contract date of the Faulkner County group hospital and medical insurance program is July 1, 1977, and since it is essential that a standardized method of determining hospital and medical benefits for officers and employees of Faulkner County be established before that date; therefore, an emergency is hereby declared to exist and this ordinance being necessary for the immediate preservation of the public peace, health, and safety, shall be in force and effect from and after its adoption.

DATED: June 7, 1977

ATTEST: Kay Harmon
Kay Harmon
Deputy County Clerk
Faulkner County, Ark.

DATED: June 7, 1977

ATTEST: Gerald Ward
Gerald Ward
County Judge
Faulkner County, Ark.

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FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-27

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

AN ORDINANCE ESTABLISHING AN INVENTORY CONTROL
RECORD SYSTEM.

Section 1. There is hereby established an Inventory
Control Record System for Faulkner County, such system to be
administered by the County Judge as the custodian of county
property as designated by Amendment 55, Section 3, and by
Act 742 of 1977, Section 78 (B) (3). This system shall be
administered in accordance with State statutes, this ordinance,
and subsequent ordinances as enacted by the Quorum Court.

Section 2. An inventory control card shall be completed
on each fixed asset belonging to the County. For the purposes
of this ordinance, a fixed asset is defined as any land, build-
ing, improvement, or equipment having a life span of longer
than one year and a value of five hundred dollars (\$500.00) or
more in the case of land, buildings, and improvements, and a
value of ~~twenty-five dollars (\$25.00)~~ ^{ONE HUNDRED DOLLARS (\$100.00)} or more in the case of
equipment. Specifically excluded from the County property to
be inventoried under this system are those books and records
the custody, care, and retention of which are regulated by
Arkansas statute.

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Section 3. Each inventory control card shall contain: the
serial number (if appropriate), of the inventoried item, the
date of acquisition, the purchase order number (if appropriate),
and the purchase price or fair market value. The listing shall
also include the office or agency utilizing the item, the per-
manent location of the item, and a description. Those pieces
of County equipment which do not have a serial number affixed by
the manufacturer shall have a County serial number attached. In
those cases where a purchase price is not available, the County
Assessor shall determine the fair market value.

Section 4. The inventory control cards of items purchased
solely from Federal funds shall be annotated to reflect the
source of such funds; if an inventoried item has been purchased
from formula type grants involving local/State/Federal funds,
the inventory control card shall be annotated accordingly.

Section 5. The inventory control cards shall be kept in
duplicate, with the original filed in the office of the County
Judge and a copy maintained by the office or agency utilizing
the fixed asset. The County Judge shall be responsible for see-
ing that the cards are filled out properly and kept up-to-date.

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Section 6. In compliance with appropriate statutes and ordinances, the County Judge shall establish standard record forms, inventory verification procedures, and identification methods.

Section 7. ~~The first inventory conducted under this ordinance shall be completed and a report made by the County Judge to the Quorum Court on or before August 16, 1977.~~ Hereafter, the County Judge shall conduct an annual inventory of all county property and shall report his findings to the Quorum Court on or before the first regular meeting in February of each calendar year. The County Judge may conduct additional inventories of any or all County property at any time to verify the status and location of inventoried items.

Section 8. Once a fixed asset is entered into the Inventory Control Record System, it shall not be moved from the location specified upon the inventory control card without prior approval of the County Judge.

Section 9. Items may be removed from the Inventory Control Record System through sale, verified loss, normal wear and/or use, or trade-in on new equipment. All such removals shall be reported to the Quorum Court at its next meeting subsequent to the removal.

Section 10. It shall be the responsibility of each County officer and/or major activity supervisor to safeguard all inventoried items charged to his or her functional area and to report promptly to the County Judge, in writing, any loss or removal of such items. Upon receipt of such a report of loss or removal, the County Judge shall immediately conduct a survey to determine the circumstances involved and shall report such loss or removal to the Quorum Court. Provided, that nothing herein shall be construed to preclude any appropriate legal liability or legal action under the laws of the State of Arkansas.

Section 11. It is hereby found and determined that the effectiveness of this ordinance is essential for the operation of County government and that any delay in its effectiveness would work irreparable harm upon the proper administration of County government and the care of County property; therefore, an emergency is declared to exist and this ordinance being necessary for the immediate preservation of the public peace, health, and safety, shall be in force and effect from and after its passage and approval.

DATED: July 5, 1977

DATED: July 5, 1977

ATTEST: Kay Harmon
Kay Harmon
Deputy County Clerk of
Faulkner County, ARK.

Gerald Ward
Gerald Ward
County Judge of
Faulkner County, Ark.

Sponsored by: County Government
Operations Committee

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-30

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

AN ORDINANCE DESIGNATING THE FAULKNER COUNTY COLLECTOR
AS THE OFFICER RESPONSIBLE FOR THE COLLECTION OF
DELINQUENT TAXES.

Section 1. Pursuant to the authority given to the
Faulkner County Quorum Court by Act 495 of 1977, Arkansas
General Assembly, the Faulkner County Collector (as that
office is currently combined with that of Sheriff) is here-
by designated as the County officer responsible for the
collection of delinquent personal taxes.

Section 2. Since delinquent personal taxes are now
being collected in Faulkner County, and since the delinquent
personal tax collector must be designated by ordinance of the
Quorum Court, therefore, an emergency is hereby declared to
exist and this ordinance being necessary for the immediate
preservation of the public peace, health and safety shall
be in full force and effect from and after its passage and
approval.

DATED: August 2, 1977

DATED: August 2, 1977

ATTEST: Kay Harmon
Kay Harmon,
Deputy County Clerk of
Faulkner County, Ark.

ATTEST: Gerald Ward
Gerald Ward,
County Judge of
Faulkner County, Ark.

Sponsored by: County Government
Operations Committee

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-31

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

AN ORDINANCE PROVIDING FOR THE BONDING OF FAULKNER
COUNTY JUSTICES OF THE PEACE.

Section 1. In compliance with the provisions of Section
113, Act 742 of 1977, Arkansas General Assembly, the Faulkner
County Justices of the Peace shall be bonded under a blanket
surety bond in the amount of one thousand dollars (\$1,000)
each.

Section 2. Whereas the bonding of Justices of the Peace
has been mandated by the Arkansas General Assembly, therefore,
an emergency is hereby declared to exist and this ordinance
being necessary for the immediate preservation of the public
peace, health and safety shall be in full force and effect
from and after its passage and approval.

DATED: August 2, 1977

ATTEST: Kay Harmon
Kay Harmon,
Deputy County Clerk
Faulkner County, Ark.

DATED: August 2, 1977

ATTEST: Gerald Ward
Gerald Ward,
County Judge of
Faulkner County, Ark.

Sponsored By: County Government
Operations Committee

FAULKNER COUNTY QUORUM COURT
Ordinance No. 77-33

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

AN ORDINANCE TO ESTABLISH THE COMPENSATION AND TO
PROVIDE FOR THE NECESSARY EXPENSES OF THE FAULKNER
COUNTY EQUALIZATION BOARD.

Section 1. Pursuant to the authority given to the
Faulkner County Quorum Court by Act 481 of 1977, Arkansas
General Assembly, each member of the Faulkner County
Equalization Board shall receive for his or her services
the sum of thirty dollars (\$30.00) per day in attendance
for each day said Board shall be in session; provided, that
such payments shall be made on the first and fifteenth day
of each month for services rendered as certified by the
Chairman of said Board.

Section 2. All expenses necessarily incurred by reason
of official action of said Board and all compensation
authorized by Section 1, above, shall be audited and paid by
Faulkner County as other claims against the County are audited
and paid.

Section 3. Whereas, the Faulkner County Equalization
Board will soon begin to conduct its official meetings, and,
whereas, members of said Board should be compensated for
attendance at such meetings and other necessary expenses
should be paid, therefor, an emergency is hereby declared
to exist and this ordinance, being necessary for the public
peace, health, and safety, shall be in full force and effect
from and after its passage and approval.

DATED: August 16, 1977

DATED: August 16, 1977

ATTEST: Kay Harmon
Ray Harmon,
Deputy County Clerk
Faulkner County, Ark.

ATTEST: Gerald Ward
Gerald Ward,
County Judge of
Faulkner County, Ark.

Sponsored by: Keriwether

FAULKNER COUNTY QUORUM COURT

Ordinance No. 78-1

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

AN ORDINANCE PROVIDING FOR THE METHOD OF RESCHEDULING A REGULAR MEETING OF THE FAULKNER COUNTY QUORUM COURT.

Section 1. Regular meetings of the Faulkner County Quorum Court shall be rescheduled only by a resolution approved by a majority of the elected Justices of the Peace at a regular or special meeting or by a petition signed by a majority of the elected Justices of the Peace.

Section 2. The resolution or petition rescheduling a regular meeting shall include the time, date, and place of the rescheduled meeting; provided, that the meeting shall not be held outside the boundaries of Faulkner County.

Section 3. Any petition rescheduling a regular meeting shall be delivered to the County Clerk at least twenty-four (24) hours before the regular or rescheduled meeting, whichever shall be the sooner.

Section 4. Notice of a rescheduled meeting given at any regular or special meeting of the Quorum Court shall constitute due notice to the members present. The Court Clerk shall be responsible for giving timely notice to absent members, as well as giving public notice, containing the information specified in Section 2, above.

Section 5. If a regular meeting of the Quorum Court is rescheduled by petition, the County Clerk shall be responsible for giving timely notice to the County Judge and the Justices of the Peace, in writing if time permits, as well as giving public notice, containing the information specified in Section 2, above.

Section 6. This ordinance shall be effective thirty (30) calendar days after publication, as provided by Section 86 (4) and (5), Act 742 of 1977, Arkansas General Assembly.

DATED: January 3, 1978

DATED: January 3, 1978

ATTEST: Kay Harmon
Kay Harmon, Deputy Co. Clerk
Faulkner County, Arkansas

ATTEST: Gerald Ward
Gerald Ward, County Judge
Faulkner County, Arkansas

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Sponsored by: Meriwether

FAULKNER COUNTY QUORUM COURT
Ordinance No. 78-2

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

AN ORDINANCE PROVIDING FOR A PRESIDING OFFICER OF THE FAULKNER COUNTY QUORUM COURT IN THE ABSENCE OF THE FAULKNER COUNTY JUDGE.

Section 1. If the Faulkner County Judge is absent at the time any regular or special meeting of the Faulkner County Quorum Court is scheduled to begin, the Justice of the Peace who is the chairman of the Quorum Court's Administration Committee shall call the meeting to order, order the roll to be called, recognize the presence of a quorum, and supervise the election of a temporary presiding officer.

Section 2. In accordance with Section 85 (4), Act 742 of 1977, Arkansas General Assembly, a quorum of the Justices of the Peace shall, by a majority vote of those present, elect one of their number to serve as a temporary presiding officer. Such presiding Justice shall have the power to vote but shall not have the power of veto or any other authority of the County Judge other than as a presiding officer.

Section 3. If the Faulkner County Judge shall arrive at a meeting of the Quorum Court which is being presided over by a Justice, the County Judge shall immediately assume the chair.

Section 4. If, under the conditions described in Section 1, above, the chairman of the Administration Committee is not present, the duties assigned to him or her shall be assumed by the Justice of the Peace from District 1 (or, in succession, Districts 2, 3, 4, 5, and 6).

Section 5. This ordinance shall be effective thirty (30) calendar days after publication, as provided by Section 86 (4) and (5), Act 742 of 1977, Arkansas General Assembly.

DATED: January 3, 1978

DATED: January 3, 1978

ATTEST: Kay Harmon
Kay Harmon, Deputy Co. Clerk
Faulkner County, Arkansas

ATTEST: Gerald Ward
Gerald Ward, County Clerk
Faulkner County, Arkansas

Sponsored by: Health, Education & Social Service

FAULKNER COUNTY QUORUM COURT
Ordinance No. 78-8

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

AN ORDINANCE TERMINATING THE EXISTING FAULKNER COUNTY
LIBRARY BOARD AND REORGANIZING THE FAULKNER COUNTY
LIBRARY BOARD IN ACCORDANCE WITH ARKANSAS ACT NO. 742
OF 1977.

Section 1. The existing Faulkner County Library Board is hereby declared to be terminated and dissolved, effective on the effective date of this Ordinance, except that such Board shall be deemed to have the power to conduct any and all business necessary to effect an orderly transfer of authority to the new Board created by this Ordinance, provided that such transfer shall be completed prior to June 30, 1978.

Section 2. The functions, duties and jurisdiction formerly vested in the Faulkner County Library Board shall henceforth be vested in the Faulkner County Library Department and its Administrative Board, both of which are hereby created by this Ordinance, in accordance with Section 107 of Act 742 of 1977, Acts of Arkansas.

Section 3. The Administrative Board of the Faulkner County Library Department shall be empowered with all powers enumerated in Section 103 of Act 742 of 1977, as well as with all powers normally incidental to the administration of a Library Department, and the Administrative Board is hereby assigned responsibility for the operation of the Library Department. The Administrative Board of the Library Department shall number five and each of those five shall be appointed by the County Judge of Faulkner County with each appointment requiring confirmation by the Faulkner County Quorum Court. The term of any Administrative Board member so appointed shall be for a term of five years; provided, however, that the initial appointment of the Administrative Board shall provide for the appointment of one member for a one year term; one member for a two year term; one member for a three year term; one member for a four year term; and one member for a five year term; thereby providing for the appointment of one member of the Administrative Board each year after the initial appointment. No administrative Board member shall be appointed for more than two consecutive terms. Each person appointed to the Administrative Board shall be a qualified elector of Faulkner County, and each person so appointed shall within ten days from the date of appointment subscribed to the oath of office and shall file evidence thereof with the Faulkner County Clerk.

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1/27/77

(Ordinance No. 78-8, page 2.)

Section 4. The Administrative Board of the Faulkner County Library Department shall be empowered to contract with the appropriate bodies of Van Buren County in order that the Faulkner-Van Buren Regional Library may continue to function.

Section 5. The County Clerk of Faulkner County shall maintain a register of county administrative board appointments and shall include therein all appointments to the Administrative Board created by this Ordinance, as well as all pertinent information incidental to such appointments, as specified by Section 104 of Act 742 of 1977.

Section 6. All sections of this Ordinance are deemed to be separable and any section thereof which may be declared to be unlawful or unconstitutional shall have no effect on the sections or parts of sections which are not deemed to be unlawful or unconstitutional. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 7. The continued operation of the Faulkner County Library and the Faulkner-Van Buren Regional Library is deemed essential to the citizens of Faulkner County, and to the peace, health, welfare and safety of Faulkner County citizens, and therefore an emergency is declared to exist and this Ordinance shall be in full force and effect from and after its passage.

DATED: February 8, 1977

DATED: February 8, 1977

ATTEST: Kay Harmon
Kay Harmon, Dep. Co. Clerk
Faulkner County, Arkansas

ATTEST: Gerald Ward
Gerald Ward, County
Faulkner County, Ar

FAULKNER COUNTY QUORUM COURT

Ordinance No. 78-14

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

AN ORDINANCE PROVIDING FOR AN INTER-LOCAL AGREEMENT FOR THE DELIVERY OF MANPOWER SERVICES UNDER THE COMPREHENSIVE EMPLOYMENT AND TRAINING ACT OF 1973.

Section I. In compliance with Section 90 of Act 742 of 1977, Arkansas General Assembly, this Court hereby ratifies the entrance of Faulkner County into a consortium with the counties of Pulaski, Saline, and Lonoke, and the City of Little Rock for the purposes of delivery of manpower service under the Comprehensive Employment and Training Act of 1973. Further authority is contained within Title 19, Arkansas Statutes of 1947 annotated, as related to the City of Little Rock and, for the four said counties, Article 7, Section 28, Constitution of Arkansas, 1974, as amended.

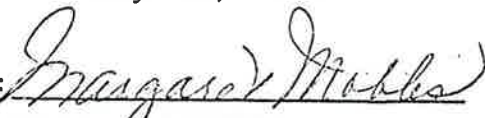
Section II. The participation of Faulkner County within this inter-local arrangement shall be in accordance with the agreement jointly entered into by each of the participant counties and the City of Little Rock in the formation of the consortium.

"The agreement between the various counties and the City of Little Rock, outlining their roles and functions within this consortium, will be on file with the Faulkner County Clerk after final accomplishment."

DATED: May 16, 1978

DATED: May 16, 1978

ATTEST:



Margaret Mobbs,
Deputy County Clerk
Faulkner County, Ark.

ATTEST:



Gerald Ward,
County Judge
Faulkner County, Ark.

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Amended
FAULKNER COUNTY QUORUM COURT
Ordinance No. 78-20

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

AN ORDINANCE TO AUTHORIZE AN ANALYSIS OF THE FEASIBILITY OF MAKING THE OFFICE OF FAULKNER COUNTY CORONER AN APPOINTIVE OFFICE, EFFECTIVE JANUARY 1, 1981: TO PROVIDE FOR THE FINAL DATE OF COMPLETION OF SUCH ANALYSIS; AND FOR OTHER PURPOSES.

Section 1. The Justice and Public Safety Committee of the Faulkner County Quorum Court is hereby authorized to prepare an analysis of the feasibility of making the office Faulkner County Coroner an appointive office, effective January 1, 1981. This analysis shall include an inventory of the duties of the Faulkner County Coroner and an examination of the benefits, if any, of the office being filled by appointment rather than by election.

Section 2. The analysis shall be completed and submitted to the Faulkner County Quorum Court no later than August 1, 1978.

Section 3. Since any ordinance passed by the Faulkner County Quorum Court which would designate the Faulkner County Coroner as an appointed officer must be presented to the voters of Faulkner County for their approval at a general election, and since it would be in the best interests of the people of Faulkner County to vote on this issue at the general election in November, 1978, rather than at the general election in November, 1980; therefore, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage.

DATED: July 18, 1978

DATED: July 18, 1978

ATTEST:

Kay Harmon
Kay Harmon,
Deputy County Clerk
Faulkner County, Ark.

ATTEST:

Gerald Ward
Gerald Ward,
County Judge
Faulkner County, Ark.

Sponsored by: Meriwether

FAULKNER COUNTY QUORUM COURT
Ordinance No. 78-25

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

AN ORDINANCE MAKING THE FAULKNER COUNTY SURVEYOR AN APPOINTIVE OFFICE, EFFECTIVE JANUARY 1, 1981; AND FOR OTHER PURPOSES.

Section 1. Effective January 1, 1981, the Faulkner County Surveyor shall be appointed by the Faulkner County Judge and shall serve at the pleasure of the Faulkner County Judge.

Section 2. No person shall serve as County Surveyor who shall not meet the qualifications for the office which are now or may be prescribed by statute of the General Assembly and/or ordinance of the Quorum Court.

Section 3. The County Surveyor shall have such duties and authorities as are now or may be prescribed by statute of the General Assembly and/or ordinance of the Quorum Court. Additional duties may also be assigned by the County Judge. The County Surveyor shall be responsible to the County Judge for the satisfactory performance of these duties and authorities.

Section 4. The Faulkner County Quorum Court is hereby authorized to enter into an interlocal agreement with one or more counties to provide for the multi-county consolidation of the non-elective county office of County Surveyor. If such an interlocal agreement is made, the person performing the duties of the County Surveyor need not be a resident of Faulkner County.

Section 5. This ordinance shall be referred to the electors of Faulkner County at the general election to be held on November 7, 1978, and Sections 1 through 4 shall take effect only if approved by a majority of the voters voting on the ordinance. The Faulkner County Election Commission and the Faulkner County Clerk are hereby ordered to comply with the statutes concerning the placing of referred ordinances on the ballot and the publication of such ordinances.

Section 6. All sections of this ordinance are deemed to be separable and any section thereof which may be declared to be unlawful or unconstitutional shall have no effect on the sections or parts of section which are not deemed to be unlawful or unconstitutional. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

(Ordinance No. 78-25, page 2.)

Section 7. Since it is the purpose of the Faulkner County Quorum Court to refer this ordinance to the electorate at the general election to be held on November 7, 1978, an emergency is here declared to exist and this ordinance shall be in full force and effect from and after its passage.

DATED: September 5, 1978

DATED: September 5, 1978

ATTEST:

Kay Harmon
Kay Harmon
Deputy County Clerk
Faulkner County, Arkansas

ATTEST:

Gerald Ward
Gerald Ward
County Judge
Faulkner County, Arkansas

Sponsored by: Meriwether

FAULKNER COUNTY QUORUM COURT
Ordinance No. 78-26

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

**AN ORDINANCE MAKING THE FAULKNER COUNTY CORONER AN
APPOINTIVE OFFICE, EFFECTIVE JANUARY 1, 1981; AND FOR
OTHER PURPOSES.**

Section 1. Effective January 1, 1981, the Faulkner County Coroner shall be appointed by the Faulkner County Judge, with the consent of the majority of the members of the Faulkner County Quorum Court, for the term of two years. The Coroner shall be appointed by the County Judge and approved by the Quorum Court which shall have been elected at the last general election. The Coroner shall continue in office after the expiration of his official term until his successor is elected and qualified.

Section 2. No person shall serve as Coroner who shall not meet the qualifications for the office which are now or may be prescribed by statute of the General Assembly and/or ordinance of the Quorum Court.

Section 3. The Coroner shall have such duties and authorities, as are now or may be prescribed by statute of the General Assembly and/or ordinance of the Quorum Court.

Section 4. The Coroner shall be removed or suspended from office only in the manner which is or may be prescribed by statute of the General Assembly for county officers.

Section 5. Vacancies in the office of Coroner shall be filled for the remainder of the term in the same manner by which the office is to be filled. Persons appointed to the office of Coroner shall be eligible for re-appointment.

Section 6. The Faulkner County Quorum Court is hereby authorized to enter into an interlocal agreement with one or more counties to provide for the multi-county consolidation of the non-elective county office of Coroner. If such an interlocal agreement is made, the person performing the duties of Coroner need not be a resident of Faulkner County.

(Ordinance No. 78-26, page 2.)

Section 7. This ordinance shall be referred to the electors of Faulkner County at the general election to be held on November 7, 1978, and Sections 1 through 6 shall take effect only if approved by a majority of the voters voting on the ordinance. The Faulkner County Election Commission and the Faulkner County Clerk are hereby ordered to comply with the statutes concerning the placing of referred ordinances on the ballot and the publication of such ordinances.

Section 8. All sections of this ordinance are deemed to be separable and any section thereof which may be declared to be unlawful or unconstitutional shall have no effect on the sections or parts of section which are not deemed to be unlawful or unconstitutional. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 9. Since it is the purpose of the Faulkner County Quorum Court to refer this ordinance to the electorate at the general election to be held on November 7, 1978, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage.

DATED: September 5, 1978

ATTEST: Kay Harmon
Kay Harmon
Deputy County Clerk
Faulkner County Clerk

DATED: September 5, 1978

ATTEST: Gerald Ward
Gerald Ward
County Judge
Faulkner County Clerk

FAULKNER COUNTY QUORUM COURT
Ordinance No. 79-1

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

**AN ORDINANCE ESTABLISHING THE FAULKNER
COUNTY RECREATION BOARD.**

Section 1. Under the authority given to the Faulkner County Quorum Court by Act 742 of 1977, Arkansas General Assembly, Sections 100 and 103, there is hereby created the Faulkner County Recreation Board, an administrative board as defined by Section 103 (2) of said Act.

Section 2. The Faulkner County Recreation Board shall consist of five (5) members each of whom shall be appointed by the Faulkner County Judge subject to the confirmation of the Faulkner County Quorum Court. All members of the Board shall be qualified electors of Faulkner County. With the exception of the first Board members appointed under this ordinance, all Board members shall be appointed for five year terms and shall be eligible for re-appointment; provided that no member shall be appointed for more than two (2) consecutive terms.

Section 3. The initial Faulkner County Recreation Board shall be appointed during the month of January, 1979, and the term of office shall begin on February 1. One member shall be appointed for a one-year term, one member for a two-year term, one member for a three-year term, one member for a four-year term, and one member for a five-year term. Appointments for succeeding terms shall be made after January 1 of each year.

Section 4. A member of the Faulkner County Recreation Board shall be removed only for cause by the County Judge with confirmation by resolution of the Quorum Court; provided, however, that written notification stating the causes for removal shall be provided to such Board member prior to the meeting at which the Quorum Court shall consider such removal, and such Board member shall be afforded the opportunity to meet with the Quorum Court in their deliberation of removal. Judicial appeal from removal shall be as provided by law.

Section 5. The initial meeting of the Faulkner County Recreation Board, its regular and special meetings, the quorum necessary to transact business, its organization, and other matters shall be as required by Section 105 of Act 742.

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Ordinance

(Ordinance No. 79-1, Page 2.)

Section 6. The authorities and responsibilities of the Faulkner County Recreation Board shall be as are now or may be established by statute of the General Assembly and/or ordinance of the Quorum Court. It is anticipated that the Board, when constituted, shall recommend to the Quorum Court various measures concerning the Board's authorities and responsibilities.

DATED: January 2, 1979

ATTEST: Rubens Goss
Ruben Goss, County Clerk
Faulkner County, Ark.

DATED: January 2, 1979

ATTEST: Gerald Ward
Gerald Ward, County Judge
Faulkner County, Ark.

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Amended

FAULKNER COUNTY QUORUM COURT
Ordinance No. 79- 7

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF
FAULKNER , STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED:
AN ORDINANCE PROVIDING FOR A QUARTERLY REPORT BY THE FAULK-
NER COUNTY TAX ASSESSOR ON NEW ASSESSMENTS OF REAL PROPERTY.

Section 1. In addition to all other duties presently required by
statute or ordinance, the Faulkner County Tax Assessor shall, on the dates
specified below, submit to the Faulkner County Quorum Court a report on the
new assessments of real property.

Section 2. Such reports shall be submitted on the following dates
of each year: January 1-15, April 1-15, July 1-15, for all assessments of new
and / or remodeled real property. The reports shall be in the form of the to-
tal assessed value of such property in each school district which lies in
whole or in part in Faulkner County.

Section 3. Such reports shall be submitted in writing at a regular
or special meeting of the Quorum Court during the dates indicated and shall
include the new assessments made and entered on the tax books since the
previous report.

DATED: May 3, 1979
ATTEST: Gerald Ward
Gerald Ward
County Judge
Faulkner County, Ark.

DATED: May 3, 1979
ATTEST: Suzanne Day
Suzanne Day
Deputy Clerk
Faulkner County,

FAULKNER COUNTY QUORUM COURT
ORDINANCE NO. 80-25

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN EMERGENCY ORDINANCE DEFINING COUNTY ROADS, LIMITING THE USE OF COUNTY ROADS, PROVIDING PENALTY FOR VIOLATION OF THIS ORDINANCE, AND FOR OTHER PURPOSES.

SECTION 1. For the purposes of this Ordinance, a "County road" shall be defined as any and all roads in Faulkner County, Arkansas, which Faulkner County, by formal order or the County Court, has taken into the County road system.

SECTION 2. No vehicle with rough surface metal tires may be driven upon any hard surface county road.

SECTION 3. No person, firm, corporation, business, or other entity shall place any gate, gap, cattle guard, or barricade, or otherwise obstruct or dig in, any County road or portion thereof. This section shall not prohibit obstruction upon a County road by any member of the County road or Highway Department or contractor employed by the County, while engaged in repairing any County road, nor shall it apply to any person, firm, corporation, business, or other entity making any proper or authorized use of a County road, or portion of a County road, under a permit granted by the County Judge, when such action is within the time and in the manner specified in such permit.

SECTION 4. No person, firm, corporation, or other entity shall place any line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter, whether a public Utility or otherwise, upon any county road without having first obtained a permit to do so from the County Judge setting out the terms and conditions upon which the same may be permitted, which permit contain a provision that should the County Court, or any other proper County entity authorized to do so by law, determine that such line, pipeline, pole, conduit, or any other type facility, apparatus or other matter, whether public utility or any otherwise, should be removed in order for the public to be able to reasonably use such roadway, or County directed improvements be made, that the same will be removed upon written instructions from the County Judge or other proper County official, without any cost to the Count, provided, however, no such line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter, whether a public utility or otherwise, may be

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modified

placed upon, over, or under the portion of such roadway prepared or used, for vehicular traffic. With reference to such public utility line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter now upon, under, in or over such portion of any County road prepared for or used by vehicular traffic, Section 5 shall apply rather than this Section.

SECTION 5. With reference to any line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter, whether a public utility or otherwise, now in, under or over the portion of any County road prepared for or used by vehicular traffic, no such, line, pipeline, pole, conduit, or any type facility, apparatus, or other matter may be replaced in such portion of the County road prepared or used for vehicular traffic, nor may such line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter be placed upon any other part of a County road without first obtaining a permit to do so from the County Judge and putting the same in, in the manner provided by such permit, which shall require that if it is determined by proper County authority that such portion of said County road is needed for other purposes, that such line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter will be removed, without expense to Faulkner County or any of its instrumentalities. This Ordinance shall not be construed as prohibiting the repair of any such public utility line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter presently located under, in or over the portion of such County road prepared for or used by vehicular traffic, provided, however, a permit is obtained from the County Judge prior to any work being done upon said public utility line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter, wherein it is specified where and how the repair work shall be done, and such repair work is done in accordance with the terms and conditions of such permit. For the purposes of this Ordinance, the term "replacement" shall refer to any instance in which, within any 12 month period of time, a continuous area 300 feet or more in length, or an area with a total length of 600 feet or more in any 1 mile area is replaced, and any replacement of less than such amount shall be considered a repair.

SECTION 6. This Ordinance shall not be construed as prohibiting the crossing of any County road by any public utility line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter, where it is reasonably necessary that such crossing occur, provided a permit, as provided in this Ordinance has been obtained prior to such crossing, and is fully complied with in making and repairing such crossing.

Section 7. No road, driveway, or other entrance or exit of any nature or form shall be made into any County road without first having obtained a permit as set out in this Ordinance to do so from the County Judge, and making such road, driveway, or other entrance or exit of any nature or form in accordance with all terms and conditions of such permit.

Section 8. While no permit provided herein shall be denied except where public needs make the granting of such permit impracticable or impossible, such permit shall contain not only the other terms herein provided, but shall also insure that the granting of the permit shall not damage or be detrimental to any County road or the public interest, and shall specifically make necessary requirements to insure that such County road will not be damaged, will be restored to as good or better condition as prior to the issuance of the permit, and will not interfere with future public use of such County road.

Section 9. No person, firm, corporation or other entity, whether a public or private utility, or some other type entity, shall be permitted to maintain or keep any line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter under, in or over any County road in such a manner as to constitute a safety hazard to any person or County employee lawfully using or working upon any such County road. Should any such hazard exist, the County Judge shall immediately notify such firm, person, corporation or other entity of such hazard, and the time within which it must be remedied, and failure to remedy such condition within the reasonable time allotted, or any reasonable extension thereto made by the County Judge, shall constitute a violation of this Ordinance.

Section 10. No line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter shall be permitted to be placed under, in, above, or across any County road unless the same shall be not less than the distance from the traveled surface of such County road as provided in the permit, and no permit shall designate that any such line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter be placed less than 36 inches below, or not less than 20 feet above the traveled surface of such roadway.

Section 11. Any permit granted under the provisions of this Ordinance shall contain at least the following information: location involved, name and address of permittee, permitted activity, time and manner in which such activity is to be completed, amount of bond to be posted to guarantee compliance with all terms and conditions of the permit, designate the manner and standard for refilling and repair, prohibit any replacement as defined in this Ordinance, or any new construction, except for reasonably necessary crossings, in the protection of any County road prepared or used for vehicular traffic, shall require removal of any line, pipeline, pole, conduit, or any other type facility, apparatus, or other matter placed upon, under or over any portion of County road, at the expense of such permittee, or the permittee's heirs, assigns, or successors in title, and without cost or expense to the County or any of its instrumentalities, and shall otherwise be in compliance with this Ordinance. Any permit in violation of the provisions of this Ordinance shall be null and void.

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 Section 12. Any person, firm, corporation or other entity which shall fail to obtain, or comply fully with the terms and conditions of any permit required by this Ordinance shall be guilty of a continuing misdemeanor, with each day being a separate offense, from the first activity which takes place requiring a permit, until and including the date upon which permit has not only been issued, but fully complied with.

Section 13. Any person, firm corporation or other entity required to remove or repair any line, pipeline, pole, conduit or any other type facility, apparatus, or other matter in, under or over any County road, or any portion thereof, and failing to do so within the reasonable time granted by the County Judge, as reasonably extended by the County Judge, shall be deemed guilty of a continuing misdemeanor from the reasonable expiration date, as reasonably extended, in which directed to complete such repair or replacement, with each day thereafter being a separate offense.

Section 14. The County Judge shall charge a reasonable inspection fee for each permit requested, except a permit requested for private, one-family driveway for which no inspection fee shall be charged, which fee shall be an amount reasonably necessary to reimburse Faulkner County for time, travel, and out-of-pocket expenses with reference to inspections necessary to insure compliance with the terms and conditions of the permit.

Section 15. It shall be unlawful for any person, firm, corporation or other entity to place, deposit, or dump, or cause to be placed, deposited, or dumped any garbage, swill, cans, bottles, papers, ashes, refuse, carcass of any dead animal or dead poultry offal, trash, or rubbish, or any noisome, nauseous or offensive matter in or upon any County road. For the purposes of this Ordinance, any firm, person, corporation, or other entity, in having any item prohibited in this section to be placed, deposited, dumped upon any County road, who permits the same to fall or otherwise be upon any County road shall be construed as having permitted the same to occur.

Section 16. For the purposes of section 15 hereof, the owner of any vehicle, motor driven or otherwise, from which a violation of said section occurs shall prima facie be presumed guilty of such offense, but such presumption shall not prohibit such owner from making proof to the contrary.

Section 17. Any person, firm, corporation or other entity, or which violates the provisions of any one or more of sections 3, 4, 5, 7, 9, 10, 12 and 13, shall have committed an offense which, if permitted to continue on more than one day, shall be continuing offenses, and upon conviction thereof, shall be fined not more than \$250.00, with each day such condition continues to exist being a continuing offense subjecting such person, firm, corporation or entity to an additional fine of not to exceed \$250.00 for each day of such continuance.

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1

SECTION 18. Any person, firm corporation or other entity who violates the provisions of section 2 and 15 hereof, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not more than \$500.00 .

SECTION 19. Should any two or more persons, firms, corporation or other entity, or any combination thereof, conspire to, or jointly violate any of the terms of this Ordinance, shall each be deemed guilty of a misdemeanor, and punishable as herein provided.

SECTION 20. Conviction of any person, firm , corporation or other entity, or any combination thereof, of viloation of this Ordinance, or any part hereof, shall not be a bar to a civil action for recovery of any damages which might be sustained either by Faulkner County, or any persons, firm, corporation or other entity by reason of such violation.

SECTION 21. The proper use and maintenance of County roads is essential to the health, safety and welfare of all persons using, or entitled to use the same, and all persons, firms, corporations, or entities working upon such County roads, and the cost of construction, modification anc repair of such County roads in order to make them available for the use for the purposes for which constructed, and to prevent injury and damage to Faulkner County and persons, firms, corportaions and entities so using such roads, makes it imperative that the County adopt and make effective immediately this Ordinance for protection of such roads, the County , persons, firms, corporations and entities.

SECTION 22. This Ordinance shall not be construed as either permitting or condoning any past or present use of County roads for any purpose other than lawful use for predestrain and vehicular traffic. By enactment of this Ordinance, this Court recognizes no property or other right aquired in any County in and to the County roads , and the unobstructed and unhampered use of such County roads for prestrian and vehicular traffic, properly permitted by law.

SECTION 23. All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

DATED: OCTOBER 23, 1980

DATED: OCTOBER 23, 1980

ATTEST:

Nina Hogan
Nina Hogan
Quorum Court Secretary
Faulkner County Arkansas

ATTEST:

Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County Arka

182
182-2

FAULKNER COUNTY QUORUM COURT
ORDINANCE NO. 80-31

BE IT ENACTED BY THE QUORUM COURT OF THE COUNY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE TO ESTABLISH THE FAULKNER COUNTY FIRE PROTECTION DISTRICT, TO PROVIDE FOR THE APPOINTMENT OF AN ADVISORY BOARD FOR SAID DISTRICT, TO SET GOALS AND OBJECTIVES FOR THE FAULKNER COUNTY FIRE PROTECTION DISTRICT, TO PRESCRIBE DUTIES AND RESPONSIBILITIES FOR THE DISTRICT, TO ESTABLISH THE ROLE FO THE ADVISORY BOARD, TO ESTABLISH VARIOUS METHODS OF FINANCIAL SUPPORT, AND FOR OTHER PURPOSES.

SECTION 1: There is hereby established the Faulkner County Fire Protection District which encompasses the entire corporate and unincorporated geographical areas of this county, as defined by law, and which shall be an integral function of county government aligned under the office of the County Judge.

SECTION 2: The Faulkner County Fire Protection District shall be the express purpose of better fire protection services for the citizens of this county through, but not limited to, the following programs:

- A. Cooperative agreements between existing fire agencies both public and private.
- B. Establishment, equipping and staffing of rural fire stations.
- C. Expansion of existing fire agencies.
- D. Provision of central communications networks, centralized professional training and procurement of equipment and supplies.
- E. Procurement of advantageous State and Federal grants for fire protection services and % or equipment.
- F. Combination of the above.

SECTION 3: Concurrently with the establishment of the Faulkner County Fire Protection District, an Advisory Board for the District shall be appointed as per Act 742 of 1977 and as amended by Act 413 of 1979 and shall consist of one (1) member from each existing fire protection agency, either public or private. Each existing fire protection agency shall nominate

one (1) professional person from it's membership to represent their agency on the Advisory Board with all members to be appointed by the County Judge subject to confirmation by the Quorum Court.

- B. After appointment, and at yearly intervals, and Executive Board shall be appointed by the entire Advisory Board but shall not exceed five (5) members who shall meet at least quarterly or at the call of the County Judge.

SECTION 4:

The functions of the Advisory Board and it's Exicutive Committee shall be limited to the improvement of fire protection services through their advisory recommendations in germane areas, including but not limited to:

- A. Needs assessements
- B. Goals and objectives
- C. Coordinative processes for the general betterment of the district.
- D. Planning priorities for the District
- E. Procedural Areas

SECTION 5.

Funding for the elements comprising the Faulkner County Fire Protection District may be through any combination of existing mechanisms and may be supplemented by grants from State and/or Federal sources, Quorum Court appropriations, dues, fees, and any special or dedicated millages subsequently enacted by due legal processes.

DATED: NOVEMBER 5, 1980

DATED: NOVEMBER 5, 1980

ATTEST: *Nina Hogan*
 Nina Hogan
 Quorum Court Secretary
 Faulkner County Arkansas

ATTEST: *Gerald Ward*
 Gerald Ward
 Faulkner County Judge
 Faulkner County Arkansas

FAULKNER COUNTY QUORUM COURT
ORDINANCE NO. 80-35

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF
FAULKNER, STATE OF ARKANSAS, AND ORDINANCE TO BE
ENTITLED: AN ORDINANCE TO ESTABLISH THE FAULKNER
COUNTY EMERGENCY SQUAD PUBLIC SAFETY GRANTS.

- Section 1. The Faulkner County Emergency Squad is hereby authorized to make grants of monies from funds derived from the Emergency Squad Voluntary Tax Fund to qualified applicants which meet the requirements of the Initiative Petition voted on in the General Election of 1976.
- Section 2. Funds for this purpose may be appropriated by the Quorum Court on request from the Emergency Squad only after they have met their own fiscal requirements to maintain an essential level of operation of the Faulkner County Emergency Squad.
- Section 3. The grants will be known to all interested parties as the Faulkner County Emergency Squad Public Safety Grants and will be received and reviewed by the Emergency Squad with awards being made in part or in whole as deemed necessary by the Emergency Squad.
- Section 4. This Ordinance being necessary for the public safety and welfare, an emergency is hereby declared to exist and this Ordinance shall take effect from and after its passage and publication.

DATED: DECEMBER 16, 1980

DATED: DECEMBER 16, 1980

ATTEST: *Suzanne Day*
Suzanne Day
Quorum Court Secretary
Faulkner County Arkansas

ATTEST: *Gerald Ward*
Gerald Ward
Faulkner Co. Judge
Faulkner Co. Arkansas

FAULKNER COUNTY QUORUM COURT
ORDINANCE NO. 81-2

*repealed by Ordinance
93-2 (1/20/93)*

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER,
STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE TO
DESIGNATE THE OFFICE OF THE TAX ASSESSOR TO BE RESPONSIBLE
FOR DATA PROCESSING EQUIPMENT USED FOR KEEPING ASSESSMENT
RECORDS AND FOR PREPARING TAX BOOKS, COLLECTOR'S RECORDS
AND TAX RECEIPTS; TO USE SUCH EQUIPMENT FOR OTHER APPROPRIATE
COUNTY PURPOSES; AND FOR OTHER PURPOSES.

- Section 1. The office of the Faulkner County Tax Assessor is hereby designated as the county agency to be responsible for the maintenance and operation of the data processing equipment (commonly referred to as a "computer") and the subsequent keeping of assessment records, preparation of tax books and preparation of the Collector's receipts.
- Section 2. Other county agencies are authorized the use of the data processing equipment in so far as their needs can be served, subject to the limitations of the equipment and the availability of funds.
- Section 3. Effective July 1, 1981, all costs connected with the data processing system as pertains to the office of the Tax Assessor shall be prorated among the respective taxing units as prescribed by Act 522 of 1975 and as amended by Act 122 of 1979.

DATED: MARCH 24, 1981

DATED: MARCH 24, 1981

ATTEST: Corrinne Daves
Corrinne Daves
Quorum Court Secretary
Faulkner County Arkansas

APPROVED: Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County Arkansas

FAULKNER COUNTY QUORUM COURT
ORDINANCE NO. 81-4

See
91-3

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE TO ESTABLISH THE REIMBURSEMENT RATES FOR USE OF PRIVATE VEHICLES IN OFFICIAL BUSINESS, REIMBURSEMENT OF OTHER AUTHORIZED OFFICIAL TRAVEL EXPENSES, AND FOR OTHER PURPOSES.

Section 1. Officials and employees of Faulkner County who are required to use their private vehicles on official county travel are to be reimbursed at the rate of \$.15 per mile only after completion of travel and then only after certification of the travel by the official directing such travel.

- Section 2. (1) Officials and employees of Faulkner County are authorized per diem reimbursable expenses of not to exceed \$35.00 for in-state travel and \$45.00 for out-of state travel of an official nature.
- (2) Officials and employees of Faulkner County traveling on official county business may be reimbursed for both use of their private vehicle and the per diem expenses as set within this section.
- (3) Request for reimbursement for per diem expenses will be accompanied by motel / hotel receipts in instances of overnight travel.
- (4) Reimbursement for per diem expenses will not be allowed unless the official travel is outside of Faulkner County.

Section 3. Reimbursements requests for use of private vehicles and per diem travel expenses by members of the Faulkner County Quorum Court will be certified by the County Judge.

Section 4. All travel reimbursement will be from the specific appropriation of the activity directing such travel.

DATED: April 21, 1981

ATTEST:

Janis Mercer
Janis Mercer
Quorum Court Secretary
Faulkner County Arkansas

DATED: April 21, 1981

APPROVED:

Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County Arkansas

FAULKNER COUNTY QUORUM COURT
ORDINANCE 82-12

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE PROVIDING FOR THE LEVYING OF A VOLUNTARY TAX OF 1 MILL FOR THE SUPPORT OF FAULKNER COUNTY RECREATIONAL ACTIVITIES; FOR THE PLACING OF THE TAX ON THE BALLOT IN NOVEMBER 1982; FOR APPROVAL OF THE VOTERS, AND FOR OTHER PURPOSES.

- Section 1. There is hereby levied a voluntary tax of 1 mill for 1982 and subsequent years on the assessed valuation of all real and personal property subject to taxation within Faulkner County.
- Section 2. Such millage shall be set forth as a "Voluntary County Recreation Tax" to be paid by the property owner on his or her own volition. The property tax statement sent to the property owners by Faulkner County shall specify this millage as voluntary.
- Section 3. All monies collected from this voluntary tax shall be set aside in a fund to be designated the "County Recreational Fund" and shall be appropriated by the Faulkner County Quorum Court for the support and operation of programs sponsored by the Faulkner County Recreation Board
- Section 4. There shall be placed on the Faulkner County general election ballot at the general election to be held on November 2, 1982, the following proposition:

FOR the voluntary 1 mill
County Recreation Tax.....

AGAINST the voluntary 1 mill
County Recreation Tax.....

- Section 5. This voluntary 1 mill tax shall be collected only if a majority of the voters voting on the question at said election shall approve the levy of said contribution.
- Section 6. If approved by the voter at said election, this voluntary 1 mill tax shall be a continuing levy until altered or abolished by a majority of the voters voting on the question in some subsequent Faulkner County general election.

DATED: August 17, 1982

DATED: August 17, 1982

ATTEST:

Janis M. Mercer
Janis M. Mercer
Quorum Court Secretary
Faulkner County Arkansas

APPROVED:

Gerald Ward
Gerald C. Ward
Faulkner County Judge
Faulkner County Arkansas

Construction and maintenance of the transmission distribution system, including house connections, shall be in accordance with the provisions of the National Electrical Safety Code, prepared by the National Bureau of Standards, the National Electrical Code of the National Board of Fire Underwriters and such applicable ordinances and regulations of Faulkner County, Arkansas effecting electrical installations which may be presently in effect or may be enacted by the County.

Installation and house drop hardware shall be uniform throughout the County, except that Grantees shall be free to change his hardware and installation procedure as improvements therein and developed and except where changes are permitted or required by regulations and ordinances of Faulkner County, Arkansas presently in effect or which may be enacted hereafter.

- Section 5. The Grantors shall have the right to prescribe reasonable service rules and regulations for the conduct of this business, service rules and regulations shall be kept on file at all times with the County Clerk.
- Section 6. The Grantees shall construct an ALL Bands system capable of providing four (4) or more channels of satisfactory television reception.
- Section 7. The Grantees' distribution system shall conform to the requirements of the Federal Communications Commission, particularly with respect to freedom from spurious radiation.
- Section 8. The antenna, receiving and distribution equipment shall be installed and maintained so as to provide pictures on subscriber receivers throughout the system essentially of the same quality as those received at the antenna site and/or transmitted by the Grantees.
- Section 9. All provisions of law provided and prescribed for the granting of this permit and authority are hereby declared to have been fully complied with and the permit shall be in full force and effect from and after its execution and approval. The Grantee shall pay, and in consideration of the granting of this permit and authority, agree to pay to Faulkner County, Arkansas as a tax and as compensation for the right and privileges enjoyed hereunder, three percent (3%) of the annual gross base proceeds received by the Grantee herein.

DATED: JUNE 21, 1983

DATED: JUNE 21, 1983

ATTEST: Carol Hightower
Carol Hightower
Quorum Court Secretary
Faulkner County, Arkansas

APPROVED: Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, Arkansas

4-20
2000-10-16

FAULKNER COUNTY QUORUM COURT
ORDINANCE 83-7

now
SPW
Middle Arkansas
Cablevision
164 B.S. Broadview
Brentwood
679-
5512

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE GRANTING TO ROY L. MONTGOMERY, HIS SUCCESSORS AND ASSIGNS, THE RIGHT TO ERECT, MAINTAIN AND OPERATE TRANSMISSION AND SERVICE DISTRIBUTION FACILITIES AND ADDITIONS THERETO, IN, UNDER, OVER, ALONG, ACROSS AND UPON THE STREETS, LANES, AVENUES, ALLEYS, BRIDGES, HIGHWAYS AND OTHER PUBLIC PLACES IN FAULKNER COUNTY, ARKANSAS NOT WITHIN THE CORPORATED LIMITS OF ANY CITY AS OF THIS DATE, AND SUBSEQUENT ADDITIONS THERETO FOR THE PURPOSE OF ERECTING, OPERATING AND MAINTAINING A TELEVISION ANTENNA SYSTEM AND A TELEVISION SIGNAL TRANSMISSION SYSTEM THEREON AND THEREUNDER SERVING THE INHABITANTS OF SAID COUNTY, AND FOR OTHER PURPOSES, FOR A PERIOD OF FIFTEEN (15) YEARS, WITH THE OPTION TO RENEW THE SAME AND REGULATING THE SAME, AND FOR OTHER PURPOSES.

- Section 1: In consideration of the faithful performance and observance of the conditions and reservations hereafter specified, the right is hereby granted to Roy L. Montgomery, his successors and assigns, hereinafter referred to as Grantees, to erect, maintain and operate antenna television transmission and distribution facilities, in, under, over, along, across and upon the streets, lanes, avenues, sidewalks, alleys, bridges, and other public places in Faulkner County, Arkansas, not within the incorporated limits of a city as of this date, and subsequent additions thereto, for the purpose of transmission and distribution of television impulses and television energy, both community antenna and closed circuit, including programs, recorded on film and television tape or otherwise recorded in accordance with the laws and regulations of the United States of America and the State of Arkansas, and the ordinances and regulations of Faulkner County, Arkansas for a period of fifteen (15) years with the option to renew the same for an additional fifteen (15) years, upon the same terms and conditions herein provided for by giving written notice of the desire to do so at least one (1) year prior to the expiration hereof, subject to the conditions thereof.
- Section 2: Whenever used in this ordinance, the word "television" shall mean a system for simultaneous transmission of audio signals and visual images by means of electrical impulses.
- Section 3: This right-of-way for the use and purposes herein set forth shall not be exclusive but is merely a permit allowing Grantees to use the streets, alleys, etc., of Faulkner County, Arkansas for the purpose herein set forth.
- Section 4. The Grantees' transmission and distribution system, poles, wire and appurtenances shall be located, erected and maintained so as not to endanger or interfere with the lives of persons, or to interfere with any improvements of the County may deem proper to make, or, to hinder unnecessarily or obstruct the free use of the streets, alleys, bridges or other public property.

Article 9. The antenna, receiving and distribution equipment shall be installed and maintained so as to provide all towns on subscriber receivers throughout the system essentially of the same quality as those received at the end of the line and/or transmitted by the Grantees.

Article 10. All provisions of law provided and prescribed for the granting of this permit shall be in full force and effect from and after its execution and approval. The Grantee shall pay, and in consideration of the granting of this permit and authority, agree to pay to Faulkner County, Arkansas as a tax and as compensation for the right and privileges enjoyed hereunder, three percent (3%) of the annual gross base proceeds received by the Grantee herein.

Dated: 2-9-84

Dated: 2-9-84

Attest: Carol Hightower
Carol Hightower
Quorum Court Secretary
Faulkner County, Arkansas

Approved: Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, Arkansas

FAULKNER COUNTY QUORUM COURT
ORDINANCE 84-4

Now
FRIENDSHIP
Box 1030
Cabot 72023
800-825-6211

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE GRANTING TO MAYFLOWER CABLEVISION LIMITED PARTNERSHIP, ITS SUCCESSORS AND ASSIGNS, THE RIGHT TO ERECT, MAINTAIN AND OPERATE TRANSMISSION AND SERVICE DISTRIBUTION FACILITIES AND ADDITIONS THERETO, IN, UNDER, OVER, ALONG, ACROSS AND UPON THE STREETS, LANES, AVENUES, ALLEYS, BRIDGES, HIGHWAYS AND OTHER PUBLIC PLACES IN FAULKNER COUNTY, ARKANSAS NOT WITHIN THE INCORPORATED LIMITS OF ANY CITY AS OF THIS DATE, AND SUBSEQUENT ADDITIONS THERETO FOR THE PURPOSE OF ERECTING OPERATING AND MAINTAINING A TELEVISION ANTENNA SYSTEM AND A TELEVISION SIGNAL TRANSMISSION SYSTEM THEREON AND THEREUNDER SERVING THE INHABITANTS OF SAID COUNTY, AND FOR OTHER PURPOSES, FOR A PERIODS OF TWENTY (20) YEARS, WITH THE OPTION TO RENEW THE SAME AND REGULATING THE SAME, AND FOR OTHER PURPOSES.

SECTION 1: In consideration of the faithful performance and observance of the conditions and reservations hereafter specified, the right is hereby granted to Mayflower Cablevision Limited Partnership, its successors and assigns, hereinafter referred to as Grantees, to erect maintain and operate antenna television transmission and distribution facilities, in, under, over, along, across and upon the streets, lanes, avenues, sidewalks, alleys, bridges, and other public places in Faulkner County, Arkansas, not within the incorporated limits of a city as of this date, and subsequent additions thereto, for the purpose of transmission and distribution of television including programs, recorded on film and television tape or other-wise recorded in accordance with the laws and regulations of the United States of America and the State of Arkansas, and the ordinances and regulations of Faulkner County, Arkansas for a period of twenty (20) years, upon the same terms and conditions herein provided for by giving written notice of the desire to do so at least one (1) year prior to the expiration hereof, subject to the conditions thereof.

Section 2: Whenever used in this ordinance, the word "television" shall mean a system for simultaneous transmission of audio signals and visual images by means of electrical impulses.

Section 3. This right-of-way for the use and purposes herein set forth shall not be exclusive but is merely a permit allowing Grantees to use the streets, alleys, etc., of Faulkner County, Arkansas for the purpose herein set forth.

Section 4. The Grantees' transmission and distribution system, poles, wire and appurtenances shall be located, erected and maintained so as not to endanger or interfere with the lives of persons, or to interfere with any improvements of the County may deem proper to make, or to hinder unnecessarily or obstruct the free use of the streets, alleys, bridges or other public property.

Construction and maintenance of the transmission distribution system, including house connections, shall be in accordance with the provisions of the National Electrical Safety Code, prepared by the National Bureau of Standards, the National Electrical Code of the National Board of Fire Underwriters and such applicable ordinances and regulations of Faulkner County, Arkansas effecting electrical installations which may be presently in effect or may be enacted by the County.

Installation and house-drop hardware shall be uniform throughout the County, except that Grantees shall be free to change its hardware and installation procedure as improvements therein are developed and except where changes are permitted or required by regulations and ordinances of Faulkner County, Arkansas presently in effect or which may be enacted hereafter.

Section 5. The Grantors shall have the right to prescribe reasonable service rules and regulations for the conduct of this business, service rules and regulations shall be kept on file at all times with the County Clerk.

Section 6. The Grantees shall construct an All Bands system capable of providing four (4) or more channels of satisfactory television reception.

Section 7. The Grantees' distribution system shall conform to the requirements of the Federal Communications Commission and shall be free from interference with respect to freedom from spurious radiation.

Section 8. The Grantees' distribution system shall be connected in conjunction with the Bayflower city system and shall be immediately continuous to and within a 100-foot radius of the city limits of Bayflower, Arkansas.

FAULKNER COUNTY QUORUM COURT
Ordinance 84-7

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE AUTHORIZING AN ANALYSIS OF ALTERNATIVE COUNTY ORGANIZATIONS, ESTABLISHING A DATE FOR COMPLETION OF THE ANALYSIS, EMPLOYING A STAFF TO CONDUCT THE ANALYSIS, AND ESTABLISHING COMPENSATION.

Section 1. In accordance with Arkansas Statutes 17-3708, the Faulkner County Quorum Court hereby directs that the alternative methods of organizing the offices of the County Clerk, Circuit Clerk, Tax Assessor, Sheriff & Collector, and County Treasurer be studied and a written report specifying costs & benefits of such alternative forms be submitted to its membership.

Section 2. The reported authorized in Section 1 shall be submitted to the Faulkner County Quorum Court not later than December 31, 1984.

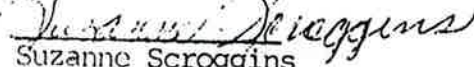
Section 3. Staff personnel employed by the Local Government Institute of the University of Arkansas at Little Rock shall be engaged to conduct the analysis herein authorized.

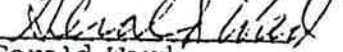
Section 4. The cost of the analysis authorized herein shall be borne by Faulkner County in a sum not to exceed \$2,000.00 or actual direct expenses of travel, lodging, and the costs of report publication, whichever is less. Cost shall be documented by the Local Government Institute as required by Faulkner County.

Section 5. Whereas, it is necessary to the public peace, health, & welfare of the citizens of Faulkner County, and for the proper growth and administration of the County, an emergency is declared to exist and this ordinance shall be in full force and effect from and after its passage and approval.

Dated: May 16, 1984

Dated: May 16, 1984

ATTEST: 
Suzanne Scroggins
Quorum Court Secretary
Faulkner County, Arkansas

ATTEST: 
Gerald Ward
Faulkner County Judge
Faulkner County, Ar.

FAULKNER COUNTY QUORUM COURT 13
ORDINANCE 84-12-B

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE PROVIDING FOR THE LEVYING OF A VOLUNTARY TAX OF 1 MILL FOR THE SUPPORT OF FAULKNER COUNTY RECREATIONAL ACTIVITIES; FOR THE PLACING OF THE TAX ON THE BALLOT IN NOVEMBER 1984; FOR APPROVAL OF THE VOTERS, AND FOR OTHER PURPOSES.

- Section 1. There is hereby levied a voluntary tax of 1 mill for 1984 and subsequent years on the assessed valuation of all real and personal property subject to taxation within Faulkner County.
- Section 2. Such millage shall be set forth as a "Voluntary County Recreation Tax" to be paid by the property owner on his or her own volition. The property tax statement sent to the property owners by Faulkner County shall specify this millage as voluntary.
- Section 3. All monies collected from this voluntary tax shall be set aside in a fund to be designated the "County Recreational Fund" and shall be appropriated by the Faulkner County Quorum Court for the support and operation of programs sponsored by the Faulkner County Recreation Board.
- Section 4. There shall be placed on the Faulkner County general election ballot at the general election to be held on November 6, 1984, the following proposition:
- FOR the voluntary 1 mill
County Recreation Tax.....
- AGAINST the voluntary 1 mill
County Recreation Tax.....
- Section 5. This voluntary 1 mill tax shall be collected only if a majority of the voters voting on the question at said election shall approve the levy of said contribution.
- Section 6. If approved by the voter at said election, this voluntary 1 mill tax shall be a continuing levy until altered or abolished by a majority of the voters voting on the question in some subsequent Faulkner County general election.

Dated : August 21, 1984

Dated : August 21, 1984

ATTEST: Suzanne Scroggins
Suzanne Scroggins
Quorum Court Secretary
Faulkner County, Arkansas

APPROVED: Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, Ar.

FAULKNER COUNTY QUORUM COURT

13

ORDINANCE 84-~~13~~ 13

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO AMEND AND SUPPLEMENT FAULKNER COUNTY ORDINANCE 77-19 AND FOR OTHER PURPOSES:

Section 1. Section's 2 and 3 of Faulkner County Ordinance 77-19 (April 19, 1977) are repealed in their entirety with these sections amended to read as follows:

" Section 2:

- A. Any acceptance of privately developed roads by the County shall remain as a permissive action with the decision residing with the County Judge. The acceptance of a privately developed road by the County commits the County to extending its maintenance capability thereto in the same degree as to existing County roads subject to the availability of funds.
- B. Privately developed roads, to be accepted into the County system, require:
 - (1). All standards in Section 1 must be met and verified by the County Road Department.
 - (2). One (1) year must lapse between initial verification of the standards and any consideration by the County Judge for acceptance of the private road and a second verification of the standards in Section 1 is required to insure that these standards are still in effect.
 - (3). Provided that a dedication deed and/or a sub-division plat is on file with the Circuit Clerk, which precisely and legally describes the road under consideration, the County Judge may through Court Order accept the privately developed road into the County System.

Section 3: A. In the event that a tile or culvert on a private access road immediately bounded to a County road is damaged through an improvement project of the County Road Department, then the county will re-install such tile or culvert when prurchased by the owner.

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- B. Tiles or culverts replaced by the County as outlined above must be a minimum of fifteen (15) inches in diameter and a minimum of twenty-four (24) feet in length.

Section 4: This Ordinance being necessary for the protection and preservation of public health and safety, an emergency is hereby declared to exist and this Ordinance shall be in force and shall take effect upon passage and publication.

Dated: September 18, 1984

Dated: September 18, 1984

ATTEST: Suzanne Scroggins
 Suzanne Scroggins
 Quorum Court Secretary
 Faulkner County, Arkansas

APPROVED: Gerald Ward
 Gerald Ward
 Faulkner County Judge
 Faulkner County, Ar.



FAULKNER COUNTY QUORUM COURT

Ordinance No. 85-3

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE TO REPEAL FAULKNER COUNTY ORDINANCE 77-40, TO ESTABLISH AN COUNTY FINANCIAL MANAGEMENT AS PRESCRIBED BY THE STATE OF ARKANSAS, AND FOR OTHER PURPOSES.

- Section 1. Faulkner County Ordinance 77-40 (October 18, 1977) is repealed in its entirety.
- Section 2. The Financial Management System developed by the Legislative Auditor, State of Arkansas, as required under the provisions of Act 122 of the 1981 Legislative Session is hereby adopted by Faulkner County.
- Section 3. All expenditures and/or obligations incurred by the constitutional officers and/or department heads of Faulkner County will be only as authorized by a properly excuted purchase order in accordance with the administrative rules issued by the Faulkner County Judge.
- Section 4. The governmental accounting system will be established and maintained by the Faulkner County Treasurer in accordance with directives from the Legislative Auditor, State of Arkansas.
- Section 5. Payment of approved claims will be made by check in accordance with the procedures previously developed under the provisions of Act 22 of the 1975 Legislative Session.
- Section 6. Recurring financial reports of the Faulkner County Treasurer will be mailed or otherwise delivered to each member of the Faulkner County Quorum Court and to each constitutional officer as soon as possible after the last day of each month.
- Section 7. This ordinance being necessary for the continuing fiscal affairs of Faulkner County, an emergency is hereby declared to exist, therefore, this ordinance shall be in full force and effect after its passage and approval.

DATED: March 20, 1985

ATTEST: Suzanne Scroggins
Suzanne Scroggins
Quorum Court Secretary
Faulkner County Arkansas

DATED: March 20, 1985

APPROVED: Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County Arkansas

FAULKNER COUNTY QUORUM COURT
Ordinance No. '85-4

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE TO REPEAL FAULKNER COUNTY ORDINANCES 77-5 AND 80-2, TO SET THE COMPENSATION OF JUSTICES OF THE PEACE FOR ATTENDANCE AT QUORUM COURT MEETINGS, AND FOR OTHER PURPOSES.

Section 1. Faulkner County Ordinances 77-5 (January 3, 1977) and 80-2 (February 20, 1980) are hereby repealed.

- Section 2. A. The per diem compensation for Justices attending any official regular, special, or standing committee meeting of the Quorum Court shall be as authorized by the annual appropriation ordinance; provided, however, the maximum and minimum compensation of Justices shall be consistent with that prescribed by Arkansas statutes.
- B. Compensation for regular and special meetings of the Quorum Court shall only be paid for those Justices in attendance at those meetings.
- C. Compensation for standing committee meetings of the Quorum Court is \$50.00 per session provided that such meetings are separate and distinct from regular or special Quorum Court meetings, are called meetings fully in compliance with Quorum Court procedures and state statutes, and are officially reported to the Quorum Court at its next meeting following the standing committee's meeting.
- D. Provisions of this section are retro-active to January 1, 1985.

Section 3. This ordinance being necessary for the proper functions of the Faulkner County Quorum Court, an emergency is hereby declared to exist, therefore, this ordinance shall be in full force and effect after its passage and approval.

DATED: March 20, 1985

DATED: March 20, 1985

ATTEST: Suzanne Scroggins
Suzanne Scroggins
Quorum Court Secretary
Faulkner County Arkansas

APPROVED: Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County Arkansas

FAULKNER COUNTY QUORUM COURT
ORDINANCE 85-6

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO AMEND PORTION OF FAULKNER COUNTY ORDINANCE 81 - 19 AND FOR OTHER PURPOSES.

Section 1. Part 4 of Section 2 of Faulkner County Ordinance 81-19 is repealed in its entirety.

Section 2. Part 4 of Section 2 of Faulkner County Ordinance 81-19 now reads:

" If an elected official has a highly productive employee, he or she may recommend Merit Step increases for that individual to the Quorum Court, who upon majority approved, may concur in the action.

DATED: March 26, 1985

DATED: March 26, 1985

ATTEST:

Suzanne Scroggins
Suzanne Scroggins
Quorum Court Secretary
Faulkner County Arkansas

APPROVED:

Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County Arkansas

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AN ORDINANCE REGULATING SOLID WASTE MANAGEMENT (STORAGE, COLLECTION, TRANSPORTATION, PROCESSING AND DISPOSAL)

ORDINANCE 85-9

See p 5

An ordinance pertaining to public health, safety, and welfare, regulating storage, collection, transportation and disposal of solid waste; providing a penalty for violation of the provisions of this ordinance, and repealing all ordinances in conflict herewith, in accordance with Section 6 of Act 237 of 1971.

Be it ordained by the (Quorum Court) for the County of Faulkner, Arkansas:

Section 1. Application of Ordinance. This ordinance shall be known as the Faulkner County Solid Waste Management Ordinance of 1985, and shall regulate the storage, collection, transportation and disposal of all solid waste generated by residences and businesses within Faulkner County, Arkansas, and shall provide for the development of a comprehensive solid waste management plan and program which will recognize the need for proper solid waste management in the county and the need to conserve energy and to operate the system as efficiently and cost effectively as possible.

Section 2. Definitions. For the purposes of this ordinance, the following words and phrases shall have the meaning defined by this section.

- A. County: The County of Faulkner, Arkansas (excludes incorporated areas)
- B. Solid Waste: All perishable and non-perishable refuse in solid or semi-solid form, including but not limited to, garbage, rubbish, ashes or incinerator residue, street refuse, dead animals, demolition wastes, construction wastes, chemical wastes, herbicide and pesticide wastes, and all other solid and semi-solid waste materials

resulting from industrial, commercial, agricultural, community and residential activities.

- C. Disposal Site: Any place at which solid waste is dumped, abandoned, disposed of or accepted for final disposition by incineration, land-filling, composting, or any other method.
- D. Solid Waste Management System: The entire process of storage, collection, transportation, processing and disposal of solid waste.
- E. Establishment: Any commercial or industrial plant or office where any activity occurs which typically generates solid waste.
- F. Residence: Any place of domicile for human inhabitants, except hotels, motels and apartment complexes.
- G. Apartment Complex: An establishment providing more than four units of housing.
- H. Person: Any individual; corporation; company; firm; partnership; association; trust; state agency; government instrumentality of agency, institution, county, city, town or municipal authority or trust venture of other legal entity, however organized.
- I. Private Hauler: Any person engaged in the collection or transportation of solid waste for financial consideration, fee, or profit.

Section 3. Findings.

- A. It is found that substantial private free enterprise solid waste collection and transportation services are provided within and throughout the county. In support of the free enterprise concept, the County will coordinate and initiate agreements with private haulers, by issuing license to said hauler, to provide for the availability of adequate collection and transportation services throughout the county.

- B. It is found that a properly operated, solid waste disposal facility which is permitted by the Arkansas Department of Pollution Control and Ecology is located in the county, and said disposal facility is capable of properly disposing of all waste generated within the county.
- C. It is found that the fee structures at the aforementioned facility are fair and reasonable for the service rendered and may be used to defray the cost incurred.
- D. It is found that under paragraph (c), Section 10 of Act 237 of 1971, individuals have the right to dispose of solid waste resulting from their own household activities on their land, providing such disposal does not create a public or private nuisance or hazard to health, and does not involve the open dumping of garbage.
- E. It is found that by executing agreements providing available solid waste collection and transportation service to all persons in the county, licensing of private haulers and regulating their activities, executing agreements providing for the proper disposal of all waste in the county, and providing for the enforcement and penalties for violation of this ordinance, the County will be substantially in compliance with its responsibilities set forth in Section 6 of Act 237 of 1971.

Section 4. Coordination of collection, transportation and disposal of solid waste generated or existing within the boundaries of the county and outside the corporate limits of all municipalities in the county.

- A. Private Haulers. All private haulers collecting or transporting waste within the county will obtain a license from the county.

Licensing shall include but not limited to the following:

SEE ORD
86-5

1. ~~One~~ ^{THREE} hundred (~~\$100.00~~ ^{300.00}) dollar fee/year.

~~2. Licensee must provide performance bond of Ten Thousand (\$10,000.00) dollars and which may be forfeited for non-compliance. That in the event any state or federal agency levies a fine against Faulkner County for being in non-compliance with any of the Orders or directions this bond must provide that it will immediately begin to pay such fine as levied against County up to and including the total amount of \$10,000.00.~~

DELETED ORD 86-5

3. All equipment being used to collect solid waste must be listed by motor number and comply with State and local laws including a valid inspection and motor vehicle license.

4. Each private hauler will maintain general liability on each vehicle that they operate in limits of \$ 30,000 to \$ 60,000. Prior to obtaining any license from the County Judge the private hauler must provide proof of insurance certified by the agent with the limits of liability and the duration of the policy to the County Judge.

5. Other pertinent information deemed necessary by the County Judge, such as amount of fees licensee currently charges individuals. License must be obtained from the County Judge between January first and fifteenth each year. Further, any private hauler, as defined in Section Four (4), Part A, operating without a license shall cease and desist immediately upon notification by certified mail or by the Sheriff's Department. Any further violation shall be punishable according to Section Five (5) of this ordinance.

Any private hauler found in violation with any portion of Section Four (4) may be charged according to Section Five (5). Fees or service charges for collection or transportation of solid waste in the county must have the approval of the Quorum Court. Due to differences in cost of operation, it is not necessary that fees be uniform from one area of the county to another. Before a change is made in fee or service charges by a private hauler, he shall request, in writing, the changes setting forth the reasons for the requested change for consideration by the Quorum Court. Licenses of private haulers shall be revoked by reasons of the Faulkner County Quorum Court.

- failure to cooperate with the county to provide availability of service to all areas of the county;
- disposal of solid waste at a disposal facility other than a disposal facility designated by the Quorum Court and permitted by the Arkansas Department of Pollution Control and Ecology;
- violation of State law or local ordinance; and
- failure to provide agreed upon services to persons subscribing to solid waste collection service, so long as they pay for said service.
- failure to comply with any provisions or any portions of this ordinance.

Private haulers will not haul any item declared to be hazardous waste by any State or Federal agency nor will they allow it to be dumped if within their authority.

B. Disposal. The County provides for the proper disposal of solid waste generated in the county by agreement with any person designated by the Quorum Court who operates a permitted, properly operated disposal facility. An agreement entered into by the County and said person shall entitle private haulers servicing the County, and all other persons, to deliver solid waste to the permitted facility for disposal on a fee service charge or free basis, depending on the details of the agreement; any fee charged for dumping will be paid by the hauler or the individual doing the dumping and not by this County. Waste generated in the county shall be disposed of at a disposal facility designated by the Quorum Court, or as provided for in paragraph 4 of Section 3. Mailing labels or other identification found in waste disposed of in any location other than provided for herein shall constitute prima facia evidence of violation of this ordinance. Upon notification, by certified mail return receipt requested (three unsuccessful attempts to deliver said certified mail shall constitute notification), persons in violation of this ordinance will have ten (10) days to remove described waste and present proof of proper disposal and proof that they are subscribing to solid waste collection service. Charges may be filed after ten (10) days. For purposes of this ordinance, assignment of enforcement responsibility includes, but is not limited to, the County Sanitarian, the Faulkner County Road Foreman, and the Faulkner County Sheriff, the principal enforcement agent.

Section 5. Penalties. A. Any person convicted of a violation of this ordinance shall be subject to a fine of not more than \$1,000.00 or imprisonment in county jail for not more than sixty (60) days or by both such fine and imprisonment. Each day or part of a day during which violation is continued or repeated shall constitute a separate offense.

Dated: June 18, 1985

ATTEST: Carol Harrison
Carol Harrison
Quorum Court Secretary
Faulkner County, AR

Dated: June 18, 1985

APPROVED: Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT

ORDINANCE 85-12

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE REGULATING OVERTIME COMPENSATION. AN ORDINANCE PERTAINING TO REGULATION PART 778.114 (FIXED SALARY FOR FLUCTUATING HOURS) AND REPEALING ALL ORDINANCES, PARTS OF ORDINANCES OR EXISTING POLICY IN CONFLICT HEREWITH.

Section 1. This ordinance shall be known as Faulkner County Overtime Compensation Ordinance and shall regulate straight time and overtime payments to all eligible employees.

Section 2. Definitions. For the purposes of this ordinance, the following words and phrases shall have the meaning defined by this section.

- A. Employee: Any person employed by Faulkner County, Arkansas who is under the direct supervision of the County.
- B. Law Enforcement Activities: Any employee in law enforcement activities who is a uniformed or plainclothed member of a body of officers and subordinates, who are empowered by statute or local ordinance to maintain public peace and order and to protect both life and property from accidental or willful injury, and to prevent and detect crime, and who has the power of arrest, and who is presently undergoing or has undergone or will undergo on-the-job training and/or a course of instruction and study which typically includes physical training, self-defense, firearm proficiency, criminal and civil law principles, investigative and law enforcement techniques, community relations, medical aid and ethics. Further, the term "any employee in law enforcement activities" also includes, by express reference, security personnel in correctional institutions.
- C. Non Law Enforcement Activities: Any employee not fitting the aforementioned definition (B).
- D. Correctional Institution: County Jail.
- E. Fixed Salary For Fluctuating Hours: An employee employed on a salary basis that has hours that fluctuate from week to week.

Section 3. Findings.

- A. It is found that according to the "fluctuating workweek" method of overtime payment, that all salaries in Faulkner County are sufficiently large to use said method.

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- B. It is found that all eligible law enforcement personnel shall calculate overtime based on a twenty-eight (28) day work period. Within the 28 day period, one hundred seventy-one hours shall be considered straight time. All hours over 171 will be considered overtime in accordance with Federal Register Vol. 48, No. 175, 29 CFR, Part 553.
 - C. It is found that all eligible employees, other than law enforcement employees, shall calculate overtime based on forty (40) hour work week periods.

Section 4. Coordination and control of all overtime worked shall be assigned to each elected official or the appropriate department Head.

- A. All overtime must have prior written approval from the appropriate official.
- B. Each individual claiming overtime must submit the approved overtime, along with straight time, on an official time sheet each pay period.
- ~~C. Pay periods shall be two monthly; the fifteenth and the last working day of the month.~~
- D. Overtime may be paid on a separate check and may be paid one pay period in arrears.
- E. The County Clerk shall keep on file all time sheets for a four year period.
- F. The County Clerk shall not issue pay checks without approved time sheets signed by the employee and appropriate official.
- G. This ordinance shall be retroactive to April 1, 1985 in accordance with Garcia vs. San Antonio Metropolitan Transit Authority, and title 29, part 778, U.S. Dept. of Labor, Wage and Hour Division.

Section 4C deleted
in interest by 91-27
See Ord 91-27

Section 5. This ordinance being necessary for the proper functions of Faulkner County, an emergency is hereby declared to exist, therefore, this ordinance shall be in full force and effect after its passage and approval.

Dated: 8-21-85

ATTEST: Carol Harrison

Carol Harrison
Quorum Court Secretary
Faulkner County, AR

Dated: 8-21-85

APPROVED: Gerald Ward

Gerald Ward
Faulkner County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT

ORDINANCE 85-14

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE DIRECTING THE COUNTY JUDGE TO SET A SPECIAL ELECTION TO SUBMIT FOR THE APPROVAL OF THE ELECTORS OF FAULKNER COUNTY, THE LEVY OF A ONE PERCENT (1%) SALES AND USE TAX: AND FOR OTHER PURPOSES.

Whereas, there is a great need for immediate improvement of County and municipal services and a stable source of revenue to finance such vital local government services, and

Whereas, Act 991 of 1981 as amended, provides for the local adoption of a county wide sales and use tax.

NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF FAULKNER COUNTY, ARKANSAS.

Section 1. The levy of a one percent (1%) sales tax in Faulkner County, Arkansas, as authorized by Act 991, 1981 Acts of Arkansas, as amended by Act 26 of 1981 Special Legislative Session, shall be submitted by special election to the qualified electors of Faulkner County, Arkansas for approval or disapproval.

- a. Upon passage of the question, 1% sales tax shall be levied on all such items which are subject to taxation under the Arkansas Gross Receipts Tax Act, Act 386 of 1961 of the Acts of Arkansas, as amended.
- b. Upon passage of the question, the 1% sales tax shall be a continuous tax unless proper procedure is followed to abolish said tax (see sections 2 & 3, Act 278 of 1983).
- c. Upon passage, the collection shall commence the first day of the month following a thirty day period after proclamation is made and in accordance with all State laws.

Section 2. The ballot title to be submitted to the electors of Faulkner County for vote shall be set out as follows:

"FOR ADOPTION OF A ONE PERCENT SALES AND USE TAX WITHIN FAULKNER COUNTY"

"AGAINST ADOPTION OF A ONE PERCENT SALES AND USE TAX WITHIN FAULKNER COUNTY"

Section 3. Pursuant to Section 10 (a) of Act 26 of the 1981 Special Legislative Session, the County shall provide a rebate from

the County for taxes collected in excess of twenty-five dollars (25.00) paid to the County on a single transaction (see Act 802 of 1983).

Section 4. The special election on the said question shall be held on Tuesday, the twenty-ninth (29th) day of October, 1985, between the hours of 8:00 A.M. to 7:30 P.M.; and the Faulkner County Election Commission is directed to do all things legally necessary and required under the law to prepare for, and set up the special election on said question.

Section 5. The County Clerk of Faulkner County shall forthwith certify a copy of the ordinance, upon its approval by the Quorum Court, to the Faulkner County Election Commission in order that the question may be timely put on the ballot for such election.

Section 6. The Quorum Court for the County of Faulkner, Arkansas, has determined that there is a great need to establish a stable source of revenue to finance vital county services, and this ordinance being necessary for the preservation of the health, safety and welfare of the Citizens of Faulkner County, Arkansas, shall become law immediately upon its passage, approval and publication.

Dated: 8-21-85

ATTEST: Carol Harrison

Carol Harrison
Quorum Court Secretary
Faulkner County, AR

Dated: 8-21-85

APPROVED: Gerald Ward

Gerald Ward
Faulkner County Judge
Faulkner County, AR

Sponsored by: County Services Comm.

ORDINANCE 86-5

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE TO AMEND AND SUPPLEMENT FAULKNER COUNTY ORDINANCE 85-9 (AN ORDINANCE REGULATING SOLID WASTE MANAGEMENT).

Section 1. Amend subsection (A), Part (1) of Section 4 to read as follows:

1. Three hundred (\$300.00) dollar fee/year.

Section 2. Delete subsection (A), Part (2) of Section 4 in it's entirety.

Dated: May 21, 1986.
ATTEST: Carol Harrison
Carol Harrison
Quorum Court Secretary
Faulkner County, AR

Dated: May 21, 1986
APPROVED: Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, AR

ORDINANCE 86-10

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE SETTING A DATE FOR AN ELECTION TO FUND THE IMPLEMENTATION OF THE 9-1-1 EMERGENCY TELEPHONE SYSTEM AND TO PROVIDE A SERVICE CHARGE TO FINANCE THE 9-1-1 EMERGENCY TELEPHONE SERVICE SYSTEM AND FOR OTHER PURPOSES.

WHEREAS it has been determined to be in the public interest to shorten the time and simplify the method required for a citizen to request and receive emergency aid; and

WHEREAS the establishment of a uniform emergency telephone number is a matter of concern for all citizens, so the emergency number 9-1-1 has been made available at the national level for implementation throughout the United States and Canada; and

WHEREAS the Arkansas legislature has established a funding method for implementation of this emergency telephone system by passing Act 683 of 1985; and

WHEREAS this act requires the approval of a majority of persons voting on this issue in order to charge up to five percent (5%) of the tariff rate approved by the Arkansas Public Service Commission to be billed by AT&T or Southwestern Bell to local users;

NOW. THEREFORE BE IT ORDAINED BY THE QUOURM COURT OF THE COUNTY OF FAULKNER:

Section 1. An election will be held on Tuesday, November 4, 1986 for the purpose of approving or rejecting an ordinance for funding of a 9-1-1 emergency telephone system within the County of Faulkner, Arkansas. Said funding to be derived from a service charge, not to exceed five percent (5%) of the tariff rate approved by the Arkansas Public Service Commission, on access lines of the system. Said service charge shall begin to be collected immediately after approval of the voters.

Section 2. At said election to be held for that purpose, the voters will be asked to vote on the following question:

FOR a service charge to provide 9-1-1 Emergency Telephone System

AGAINST a service charge to provide 9-1-1 Emergency Telephone System

Section 3. All laws or parts of laws inconsistent herewith are hereby repealed.

Section 4. The telephone service provider shall retain an amount equal to one per cent (1%) of the total revenue collected for their handling costs, as authorized by Act 683 of 1985, and thr remaining revenue shall be tendered to Faulkner County within fifteen days following each

calendar quarter. The telephone provider shall also submit to the Faulkner County Treasurer's Office the funds collected as a 9-1-1 service charge from other political subdivisions for which the 9-1-1 Communications Center acts as Public Safety Answering Point and with whom a mutual aid agreement has been established for provision of 9-1-1 services. The treasurer will deposit the revenue into the County General Fund to be handled in accordance with established procedures.

Section 5. The Quorum Court for the County of Faulkner, Arkansas, has determined that there is a great need to establish a county-wide emergency dispatch and, to comply with Arkansas election laws, an emergency is hereby declared and this ordinance shall be in full force after its passage.

Dated: August 20, 1986

ATTEST: Carol Harrison

Carol Harrison
Quorum Court Secretary
Faulkner County, AR

Dated: August 20, 1986

APPROVED: Gerald Ward

Gerald Ward
Faulkner County Judge
Faulkner County, AR

ORDINANCE 86-13

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE REGULATING THE POSSESSION, MAINTENANCE OR KEEPING OF INNATELY WILD, NON-DOMESTIC ANIMALS: NON-HUMAN PRIMATES: AND VENOMOUS REPTILES WITHIN FAULKNER COUNTY, ARKANSAS: PROVIDING FOR A PENALTY: AND FOR OTHER PURPOSES:

WHEREAS, the possessing, maintaining and keeping of innately wild animals presents an imminent threat to the public peace, health, safety and welfare of the citizens of Faulkner County.

NOW THEREFORE, BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, ARKANSAS:

Section 1. DEFINITIONS:

- (1) CARNIVORA shall include but not be limited to the following families, with representatives of those families as indicated:
 - A. Ursidae: bears
 - B. Canidae: wolves, coyotes, foxes
 - C. Hyaenidae: hyenas
 - D. Felidae: lions, tigers, leopards, American lions (commonly known as pumas, cougars, and panthers), cheetahs, bobcats, ocelots, jaguars, African panthers, lynx, margays
- (2) INNATELY WILD ANIMALS shall include all members of the order Carnivora which are all meat-eating animals excluding domestic breeds of dogs, cats, and ferrets.
- (3) NON-HUMAN PRIMATES shall include but not be limited to the following families:
 - A. Monkeys: spider monkeys, squirrel monkeys, marmosets, baboons and relatives.
 - B. Great Apes: gorillas, orangutans, gibbons, siamangs, chimpanzees and relatives.
- (4) VENOMOUS REPTILES shall include but not be limited to the following families:
 - A. Colubridae (two genera only), Dispholidus (boomslang) and Thelotornis (twig snake)

- B. Elapidae: cobras, kraits, coral snakes and relatives
- C. Hydrophidae: sea snakes
- D. Viperidae: vipers, adders
- E. Crotalidae: pit vipers (commonly known as rattlesnakes, water moccasins, copperheads)

- F. Helodermatidae: gila monsters
- G. Other animals not listed that constitute a hazard

Section 2. The possession, maintenance or keeping of innately wild animals, non-human primates and venomous reptiles within Faulkner County is hereby regulated.

- A. Animals must be kept in a safe, restricted area.
- B. Animals must be inspected by the Faulkner County Sheriff's Dept.
- C. Owners of the animals must obtain a permit from the Faulkner County Sheriff's Dept.
- D. Owners of the animals must abide by all health regulations that apply to the animal, such as shots and vaccinations.

Section 3. This ordinance shall not apply to any bonafide circus or research or educational institutions complying with applicable laws and regulations.

Section 4. PENALTIES:

- (1) That any person, firm or corporation possessing, maintaining or keeping innately wild animals in Faulkner County in violation of this ordinance shall be deemed guilty of a misdemeanor, punishable by a fine of not more than Five Hundred (\$500.00) Dollars. It is hereby provided that each additional day of possessing, keeping, or maintaining said innately wild animal shall constitute an additional and separate violation of this ordinance, punishable by the aforementioned penalties.
- (2) There shall be a thirty (30) day grace period for removal of the innately wild animal from Faulkner County before said penalty shall be imposed.
- (3) The enforcement of the provisions of this ordinance shall be the responsibility of the Faulkner County Sheriff's Department.

Section 5. A determination of any provisions of this ordinance as void or invalid shall not render the remaining provisions of this ordinance void or invalid, but said remaining provision(s) shall remain in full force and effect.

Section 6. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 7. This ordinance shall be in full force and effect thirty (30) days from and after its passage.

FAULKNER COUNTY QUORUM COURT
ORDINANCE 86-17

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE ESTABLISHING THE FAULKNER COUNTY 9-1-1 ADVISORY BOARD.

- Section 1. Under the authority given to the Faulkner County Quorum Court by Act 742 of 1977, Arkansas General Assembly, Sections 100 and 103, there is hereby created the Faulkner County 9-1-1 Advisory Board, an administrative board as defined by Section 103 (2) of said act.
- Section 2. ~~REPLACED SEE ORD 90-7 + 90-11~~ The Faulkner County 9-1-1 Advisory Board shall consist of five (5) members each of whom shall be appointed by the Faulkner County Judge subject to the confirmation of the Faulkner County Quorum Court. All members of the Board shall be qualified electors of Faulkner County. With the exception of the first board members appointed under this ordinance, all board members shall be appointed for five-year terms and shall be eligible for reappointment; provided that no member shall be appointed for more than two (2) consecutive terms.
- Section 3. ~~The initial Faulkner County 9-1-1 Advisory Board shall be appointed in November 1986, immediately upon the passage of this ordinance. After the initial board appointments, all subsequent appointments shall be made in January of each year thereafter and become effective February 1 of the same year. Further, the initial board, one member shall be appointed for a one-year term, one member for a two-year term, one member for a three-year term, one member for a four-year term, and one member for a five-year term.~~
- Section 4. A member of the Faulkner County 9-1-1 Advisory Board shall be removed only for cause by the county judge with confirmation by resolution of the Quorum Court; provided, however, that written notification stating the causes for removal shall be provided to such board member prior to the meeting at which the Quorum Court shall consider such removal, and such board member shall be afforded the opportunity to meet with the Quorum Court in their deliberation of removal. Judicial appeal for removal shall be as provided by law.
- Section 5. The initial meeting of the Faulkner County 9-1-1 Advisory Board, its regular and special meetings, the quorum necessary to transact business, its organization, and other matters shall be as required by Section 105 of Act 742.
- Section 6. The authorities and responsibilities of the Faulkner County 9-1-1 Advisory Board shall be as are now or may be established by statute of the General Assembly and/or ordinance of the Quorum Court. It is anticipated that the Board, when constituted, shall recommend to the Quorum Court various measures concerning the Board's authorities and responsibilities.
- Section 7. An emergency is hereby considered to exist since the passage

Section 7. An emergency is hereby considered to exist since the passage of the 9-1-1 service charge by a majority of Faulkner County voters in the November 4th General election and upon passage shall be in full force.

Dated: November 24 , 1986

ATTEST: Carol Harrison

Carol Harrison
Quorum Court Secretary
Faulkner County, AR

Dated: November 24 , 1986

APPROVED: Gerald Ward

Gerald Ward
Faulkner County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT

ORDINANCE 87-2

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE ESTABLISHING A SERVICE CHARGE AND SETTING THAT CHARGE AT 5% OF THE BASIC TARIFF RATE APPROVED BY THE ARKANSAS PUBLIC SERVICE COMMISSION, FOR THE OPERATION OF 9-1-1, AND FOR OTHER PURPOSES.

WHEREAS it has been determined to be in the public interest to shorten the time and simplify the method required for a citizen to request and receive emergency aid; and

WHEREAS, the Arkansas legislature has established a funding method for implementation of the emergency telephone system by passing Act 683 of 1985, and

WHEREAS, the Faulkner County Quorum Court placed the 9-1-1 Question on the November 1986 ballot and same was approved by the citizens of this County.

NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER:

- Section 1. A 5% (five percent) service charge shall be levied on the basic tariff rate approved by the Arkansas PSC on access lines of the system.
- Section 2. Said 5% service charge shall begin to be collected April 1987.
- Section 3. Said service charge shall be collected by the various telephone companies servicing the Faulkner County area and shall be subject to the appropriate administrative fee as outlined by state statute.
- Section 4. Said service charge shall be turned over to the Faulkner County Treasurer on a quarterly basis, less administrative fee.
- Section 5. The Faulkner County 9-1-1 Advisory Board shall make recommendations to the Quorum Court on the appropriate uses of the service charge.
- Section 6. The Quorum Court for the County of Faulkner, Arkansas has determined that there is a great need to establish a county-wide emergency dispatch and, to comply with Arkansas election laws, an emergency is hereby declared and this ordinance shall be in full force after its passage.

Dated: 2-2-87
ATTEST: Carol Harrison
Carol Harrison
Quorum Court Secretary
Faulkner County, AR

Dated: 2-2-87
APPROVED: Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT

ORDINANCE 87-8

*See
Ordinance
88-8
88-11
91-6*

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS,
AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO ESTABLISH A NAMING SYSTEM FOR COUNTY
ROADS AND A HOUSE NUMBERING SYSTEM, TO ESTABLISH THE FAULKNER COUNTY ROADS AD-
MINISTRATIVE BOARDS, TO PROCLAIM AN EMERGENCY, AND FOR OTHER PURPOSES.

Section 1. (A) A Study On The Feasibility of Naming Roads and House Numbering System In The Unincorporated Areas of Faulkner County, developed by the ad hoc Faulkner County Roads Advisory Committee is hereby adopted by reference and will be used as a guide in the complete implementation of naming all county roads and the assignment of house numbers in the unincorporated areas of Faulkner County.

(B) Recommended names furnished by this committee for specific roads appearing as an attachment to the cited study are hereby adopted as a matter of record.

Section 2. (A) Pursuant to the provisions of Section 100 of Act 742 of 1977 as amended (Short Title, The Arkansas County Government Code), there is hereby created the Faulkner County Roads Administrative Board as defined by Section 103 (2) of the Act.

REPLACED SET ORD 88-11
(B) ~~The initial Faulkner County Roads Administrative Board shall be appointed during the month of June 1987 and the term of office shall begin in July 1, 1987. One member shall be appointed for a one-year term, one member for a two-year term, one member for a three-year term, one member for a four-year term, and one member for a five-year term thereby providing for an appointment of one member annually thereafter. Appointments for succeeding terms shall be made as of July 1 of each year.~~

(C) Board members shall be appointed by the County Judge, subject to confirmation of the Quorum Court, and shall consist of representation of the Conway Regional Hospital, the various Post Offices within Faulkner County, state and/or local emergency services organizations, telephone companies providing services within Faulkner County, and the County at Large.

(D) A member of the Faulkner County Roads Administrative Board shall be removed only for cause by the County Judge with confirmation by resolution of the Quorum Court; provided, however, that written notification stating the causes for removal shall be provided to such Board member prior to the meeting at which the Quorum Court shall consider such approval and such Board member shall be afforded the opportunity to meet with the Quorum Court in their deliberation of the removal. Judicial appeal from removal shall be as provided by law.

Section 3. (E) The initial meeting of the Faulkner County Roads Administrative Board, its regular & special meetings, the quorum necessary to transact business, its organization, and other matters shall be as required by Section 105 of Act 742 as amended.

Section 4. The original authority & responsibilities of the Faulkner County Roads Administrative Board shall specifically include:

1. Further implementation of names assigned to Faulkner County Roads to include all existing and/or all projected roads within the County. Road names approved by the Board will be certified to the County Judge who, by Court order, will officially approve the action.
2. Implementation of a continuing system to assign a house numbering system to all dwellings in the unincorporated areas for the necessary functioning of the 9-1-1 Emergency Telephone System as established by Faulkner County Ordinance 86-10.

3. Other areas as may be subsequently established by ordinance of the Quorum Court.

Section 5.

As the naming system for County Roads and a house numbering system is vital for the proper functioning of the 9-1-1 Emergency Telephone System as established by Faulkner County Ordinance 86-10, an emergency is hereby declared to exist, therefore, the provisions of this ordinance will be in full force and effect upon passage and approval.

DATED: 5-20-87

ATTEST: Carol Harrison

Carol Harrison
Quorum Court Secretary
Faulkner County, AR

DATED: 5-20-87

APPROVED: Gerald Ward

Gerald Ward
Faulkner County Judge
Faulkner County, AR

Sponsored By: Courts & Public Safety Committee

FAULKNER COUNTY QUORUM COURT

ORDINANCE 87-9

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE CREATING THE FAULKNER COUNTY JAIL BOARD, EMPOWERING THE BOARD, LEVYING ADDITIONAL COURT COST, AND FOR OTHER PURPOSES.

WHEREAS, it has been determined that there is a need for new or expanded Faulkner County Jail facilities; and,

WHEREAS, the Arkansas General Assembly has provided a method for building and funding county jails through the County Jail Revenue Bond Act of 1981 (Act 879 of 1981).

NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF FAULKNER COUNTY, ARKANSAS:

Section 1: There is hereby created the Faulkner County Jail Board which shall consist of the Faulkner County Judge, who shall serve as chairman of said Board; Sheriff of Faulkner County; and the County Clerk of Faulkner County.

Section 2: The Faulkner County Jail Board is authorized and empowered to:

- (a) Construct a county jail and jail facilities or provide for the expansion of the existing county jail or jail facilities, on a site selected by the Board.
- (b) Arrange for housing of prisoners during the period in which any of the facilities are undergoing construction or expansion.
- (c) Construct or cause to be constructed parking facilities to serve the county jail and jail facilities and the public having business therein.
- (d) Obtain necessary funds for accomplishing its powers, purposes and authorities.
- (e) Purchase, lease or rent, and receive bequests or donations, and otherwise acquire, sell, trade or barter any property (real, personal or mixed) and convert into money and/or property any property not needed or which cannot be used in its current form.

- (f) Contract and be contracted with, apply for, receive, accept and use any property from the United States of America, any state agency, state or governmental body of political subdivision, and any public or private corporation or organization of any nature, or any individual.
- (g) Invest and re-invest any of its monies and securities as authorized by law.
- (h) Take such other action, not inconsistent with law, as may be necessary and desirable to carry out the power, purposes, and authority set forth in this ordinance and as set forth in the County Jail Revenue Bond Act of 1981 and to carry out the intent of this ordinance and of said act.

Section 3:

- (a) There is hereby levied a fee of \$10.00 per conviction as part of the cost to be paid by all persons convicted of a felony or misdemeanor or any persons committed to the county jail in the Circuit, Chancery, Probate, Municipal, City Courts, Police Courts, and Mayor's Courts in Faulkner County.
- (b) Any person charged with a felony or misdemeanor who shall post bond and forfeit the same upon failure to appear on the date set for trial shall equally be charged with a fee imposed by this ordinance.
- (c) Except as provided in subsection (d) of this Section, all fees so collected shall be remitted to and deposited by the county Treasurer in one or more banks doing business in the county, to the credit of a County Jail Revenue Bond Fund to be used solely for the purposes as provided in this Ordinance. Except as provided in subsection (d) of this Section, all fee revenues collected under the provisions of this ordinance are hereby declared to be cash funds, and shall not be deposited into the County Treasury, but shall be deposited into a bank selected by the Board. The fee revenue shall be collected and applied as in this ordinance provided until the principal of premiums, if any, and interest on all bonds issued under this ordinance, with trustees and paying agent's fees shall be paid or adequate provisions made for their payments; provided, however, particular fees may be varied as to amount or new fees substituted or added so long as there is no reduction in the gross fee revenues that would have been collected had there been no such charge, substitution or addition, and the term fee revenues includes revenues derived from all such fees.
- (d) Until such times as bonds are issued under this ordinance, the revenues derived from the additional court costs authorized by this ordinance shall be deposited into the county general fund, to be used exclusively for the furnishing, repair, maintenance, and operation of the county jail.

Section 5: It is hereby found and determined by the Faulkner County Quorum Court that the Faulkner County Jail is inadequate and in some instances may not meet the standards for public jails, and that there is immediate need for Faulkner County Jail Board to establish bonds to secure funds for construction, improvement, expansion, repair and equipping the Faulkner County Jail and jail facilities. Therefore, an emergency is hereby declared to exist, and this ordinance is immediately necessary for the preservation of the public peace, health and safety, and shall be in full force and effect from and after its passage and approval.

DATED: 5-20-87

DATED: 5-20-87

ATTEST: Carol Harrison

APPROVED: Gerald Ward

Carol Harrison
Quorum Court Secretary
Faulkner County, AR

Gerald Ward
County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT
ORDINANCE : 87-10

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO AUTHORIZE FAULKNER COUNTY HEALTH DEPARTMENT TO COLLECT A FEE FOR SERVICES PROVIDED WHICH ARE NOT MANDATED BY STATE LAW.

WHEREAS, certain lending institutions and individuals occasionally require the services of the Faulkner County Health Department to inspect, test and report on existing water and/or individual sewage disposal systems; and,

WHEREAS, these services are not a part of the statutory duties of the Faulkner County Health Department; and,

WHEREAS, these services require considerable time and effort by the Sanitarian to complete the required inspections, tests, and reports.

NOW THEREFORE BE IT ENACTED BY THE FAULKNER COUNTY QUORUM COURT:

Section 1. The Faulkner County Health Department shall charge a \$25.00 fee for the inspection, test, and report on an existing water and/or individual sewage disposal system. There shall be a charge of \$10.00 for each successive trip to the same site.

Section 2. This ordinance shall apply only to such services as are not mandated by state law.

Section 3. The funds collected under the provisions of this ordinance, shall be placed in the County Health Inspection Fee, Fund Code 25.

Section 4. The funds collected under this ordinance shall be appropriated by the Quorum Court and shall be used in part to reimburse the county's share of appropriation to the Faulkner County Health Department.

Section 5. An emergency is hereby declared to exist and therefore the provisions of this ordinance shall be in full force and effect after passage and approval.

Dated: June 17, 1987

ATTEST:

Carol Harrison

Carol Harrison
Quorum Court Secretary
Faulkner County, AR

Dated: June 17, 1987

APPROVED:

Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, AR

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Now Falcon

FAULKNER COUNTY QUORUM COURT
ORDINANCE 87-15

14042 Sardis Rd
Mabelvale 72103
800-877-5114

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE GRANTING TO JERRY MORGAN AND DAVID BANGS, A PARTNERSHIP, D/B/A EAGLE CABLE T.V., ITS SUCCESSORS AND ASSIGNS, THE RIGHT TO ERECT, MAINTAIN AND OPERATE TRANSMISSION AND SERVICE DISTRIBUTION FACILITIES AND ADDITIONS THERETO, IN, UNDER, OVER, ALONG, ACROSS, AND UPON THE STREETS, LANES, AVENUES, ALLEYS, BRIDGES, HIGHWAYS AND OTHER PUBLIC PLACES IN FAULKNER COUNTY, ARKANSAS NOT WITHIN THE CORPORATED LIMITS OF ANY CITY AS OF THIS DATE, AND SUBSEQUENT ADDITIONS THERETO FOR THE PURPOSE OF ERECTING, OPERATING AND MAINTAINING A TELEVISION ANTENNA SYSTEM AND A TELEVISION SIGNAL TRANSMISSION SYSTEM THEREON AND THEREUNDER SERVING THE INHABITANTS OF SAID COUNTY, AND FOR OTHER PURPOSES, FOR A PERIOD OF FIFTEEN (15) YEARS, WITH THE OPTION TO RENEW THE SAME AND REGULATING THE SAME, AND FOR OTHER PURPOSES.

Section 1: In consideration of the faithful performance and observance of the conditions and reservations hereafter specified, the right is hereby granted to Jerry Morgan and David Bangs, a partnership d/b/a Eagle Cable T.V., its successors and assigns, hereinafter referred to as Grantees, to erect, maintain and operate antenna television transmission and distribution facilities, in, under, over, along, across and upon the streets, lanes, avenues, sidewalks, alleys, bridges, and other public places in Faulkner County, Arkansas, not within the incorporated limits of a city as of this date, and subsequent additions thereto, for the purpose of transmission and distribution of television impulses and television energy, both community antenna and closed circuit, including programs, recorded on film and television tape or otherwise recorded in accordance with the laws and regulations of the United States of America and the State of Arkansas, and the ordinances and regulations of Faulkner County, Arkansas for a period of fifteen (15) years with the option to renew the same for an additional fifteen (15) years, upon the same terms and conditions herein provided for by giving written notice of the desire to do so at least one (1) year prior to the expiration hereof, subject to the conditions thereof.

Section 2: Whenever used in this ordinance, the word "television" shall mean a system for simultaneous transmission of audio signals and visual images by means of electrical impulses.

Section 3: This right-of-way for the use and purposes herein set forth shall not be exclusive but is merely a permit allowing Grantees to use the streets, alleys, etc., of Faulkner County, Arkansas for the purpose herein set forth.

Section 4: The Grantees' transmission and distribution system, poles, wire and appurtenances shall be located, erected and maintained so as not to endanger or interfere with the lives of persons, or to interfere with any improvements of the County may deem proper to make, or to hinder unnecessarily or obstruct the free use of the streets, alleys, bridges or other public property.

Construction and maintenance of the transmission distribution system, including house connections, shall be in accordance with the provisions of the National

Electrical Safety Code, prepared by the National Bureau of Standards, the National Electrical Code of the National Board of Fire Underwriters and such applicable ordinances and regulations of Faulkner County, Arkansas effecting electrical installations which may be presently in effect or may be enacted by the County.

Installation and house drop hardware shall be uniform throughout the County, except that Grantees shall be free to change his hardware and installation procedure as improvements therein and developed and except where changes are permitted or required by regulations and ordinances of Faulkner County, Arkansas presently in effect or which may be enacted hereafter.

Section 5: The Grantors shall have the right to prescribe reasonable service rules and regulations for the conduct of this business, service rules and regulations shall be kept on file at all times with the County Clerk.

Section 6: The Grantees shall construct an ALL Bands system capable of providing four (4) or more channels of satisfactory television reception.

Section 7: The Grantees' distributions system shall conform to the requirements of the Federal Communications Commission, particularly with respect to freedom from spurious radiation.

Section 8: The antenna, receiving and distribution equipment shall be installed and maintained so as to provide pictures on subscriber receivers throughout the system essentially of the same quality as those received at the antenna site and/or transmitted by the Grantees.

Section 9: All provisions of law provided and prescribed for the granting of this permit and authority are hereby declared to have been fully complied with and the permit shall be in full force and effect from and after its execution and approval. The Grantee shall pay, and in consideration of the granting of this permit and authority, agree to pay to Faulkner County, Arkansas as a tax and as compensation for the right and privileges enjoyed hereunder, three percent (3%) of the annual gross base proceeds received by the Grantee herein.

DATED: 7-22-87

DATED: 7-22-87

ATTEST: Carol Harrison
Quorum Court Secretary
Faulkner County, Arkansas

APPROVED: [Signature]
Faulkner County Judge
Faulkner County, Arkansas

Sponsored by: Justice Harrell

FAULKNER COUNTY QUORUM COURT

ORDINANCE 88-8

See 91-6

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE TO AMEND AND SUPPLEMENT FAULKNER COUNTY ORDINANCE 87-8, TO PROCLAIM AN EMERGENCY, AND OTHER PURPOSES.

SECTION 1. (A). The Faulkner County Rural Road System/Index developed by the ad-hoc Faulkner County Roads Advisory Committee, as attached, is hereby adopted by reference.

(B). Specific names of roads appearing on the attachment are hereby adopted as a matter of record.

SECTION 2. As a naming system for roads in the unincorporated areas of Faulkner County is vital for the implementation of the 911 Emergency Telephone System, an emergency is hereby declared to exist; therefore, the provisions of this ordinance shall be in full force and effect upon passage and approval.

DATED: April 20, 1988

DATED: April 20, 1988

ATTEST:

Melinda Reynolds

APPROVED:

Gerald Ward

Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

Gerald Ward
Faulkner County Judge
Faulkner County, AR

Sec 91-6

FAULKNER COUNTY QUORUM COURT

ORDINANCE 88-11

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO AMEND FAULKNER COUNTY ORDINANCE 87-8, TO PROCLAIM AN EMERGENCY, AND FOR OTHER PURPOSES.

SECTION 1:

(A) Section 2 (B) of Faulkner County Ordinance 87-8 is repealed in its entirety.

(B). Section 2 (B) of Faulkner County Ordinance 87-8 is amended to read:

The initial Faulkner County Roads Administrative Board shall be appointed during the month of June, 1988 and the term of office shall begin on July 1, 1988. One member shall be appointed for a one-year term, one member for a two-year term, one member for a three-year term, one member for a four-year term, and one member for a five year term, thereby providing for an appointment of one member annually, thereafter. Appointment for succeeding terms shall be made as of July 1, of each year.

SECTION 2:

As the proper functioning of the Faulkner County Roads Administrative Board is vital for continuing operation of the 911 Emergency Telephone System, an emergency is hereby declared to exist, therefore the provisions of this Ordinance will be in full force and effect upon passage and approval.

DATED: JUNE 13, 1988

DATED: JUNE 13, 1988

ATTEST: *Melinda Reynolds*
MELINDA REYNOLDS
QUORUM COURT SECRETARY
FAULKNER COUNTY, AR

APPROVED: *Gerald Ward*
GERALD WARD
FAULKNER COUNTY JUDGE
FAULKNER COUNTY, AR

FAULKNER COUNTY QUORUM COURT

ORDINANCE 88-15

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

AN ORDINANCE TO AMEND FAULKNER COUNTY ORDINANCE 87-20, RETIRED EMPLOYEE'S HEALTH INSURANCE PARTICIPATION ORDINANCE.

That Ordinance 87-20 is amended to read as follows:

Whereas, it is possibly in the best interest of the Retired employees that they continue coverage with the county's Health Insurance program.

Be it enacted an ordinance that allows a retired employee, receiving retirement benefits from the county's Retirement System, who has at least 10 years of active county employment to participate in the county's Health Insurance coverage, by payment of their individual insurance premium to the County Clerk in a timely fashion.

DATED: September 19, 1988 DATED: _____

ATTEST: Melinda Reynolds
Quorum Court Secretary
Faulkner County, Arkansas.

APPROVED: Gerald Wolf
Faulkner County Judge
Faulkner County, Arkansas

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FAULKNER COUNTY QUORUM COURT

ORDINANCE NO. 89-4

AN ORDINANCE AUTHORIZING THE ISSUANCE OF WATER REVENUE REFUNDING BONDS FOR THE PURPOSE OF PROVIDING PERMANENT FINANCING FOR WATER DISTRIBUTION FACILITIES WITHIN THE COUNTY; DESIGNATING THE VILONIA WATER ASSOCIATION AN AGENCY AND INSTRUMENTALITY OF THE COUNTY FOR THE PURPOSES AUTHORIZED HEREIN; AUTHORIZING A BOND PURCHASE AGREEMENT PROVIDING FOR SALE OF THE BONDS; AUTHORIZING A TRUST INDENTURE SECURING THE BONDS; AUTHORIZING A LOAN AGREEMENT BETWEEN FAULKNER COUNTY, ARKANSAS, AND VILONIA WATER ASSOCIATION; AUTHORIZING THE SALE OF THE BONDS; AUTHORIZING AND PRESCRIBING OTHER MATTERS PERTAINING THERETO; AND DECLARING AN EMERGENCY.

WHEREAS, Faulkner County, Arkansas (the "County"), is authorized and empowered under the provisions of Arkansas Code Annotated §§ 14-164-401 et seq., as amended (the "Act"), to issue revenue bonds and to expend the proceeds thereof to finance capital improvements which include public water systems and related transmission and distribution facilities, storage facilities, wells, impounding reservoirs, treatment plants, lakes, dams, watercourses and water rights; and

WHEREAS, Vilonia Water Association, a not-for-profit corporation, incorporated under the provisions of Arkansas Code Annotated §§ 4-28-201, et seq. (the "Association"), was formed in 1974, and now consists of approximately 2,534 members and is providing water service in a service area that composes a large portion of Faulkner County; and

WHEREAS, it is proposed that the County provide permanent financing, through the issuance of water revenue refunding and construction bonds under the Act, to provide funds for a loan of the proceeds of the Bonds to the Association for the purpose of refunding all outstanding indebtedness of the Association to the Farmers Home Administration; and

WHEREAS, the Association is hereby designated an agency and instrumentality of the County for the purpose of providing water service to its members, who are members of the public, and to manage the water distribution system now under its control, and for related purposes; and

WHEREAS, pursuant to and in accordance with the provisions of the Act, the County is now prepared to proceed with financing the Project and to issue and sell up to \$2,000,000.00 in principal amount of its Water Revenue Refunding Bonds (Vilonia Water Association Project) Series 1989 (the "Bonds"), to provide such financing; and

WHEREAS, copies of the hereinafter described Trust Indenture and Loan Agreement have been presented to and are before this meeting;

WHEREAS, the Bonds are to be sold and delivered in one series, Series 1989 Bonds in the principal amount of up to \$2,000,000.00 dated, bearing interest, maturing and subject to redemption as hereinafter set forth in the form of Indenture authorized by this Ordinance; and

WHEREAS, the Quorum Court has determined that the purposes for which the Bonds are to be issued serve a valid public purpose;

NOW, THEREFORE, BE IT ORDAINED by the Quorum Court of Faulkner County, Arkansas:

Section 1. That the issuance of the Bonds is hereby authorized. The Bonds shall be issued in the forms and denominations, shall be dated, shall be numbered, shall mature (over a period not to exceed thirty [30] years), shall bear interest (at a rate or rates not to exceed the maximum amount allowed by law), and shall be subject to redemption prior to maturity, all upon the terms and conditions recommended by the Association and to be set forth in the Trust Indenture (hereinafter authorized) securing the Bonds.

Section 2. That the Bonds be sold to Powell & Satterfield, Inc., Little Rock, Arkansas, as underwriter (the "Underwriter") for the purchase price recommended by the Association and upon the terms and conditions set forth in the Bond Purchase Agreement by and between the County, the Association and the Underwriter, and in the Preliminary Official Statement of the County, which Bond Purchase Agreement and Preliminary Official Statement are hereby authorized in substantially the forms submitted to this meeting. The County Judge and County Clerk are hereby authorized to execute, acknowledge and deliver the Bond Purchase Agreement, the Preliminary Official Statement, and the Official Statement for and on behalf of the County.

Section 3. To prescribe the terms and conditions upon which the Bonds are to be executed, authenticated, issued, accepted, held and secured, the County Judge is hereby authorized and directed to execute and acknowledge a Trust Indenture by and between the County and a bank or trust company which will act as Trustee thereunder, dated as of April 1, 1989 (the "Indenture"), and the County Clerk is hereby authorized and directed to execute and acknowledge the Indenture and to affix the seal of the County thereto, and the County Judge and County Clerk are hereby authorized and directed to cause the Indenture to be accepted, executed and acknowledged by the Trustee. The Indenture is hereby approved in substantially the form submitted to this meeting, and the County Judge is hereby

Underwriter in order to complete the Indenture in substantially the form submitted to this meeting with such changes as shall be approved by such persons executing the document, their execution to constitute conclusive evidence of such approval.

Section 4. That there be, and there is hereby authorized the execution and delivery of a Loan Agreement by and between the County and the Association (the "Loan Agreement"), and the County Judge and County Clerk be, and they are hereby, authorized to execute, acknowledge and deliver the Loan Agreement for and on behalf of the County. The Loan Agreement is hereby approved substantially in the form submitted to this meeting, and the County Judge is hereby authorized to confer with the Association, the Trustee and the Underwriter in order to complete the Loan Agreement in substantially the form submitted to this meeting with such changes as shall be approved by such persons executing the document, their execution to constitute conclusive evidence of such approval.

Section 5. That the County Judge and the County Clerk, for and on behalf of the County, be, and they are hereby, authorized and directed to do any and all things necessary to effect the execution and delivery of the Loan Agreement, the performance of all obligations of the County under the Loan Agreement, the execution and delivery of the Indenture, the performance of all obligations of the County under and pursuant to the Indenture, the execution and delivery of the Bond Purchase Agreement, the performance of all obligations of the County under and pursuant to the Bond Purchase Agreement, the issuance, execution, sale and delivery of the Bonds, and the performance of all acts of whatever nature necessary to effect and carry out the authority conferred by this Ordinance. That the County Judge and the County Clerk be, and they are hereby, further authorized and directed, for and on behalf of the County, 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 6. That the County Clerk is hereby authorized and directed to file in the office of the County Clerk, as a part of the minutes of the meeting at which this Ordinance is adopted, for inspection by any interested person, a copy of the Indenture and Loan Agreement, and such documents shall be on file for inspection by any interested person.

Section 7. That the law firm of Williams & Anderson, Little Rock, Arkansas, be appointed to act as Bond Counsel on behalf of the County in connection with the issuance and sale of the Bonds.

Section 8. The Bonds are hereby designated "qualified tax exempt obligations" for purposes of the Internal Revenue Code of 1986 Section 265(b)(3). The County does not reasonably expect to issue more than \$10 million of governmental or qualified §501(c)(3)

obligations during calendar year 1989.

Section 9. That the provisions of this Ordinance are hereby declared to be separable, and if any section, phrase or provision shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions.

Section 10. That all ordinances, resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 11. That there is hereby found and declared to be an immediate need for refunding the outstanding indebtedness of the Vilonia Water Association in order to benefit the public health, safety and welfare of the inhabitants of the County and the Vilonia Water Association, and the issuance of the Bonds authorized hereby and the taking of the other action authorized hereby are immediately necessary for the accomplishing of these public benefits and purposes. It is, therefore, declared that an emergency exists and this Ordinance being necessary for the immediate preservation of the public peace, health and safety shall be in force and effect immediately upon and after its passage.

PASSED: April 4, 1989.

ATTEST:

Coville, Spence
County Clerk

APPROVED:

Gerald Ward
County Judge

(S E A L)

45

CERTIFICATE

The undersigned, County Clerk of Faulkner County, Arkansas, hereby certifies that the foregoing pages are a true and perfect copy of Ordinance No. 89-4, adopted at a Court session of the Quorum Court of Faulkner County, Arkansas, held at the regular meeting place in the County at 7:00 p.m., on the 4th day of April, 1989, and that the Ordinance is of record in Ordinance Record Book No. 2, at page 249, now in my possession.

GIVEN under my hand and seal on this 4th day of April, 1989.

Corrine Daves
County Clerk

(SEAL)

FAULKNER COUNTY QUORUM COURT
ORDINANCE 89-5

Be it enacted by the Quorum Court of the County of Faulkner, State of Arkansas, an Ordinance to be entitled:

An Ordinance to set a Special Election to submit for the approval of the electors of Faulkner County, the levy of a one-percent (1%) self-limiting, one-year sales and use tax for purposes of constructing a Faulkner County Correctional facility; and for other purposes.

SECTION I

The levy of a one-percent (1%) self-limiting, one-year sales and use tax in Faulkner County, Arkansas, as authorized by Act 991, 1981 Acts of Arkansas, proceeding under Act 26 of 1981 and as amended by Act 26 of the 1981 Special Legislative Session, shall be submitted by Special Election to the qualified electors of Faulkner County, Arkansas, for approval or disapproval.

SECTION II

The ballot title to be submitted to the electors of Faulkner County for vote shall be set out as follows: "For adoption of a one-percent (1%) self-limiting, one-year sales and use tax within Faulkner County for purposes of constructing a Faulkner County Correctional facility." "Against adoption of a one-percent (1%) self-limiting, one-year sales and use tax within Faulkner County for purposes of constructing a Faulkner County Correctional facility."

SECTION III

Pursuant to Section 10(a) of Act 26 of the 1981 Special Legislative Session, the County shall provide a rebate from the County for taxes collected in excess of twenty-five dollars (\$25.00) paid to the County on a single transaction. (See Act 802 of 1983)

SECTION IV

The Special Election on the said question shall be held on the 10th day of June, 1989, between the hours of 8:00 a.m. to 7:30 p.m.; and, the Faulkner County Election Commission is directed to do all things legally necessary and required under the law to prepare for, and set up the Special Election on said question.

SECTION V

The County Clerk of Faulkner County shall forthwith certify a copy of the Ordinance, upon its approval by the Quorum Court, to the Faulkner County Election Commission in order that the question may be timely put on the ballot for such election.

APPROVED: Herald Ward
County Judge

4-5-89
Date

ATTEST:

Corinne Davis
County Clerk

4-5-89
Date

FAULKNER COUNTY QUORUM COURT

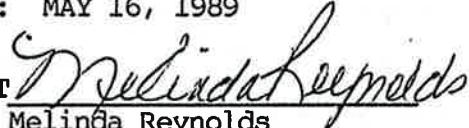
ORDINANCE 89-9

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE TO AUTHORIZE THE LEVY OF AN ADDITIONAL FEE FOR MARRIAGE LICENSE WHICH MAY BE LEVIED BY THE QUORUM COURT OF FAULKNER COUNTY: TO PROVIDE THAT SUCH FEE BE DEPOSITED IN THE COUNTY GENERAL FUND INSTEAD OF THE COUNTY HOSPITAL FUND; AND FOR OTHER PURPOSES.

- Section 1. Pursuant to the provisions of Act 465 of the 1989 Arkansas Legislative Session, there is hereby authorized an additional fee for marriage licenses which shall be levied by the Quorum Court of Faulkner County, Arkansas.
- Section 2. (a) Effective on the passage and approval of this Ordinance, the County Clerk of Faulkner County, Arkansas is hereby authorized and directed to levy, in addition to fees and taxes now charged, a fee not to exceed Five Dollars (\$5.00) on each application for marriage license. Such fee shall be collected by the County Clerk at the time such application is made.
- (b) All fees collected under the provisions of this section shall be credited by the County Treasurer to the County General Fund and shall be appropriated by the Quorum Court as provided by law.
- Section 3. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.
- Section 4. EMERGENCY. It is hereby found and determined that due to the phasing out of revenue sharing by the federal government, Faulkner County is faced with decreased revenues to offer necessary services; that this act will provide Faulkner County with an optional source of revenue by collection of such additional fee; that the immediate passage of this Ordinance is necessary to insure that necessary services are not interrupted. Therefore, an emergency is hereby declared to exist and this Ordinance, being necessary for the preservation of the public peace, health and safety, shall be in full force and effect from and after its passage, approval and publication.

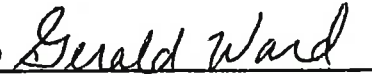
DATED: MAY 16, 1989

ATTEST


Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

DATED: MAY 16, 1989

APPROVED


Gerald Ward
Faulkner County Judge
Faulkner County, AR

EMERGENCY ORDINANCE 89-10

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: ORDINANCE NO. 89-10, AN EMERGENCY ORDINANCE TO LEVY A ONE-PERCENT (1%) SELF-LIMITING, one YEAR COUNTY SALES AND USE TAX FOR PURPOSES OF CONSTRUCTING A FAULKNER COUNTY CORRECTIONAL FACILITY: TO ESTABLISH A SYSTEM FOR THE REBATE REQUIRED BY ACT 26 OF 1981: TO DEFINE "SINGLE TRANSACTION": AND FOR OTHER PURPOSES

ARTICLE I

There is hereby levied a county-wide (excise) self-limiting, one year sales tax of one-percent (1%) upon the gross receipts from the sale at retail within the county on or after the 1st day of July, 1989, of all items which are now subject or may hereafter be subject to the Arkansas Gross Receipts Tax, as provided by Arkansas Act 26 of 1981, First Extraordinary Session. Said sales and use tax shall be collected until the 30 day of June, 1990, a period of one-year after which date this sales and use tax and ordinance shall be repealed automatically without further action and shall cease to be collected.

ARTICLE II

There is hereby levied a county-wide (excise) self-limiting, one year use tax upon the storage, use, or consumption within Faulkner County, Arkansas, of tangible personal property purchased, leased or rented from any retailer outside the State on or after the 1st day of July, 1989, for storage, use or other consumption in Faulkner County, Arkansas; at the rate of one-percent (1%) of the sale price of the property or, in the case of leases or rentals, of said lease or rental price, as provided by Arkansas Act 26 of 1981, First Extraordinary Session. Said sales and use tax shall be collected until the 30 day of June, 1990, a period of one-year after which date this sales and use tax and ordinance shall be repealed automatically without further action and shall cease to be collected.

ARTICLE III

The levy, exemption from and collection of the county-wide self-limiting, one year sales tax and the county-wide use tax imposed by this Ordinance shall be made in accordance with, (A) all applicable definitions and other provisions of the Arkansas Gross Receipts Tax Act, as amended; and the Arkansas Compensating Tax Act (use tax), as amended, except that the definition of single transaction as set out herein shall apply; (B) the existing rules and regulations pertaining to the Arkansas Gross Receipts Tax and the Arkansas Compensating Tax as promulgated by the Department of Finance and Administration, Division of Revenues, State of Arkansas; and (C) the provisions of Act 26 of 1981, First Extraordinary Session.

ARTICLE IV

A person, from whom taxes levied by this Ordinance have been collected may be entitled to a rebate for taxes in excess of twenty-five dollars (\$25.00), paid by the taxpayer to Faulkner County on a single transaction, pursuant to Section 10 of Act 26 of 1981, First Extraordinary Session. Any taxpayer who pays a county-wide sales or use tax to Faulkner County on or after the 1st day of July, 1989, in excess of twenty-five dollars (\$25.00) on any single transaction may file a claim with the Faulkner County Comptroller for a rebate of the excess tax paid. The claim shall be duly verified according to law, and accompanied by (a) a cash receipt or invoice showing the amount of sales or use tax charged; and (b) proof of payment of the taxes. Claims shall be filed within sixty (60) days of the date of purchase. If the Comptroller allows the claim, the County Treasurer shall refund to the claimant the excess tax paid by him. Provided, however, a rebate for such taxes on motor vehicles shall be handled by the State in the manner provided in Sub-paragraph 10(b) of Act 26 of 1981, First Extraordinary Session. Said sales and use tax shall be collected until the 30th day of June, 1990, a period of one-year; after which date this sales and use tax and ordinance shall be repealed automatically without further action and shall cease to be collected.

ARTICLE V

The term "single transaction" for the purpose of rebate under this Ordinance, shall be defined according to the nature of the goods purchased, as follows: (A) When two or more devices in which, upon which, or by which any person or property is, or may be, transported or drawn, including but not limited to on-road vehicles, whether required to be licensed or not, off-road vehicles, farm vehicles, airplanes, water vessels, motor vehicles, or non-motorized vehicles, and mobile homes, are sold to a person by a seller, each individual unit, whether part of a "fleet" sale or not, shall be treated as a single transaction for the purpose of this Ordinance, and rebate of the county-wide sales and use tax be made for the excess over twenty-five dollars (\$25.00) paid on each individual unit; provided this provision shall not apply to motor vehicles handled under Section 10(d) of Act 26 of 1981, First Extraordinary Session. (B) The charges for utility services, which are subject to the taxes levied under this Ordinance, and which are furnished on a continuous service basis, whether such services are paid daily, weekly, monthly or annually, for the purpose of the rebate provisions of this Ordinance, shall be computed in daily increments, and each such daily charge increment shall be considered to be a single transaction for the purposes of this Ordinance. (C) For sales of building materials and supplies to contractors, builders or other persons, a single

transaction for the purpose of this Ordinance, shall be deemed to be any single sale which is reflected on a single invoice, receipt or statement, on which aggregate sales (or use) tax figure has been reported and remitted to the State. (D) When two or more items of major household appliances; commercial appliances; major equipment and machinery are sold, each individual unit shall be treated as a single transaction for the purpose of this Ordinance. (E) For groceries, drug items, dry goods and other tangible personal property and/or services not otherwise expressly covered in this section, a single transaction shall be deemed to be any single sale which is reflected on a single invoice, receipt or statement, on which an aggregate sales tax figure has been reported and remitted to the State.

ARTICLE VI

That for purposes of the County self-limiting, one-year sales tax as provided for in this Ordinance as amended and as applied to the construction of any single-family residential structure, the erection of which requires the issuance of a building permit from any of the cities or county, a single transaction shall be considered to be the completed structure. The self-limiting, one-year sales tax imposed by said Ordinance as amended shall be levied based upon the final cost of the materials purchased to build said structure rather than upon the incremental sales of materials used in said construction. Not more than one rebate per residence shall be paid and rebate requests must be submitted within sixty (60) days of the completion of the structure.

ARTICLE VII

If any part of this Ordinance is held invalid, such invalidity shall not affect any other portion of this Ordinance which can be made effective without invalidity.

WHEREAS, the citizens of Faulkner County approved a one-cent county-wide sales and use tax; the effective date of the county-wide sales and use tax shall be from the 1st day of July, 1989, said sales and use tax shall be collected until the 30th day of June, 1990, a period of one-year; after which date this sales and use tax and ordinance shall be repealed automatically without further action and shall cease to be collected; the levy and collection of the county-wide self-limiting, one-year sales and use tax is vitally important to the financial stability of Faulkner County and the well-being of its citizens; and the adoption of various procedures and definitions prior to the effective date is critical to the administration of the county-wide self-limiting, one-year sales and use tax;

An emergency is hereby declared to exist and this Ordinance, being necessary for the health, safety and welfare of the citizens of

Faulkner County, shall be in full force and effective from the date of passage and approval.

APPROVED:

Ronald Ward

Date

6-20-89

ATTEST:

Melinda Reynolds

June 20, 1989
Date

FAULKNER COUNTY QUORUM COURT
ORDINANCE 89-20

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO PERMIT THE COUNTY TO PURCHASE GOODS OR SERVICES FROM QUORUM COURT MEMBERS, COUNTY OFFICERS, OR COUNTY EMPLOYEES; TO PRESCRIBE CONDITIONS AND PROCEDURES FOR SUCH ACTIONS, AND FOR OTHER PURPOSES.

SECTION 1. (A) Under the provisions of Act 352 of the 1989 Legislative Session, the County is permitted to purchase goods or services, either directly or indirectly, from Quorum Court members, County Officials, or county employees due to unusual circumstances.

(B) Unusual circumstances are defined as those instances only where the County Judge desires to permit Quorum Court members, County Officials, or county employees, either directly or indirectly, to submit competitive bids on projected purchases of \$5,000.00 or more and then in strict accordance with Arkansas statutes governing county purchasing procedures.

SECTION 2. Any Quorum Court member having any interest in the goods or services being considered shall not be entitled to vote upon the approval of such goods or services nor shall he be permitted to vote on any appropriation related to the purchase of goods or services from Quorum Court members.

SECTION 3. If goods or services are purchased under the provisions of this ordinance, the County Judge will insure that each disbursement request contains:

- a. An affidavit certifying that each disbursement has been made in accordance with this ordinance, and
- b. A copy of the voucher and other documents supporting the disbursement, the affidavit, voucher, and supporting documents will then be filed with the County Clerk.

SECTION 4. EMERGENCY CLAUSE?

DATED: August 15, 1989

ATTEST:

Melinda Reynolds
Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

DATED: August 15, 1989

APPROVED:

Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT

ORDINANCE 89-21

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE TO IMPLEMENT ACT 393 OF 1989 AND TO PROVIDE FOR THE COLLECTION OF A TWO DOLLAR AND FIFTY CENT FEE FOR THE ISSUANCE OF A CERTIFICATE OF REDEMPTION FOR EACH PARCEL OF TAX DELINQUENT LAND REDEEMED.

SECTION 1. That henceforth the County Collector shall accept payment for the redemption of tax delinquent land not already transferred to the Commissioner of State Lands and further shall collect an additional fee of Two Dollars and Fifty cents for each Redemption Certificate so issued.

SECTION 2. That the Collector shall pay over to the County Treasurer all amounts collected under this section within 5 days after the first day of each month, however, upon a certificate of the distribution of the amounts collected under this section being prepared by the county clerk or collector which certificate shall be issued on or before the thirtieth day of each month, the county treasurer will transfer to the various funds the amount due each fund, such as the county, school, or municipality fund, from the amounts collected under this section.

SECTION 3. That an emergency exists and this ordinance shall be effective from the date of passage.

DATED: August 21, 1989

ATTEST:

Melinda Reymond
Quorum Court Secretary
Faulkner County, AR

DATED: August 21, 1989

APPROVED:

Gerald Ward
Gerald Ward, County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT

ORDINANCE 89-24

WHEREAS, Arkansas' State Purchasing Law (A.C.A. 1987 §19-11-201) was signed into law by Governor Bill Clinton on March 21, 1979; and

WHEREAS, effective July 1, 1979, Arkansas' State Purchasing Law provides the opportunity for counties, cities, towns or school districts to participate in contracts of the State of Arkansas, Department of Finance and Administration, Office of State Purchasing, for the purchase of supplies, services, equipment and certain materials; now therefore,

BE IT ORDAINED BY THE
FAULKNER COUNTY QUORUM COURT

Section 1. That the Faulkner County Quorum Court hereby request authority in the name of Faulkner County to participate in state contracts which the Department of Finance and Administration, Office of State Purchasing, has entered into for the purchase of supplies, services, equipment and certain materials pursuant to the State Purchasing Law and Amendment 54 to the Arkansas Constitution.

Section 2. That the Faulkner County Quorum Court is hereby authorized to agree in the name of Faulkner County to be bound by all contract terms and conditions as the Department of Finance and Administration, Office of State Purchasing, prescribes. Such terms and conditions may include a reasonable fee to cover the administrative costs which the Department of Finance and Administration incurs as a result of Faulkner County's participation in a contract. Further, that the Faulkner County Quorum Court does hereby agree to be bound by all such terms and conditions.

Section 3. That the Faulkner County Quorum Court is hereby authorized to agree in the name of Faulkner County to directly pay the vendor, under such state contract in which it participates, for items it receives pursuant to the contract, and that the Faulkner County Quorum Court does hereby agree to directly pay the vendor.

DATED: September 13, 1989

ATTEST: Melinda Reynolds
Melinda Reynolds
Quorum Court Secretary
Faulkner Co., AR

DATED: September 13, 1989

APPROVED: Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT

ORDINANCE 89-25

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE TO AUTHORIZE THE HIRING OF A FAULKNER COUNTY DEPUTY PROSECUTING/CIVIL ATTORNEY

- Section 1 The Prosecuting Attorney for Faulkner County is hereby authorized to retain an additional Deputy Prosecuting/Civil Attorney to be employed for the purposes and compensated as set out herein.
- Section 2 That this Deputy Prosecuting/Civil Attorney shall operate out of the office of the Prosecuting Attorney and shall be retained for the purpose of pursuing the collection of monies due the County and State.
- Section 3 That this Attorney shall be compensated from an additional line item added to the budget of Prosecuting Attorney.
- Section 4 That this Attorney shall be compensated at the rate of \$50.00 per hour and that said compensation shall be paid after a bill with supporting documentation is submitted to the Quorum Court, approved by said Quorum Court, and the approved sums due appropriated to the specific line item referred to in Section 3 hereinabove; and further that no payment shall be made or disbursed to said attorney from any other account and unless there is a positive balance in the line item referred to hereinabove.
- Section 5 Provided further that in no event will the appropriations to the above referenced line item exceed the amounts collected through the efforts of said attorney.

DATED: September 13, 1989

ATTEST:

Melinda Reynolds
Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

DATED: September 13, 1989

APPROVED:

Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT
ORDINANCE 89-33

Sponsored By: Don Harrison

Be it enacted by the Quorum Court of the County of
Faulkner; an ordinance to be entitled:

"AN ORDINANCE TO AUTHORIZE AN ANALYSIS OF THE
FEASIBILITY OF CREATING A SEPARATE OFFICE OF FAULKNER COUNTY
TAX COLLECTOR: TO APPROPRIATE FUNDS FOR PURCHASING THE
ANALYSIS SERVICES FROM A PUBLIC OR PRIVATE VENDOR: TO
PROVIDE FOR THE FINAL DATE OF COMPLETION OF SUCH ANALYSIS;
AND FOR OTHER PURPOSES."

Article 1. There is hereby authorized an analysis of
the feasibility of creating a separate office of Faulkner
County Tax Collector pursuant to Section 61 of Act 742 of
1977. This analysis shall include an inventory of the
present tax collecting duties performed by the combined
office of Faulkner County Sheriff/Collector, estimates of the
cost of operating a separate office of County Tax Collector,
and an examination of the benefits to be derived in terms of
relative costs and increased efficiency.

Article 2. An appropriation in the amount of
\$1000.00 is hereby made from the Faulkner County
General Fund for the purpose of purchasing analysis services
from a private or public vendor.

Article 3. The final date of completion of the
aforementioned analysis shall be not later than March 1, 1990.

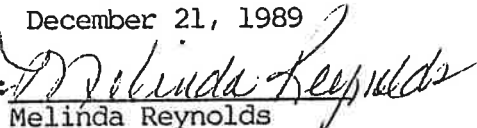
Article 4. It is hereby declared and determined by the

PAGE 2
City Ordinance
Sponsored by: Don Harrison

Faulkner County Quorum Court that the public interest requires an immediate examination of the method of property of tax collection in Faulkner County. Therefore, an emergency is hereby declared to exist and this Ordinance being necessary for the immediate preservation of public property and affairs shall be in full force and effect from and after its passage.

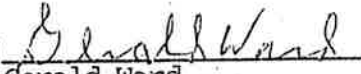
DATED: December 21, 1989

ATTEST:


Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

DATED: December 21, 1989

APPROVED:


Gerald Ward
Faulkner County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT

ORDINANCE 90-3

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO ESTABLISH THE FAULKNER COUNTY DEPOSITORY BOARD AND FOR OTHER PURPOSES.

- Section 1. Under the provisions of Act 250 of 1987 of the 1987 Legislative Session, the Faulkner County Depository Board is hereby established with this Board being composed of the County Judge, County Treasurer and the Collector and/or Sheriff.
- Section 2. The Faulkner County Depository Board will make timely investments of public funds consistent with the prudent investment practices.
- Section 3. In order to properly manage the county funds and all other public funds held by the County Treasurer and Collector, it is necessary that this ordinance take effect immediately. Therefore, an emergency is declared to exist and this ordinance shall be fully effect after approval and passage.

DATED: February 20, 1990

ATTEST:

Melinda Reynolds
Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

DATED: February 20, 1990

APPROVED:

Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT

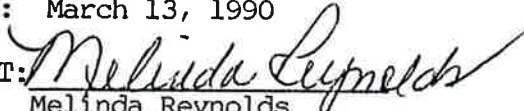
ORDINANCE 90-5

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO SEPARATE THE OFFICE OF COLLECTOR AND SHERIFF AND TO PROVIDE FOR SELECTION OF THE COLLECTOR.

- Article 1. It is hereby ordained that the office of Faulkner County Tax Collector shall be separated from the office of Faulkner County Sheriff pursuant to Section 61 of Act 742 of 1977.
- Article 2. That this issue shall be placed on the next ballot to be voted upon by the people of Faulkner County on November 6, 1990, so as to provide for its adoption.
- Article 3. That this separation shall take effect subsequent to the election being had on this issue and shall take force and effect from January 1, 1991.
- Article 4. That the Collector shall be named and appointed by majority vote of the Faulkner County Quorum Court as constituted in November of 1990, which appointee shall serve a term of two (2) years, with his successor to be determined at the general election to be held every two years, the first election for the office of Collector to be had in November of 1992.
- Article 5. The effect of this Ordinance being immediately necessary, an emergency is declared to exist and this Ordinance shall be in full force and effect from and after its passage and approval.

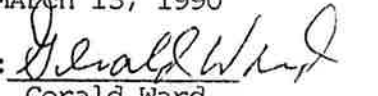
DATED: March 13, 1990

ATTEST:


Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

DATED: March 13, 1990

APPROVED:


Gerald Ward
Faulkner County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT

ORDINANCE 90-7

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AND ORDINANCE ENTITLED: AN ORDINANCE TO REPEAL SECTION 2 AND 3 OF FAULKNER COUNTY ORDINANCE 86-17; TO REDEFINE THE TERMS OF MEMBERS OF THE 9-1-1 ADVISORY BOARD; TO PROCLAIM AN EMERGENCY AND FOR OTHER PURPOSES.

- Section 1. Section 2 and Section 3 of Faulkner County Ordinance 86-17 are repealed in their entireties and replaced by Section 2 and Section 3.
- Section 2. The Faulkner County 9-1-1 Advisory Board shall consist of five (5) members each of whom shall be appointed by the County Judge with confirmation of the Faulkner County Quorum Court and for a term of three (3) years with no board member being appointed for more than two (2) consecutive terms.
- Section 3. All subsequent appointments to the Faulkner County 9-1-1 Advisory Board shall be made in the month wherein the terms of the current members expire with these appointments being effective on the first day of the following month.
- Section 4. Since the effectiveness of the 9-1-1 emergency system is essential to the welfare of the citizens of Faulkner County, an emergency is hereby declared to exist and this ordinance shall be in full force and effect upon passage and approval.
- Section 5. The first board will have five (5) members with three (3) members to serve staggered terms, to be decided by lots, of either one, two or three years and two (2) members serving terms of one or two years.

DATED: March 13, 1990

ATTEST:

Melinda Reynolds
Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

DATED: March 13, 1990

APPROVAL:

Gerald Ward
Gerald Ward
Faulkner County Judge
Faulkner County, AR

Vetoed

304

Sponsored by: Justice Harrison

FAULKNER COUNTY QUORUM COURT
ORDINANCE 90-11

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE ENTITLED: AN ORDINANCE TO REPEAL SECTIONS 1, 2 AND 3 OF FAULKNER COUNTY ORDINANCE 86-17; TO REDEFINE THE TERMS OF MEMBERS OF THE 9-1-1 ADVISORY BOARD; TO PROCLAIM AN EMERGENCY AND FOR OTHER PURPOSES.

SECTION 1. Sections 1, 2 and 3 of Faulkner County Ordinance 86-17 are repealed in their entireties.

SECTION 2. Under the authority given to the Faulkner County Quorum Court by Act 742 of 1977, as amended, Arkansas General Assembly, Sections 100 and 103, there is hereby created the Faulkner County 9-1-1 Advisory Board, an advisory board as defined by Section 103 (2) of said act.

SECTION 3.(a)The Faulkner County 9-1-1 Advisory Board shall consist of five (5) members each of whom shall be appointed by the County Judge with confirmation of the Faulkner County Quorum Court not being required and for a term of three (3) years with no board member being appointed for more than two (2) consecutive terms.

3.(b)All subsequent appointments to the Faulkner County 9-1-1 Advisory Board shall be made in the month wherein the terms of the current members expire with these appointments being effective on the first day of the following month.

SECTION 4. Since the effectiveness of the 9-1-1 emergency system is essential to the welfare of the citizens of Faulkner County, an emergency is hereby declared to exist and this ordinance shall be in full force and effect upon passage and approval.

DATED: April 17, 1990

DATED: April 17, 1990

ATTEST:

Melinda Reynolds

APPROVED:

Gerald Ward

Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

Gerald Ward
Faulkner County Judge
Faulkner County, AR

FAULKNER COUNTY QUORUM COURT
CONWAY, ARKANSAS

ORDINANCE 90-14

BE IT ENACTED BY THE QUORUM COURT OF FAULKNER COUNTY, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE CREATING A PUBLIC FACILITIES BOARD PURSUANT TO THE PROVISIONS OF ACT NO. 142 OF THE ACTS OF ARKANSAS OF 1975, AS AMENDED, TO ASSIST THE DEVELOPMENT AND FINANCING OF WATERWORKS AND SEWER WORKS FACILITIES, PRESCRIBING OTHER MATTERS PERTAINING THERETO; AND DECLARING AN EMERGENCY.

WHEREAS, Act No. 142 of the Acts of Arkansas of 1975, as amended, (the "Act"), authorizes the Quorum Court of a county to create public facilities boards for various purposes, including the providing of waterworks and/or sewer facilities for the physical and mental health, safety, and physical and economic welfare of the citizens and residents of such county; and

WHEREAS, residents of the unincorporated areas within Faulkner County, (the "County"), have determined a need to construct and operate waterworks and/or sewer facilities to provide a safe and sanitary supply of water and/or sewage treatment for the needs of the public; and

WHEREAS, the County is authorized by the provisions of the Act to enable the construction and financing of waterworks and/or sewage collection and treatment facilities through the creation of a public facilities board and the issuance of revenue bonds by the public facilities board; and

WHEREAS, it is in the best interest of the Court and it's citizens and residents to create a public facilities board under the Act.

Section 1. In accordance with and pursuant to the authority conferred by the provisions of the Act, there is hereby created and established a public facilities board (the "Board") with the authority as hereinafter provided to accomplish, finance, and contract concerning, and otherwise dispose of and deal with waterworks and/or sewer facilities. The term "waterworks facilities" and "sewer facilities" as used in this Ordinance shall have the meaning set forth in the Act.

Section 2. The name of the Board shall be, "Faulkner County Waterworks and Sewers Public Facilities Board (the Board).

Section 3. The initial members of the Board shall consist of five (5) persons, each of whom shall be residents and qualified electors of Faulkner County residing in the county and shall be appointed by the County Judge, after confirmation by the Quorum Court, by order of the County Court for terms of one, two, three, four, five years, respectively. Each member, so appointed by the County Court, shall take and file with the County Clerk the appropriate oath of office prescribed by the Act.

Section 4. The Board is authorized, from time to time, to own, acquire, construct, reconstruct, extend, equip, improve, sell, lease, contract concerning, or otherwise dispose of waterworks and/or sewer works facilities only.

Section 5. The Board is authorized to issue revenue bonds from time to time and use the proceeds therefrom as required to provide waterworks and sewer works facilities including the creation of any desired reserve funds paying the costs of the issuance of such bonds. Any such revenue bonds shall be obligations only of the Board and shall not constitute any indebtedness for which the faith and credit of the County or any of its revenues are pledged, and the principal of and interest on the Bonds shall be payable from and secured by a pledge of revenues derived from waterworks and/or sewerworks facilities financed, in whole or in part, from the bond proceeds and any other sources as authorized by, and in accordance with, provisions of the Act.

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Section 6. The Board shall have all the powers provided for in the Act, subject to the limitations of this Ordinance, and shall carry out its duties in accordance with the Act, including the filing of the annual report required by section 18 of the Act. The Board shall take all appropriate action necessary to comply with the Constitution and laws of the United States of America and the State of Arkansas, including matters related to open and public meetings as provided by act 93 of 1967, as amended.

Section 7. The provisions of this Ordinance are severable. If any provision thereof shall held to be invalid or inapplicable to any person or circumstance, such holding shall not affect the validity or applicability of the remainder of the provisions thereof.

Section 8. All ordinances of the County or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 9. It is found and hereby determined that there is an immediate need for providing of waterworks and/or sewerworks within Faulkner County, Arkansas authorized to be provided under the Act, and the providing of financial assistance to encourage the development of such waterworks and/or sewerworks facilities projects, and that the creation of the Board and the exercise of the duties and powers provided in this Ordinance are necessary for the preservation of the public peace, health and safety. Therefore an emergency is declared to exist and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED: June 19, 1990

APPROVED:

Gerald Ward
COUNTY JUDGE

ATTEST:

Cournee Davis
COUNTY CLERK

(SEAL)

FAULKNER COUNTY QUORUM COURT

ORDINANCE NO. 90-19

BE IT ENACTED BY THE Quorum Court OF Faulkner County
(governing body) (local unit)
ARKANSAS, AN ORDINANCE TO BE ENTITLED: "AN ORDINANCE PROVIDING FOR THE
ESTABLISHMENT OF A FLOOD DAMAGE PREVENTION PROGRAM FOR Faulkner County
AND FOR OTHER PURPOSES." (local unit)

Section 1. FLOOD DAMAGE PREVENTION CODE ADOPTED BY REFERENCE. There is hereby adopted by reference a flood damage prevention code for Faulkner County, Arkansas, such flood damage (local unit) prevention code having been delegated by the legislature of the State of Arkansas and set forth in Arkansas Statutes Sections 21-1901 through 21-1904 (Act 629 of 1969). A copy of the referenced code shall be filed in the office of the County Clerk of Faulkner County (city or county clerk) and shall be available for inspection and copying by any person during normal office hours. The code shall include:

- ARTICLE 1 Statutory authorization, finding of fact, purpose and methods
- ARTICLE 2 Definitions
- ARTICLE 3 General provisions
- ARTICLE 4 Administration
- ARTICLE 5 Provisions for flood hazard reduction

Section 2. Any person or corporation who violates any measure adopted under this Code may be fined not more than one hundred dollars (\$100) for each offense. Each day during which such violation exists is a separate offense.

Section 3. Any ordinance in conflict herewith or in conflict with the code adopted herein is hereby repealed.

Section 4. It is hereby found and declared by Quorum Court of Faulkner County (local unit) that severe flooding has occurred in the past within its jurisdiction and will certainly occur within the future; that flooding is likely to result in infliction of serious personal injury or death, and is likely to result in substantial injury or destruction of property within its jurisdiction; in order to effectively comply with minimum standards for coverage under the National Flood Insurance Program; and in order to effectively remedy the situation described herein, it is necessary that this ordinance become effective immediately.

Therefore, an emergency is hereby declared to exist, and this ordinance, being necessary for the immediate preservation of the public peace, health and safety, shall be in full force and effect from and after its passage and approval.

APPROVED: Gerald Ward
(local official)

PASSED: August 28, 1990
(date)

ATTEST: Corriane Jones
(city or county clerk)

FAULKNER COUNTY QUORUM COURT
ORDINANCE 91-3

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO AMEND AND SUPPLEMENT FAULKNER COUNTY ORDINANCE 81-4 (APRIL 2, 1981) AND FOR OTHER PURPOSES.

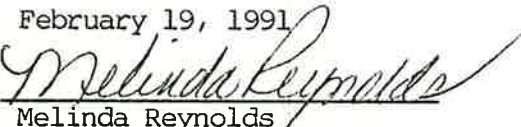
SECTION 1. So much of Section 1 of Ordinance 81-4 which reads "reimbursed at the rate of \$.15 per mile" is changes to read "reimbursed at the rate of \$.23 per mile."

SECTION 2. So much of Section 2 of Ordinance 81-4 which reads "expenses of not to exceed \$35.00 for in-state travel and \$45.00 for out-of-state travel" is changed to read "expenses of not to exceed \$50.00 for in-state travel and \$60.00 for out-of-state travel."

SECTION 3. It is hereby found and determined that the effectiveness of this ordinance is essential for the operation of County government and that any delay in its effectiveness would work irreparable harm upon the proper administration of County government and the care of County property; therefore, an emergency is declared to exist and this ordinance being necessary for the immediate preservation of the public peace, health, and safety, shall be in force and effect from and after its passage and approval.

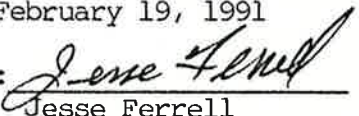
DATED: February 19, 1991

ATTEST:


Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

DATED: February 19, 1991

APPROVED:


Jesse Ferrell
Faulkner County Judge
Faulkner County, AR

Sponsored by: Finance & Administration Committee

FAULKNER COUNTY QUORUM COURT

ORDINANCE 91-5

AN ORDINANCE ENACTING ADDITIONAL COURT COSTS
PURSUANT TO ARKANSAS STATUTES SECTION 16-21-106

BE IT ORDAINED BY THE QUORUM COURT OF FAULKNER COUNTY, ARKANSAS:

Section I.

Pursuant to Ark. Code Ann. 16-21-106, there is enacted by this Court an additional Court Cost in all criminal and DWI cases in the Circuit and Municipal Courts in Faulkner County, exclusive of other traffic and moving violation cases, in the amount of \$5.00 per case.

Section II.

This cost is assessed for the purpose of benefiting victims of crime in Faulkner County. The funds collected by this assessment shall be put into a special fund on the County Treasurer's book to be used solely by the Prosecuting Attorney in the creation and maintenance and operation of a VICTIMS OF CRIME PROGRAM. The funds collected by this assessment may also be used to match a federal Victims of Crime Act and/or other related federal monies that may become available. The Coordinator will provide technical assistance and support to all victims of crime, their families, and the witnesses to crimes who are involved in the criminal justice system. The funds collected by this assessment shall not be used for any other purpose.

Section III.

There is hereby created the position of VICTIMS OF CRIME CASE COORDINATOR.

Section IV.

It is hereby deemed by this Court that an emergency exists in that the above cost is necessary in order for there to be an efficient and effective administration of justice. It is necessary to immediately enact the above Coordinator program for the effective aid to victims and witnesses who become involved in the criminal justice system. It is the intent of this Court that this emergency ordinance shall be effective immediately upon such passage.

DATED: February 19, 1991

ATTEST: Melinda Reynolds
Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

DATED: February 19, 1991

APPROVED: Jesse Ferrell
Jesse Ferrell
Faulkner County Judge
Faulkner County, AR

SPONSORED BY: Theodore Jones

FAULKNER COUNTY QUORUM COURT

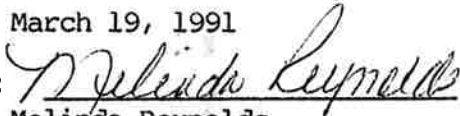
ORDINANCE 91-6

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO AMEND AND SUPPLEMENT FAULKNER COUNTY ORDINANCE 87-8 (MAY 20, 1987), FAULKNER COUNTY ORDINANCE 88-8 (APRIL 20, 1988) AND FAULKNER COUNTY ORDINANCE 88-11 (JUNE 13, 1988) AND FOR OTHER PURPOSES.

SECTION 1: The name of the "Faulkner County Road Administrative Board" is changed in all ordinances to "911/OES Road Naming Administrative Board". This name change will serve to clarify the purpose and scope of this Board.


DATED: March 19, 1991

ATTEST:


Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

DATED: March 19, 1991

APPROVED:


JESSE R. FERRELL
FAULKNER COUNTY JUDGE
FAULKNER COUNTY, AR

FAULKNER COUNTY QUORUM COURT

ORDINANCE 91-10

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO AMEND AND SUPPLEMENT FAULKNER COUNTY ORDINANCE 77-27 (JULY 5, 1977) AND FOR OTHER PURPOSE.

SECTION 1. So much of Section 2 of Ordinance 77-27 which reads " and a value of twenty-five dollars (\$25.00) or more in the case of equipemnt" is changed to read "and a value of one hundred dollars (\$100.00) or more in the case of equipment."

SECTION 2. Section 5 of Ordinance 77-27 is amended to add the following sentence;

The cards may be destroyed after the annual inventory is completed and the accountable official signs the consolidated inventory listing provided in conjunction with the annual inventory.

SECTION 3. Section 7 of Ordinance 77-27 is amended to delete the first sentence in this section.

SECTION 4. It is hereby found and determined that the effectiveness of this ordinance is essential for the operation of County government and that any delay in its effectiveness would work irreparable harm upon the proper administration of County government and the care of County property; therefore, an emergency is declared to exist and this ordinance being necessary for the immediate preservation of the public peace, health, and safety, shall be in force and effect from and after its passage and approval.

DATED: April 17, 1991

ATTEST: Melinda Reynolds
MELINDA REYNOLDS
QUORUM COURT SECRETARY
FAULKNER COUNTY, AR

DATED: April 17, 1991

APPROVED: Jesse Ferrell
JESSE FERRELL
FAULKNER COUNTY JUDGE
FAULKNER COUNTY, AR

SPONSORED BY: MARK WILCOX

FAULKNER COUNTY QUORUM COURT

ORDINANCE 91-12

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO ADOPT THE OFFICIAL FAULKNER COUNTY FLAG, AS DESIGNED BY JACOB TURNER.

SECTION 1: We, the Faulkner County Quorum Court, do hereby adopt as the official Faulkner County Flag, the flag designed by Jacob Turner of Vilonia.

SECTION 2: This flag resembles the Arkansas State Flag, with red, white and blue coloring and a large diamond in the center of the flag. The diamond is bordered by 25 stars, which symbolizes Arkansas as the 25th state admitted to the union. The shape of Faulkner County is outlined in the center of the diamond, which indicates the central location of the county within the state. The words "Faulkner County, Established 1873" are printed on the flag.

DATED: April 17, 1991

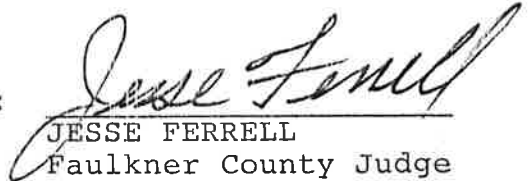
DATED: April 17, 1991

ATTEST:



MELINDA REYNOLDS
QUORUM COURT SECRETARY
FAULKNER COUNTY, AR

APPROVED:



JESSE FERRELL
Faulkner County Judge
Faulkner County Ar

FAULKNER COUNTY QUORUM COURT

ORDINANCE 91-14

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO TERMINATE THE EXISTING FAULKNER COUNTY LAW LIBRARY BOARD AND ORGANIZE THE FAULKNER COUNTY LAW LIBRARY ADMINISTRATIVE BOARD IN ACCORDANCE WITH ARKANSAS ACT NUMBER 742 OF 1977, AS AMENDED.

- SECTION 1:** The existing Faulkner County Law Library Board is hereby declared to be terminated and dissolved, effective on the effective date of this ordinance, except that such Board shall be deemed to have the power to conduct any and all business necessary to effect an orderly transfer of authority to the new Board created by this Ordinance, provided that such transfer shall be completed prior to June 1, 1991.
- SECTION 2:** The functions, duties and jurisdiction formerly vested in the Faulkner County Law Library Board shall henceforth be vested in the Faulkner County Law Library Department and its Administrative Board, both of which are hereby created by this Ordinance, in accordance with Section 107 of Act 742 of 1977, Acts of Arkansas.
- SECTION 3:** The Administrative Board of the Faulkner County Law Library Department shall be empowered with all powers enumerated in Section 103 of Act 742 of 1977, as amended, as well as with all powers normally incidental to the administration of a Law Library Department, and the Administrative Board is hereby assigned responsibility for the operation of the Law Library Department. The Administrative Board of the Law Library Department shall number five and each of those five shall be appointed by the County Judge of Faulkner County with each appointment requiring confirmation by the Faulkner County Quorum Court. The term of any Administrative Board member so appointed shall be for a term of five years; provided, however, that the initial appointment of one member for a one year term; one member for a two year term; one member for a three year term; one member for a four year term; and one member for a five year term, thereby providing for the appointment of one member of the Administrative Board each year after the initial appointment.

No Administrative Board member shall be appointed for more than two consecutive terms. Each person appointed to the Administrative Board shall be a practicing attorney of Faulkner County and a qualified elector and each person so appointed shall within ten days from the date of appointment subscribe to the oath of office and shall file evidence with the Faulkner County Clerk.

SECTION 4: The Administrative Board of the Faulkner County Law Library Department shall be empowered to contract as is allowed by law, but under the terms of A.C.A. s 16-23-104, et. seq.

SECTION 5: The County Clerk of Faulkner County shall maintain a register of county administrative board appointments and shall include therein all appointments to the Administrative Board created by this Ordinance, as well as all pertinent information incidental to such appointments, as specified by Section 104 of Act 742 of 1977.

SECTION 6: All sections of this Ordinance are deemed to be seperable and any section thereof which may be declared to be unlawful or unconstitutional shall have no effect on the sections or parts of sections which are deemed to be lawful of unconstitutional. All ordinances are parts of ordinances in conflict herewith are hereby repealed.

SECTION 7: The continued operation of the Faulkner County Law Library is deemed essential to the citizens of Faulkner County and to the peace, health, welfare and safety of Faulkner County citizens and therefore an emergency is declared to exist and this Ordinance shall be in full force and effect from and after its passage.

DATED: *May 13, 1991*

ATTEST:

Melinda Reynolds

Melinda Reynolds
Quorum Court Secretary
Faulkner County, AR

DATED: *May 13, 1991*

APPROVED:

Jesse Ferrell

Jesse Ferrell
Faulkner County Judge
Faulkner County, AR

SPONSORED BY: THEODORE JONES

FAULKNER COUNTY QUORUM COURT

ORDINANCE 91-26

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO REPEAL FAULKNER COUNTY QUORUM COURT ORDINANCE 79-14 (SEPTEMBER 19, 1979).

SECTION 1: Since the Juvenile Court System is now responsible for the functions and responsibilities of the Faulkner County Youth Services Board, Faulkner County Quorum Court Ordinance 79-14 is hereby repealed in its entirety.

DATED: AUGUST 28, 1991

DATED: AUGUST 28, 1991

ATTEST:

Melinda Reynolds
MELINDA REYNOLDS
QUORUM COURT SECRETARY
FAULKNER COUNTY AR

APPROVED:

Jesse Ferrell
JESSE FERRELL
FAULKNER COUNTY JUDGE
FAULKNER COUNTY AR

SPONSORED BY: PERSONNEL COMMITTEE

FAULKNER COUNTY QUORUM COURT

ORDINANCE 91-27

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF FAULKNER, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED: AN ORDINANCE TO ESTABLISH THE FAULKNER COUNTY PERSONNEL MANAGEMENT SYSTEM, TO REPEAL CONFLICTING ORDINANCES AND FOR OTHER PURPOSES.

SECTION 1: The Faulkner County Personnel Management System developed by this Court is hereby adopted, by reference, as the guide for procedures to be used in the further conduct of the County's personnel functions.

SECTION 2: Implementation of the Faulkner County Personnel Management System and subsequent administration thereof shall be an administrative function of the County Judge's Office.

SECTION 3: A copy of the Faulkner County Personnel Management System and any initiated changes thereto shall be maintained by the Faulkner County Clerk.

SECTION 4: The following Faulkner County Ordinances are hereby repealed, as they are found to be in conflict or have been incorporated into this Ordinance.

- A. Ordinance 77-38 (September 6, 1977)
- B. Ordinance 85-17 (November 20, 1985)
- C. Ordinance 78-18 (July 11, 1978)
- D. Ordinance 81-19 (December 15, 1981)
- E. Ordinance 91- 1 (February, 1991)
- F. Ordinance 82- 5 (March 25, 1982)


SECTION 5: Faulkner County Ordinance 85-12 (August 21, 1985) is amended to delete Section 4 C in its entirety.

SECTION 6: It is hereby found and determined that the effectiveness of this Ordinance is essential for the operation of County government and that any delay in its effectiveness would work irreparable harm upon the proper administration of County government and the care of County property therefore, an emergency is declared to exist and this ordinance being necessary for the immediate preservation of the public peace, health and safety, shall be in force and effect from and after its passage and approval.

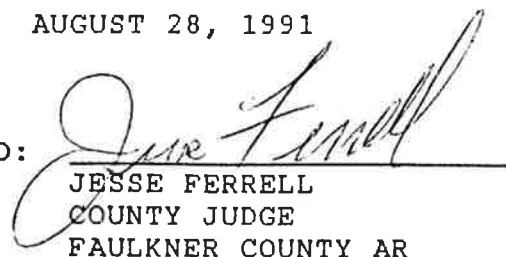
DATED: AUGUST 28, 1991

DATED: AUGUST 28, 1991

ATTEST:


MELINDA REYNOLDS
QUORUM COURT SECRETARY
FAULKNER COUNTY AR

APPROVED:


JESSE FERRELL
COUNTY JUDGE
FAULKNER COUNTY AR