

**MINUTES OF THE
REGULAR MEETING OF THE
WASHINGTON COUNTY QUORUM COURT**

Thursday, September 19, 2019
6:00 p.m.

Washington County Quorum Court Room

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

2019 OCT 21 PM 4:29

FILED

County Judge Joseph K. Wood called the meeting to order.

JP Jenkins led the prayer and pledge.

Members present were JP Lance Johnson, JP Susan Cunningham, JP Harvey Bowman, JP Judith Yanez, JP Patrick Deakins, JP Lisa Ecke, JP Sam Duncan, JP Shawndra Washington, JP Eva Madison, JP Andrea Jenkins, JP Suki Highers, JP Sue Madison, JP Willie Leming, JP Ann Harbison, and JP Butch Pond.

A motion to adopt the agenda with additions of adding an ordinance ratifying a conditional use permit and an ordinance appropriating \$25,000 was made by JP S Madison and seconded by JP Jenkins. A voice vote was called and all members present unanimously voted to adopt the agenda.

A motion to suspend the rules and read all ordinances by title only and the resolution be read in its entirety was made by JP S Madison and seconded by JP E Madison. A voice vote was called and all members present unanimously voted to approve the motion.

During citizen comments, Prairie Grove Mayor Sonny Hudson spoke on the jail fees. Carol Widder spoke about the jail study.

A motion to approve the August 15th minutes was made by JP S Madison and seconded by JP Duncan. A voice vote was called and all members present unanimously voted to approve the minutes.

Judge Joseph Wood presented his Judge's Report. Judge Wood presented to the Court a Purchasing Department Report of the Disposal of County Property for August.

JP Leming introduced agenda item 8.1. County Attorney Brian Lester read the resolution in its entirety, "A RESOLUTION HONORING THE PITTS BROTHERS AS THE WASHINGTON COUNTY 2019 FARM FAMILY OF THE YEAR". A motion to adopt the resolution was made by JP Leming and seconded by JP S Madison. A roll call vote was called and all members present unanimously voted to adopt the resolution.

Resolution 2019-11, A RESOLUTION HONORING THE PITTS BROTHERS AS THE WASHINGTON COUNTY 2019 FARM FAMILY OF THE YEAR, was adopted.

JP Deakins introduced agenda item 9.1. This ordinance was on its second reading. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE TO ESTABLISH THE DAILY FEE CHARGED TO MUNICIPALITIES FOR HOUSING PRISONERS IN THE COUNTY JAIL". A motion to suspend the rules and advance the ordinance to a third and final reading was made by JP Duncan and seconded by JP Harbison. There were no public comments. A roll call vote was called and the votes were tallied as follow:

- JP Johnson: Yes
- JP Cunningham: Yes
- JP Bowman: Yes
- JP Yanez: Yes
- JP Deakins: Yes
- JP Ecke: Yes
- JP Duncan: Yes
- JP Washington: Absent
- JP E Madison: No
- JP Jenkins: No
- JP Highers: No
- JP S Madison: No
- JP Leming: Yes
- JP Harbison: Yes
- JP Pond: Yes

The motion was approved. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE TO ESTABLISH THE DAILY FEE CHARGED TO MUNICIPALITIES FOR HOUSING PRISONERS IN THE COUNTY JAIL". A motion to adopt the ordinance was made by JP Duncan and seconded by JP Deakins. There were comments made by various members of the Court and Judge Joseph Wood. During public comments, Brandy Weaver, Prairie Grove Mayor Sonny Hudson, Jim Neighbors, and Sarah Moore spoke. A roll call vote was called and the votes were tallied as follow:

JP Johnson: Yes

JP Cunningham: Yes

JP Bowman: Yes

JP Yanez: Yes

JP Deakins: Yes

JP Ecke: Yes

JP Duncan: Yes

JP Washington: Absent

JP E Madison: No

JP Jenkins: No

JP Highers: No

JP S Madison: No

JP Leming: Yes

JP Harbison: Yes

JP Pond: Yes

The motion was approved

Ordinance 2019-60, AN ORDINANCE TO ESTABLISH THE DAILY FEE CHARGED TO MUNICIPALITIES FOR HOUSING PRISONERS IN THE COUNTY JAIL, was adopted.

Judge Joseph Wood introduced the items on the Consent Agenda. County Attorney Brian Lester read each ordinance by title only, "AN ORDINANCE CHANGING THE TITLE OF KENNEL SUPERVISOR TO KENNEL SUPERINTENDENT IN THE ANIMAL SHELTER BUDGET FOR 2019". "AN ORDINANCE CHANGING THE TITLE OF DIRECTOR (JUVENILE COURT/SPO) TO DIRECTOR (JUVENILE SERVICES/SPO) IN THE CIRCUIT COURT III BUDGET FOR 2019; AND, INCREASING THE SALARY FOR SAID POSITION". "AN ORDINANCE CHANGING THE TITLES OF HEAVY EQUIPMENT OPERATOR TO ROAD MAINTENANCE WORKER FOR THREE POSITIONS IN THE ROAD DEPARTMENT BUDGET FOR 2019". "AN ORDINANCE APPROPRIATING ADDITIONAL REVENUES IN THE AMOUNT OF \$81,667 FROM THE GENERAL FUND TO VARIOUS LINE ITEMS IN THE SHERIFF'S BUDGET FOR 2019". "AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$25,000; AND, APPROPRIATING \$25,000 TO THE JAIL OPERATION & MAINTENANCE BUDGET FOR 2019". Line Item transfer request in the amount of \$65,128 be transferred from 3014-0400-4009 (Computer Machinery/Equipment) to 3014-0400-3073 (Lease-Machinery and Equipment). A motion to adopt all the ordinances on the Consent Agenda and approve the line item transfer request was made by JP Pond and seconded by JP Jenkins. There were no public comments. A roll call vote was called and all members present unanimously voted to adopt the ordinances and approved the line item transfer request.

Ordinance 2019-61, AN ORDINANCE CHANGING THE TITLE OF KENNEL SUPERVISOR TO KENNEL SUPERINTENDENT IN THE ANIMAL SHELTER BUDGET FOR 2019, was adopted.

Ordinance 2019-62, AN ORDINANCE CHANGING THE TITLE OF DIRECTOR (JUVENILE COURT/SPO) TO DIRECTOR (JUVENILE SERVICES/SPO) IN THE CIRCUIT COURT III BUDGET FOR 2019; AND, INCREASING THE SALARY FOR SAID POSITION, was adopted.

Ordinance 2019-63, AN ORDINANCE CHANGING THE TITLES OF HEAVY EQUIPMENT OPERATOR TO ROAD MAINTENANCE WORKER FOR THREE POSITIONS IN THE ROAD DEPARTMENT BUDGET FOR 2019, was adopted.

Ordinance 2019-64, AN ORDINANCE APPROPRIATING ADDITIONAL REVENUES IN THE AMOUNT OF \$81,667 FROM THE GENERAL FUND TO VARIOUS LINE ITEMS IN THE SHERIFF'S BUDGET FOR 2019, was adopted.

Ordinance 2019-65, AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$25,000; AND, APPROPRIATING \$25,000 TO THE JAIL OPERATION & MAINTENANCE BUDGET FOR 2019, was adopted.

JP Harbison introduced agenda item 11.1. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE AUTHORIZING THE COUNTY TO DO BUSINESS WITH SOUTHERN GRAPHICS". A motion to adopt the ordinance was made by JP Harbison and seconded by JP Leming. There were comments made by JP E Madison, JP Pond, and JP S Madison. There were no public comments. A roll call vote was called and the votes were tallied as follow:

JP Johnson: Yes
JP Cunningham: Yes
JP Bowman: Yes
JP Yanez: Yes
JP Deakins: Yes
JP Ecke: Yes
JP Duncan: Yes
JP Washington: Absent
JP E Madison: No
JP Jenkins: No
JP Highers: Yes
JP S Madison: No
JP Leming: Yes
JP Harbison: Yes
JP Pond: Yes

The motion was approved.

Ordinance 2019-66, AN ORDINANCE AUTHORIZING THE COUNTY TO DO BUSINESS WITH SOUTHERN GRAPHICS, was adopted.

JP Deakins introduced agenda item 12.1. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT APPROVED BY THE PLANNING BOARD FOR THE CGC RV PARK". A motion to suspend the rules and advance the ordinance to a second reading was made by JP Deakins and seconded by JP Ecke. A voice vote was called and majority of the members voted to approve the motion. JP E Madison opposed. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT APPROVED BY THE PLANNING BOARD FOR THE CGC RV PARK". A motion to suspend the rules and advance the ordinance to a third and final reading was made by JP Deakins and seconded by JP Ecke. A voice vote was called and majority of the members voted to approve the motion. JP E Madison opposed. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT APPROVED BY THE PLANNING BOARD FOR THE CGC RV PARK". A motion to adopt the ordinance was made by JP Deakins and seconded by JP Pond. There were comments made by various members of the Court and Planning Director Nathan Crouch. A call for the question was made by JP Ecke. A voice vote was called and majority of the members voted to approve the motion. JP E Madison opposed. There were no public comments. A roll call vote was called and the votes were tallied as follow:

JP Johnson: Yes
JP Cunningham: Yes
JP Bowman: Yes
JP Yanez: Yes
JP Deakins: Yes
JP Ecke: Yes
JP Duncan: Yes
JP Washington: Absent
JP E Madison: No
JP Jenkins: Yes
JP Highers: No
JP S Madison: Abstain
JP Leming: Yes
JP Harbison: Yes
JP Pond: Yes

The motion was approved.

Ordinance 2019-67, AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT APPROVED BY THE PLANNING BOARD FOR THE CGC RV PARK, was adopted.

JP Bowman introduced agenda item 13.1. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE APPROPRIATING \$25,000 FROM THE GENERAL FUND TO THE DEPARTMENT OF EMERGENCY MANAGEMENT BUDGET FOR 2019". A motion to amend the ordinance to have the consultant negotiate the contract for the radio communication system was made by JP Bowman. The motion failed due to lack of a second. A motion to adopt the ordinance was made by JP Bowman and seconded by JP Harbison. There were comments made by various members of the Court. A motion to postpone the ordinance indefinitely was made by JP Leming and seconded by JP E Madison. A voice vote was called and all members present unanimously voted to approve the motion. This ordinance is postponed indefinitely.

JP Bowman presented the September County Services Committee Report. During the September meeting Emergency Management Director John Luther gave an update on the emergency communication system. Roads Director Charles Ward gave an update on the Road Department. Buildings and Grounds Director Dwight Gonzalez gave a report on the Johnson Control's Performance Contract Progress.

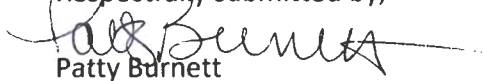
JP Harbison presented the September Finance & Budget Committee Report. During the September meeting there were reports given by Treasurer Bobby Hill and Comptroller Shannon Worthen. There were five ordinances and one line item transfer request approved to be added to the Quorum Court Consent Agenda. There was discussion on an ordinance authoring the County to do business with Southern Graphics. There were budget discussions on the Budget Controls, County Clerk, and the County Judge's Departments. The Finance & Budget Committee also met on September 12th. There was a report given by Ozark Regional Transit Executive Director Joel Gardner. There were budget discussions on Circuit Court I, Circuit Court III, and Circuit Court VII.

JP Johnson gave an update on the Jails/LE/Courts Committee – The Committee did not meet due to lack of an agenda.

JP Pond presented the September Personnel Committee Report. During the September meeting Compensation Consultant Blair Johanson gave a presentation on the Employee Compensation Planning 2020 Budget. The Committee approved requests from Circuit Judge Stacey Zimmerman to adjust the pay of a position and to change the title and grade of a position. The Committee also approved requests from Judge Joseph Wood to adjust the pay on four positions and to change the title and grade on four positions. The Committee approved a request from Human Resource Director Michael Watson asking approval for two employees to receive Long Service pins for this year.

The meeting was adjourned at 7:20 p.m.

Respectfully submitted by,



Patty Burnett

Quorum Court Coordinator

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

2019 SEP 26 AM 10:31

FILED

RESOLUTION NO. 2019-11

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

**A RESOLUTION HONORING THE PITTS
BROTHERS AS THE WASHINGTON
COUNTY 2019 FARM FAMILY OF THE
YEAR.**

WHEREAS, brothers Seth, Conner, and Alec Pitts are fifth generation farmers, operating a 1,100 acre beef cattle, poultry, and hay farm west of Lincoln, Arkansas; and

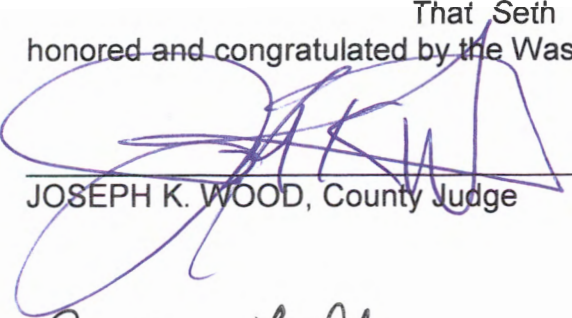
WHEREAS, the Pitts brothers began to assume responsibility of the farm working with their grandfather after the untimely loss of their father when they were still children; and

WHEREAS, the Pitts brothers' dedication and hard work at an early age has contributed to the success of their farm, Sugar Hill Ranch; and

WHEREAS, the Pitt brothers have been named the Washington County Farm Family of the Year for 2019.

**NOW, THEREFORE, BE IT RESOLVED BY THE QUORUM
COURT OF WASHINGTON COUNTY, ARKANSAS:**

That Seth Pitts, Conner Pitts, and Alec Pitts are hereby honored and congratulated by the Washington County Quorum Court.



JOSEPH K. WOOD, County Judge

09-26-2019

DATE



BECKY LEWALLEN, County Clerk

42
43
44
45
46
47
48
49
50
51
52

Introduced by: **JP Willie Leming**
Date of Passage: **September 19, 2019**
Members Voting For: **Johnson, Cunningham, Bowman, Yanez, Deakins, Ecke,
Duncan, E. Madison, Jenkins, Highers, S. Madison,
Leming, Harbison, Pond**
Members Voting Against:
Members Abstaining:
Members Absent: **Washington**

Item 19-I-083
Jails/LE/Courts Committee (08/05/2019); Passed to QC with a DO PASS recommendation
Regular Quorum Court (08/15/2019); First Reading
Regular Quorum Court (09/19/2019); Second and Third Reading

2019 SEP 26 AM 10:32
FILED
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

ORDINANCE NO. 2019-60

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

**AN ORDINANCE TO ESTABLISH THE DAILY
FEE CHARGED TO MUNICIPALITIES FOR
HOUSING PRISONERS IN THE COUNTY
JAIL.**

WHEREAS, A.C.A. §12-41-506 allows Quorum Courts to establish a daily fee to be charged to municipalities for keeping prisoners of municipalities in the county jail; and,

WHEREAS, the Arkansas Supreme Court, in *Mississippi County, Arkansas v. City of Blytheville, Arkansas*, 2018 Ark. 50, defined prisoners of municipalities as those offenders who are arrested by municipal law enforcement officers and delivered to the County jail for incarceration, from the point of intake until (a) charging on a felony offense, (b) sentencing on a misdemeanor offense, and (c) release on a municipal-ordinance violation; and,

WHEREAS, the Washington County Quorum Court desires to establish a daily fee to house municipal prisoners at the county jail; and,

WHEREAS, the Washington County Quorum Court encourages the Washington County Judge to enter into contracts with the municipalities to establish the amount charged for keeping of municipal prisoners at the Washington County Detention Center; and,

WHEREAS, any municipality that enters into a contract with Washington County that establishes an amount to be charged for keeping municipal prisoners at the Washington County Detention Center shall not pay the daily fee established by this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM

41 **COURT OF WASHINGTON COUNTY, ARKANSAS:**


42
43 **ARTICLE 1.** Each municipality of Washington County that
44 has not entered into a contract with Washington County for keeping municipal prisoners
45 at the Washington County Detention Center shall pay a daily fee of \$63.12 for each
46 prisoner of said municipality that is housed in the Washington County Detention Center
47 beginning January 1, 2020.

48
49 **ARTICLE 2.** Prisoners of municipalities are defined as those
50 offenders who are incarcerated for charges placed on them by municipal law enforcement
51 officers, from the point of intake until (a) charging on a felony offense, (b) sentencing on
52 a misdemeanor offense, and (c) release on a municipal ordinance violation.

53
54 **ARTICLE 3.** If a prisoner has charges resulting from multiple
55 law enforcement agencies, the daily fee shall be shared equally by those agencies.

56
57 **ARTICLE 4.** A penalty of \$25.00 shall be assessed to any
58 municipality for its failure to submit the prisoner fees to the Washington County Sheriff
59 within 45 days after a request for payment is made to the municipality or other
60 governmental agency by the Sheriff. Each day of noncompliance shall be considered a
61 separate violation.

62
63 **ARTICLE 5.** Any municipality that has entered into a contract
64 with Washington County that establishes the amount charged for the housing of its
65 prisoners shall not be subject to the daily fee imposed by this ordinance.

66
67
68
69
70
71 
72 _____
73 JOSEPH K. WOOD, County Judge

69-26-2019
74 _____
75 DATE

74
75 
76 _____
77 BECKY LEWALLEN, County Clerk

78 Introduced by: **JP Patrick Deakins**
79 Date of Passage: **September 19, 2019**
80 Members Voting For: **Johnson, Cunningham, Bowman, Yanez, Deakins, Ecke,**
81 **Duncan, Leming, Harbison, Pond**
82 Members Voting Against: **E. Madison, Jenkins, Highers, S. Madison**
83 Members Abstaining:
84 Members Absent: **Washington**

Item 19-I-086

Personnel Committee (09/09/2019); Passed to Finance & Budget

Finance & Budget (09/10/2019); Passed to QC with a DO PASS recommendation – Consent Agenda

2019 SEP 26 AM 10:32
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

FILED

ORDINANCE NO. 2019-61

APPROPRIATION ORDINANCE

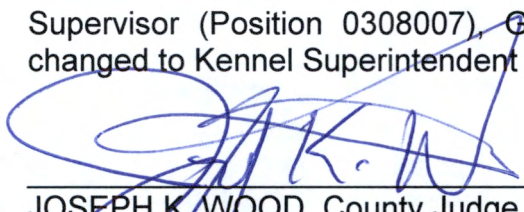
**BE IT ENACTED BY THE QUORUM
COURT OF THE COUNTY OF
WASHINGTON, STATE OF ARKANSAS,
AN ORDINANCE TO BE ENTITLED:**

**AN ORDINANCE CHANGING THE TITLE OF
KENNEL SUPERVISOR TO KENNEL
SUPERINTENDENT IN THE ANIMAL
SHELTER BUDGET FOR 2019.**

WHEREAS, the Washington County Animal Shelter desires
to change the title of Kennel Supervisor to Kennel Superintendent for 2019.

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

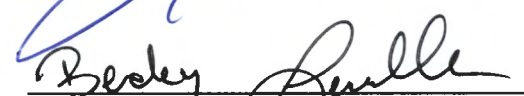
ARTICLE 1. The title of the personnel position of Kennel
Supervisor (Position 0308007), Grade 14 in the Animal Shelter Budget is hereby
changed to Kennel Superintendent (Position 0308007), Grade 16 for 2019.



JOSEPH K. WOOD, County Judge

09-26-2019

DATE



BECKY LEWALLEN, County Clerk

Introduced by: **JP Butch Pond**
Date of Passage: **September 19, 2019**
Members Voting For: **Johnson, Cunningham, Bowman, Yanez, Deakins, Ecke,
Duncan, E. Madison, Jenkins, Highers, S. Madison,
Leming, Harbison, Pond**
Members Voting Against:
Members Abstaining:
Members Absent: **Washington**

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

2019 SEP 26 AM 10:32

FILED

ORDINANCE NO. 2019-62

APPROPRIATION ORDINANCE

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

**AN ORDINANCE CHANGING THE TITLE OF
DIRECTOR (JUVENILE COURT/SPO) TO
DIRECTOR (JUVENILE SERVICES/SPO) IN
THE CIRCUIT COURT III BUDGET FOR
2019; AND, INCREASING THE SALARY FOR
SAID POSITION.**

WHEREAS, Circuit Court III desires to change the title and
increase the salary of one full-time position for 2019.

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

ARTICLE 1. The title of the personnel position of Director
(Juvenile Court/SPO), Grade 24 (Position 0403001) in the Circuit Court III budget of the
General Fund (10000403) is hereby changed to Director (Juvenile Services/SPO),
Grade 25 (Position 0403001) for 2019.

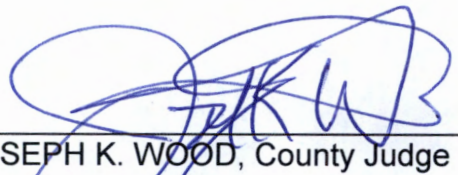
ARTICLE 2. The salary of Position 0403001 in the Circuit
Court III budget is hereby increased by ten percent from \$60,643 to \$66,708.

ARTICLE 3. There is hereby appropriated the total amount
of \$7460 from unappropriated reserves in the General Fund (1000) to the following
salary line items in the Circuit Court III Budget for 2019:

Salaries, Full-Time	(10000403-1001)	\$ 6,065
Social Security Matching	(10000403-1006)	465
Noncontributory Retirement	(10000403-1008)	930

TOTAL APPROPRIATION **\$ 7,460**

41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60



JOSEPH K. WOOD, County Judge

09-26-2019

DATE



BECKY LEWALLEN, County Clerk

Introduced by: **JP Butch Pond**
Date of Passage: **September 19, 2019**
Members Voting For: **Johnson, Cunningham, Bowman, Yanez, Deakins, Ecke,
Duncan, E. Madison, Jenkins, Highers, S. Madison,
Leming, Harbison, Pond**
Members Voting Against:
Members Abstaining:
Members Absent: **Washington**

Item 19-I-087

Personnel Committee (09/09/2019); Passed to Finance & Budget

Finance & Budget (09/10/2019); Passed to QC with a DO PASS recommendation – Consent Agenda

ORDINANCE NO. 2019-63

APPROPRIATION ORDINANCE


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

**AN ORDINANCE CHANGING THE TITLES
OF HEAVY EQUIPMENT OPERATOR TO
ROAD MAINTENANCE WORKER FOR
THREE POSITIONS IN THE ROAD
DEPARTMENT BUDGET FOR 2019.**

WHEREAS, the Washington County Road Department
desires to change the title of three full time positions from Heavy Equipment Operator to
Road Maintenance Worker for 2019.

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

ARTICLE 1. The title of the personnel positions of Heavy
Equipment Operator (Positions 0200212, 0200227, and 0200230), Grade 11 in the
Road Department Budget (20000200) is hereby changed to Road Maintenance Worker
(Positions 0200212, 0200227, and 0200230), Grade 10 for 2019.



JOSEPH K. WOOD, County Judge

09.26.2019

DATE



BECKY LEWALLEN, County Clerk

Introduced by:	JP Butch Pond
Date of Passage:	September 19, 2019
Members Voting For:	Johnson, Cunningham, Bowman, Yanez, Deakins, Ecke, Duncan, E. Madison, Jenkins, Highers, S. Madison, Leming, Harbison, Pond
Members Voting Against:	
Members Abstaining:	
Members Absent:	Washington

2019 SEP 26 AM 10:32
 FILED
 BECKY LEWALLEN
 CO. & PROBATE CLERK
 WASHINGTON CO. AR

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

2019 SEP 26 AM 10:32

FILED

ORDINANCE NO. 2019-64

APPROPRIATION ORDINANCE

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

**AN ORDINANCE APPROPRIATING
ADDITIONAL REVENUES IN THE AMOUNT
OF \$81,667 FROM THE GENERAL FUND TO
VARIOUS LINE ITEMS IN THE SHERIFF'S
BUDGET FOR 2019.**

WHEREAS, the Washington County Sheriff's Office has had four vehicles damaged and declared a total loss by the insurance provider in 2019; and


WHEREAS, the County has received insurance reimbursements for said vehicles in the amount of \$81,667 which was deposited into the General Fund (1000).

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

ARTICLE 1. There is hereby appropriated the total amount of \$81,667 from the General Fund (1000) to the following line items in the Sheriff's Budget for 2019:

Computer/IT Equipment	(10000400-2009)	\$ 4,000
Vehicles	(10000400-4005)	77,667

TOTAL APPROPRIATION \$ 81,667



JOSEPH K. WOOD, County Judge

09.26.2019

DATE



BECKY LEWALLEN, County Clerk

44
45
46
47
48
49
50
51
52
53
54
55
56

Introduced by: **JP Ann Harbison**
Date of Passage: **September 19, 2019**
Members Voting For: **Johnson, Cunningham, Bowman, Yanez, Deakins, Ecke,
Duncan, E. Madison, Jenkins, Highers, S. Madison,
Leming, Harbison, Pond**
Members Voting Against:
Members Abstaining:
Members Absent: **Washington**

FILED

2019 SEP 26 AM 10:33

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

ORDINANCE NO. 2019-66

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

**AN ORDINANCE AUTHORIZING THE
COUNTY TO DO BUSINESS WITH
SOUTHERN GRAPHICS.**

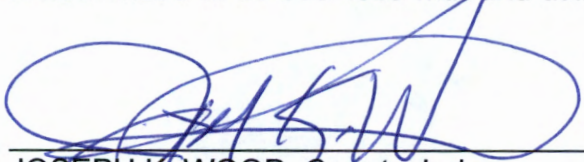
WHEREAS, A.C.A. §14-14-1202 requires that the Quorum Court find that it is in the best interest of the County and that unusual circumstances exist before a family member of a County employee can do business with the County; and,

WHEREAS, the County utilized the services of Southern Graphics for printed material needed for the Crisis Stabilization Unit opening because Southern Graphics was able to meet the printing needs within a very short time period and other printing companies regularly used by the County were not; and,

WHEREAS, Southern Graphics is owned by Dennis Oelschlaeger, husband to Election Commissioner Renee Oelschlaeger.

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


ARTICLE 1. The Quorum Court hereby finds that it is in the best interest of the County and that unusual circumstances exist, such that the County is authorized to do business with and utilize the services of Southern Graphics.



JOSEPH K. WOOD, County Judge

09.26.2019

DATE



BECKY LEWALLEN, County Clerk

42
43
44
45
46
47
48
49
50
51
52

Introduced by: JP Ann Harbison
Date of Passage: September 19, 2019
**Members Voting For: Johnson, Cunningham, Bowman, Yanez, Deakins, Ecke,
Duncan, Highers, Leming, Harbison, Pond**
Members Voting Against: E. Madison, Jenkins, S. Madison
Members Abstaining:
Members Absent: Washington

ORDINANCE NO. 2019-65

APPROPRIATION ORDINANCE

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

2019 SEP 26 AM 10:33
FILED
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR


AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$25,000; AND, APPROPRIATING \$25,000 TO THE JAIL OPERATION & MAINTENANCE BUDGET FOR 2019.

WHEREAS, Washington County anticipates insurance settlement proceeds for a Jail Maintenance vehicle in the amount of \$25,000; and

WHEREAS, Washington County Quorum Court desires to appropriate \$25,000 from the Jail Fund to the Vehicles line item in the Jail Operation & Maintenance Budget for 2019.

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

ARTICLE 1. There is hereby appropriated the amount of \$25,000 from the Jail Fund (3017) to the Vehicles line item in the Jail Operation & Maintenance Budget (30170127-4005) for 2019.



JOSEPH K. WOOD, County Judge

09-26-2019

DATE



BECKY LEWALLEN, County Clerk

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41

42
43
44
45
46
47
48
49
50
51
52
53
54

Introduced by: **JP Ann Harbison**
Date of Passage: **September 19, 2019**
Members Voting For: **Johnson, Cunningham, Bowman, Yanez, Deakins, Ecke,
Duncan, E. Madison, Jenkins, Highers, S. Madison,
Leming, Harbison, Pond**
Members Voting Against:
Members Abstaining:
Members Absent: **Washington**

FILED

2019 SEP 26 AM 10:33

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

ORDINANCE NO. 2019-66

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

AN ORDINANCE AUTHORIZING THE COUNTY TO DO BUSINESS WITH SOUTHERN GRAPHICS.

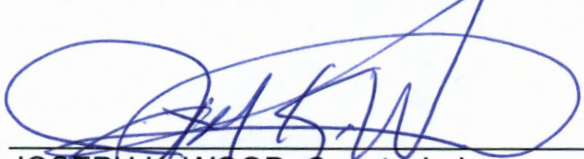
WHEREAS, A.C.A. §14-14-1202 requires that the Quorum Court find that it is in the best interest of the County and that unusual circumstances exist before a family member of a County employee can do business with the County; and,

WHEREAS, the County utilized the services of Southern Graphics for printed material needed for the Crisis Stabilization Unit opening because Southern Graphics was able to meet the printing needs within a very short time period and other printing companies regularly used by the County were not; and,

WHEREAS, Southern Graphics is owned by Dennis Oelschlaeger, husband to Election Commissioner Renee Oelschlaeger.

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


ARTICLE 1. The Quorum Court hereby finds that it is in the best interest of the County and that unusual circumstances exist, such that the County is authorized to do business with and utilize the services of Southern Graphics.



JOSEPH K. WOOD, County Judge

09.26.2019

DATE



BECKY LEWALLEN, County Clerk

42
43
44
45
46
47
48
49
50
51
52

Introduced by: JP Ann Harbison
Date of Passage: September 19, 2019
**Members Voting For: Johnson, Cunningham, Bowman, Yanez, Deakins, Ecke,
Duncan, Highers, Leming, Harbison, Pond**
Members Voting Against: E. Madison, Jenkins, S. Madison
Members Abstaining:
Members Absent: Washington

ORDINANCE NO. 2019-67

2019 SEP 26 AM 10:33
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

FILED

1
2
3
4 **BE IT ENACTED BY THE QUORUM**
5 **COURT OF THE COUNTY OF**
6 **WASHINGTON, STATE OF ARKANSAS,**
7 **AN ORDINANCE TO BE ENTITLED:**
8

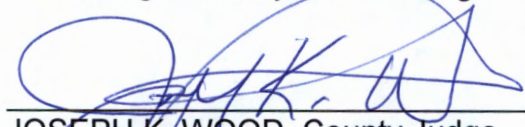
9
10 **AN ORDINANCE RATIFYING A**
11 **CONDITIONAL USE PERMIT APPROVED BY**
12 **THE PLANNING BOARD FOR THE CGC RV**
13 **PARK.**
14

15 **WHEREAS,** the Planning Board approved a Conditional Use
16 Permit on **August 22, 2019** for the **CGC RV Park**; and,
17

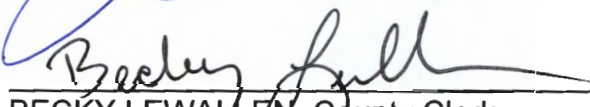
18 **WHEREAS,** ratification will not affect any appeal rights any
19 person may have.
20

21 **NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM**
22 **COURT OF WASHINGTON COUNTY, ARKANSAS:**
23

24 **ARTICLE 1.** That the Conditional Use Permit for the **CGC**
25 **RV Park** granted by the Planning Board is hereby ratified.
26

27
28 
29 _____
JOSEPH K. WOOD, County Judge

_____ 09.26.2019 _____
DATE

30
31 
32 _____
BECKY LEWALLEN, County Clerk

33
34
35 Introduced by: **JP Patrick Deakins**
36 Date of Passage: **September 19, 2019**
37 Members Voting For: **Johnson, Cunningham, Bowman, Yanez, Deakins, Ecke,**
38 **Duncan, Jenkins, Leming, Harbison, Pond**
39 Members Voting Against: **E. Madison, Highers**
40 Members Abstaining: **S. Madison**
41 Members Absent: **Washington**

CGC RV Park CUP

The Planning Board/Zoning Board of Adjustments approved the CGC RV Park CUP, with conditions, request on August 22, 2019 (5 members voted "in favor", 1 member voted "against", 1 member recused from voting).

Hanna Chefke is seeking Conditional Use Permit to construct and operate an RV Park.

The zoning is for Agricultural and Single Family Residential uses with a maximum density of one (1) residential unit per acre.

The project parcel is not in any city planning area.

The project parcel (001-18443-001) is approximately 8.51 acres (more or less) in size and accesses Monitor Road WC 91.

The RV Park proposes to allow up to a maximum of 50 RVs according to the preliminary site plan. This amount is an approximate and may change once the applicant applies for Preliminary Large Scale Development.

The applicant plans on building in phases. The first phase will include up to 10 RV stalls. The second phase will include up to 10 RV stalls. The third phase will contain the remainder of the stalls. There is no formal phasing scheduling. The phasing is dependent upon clientele and the applicant's ability to invest in future phases.

The applicant may also utilize the property for RV storage and a small campground.

This project was contentious with public discussion. A total of 5 neighbors spoke in opposition before the Planning Board/Zoning Board of Adjustments members.

The Planning Board/Zoning Board of Adjustments approved the CGC RV Park CUP, with conditions, request on August 22, 2019 (5 members voted "in favor", 1 member voted "against", 1 member recused from voting) with the following conditions:

Utilities

Springdale Water

1. Please contact Springdale Water Authority for permitting and all water related needs.

Ozarks Electric

1. Any relocation or extension of the existing facilities that have to be built for this subdivision will be at full cost to the developer.
2. All lot corners must be marked with lot numbers clearly written on the stakes before construction will begin.
3. There will be extra charges to the Developer when extra time and materials are used for rock trenching, boring, select material bedding, shoring, dewatering, etc.
4. Developer must provide Ozarks Electric with a Digital copy (AutoCAD) of the Final plat.
5. All Utility Easements to be cleared of all trees, brush, dirt piles, buildings and debris so that the easement is accessible with equipment. If easement is not cleared the developer may be subject to extra charges from Ozarks for clearing the easement.
6. Please contact Ozarks Electric when construction begins and again when construction is within three months of completion. Wes Mahaffey At (479)263-2167 Or wmahaffey@ozarksecc.com
7. Will need a 20ft. U.E. Highlighted in yellow.

AT&T

1. Please contact AT&T for all phone-related needs.

Fire Marshal

1. Please make sure there is enough water supply for fire hydrants in the RV Park. Springdale GIS shows there is an 8" water main on the other side of E Monitor Road. Please verify this with Springdale and provide the location of the nearest fire hydrant and what the fire flow is.
2. All other issues will be addressed during the Large Scale.

Health Department

1. The soil analysis is in the process of being scheduled. Final approval of this project will not be provided and is contingent upon favorable analysis received from a Direct Representative of the Arkansas Department of Health.
2. A detailed report and design will be completed at Preliminary LSD and any adjustments necessary will be made to accommodate the system. The size of this system requires review from the Arkansas Department of Health Engineering Division.

Washington County Road Department

1. Any work in the County Right of Way will require a permit. Please contact the Road Department.
2. There is to be no parking in the Washington County roadway at any time.

Site Visibility

1. Sight distance must meet minimum County standards at the LSD portion.

Drainage

1. There are no comments for the CUP portion. However, at the LSD state, a drainage report that analyzes pre-development and post development peak flows discharge from the site will be required. If it is determined that peak flows have been increased enough to potentially cause issues downstream, then a detention pond will be required.

Environmental

1. No stormwater permit is required by Washington County at this time; however, applicant must comply with all rules and regulations of the Arkansas Department of Environmental Quality. www.adeq.state.ar.us

Signage

1. No signage is allowed within Washington County's road right-of-way (ROW).
2. The sign is limited to 36 square feet in signage with an approximate height of no more than 8 feet. The sign must not be lit from within, but can utilize "up" lighting.

Lighting

1. All outdoor lighting must be shielded from neighboring properties, and any lighting must be indirect and not cause disturbance to drivers or neighbors. Additionally all security lighting must be shielded appropriately (see attached diagram).

Screening

1. Landscaping barriers such as trees, shrubs, and/or fencing must be installed around the RV Park area.
 - a. Screening must be placed along the property boundary bordering Monitor Road WC 91 and along the northwest property line.
 - b. A planting plan schematic (drawing showing types of vegetation and spacing) must be approved by the Planning Department prior to the installation of the vegetation.
2. If any additional screening area is necessary, staff reserves the right to make this a requirement in the LSD portion. Care shall be taken to leave much of the wooded area intact (this is also in line with the applicant's vision of creating a secluded environment for guests of this proposed RV Park).
3. If there is to be a dumpster, the fencing and gate around it must be opaque material. A gate is required for the dumpster area.

Additional and Standard Conditions:

1. Pay neighbor notification mailing fees within 30 days of project approval. Any extension must be approved by the Planning Office (fees will be calculated once the info is available from the post office). This total will be calculated for this project once all invoices are received.
2. Pay engineering any fees. This total will be calculated for this project once all invoices are received.
3. Any further splitting or land development not considered with this approval must be reviewed by the Washington County Planning Board/Zoning Board of Adjustments.
4. This CUP must be ratified by the Quorum Court.
5. It is the applicant's responsibility to contact the Planning Office when inspections are needed.
6. All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.