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BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

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

Thursday, May 21, 2020
6:00 p.m.
Via Video Zoom Conference

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County Judge Joseph K. Wood called the meeting to order at 6:00 p.m.

Members present were JP Lance Johnson, JP Susan Cunningham, JP Derek Thomas, 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 amend the agenda and remove agenda item 16.1 was made by JP Harbison and seconded by JP Jenkins. A voice vote was called and all members unanimously voted to approve the motion. A voice vote was called to approve the agenda as amended and all members unanimously voted to approve the motion. The agenda was adopted as amended.

A motion to suspend the rules and read all ordinances by title only was made by JP S Madison and seconded by JP Highers. A voice vote was called and all members unanimously voted to approve the motion.

During citizen's comments, Michelle Skogan, David Grosvold, and Mike Hutchens spoke in opposition of the Morrow Wireless Communications Facility CUP. Charlene Lewis spoke in favor of the Morrow Wireless Communications Facility CUP. Mac Mayfield shared his concerns about the suspension of the committee meetings.

A motion to approve March 19th and April 16th minutes was made by JP S Madison and seconded by JP Leming. There was a comment made by JP E Madison. A voice vote was called and all members 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 April and gave an update on the COVID-19 pandemic.

Judge Joseph Wood introduced agenda item 8.1. This ordinance was on second reading. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD OF ADJUSTMENTS (Morrow Wireless Communications Facility). There were comments made by JP Harbison and JP Jenkins. This ordinance will be on next month's agenda and will be on third and final reading.

Judge Joseph Wood introduced agenda item 9.1. This ordinance was on second reading. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE RECOGNIZING ADDITIONAL REVENUES OF \$500.00 IN THE JDC POND LANDSCAPE GRANT FUND; AND APPROPRIATING \$500.00 FROM THE GRANT FUND TO THE JDC BUDGET FOR 2020". A motion to suspend the rules and advance the ordinance to third and final reading was made by JP Harbison and seconded by JP Ecke. A voice vote was called and all members unanimously voted to approve the motion. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE RECOGNIZING ADDITIONAL REVENUES OF \$500.00 IN THE JDC POND LANDSCAPE GRANT FUND; AND APPROPRIATING \$500.00 FROM THE GRANT FUND TO THE JDC BUDGET FOR 2020". A motion to adopt the ordinance was made by JP Harbison and seconded by JP Leming. There were no public comments. A roll call vote was called and all members unanimously voted to adopt the ordinance.

61
62 **Ordinance 2020-19, AN ORDINANCE RECOGNIZING ADDITIONAL REVENUES OF**
63 **\$500.00 IN THE JDC POND LANDSCAPE GRANT FUND; AND APPROPRIATING**
64 **\$500.00 FROM THE GRANT FUND TO THE JDC BUDGET FOR 2020, was adopted.**
65

66 Judge Joseph Wood introduced agenda item 10.1. This ordinance was on second
67 reading. County Attorney Brian Lester read the ordinance by title only, "AN
68 ORDINANCE ANTICIPATING ADDITIONAL GRANT REVENUE IN THE GENERAL
69 FUND (1000) FOR 2020; AND, APPROPRIATING SAID REVENUE TO VARIOUS
70 BUDGETS WITHIN THE DRUG COURT GRANT FUND (3513) FOR 2020". A motion to
71 suspend the rules and advance the ordinance to third and final reading was made by JP
72 Harbison and seconded by JP Leming. A voice vote was called and all members
73 unanimously voted to approve the motion. County Attorney Brian Lester read the
74 ordinance by title only, "AN ORDINANCE ANTICIPATING ADDITIONAL GRANT
75 REVENUE IN THE GENERAL FUND (1000) FOR 2020; AND, APPROPRIATING SAID
76 REVENUE TO VARIOUS BUDGETS WITHIN THE DRUG COURT GRANT FUND
77 (3513) FOR 2020". A motion to adopt the ordinance was made by JP Harbison and
78 seconded by JP Leming. There were no public comments. A roll call vote was called
79 and all members unanimously voted to adopt the ordinance.
80

81 **Ordinance 2020-20, AN ORDINANCE ANTICIPATING ADDITIONAL GRANT**
82 **REVENUE IN THE GENERAL FUND (1000) FOR 2020; AND, APPROPRIATING**
83 **SAID REVENUE TO VARIOUS BUDGETS WITHIN THE DRUG COURT GRANT**
84 **FUND (3513) FOR 2020, was adopted.**
85

86 Judge Joseph Wood introduced agenda item 11.1. This ordinance was on second
87 reading. County Attorney Brian Lester read the ordinance by title only, "AN
88 ORDINANCE RECOGNIZING ADDITIONAL REVENUE IN THE AMOUNT OF \$76,382
89 IN THE LAW ENFORCEMENT GRANT FUND; AND, APPROPRIATING THE AMOUNT
90 OF \$76,382 FROM THE LAW ENFORCEMENT GRANT FUND TO THE SCAAP 2019
91 BUDGET FOR 2020". A motion to suspend the rules and advance the ordinance to third
92 and final reading was made by JP Harbison and seconded by JP Pond. A roll call vote
93 was called and the votes were tallied as follow:

94 JP Johnson: Yes
95 JP Cunningham: Yes
96 JP Thomas: Yes
97 JP Yanez: No
98 JP Deakins: Yes
99 JP Ecke: Yes
100 JP Duncan: Yes
101 JP Washington: Yes
102 JP E Madison: No
103 JP Jenkins: No
104 JP Highers: No
105 JP S Madison: No
106 JP Leming: Yes
107 JP Harbison: Yes
108 JP Pond: Yes

109 The motion was approved. County Attorney Brian Lester read the ordinance by title
110 only, "AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE IN THE AMOUNT OF
111 \$76,382 IN THE LAW ENFORCEMENT GRANT FUND; AND, APPROPRIATING THE
112 AMOUNT OF \$76,382 FROM THE LAW ENFORCEMENT GRANT FUND TO THE
113 SCAAP 2019 BUDGET FOR 2020". A motion to adopt the ordinance was made by JP
114 Harbison and seconded by JP Pond. There were comments made by JP Yanez and Jak
115 Kimball, Technology Director for the Sheriff's Office. During public comments, Beth
116 Coger spoke. A roll call vote was called and the votes were tallied as follow:

117 JP Johnson: Yes
118 JP Cunningham: Yes

119 JP Thomas: Yes
120 JP Yanez: No
121 JP Deakins: Yes
122 JP Ecke: Yes
123 JP Duncan: Yes
124 JP Washington: No
125 JP E Madison: No
126 JP Jenkins: No
127 JP Highers: No
128 JP S Madison: No
129 JP Leming: Yes
130 JP Harbison: Yes
131 JP Pond: Yes

132 The motion was approved.
133

134 **Ordinance 2020-21, AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE IN**
135 **THE AMOUNT OF \$76,382 IN THE LAW ENFORCEMENT GRANT FUND; AND,**
136 **APPROPRIATING THE AMOUNT OF \$76,382 FROM THE LAW ENFORCEMENT**
137 **GRANT FUND TO THE SCAAP 2019 BUDGET FOR 2020, was adopted.**
138

139 Judge Joseph Wood introduced agenda item 12.1. This ordinance was on second
140 reading. County Attorney Brian Lester read the ordinance by title only, "AN
141 ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$14,312
142 IN THE LAW ENFORCEMENT GRANT FUND; AND, APPROPRIATING \$14,312
143 FROM THE LAW ENFORCEMENT GRANT FUND TO THE JAG GRANT BUDGET
144 FOR 2020". A motion to suspend the rules and advance the ordinance to third and final
145 reading was made by JP Harbison and seconded by JP Jenkins. A voice vote was
146 called and all members unanimously voted to approve the motion. County Attorney
147 Brian Lester read the ordinance by title only, "AN ORDINANCE ANTICIPATING
148 ADDITIONAL REVENUE IN THE AMOUNT OF \$14,312 IN THE LAW ENFORCEMENT
149 GRANT FUND; AND, APPROPRIATING \$14,312 FROM THE LAW ENFORCEMENT
150 GRANT FUND TO THE JAG GRANT BUDGET FOR 2020". A motion to adopt the
151 ordinance was made by JP Harbison and seconded by JP Jenkins. During public
152 comments, Sarah Moore spoke. A roll call vote was called and all members
153 unanimously voted to adopt the ordinance.
154

155 **Ordinance 2020-22, AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN**
156 **THE AMOUNT OF \$14,312 IN THE LAW ENFORCEMENT GRANT FUND; AND,**
157 **APPROPRIATING \$14,312 FROM THE LAW ENFORCEMENT GRANT FUND TO**
158 **THE JAG GRANT BUDGET FOR 2020, was adopted.**
159

160 Judge Joseph Wood introduced agenda item 13.1. This ordinance was on second
161 reading. County Attorney Brian Lester read the ordinance by title only, "AN
162 ORDINANCE RECOGNIZING REVENUE IN THE AMOUNT OF \$339,307 IN THE
163 HIGH INTENSITY DRUG TRAFFICKING AREAS (HIDTA) GRANT FUND; AND,
164 APPROPRIATING \$339,307 FROM THE HIDTA GRANT FUND TO THE HIDTA 2020
165 G20GC0004A BUDGET FOR 2020". A motion to suspend the rules and advance the
166 ordinance to third and final reading was made by JP Harbison and seconded by JP
167 Leming. A voice vote was called and all members unanimously voted to approve the
168 motion. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE
169 RECOGNIZING REVENUE IN THE AMOUNT OF \$339,307 IN THE HIGH INTENSITY
170 DRUG TRAFFICKING AREAS (HIDTA) GRANT FUND; AND, APPROPRIATING
171 \$339,307 FROM THE HIDTA GRANT FUND TO THE HIDTA 2020 G20GC0004A
172 BUDGET FOR 2020". A motion to adopt the ordinance was made by JP Harbison and
173 seconded by JP Ecke. There was a comment made by JP Pond. There were no public
174 comments. A roll call vote was called and all members unanimously voted to adopt the
175 ordinance.
176

177 **Ordinance 2020-23, AN ORDINANCE RECOGNIZING REVENUE IN THE AMOUNT**
178 **OF \$339,307 IN THE HIGH INTENSITY DRUG TRAFFICKING AREAS (HIDTA)**
179 **GRANT FUND; AND, APPROPRIATING \$339,307 FROM THE HIDTA GRANT FUND**
180 **TO THE HIDTA 2020 G20GC0004A BUDGET FOR 2020, was adopted.**
181

182 Judge Joseph Wood introduced agenda item 14.1. This ordinance was on second
183 reading. County Attorney Brian Lester read the ordinance by title only, "AN
184 ORDINANCE ADJUSTING CARRYOVER REVENUES IN VARIOUS FUNDS FOR
185 2020". A motion to suspend the rules and advance the ordinance to third and final
186 reading was made by JP Harbison and seconded by JP Ecke. A voice vote was called
187 and all members unanimously voted to approve the motion. County Attorney Brian
188 Lester read the ordinance by title only, "AN ORDINANCE ADJUSTING CARRYOVER
189 REVENUES IN VARIOUS FUNDS FOR 2020". A motion to adopt the ordinance was
190 made by JP Harbison and seconded JP Ecke. There were comments made by JP E
191 Madison, JP S Madison, and JP Jenkins. There were no public comments. A roll call
192 vote was called and all members unanimously voted to adopt the ordinance.
193

194 **Ordinance 2020-24, AN ORDINANCE ADJUSTING CARRYOVER REVENUES IN**
195 **VARIOUS FUNDS FOR 2020, was adopted.**
196

197 Judge Joseph Wood introduced agenda item 15.1. This ordinance was on second
198 reading. County Attorney Brian Lester read the ordinance by title only, "AN
199 ORDINANCE REDUCING THE AMOUNT OF \$714,384 FROM LINE ITEMS IN
200 VARIOUS COUNTY BUDGETS AND RESTORING THOSE FUNDS TO
201 UNAPPROPRIATED RESERVES; AND, APPROPRIATING THE TOTAL AMOUNT OF
202 \$945,449 FROM UNAPPROPRIATED RESERVES TO VARIOUS BUDGET LINE
203 ITEMS FOR 2019". A motion to suspend the rules and advance the ordinance to third
204 and final reading was made by JP Harbison and seconded by JP Ecke. A voice vote
205 was called and all members unanimously voted to approve the motion. County Attorney
206 Brian Lester read the ordinance by title only, "AN ORDINANCE REDUCING THE
207 AMOUNT OF \$714,384 FROM LINE ITEMS IN VARIOUS COUNTY BUDGETS AND
208 RESTORING THOSE FUNDS TO UNAPPROPRIATED RESERVES; AND,
209 APPROPRIATING THE TOTAL AMOUNT OF \$945,449 FROM UNAPPROPRIATED
210 RESERVES TO VARIOUS BUDGET LINE ITEMS FOR 2019". A motion to adopt the
211 ordinance was made by JP Harbison and seconded by JP Ecke. There were comments
212 made by JP Leming, JP Washington, and JP Yanez. There were no public comments. A
213 roll call vote was called and all members unanimously voted to adopt the ordinance.
214

215 **Ordinance 2020-25, AN ORDINANCE REDUCING THE AMOUNT OF \$714,384**
216 **FROM LINE ITEMS IN VARIOUS COUNTY BUDGETS AND RESTORING THOSE**
217 **FUNDS TO UNAPPROPRIATED RESERVES; AND, APPROPRIATING THE TOTAL**
218 **AMOUNT OF \$945,449 FROM UNAPPROPRIATED RESERVES TO VARIOUS**
219 **BUDGET LINE ITEMS FOR 2019, was adopted.**
220

221 Judge Joseph Wood introduced agenda item 17.1. County Attorney Brian Lester read
222 the ordinance by title only, "AN ORDINANCE RATIFYING A CONDITIONAL USE
223 PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING
224 BOARD (LOCAL GHOST DISTILLERY)". A motion to suspend the rules and advance
225 the ordinance to second reading was made by JP Harbison and seconded by JP
226 Jenkins. A roll call vote was called and the votes were tallied as follow:

227 JP Johnson: Yes
228 JP Cunningham: Yes
229 JP Thomas: Yes
230 JP Yanez: Yes
231 JP Deakins: Yes
232 JP Ecke: Yes
233 JP Duncan: Yes
234 JP Washington: Yes

235 JP E Madison: No
236 JP Jenkins: Yes
237 JP Highers: Yes
238 JP S Madison: Yes
239 JP Leming: Yes
240 JP Harbison: Yes
241 JP Pond: Yes

242 The motion was approved. County Attorney Brian Lester read the ordinance by title
243 only, "AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED
244 FOR APPROVAL BY THE PLANNING AND ZONING BOARD (LOCAL GHOST
245 DISTILLERY)". A motion to suspend the rules and advance the ordinance to third and
246 final reading was made by JP Harbison and seconded by JP Ecke. A roll call vote was
247 called and the votes were tallied as follow:

248 JP Johnson: Yes
249 JP Cunningham: Yes
250 JP Thomas: Yes
251 JP Yanez: Yes
252 JP Deakins: Yes
253 JP Ecke: Yes
254 JP Duncan: Yes
255 JP Washington: Yes

256 JP E Madison: No
257 JP Jenkins: Yes
258 JP Highers: Yes
259 JP S Madison: No
260 JP Leming: Yes
261 JP Harbison: Yes
262 JP Pond: Yes

263 The motion was approved. County Attorney Brian Lester read the ordinance by title
264 only, "AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED
265 FOR APPROVAL BY THE PLANNING AND ZONING BOARD (LOCAL GHOST
266 DISTILLERY)". A motion to adopt the ordinance was made by JP Harbison and
267 seconded by JP Leming. There were comments made by various members of the Court
268 and Planning Director Nathan Crouch. During public comments, Beth Coger spoke. A
269 roll call vote was called and the votes were tallied as follow:

270 JP Johnson: Yes
271 JP Cunningham: Yes
272 JP Thomas: Yes
273 JP Yanez: Yes
274 JP Deakins: Yes
275 JP Ecke: Yes
276 JP Duncan: Yes
277 JP Washington: Yes
278 JP E Madison: Abstain
279 JP Jenkins: Yes
280 JP Highers: Yes
281 JP S Madison: No
282 JP Leming: Yes
283 JP Harbison: Yes
284 JP Pond: Yes

285 The motion was approved.

286
287 **Ordinance 2020-26, AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT**
288 **RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD**
289 **(LOCAL GHOST DISTILLERY), was adopted.**

290
291 Judge Joseph Wood introduced agenda item 18.1. County Attorney Brian Lester read

292 the ordinance by title only, "AN ORDINANCE RATIFYING A CONDITIONAL USE
293 PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING
294 BOARD (JAMES ROYAL STORAGE)". A motion to suspend the rules and advance the
295 ordinance to second reading was made by JP Leming and seconded by JP Ecke. A roll
296 call vote was called and the votes were tallied as follow:

297 JP Johnson: Yes
298 JP Cunningham: Yes
299 JP Thomas: Yes
300 JP Yanez: Yes
301 JP Deakins: Yes
302 JP Ecke: Yes
303 JP Duncan: Yes
304 JP Washington: Yes
305 JP E Madison: No
306 JP Jenkins: Yes
307 JP Highers: Yes
308 JP S Madison: No
309 JP Leming: Yes
310 JP Harbison: Yes
311 JP Pond: Yes

312 The motion was approved. County Attorney Brian Lester read the ordinance by title
313 only, "AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED
314 FOR APPROVAL BY THE PLANNING AND ZONING BOARD (JAMES ROYAL
315 STORAGE)". A motion to suspend the rules and advance the ordinance to third and
316 final reading was made by JP Leming and seconded by JP Jenkins. A roll call vote was
317 called and the votes were tallied as follow:

318 JP Johnson: Yes
319 JP Cunningham: Yes
320 JP Thomas: Yes
321 JP Yanez: Yes
322 JP Deakins: Yes
323 JP Ecke: Yes
324 JP Duncan: Yes
325 JP Washington: Yes
326 JP E Madison: No
327 JP Jenkins: Yes
328 JP Highers: Yes
329 JP S Madison: No
330 JP Leming: Yes
331 JP Harbison: Yes
332 JP Pond: Yes

333 The motion was approved. County Attorney Brian Lester read the ordinance by title
334 only, "AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED
335 FOR APPROVAL BY THE PLANNING AND ZONING BOARD (JAMES ROYAL
336 STORAGE)". A motion to adopt the ordinance was made by JP Leming and seconded
337 by JP Harbison. There were no public comments. A roll call vote was called and the
338 votes were tallied as follow:

339 JP Johnson: Yes
340 JP Cunningham: Yes
341 JP Thomas: Yes
342 JP Yanez: Yes
343 JP Deakins: Yes
344 JP Ecke: Yes
345 JP Duncan: Yes
346 JP Washington: Yes
347 JP E Madison: Abstain

348 JP Jenkins: Yes
349 JP Highers: Yes
350 JP S Madison: No
351 JP Leming: Yes
352 JP Harbison: Yes
353 JP Pond: Yes

354 The motion was approved.
355

356 **Ordinance 2020-27, AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT**
357 **RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD**
358 **(JAMES ROYAL STORAGE), was adopted.**
359

360 Judge Joseph Wood introduced agenda item 19.1. County Attorney Brian Lester read
361 the ordinance by title only, "AN ORDINANCE RATIFYING A CONDITIONAL USE
362 PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING
363 BOARD (HILLTOP ESTATES LOTS 5A & 5B)". A motion to suspend the rules and
364 advance the ordinance to second reading was made by JP Pond and seconded by JP
365 Leming. A voice vote was called and all members unanimously voted to approve the
366 motion. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE
367 RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY
368 THE PLANNING AND ZONING BOARD (HILLTOP ESTATES LOTS 5A & 5B)". A
369 motion to suspend the rules and advance the ordinance to third and final reading was
370 made by JP Pond and seconded by JP Leming. A voice vote was called and all
371 members unanimously voted to approve the motion. County Attorney Brian Lester read
372 the ordinance by title only, "AN ORDINANCE RATIFYING A CONDITIONAL USE
373 PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING
374 BOARD (HILLTOP ESTATES LOTS 5A & 5B)". A motion to adopt the ordinance was
375 made by JP Pond and seconded by JP Leming. There was a comment made by JP S
376 Madison. There were no public comments. A roll call vote was called and all members
377 unanimously voted to adopt the ordinance.
378

379 **Ordinance 2020-28, AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT**
380 **RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD**
381 **(HILLTOP ESTATES LOTS 5A & 5B), was adopted.**
382

383 Judge Joseph Wood introduced agenda item 20.1. County Attorney Brian Lester read
384 the ordinance by title only, "AN ORDINANCE CHANGING THE TITLE OF BUSINESS
385 RELATIONS SPECIALIST IN THE COUNTY ASSESSOR BUDGET TO BRANCH
386 MANAGER FOR THE COUNTY ASSESSOR BUDGET FOR 2020". A motion to adopt
387 the ordinance was made by JP Pond and seconded by JP Ecke. There was a comment
388 made by JP Jenkins. There were no public comments. A roll call vote was called and all
389 members unanimously voted to adopt the ordinance.
390

391 **Ordinance 2020-29, AN ORDINANCE CHANGING THE TITLE OF BUSINESS**
392 **RELATIONS SPECIALIST IN THE COUNTY ASSESSOR BUDGET TO BRANCH**
393 **MANAGER FOR THE COUNTY ASSESSOR BUDGET FOR 2020, was adopted.**
394

395 Judge Joseph Wood introduced agenda item 21.1. County Attorney Brian Lester read
396 the ordinance by title only, "AN ORDINANCE APPROPRIATING ADDITIONAL
397 REVENUES OF \$73,284.08 FROM THE GENERAL FUND TO VARIOUS LINE ITEMS
398 IN THE SHERIFF'S BUDGET FOR 2020". A motion to adopt the ordinance was made
399 by JP Harbison and seconded by JP Leming. There was a comment made by JP
400 Jenkins. There were no public comments. A roll call vote was called and all members
401 unanimously voted to adopt the ordinance.
402

403 **Ordinance 2020-30, AN ORDINANCE APPROPRIATING ADDITIONAL REVENUES**
404 **OF \$73,284.08 FROM THE GENERAL FUND TO VARIOUS LINE ITEMS IN THE**
405 **SHERIFF'S BUDGET FOR 2020, was adopted.**
406

407 Judge Joseph Wood introduced agenda item 22.1. County Attorney Brian Lester read
408 the ordinance by title only, "AN ORDINANCE REPEALING ORDINANCE 2010-032". A
409 motion to suspend the rules and advance the ordinance to second reading was made
410 by JP Johnson and seconded by JP Ecke. A roll call vote was called and the votes were
411 tallied as follow:

412 JP Johnson: Yes
413 JP Cunningham: Yes
414 JP Thomas: Yes
415 JP Yanez: Yes
416 JP Deakins: Yes
417 JP Ecke: Yes
418 JP Duncan: Yes
419 JP Washington: Yes
420 JP E Madison: No
421 JP Jenkins: Yes
422 JP Highers: Yes
423 JP S Madison: No
424 JP Leming: Abstain
425 JP Harbison: Yes
426 JP Pond: Yes

427 The motion was approved. County Attorney Brian Lester read the ordinance by title
428 only, "AN ORDINANCE REPEALING ORDINANCE 2010-032". A motion to suspend the
429 rules and advance the ordinance to third and final reading was made by JP Johnson
430 and seconded by JP Ecke. A voice vote was called and majority of the members voted
431 to approve the motion. JP E Madison and JP S Madison opposed. County Attorney
432 Brian Lester read the ordinance by title only, "AN ORDINANCE REPEALING
433 ORDINANCE 2010-032". A motion to adopt the ordinance was made by JP Johnson
434 and seconded by JP Ecke. There were comments made by various members of the
435 Court. There were no public comments. A roll call vote was called and the votes were
436 tallied as follow:

437 JP Johnson: Yes
438 JP Cunningham: Yes
439 JP Thomas: Yes
440 JP Yanez: Yes
441 JP Deakins: Yes
442 JP Ecke: Yes
443 JP Duncan: Yes
444 JP Washington: Yes
445 JP E Madison: No
446 JP Jenkins: Yes
447 JP Highers: Yes
448 JP S Madison: No
449 JP Leming: Abstain
450 JP Harbison: Yes
451 JP Pond: Yes

452 The motion was approved.

453
454 **Ordinance 2020-31, AN ORDINANCE REPEALING ORDINANCE 2010-032, was**
455 **adopted.**
456

457 Judge Joseph Wood introduced agenda item 23.1. County Attorney Brian Lester read
458 the ordinance by title only, "AN ORDINANCE APPROVING THE NORTHWEST
459 ARKANSAS NATIONAL AIRPORT SECOND RESTATED AND AMENDED
460 AGREEMENT". A motion to suspend the rules and advance the ordinance to second
461 reading was made by JP Harbison and seconded by JP Jenkins. A voice vote was
462 called and all members unanimously voted to approve the motion. County Attorney
463 Brian Lester read the ordinance by title only, "AN ORDINANCE APPROVING THE

464 NORTHWEST ARKANSAS NATIONAL AIRPORT SECOND RESTATED AND
465 AMENDED AGREEMENT". A motion to suspend the rules and advance the ordinance
466 to third and final reading was made by JP Jenkins and seconded by JP E Madison. A
467 voice vote was called and all members unanimously voted to approve the motion.
468 County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE
469 APPROVING THE NORTHWEST ARKANSAS NATIONAL AIRPORT SECOND
470 RESTATED AND AMENDED AGREEMENT". A motion to adopt the ordinance was
471 made by JP Jenkins and seconded by JP Harbison. There were comments made by
472 various members of the Court. There were no public comments. A roll call vote was
473 called and all members unanimously voted to adopt the ordinance.
474

475 **Ordinance 2020-32, AN ORDINANCE APPROVING THE NORTHWEST ARKANSAS**
476 **NATIONAL AIRPORT SECOND RESTATED AND AMENDED AGREEMENT, was**
477 **adopted.**
478

479 The County Services Committee did not meet in May. JP Jenkins gave an update on
480 the Johnson Controls project.
481

482 JP Harbison presented the May Finance & Budget Committee Report. The Treasurer,
483 Employees' Insurance, and Comptroller Reports were emailed and posted on the
484 county website.
485

486 JP Johnson presented the May Jails/LE/Courts Committee Report. The Juvenile
487 Detention Center, Sheriff's Enforcement, Detention, and Ombudsman Reports were
488 emailed and posted on the county website.
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490 The Personnel Committee did not meet in May.
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492 The meeting was adjourned at 8:18 p.m.
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496 *Patty Burnett*

497 Patty Burnett
498 Quorum Court Coordinator

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

2020 MAY 26 AM 9:24

FILED

ORDINANCE NO. 2020-19

APPROPRIATION ORDINANCE

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

AN ORDINANCE RECOGNIZING ADDITIONAL REVENUES OF \$500.00 IN THE JDC POND LANDSCAPE GRANT FUND; AND APPROPRIATING \$500.00 FROM THE GRANT FUND TO THE JDC BUDGET FOR 2020.

WHEREAS, Washington County received grant money to improve the pond behind the JDC building; and,

WHEREAS, the Quorum Court desires to appropriate grant money to the JDC Budget for 2020.

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

ARTICLE 1. There is hereby recognized additional revenue of \$500.00 in the Local Grants Revenue Line Item of the JDC Grant Fund (3510-0540) for 2020.

ARTICLE 1. There is hereby appropriated the amount of \$500.00 from the JDC Grant fund to the following Line Items of the JDC Budget for 2020:

Small Equipment (35100540-2002) \$500.00

TOTAL APPROPRIATION \$500.00

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

05 26 2020

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Introduced by: **JP Ann Harbison**
Date of Adoption: **May 21, 2020**
Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,
Duncan, Washington, E. Madison, Jenkins, Highers,
S. Madison, Leming, Harbison, Pond**

Members Voting Against:
Members Abstaining:
Members Absent:

Committee History: Finance & Budget Committee (03/10/20); Passed to QC – Consent Agenda
Quorum Court History: Regular Quorum Court (03/19/20) met on 04/16/20; First Reading
Regular Quorum Court (04/16/20); No action taken

ORDINANCE NO. 2020-20

APPROPRIATION ORDINANCE

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

AN ORDINANCE ANTICIPATING ADDITIONAL GRANT REVENUE IN THE GENERAL FUND (1000) FOR 2020; AND, APPROPRIATING SAID REVENUE TO VARIOUS BUDGETS WITHIN THE DRUG COURT GRANT FUND (3513) FOR 2020.

WHEREAS, the Accountability Court Funds Grant Committee of the Specialty Court Program Advisory Committee of the Administrative Office of the Courts has awarded Washington County grant funds for 2020; and,

WHEREAS, these grant funds are reimbursable funds that, once spent, will be reimbursed to the County.

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

ARTICLE 1. There is hereby anticipated additional revenue in the total amount of \$29,243.62 in the General Fund (1000) for 2020.

ARTICLE 2. There is hereby appropriated the total amount of \$29,243.62 from the General Fund (1000) to the following line items of the following budgets in the Drug Court Grant Fund (3513) for 2020:

<u>Washington County Adult Drug Court</u>		
General Supplies	(35130517.2001)	\$ 5,341.52
Small Equipment	(35130517.2002)	1,498.20
Common Carrier	(35130517.3031)	578.00
Meals and Lodging	(35130517.3094)	1,237.00
Training and Education	(35130517.3101)	710.00

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 WASHINGTON CO. AR

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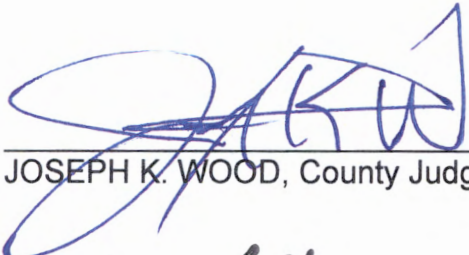
41	<u>Madison County Adult Drug Court</u>		
42	General Supplies	(35130518.2001)	2,675.00
43	Small Equipment	(35130518.2002)	3,503.00
44	Drug Kits	(35130518.2015)	322.50
45	Other Professional Services	(35130518.3009)	960.00
46	Common Carrier	(35130518.3031)	578.00
47	Meals and Lodging	(35130518.3094)	1,237.00
48	Training and Education	(35130518.3101)	710.00

49	<u>Veterans Treatment Court</u>		
50	General Supplies	(35130519.2001)	2,042.40
51	Small Equipment	(35130519.2002)	2,321.00
52	Other Professional Services	(35130519.3009)	480.00
53	Common Carrier	(35130519.3031)	1,156.00
54	Meals and Lodging	(35130519.3094)	2,474.00
55	Training and Education	(35130519.3101)	1,420.00

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58 **TOTAL APPROPRIATION \$ 29,243.62**

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63 JOSEPH K. WOOD, County Judge

64 05262020

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66 DATE

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69 _____

70 BECKY LEWALLEN, County Clerk

71

72 Introduced by: **JP Ann Harbison**

73 Date of Adoption: **May 21, 2020**

74 Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,**

75 **Duncan, Washington, E. Madison, Jenkins, Highers,**

76 **S. Madison, Leming, Harbison, Pond**

77 Members Voting Against:

78 Members Abstaining:

79 Members Absent:

80 Committee History: Finance & Budget Committee (03/10/20); Passed to QC-Consent Agenda

Quorum Court History: Regular Quorum Court (03/19/20) met on 04/16/20; First Reading

Regular Quorum Court (04/16/20); No action taken

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WASHINGTON CO. AR

ORDINANCE NO. 2020-21

APPROPRIATION ORDINANCE

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

AN ORDINANCE RECOGNIZING
ADDITIONAL REVENUE IN THE AMOUNT OF
\$76,382 IN THE LAW ENFORCEMENT
GRANT FUND; AND, APPROPRIATING THE
AMOUNT OF \$76,382 FROM THE LAW
ENFORCEMENT GRANT FUND TO THE
SCAAP 2019 BUDGET FOR 2020.

WHEREAS, under the State Criminal Alien Assistance
Program (SCAAP), the Office of Justice Programs of the U.S. Department of Justice
awards grant money to eligible local governments that incur certain types of costs due to
the incarceration of illegal aliens; and,

WHEREAS, Washington County received a SCAAP 2019
Grant Award in the amount of \$76,382.

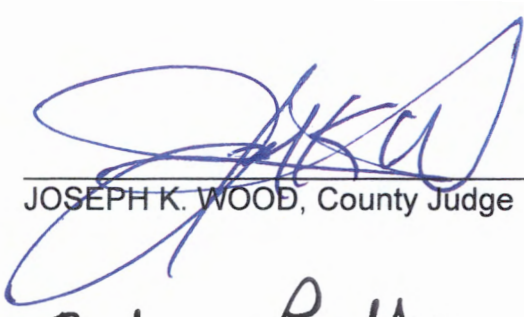
NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM
COURT OF WASHINGTON COUNTY, ARKANSAS:

ARTICLE 1. There is hereby recognized additional revenue
in the amount of \$76,382 in the Other Federal Grants Revenue line item in the Law
Enforcement Grant Fund (35147109) for 2020.

ARTICLE 2. There is hereby appropriated the amount of
\$76,382 from the Law Enforcement Grant Fund to the Small Equipment line item in the
SCAAP 2019/2020 Budget (35140576.2002) for 2020.

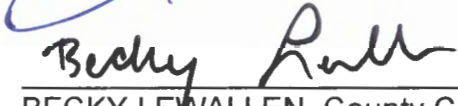
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JOSEPH K. WOOD, County Judge

05.26.2020
DATE



BECKY LEWALLEN, County Clerk

Introduced by: **JP Ann Harbison**
Date of Adoption: **May 21, 2020**
Members Voting For: **Johnson, Cunningham, Thomas, Deakins, Ecke, Duncan, Leming, Harbison, Pond**
Members Voting Against: **Yanez, Washington, E. Madison, Jenkins, Highers, S. Madison**
Members Abstaining:
Members Absent:

Committee History: Finance & Budget Committee (03/10/20); Passed to QC-Consent Agenda
Quorum Court History: Regular Quorum Court (03/19/20) met on 04/16/20; First Reading Regular Quorum Court (04/16/20); No action taken

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CO. & PROBATE CLERK
WASHINGTON CO. AR

FILED

ORDINANCE NO. 2020-22

APPROPRIATION ORDINANCE

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

AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$14,312 IN THE LAW ENFORCEMENT GRANT FUND; AND, APPROPRIATING \$14,312 FROM THE LAW ENFORCEMENT GRANT FUND TO THE JAG GRANT BUDGET FOR 2020.

WHEREAS, Washington County has been notified of a grant award in the amount of \$14,312 from the Local Edward Byrne Memorial Justice Assistant Grant (JAG); and,

WHEREAS, this grant fund is a non-matching, reimbursable fund that, once spent, will be reimbursed to the County.

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


ARTICLE 1. There is hereby anticipated the amount of \$14,312 in the Law Enforcement Grant Fund (3514) for 2020.

ARTICLE 2. There is hereby appropriated the total amount of \$14,312 from the Law Enforcement Grant Fund (3514) to the following line items in the JAG Grant Budget (35140586) for 2020:

Small Equipment	(35140586.2002)	\$ 8,725
Clothing/Uniforms	(35140586.2006)	5,587
TOTAL APPROPRIATION		\$14,312

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JOSEPH K. WOOD, County Judge

05-26-2020
DATE



BECKY LEWALLEN County Clerk

Introduced by: **JP Ann Harbison**
Date of Adoption: **May 21, 2020**
Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,
Duncan, Washington, E. Madison, Jenkins, Highers,
S. Madison, Leming, Harbison, Pond**
Members Voting Against:
Members Abstaining:
Members Absent:

Committee History: Finance & Budget Committee (03/10/20); Passed to QC-Consent Agenda
Quorum Court History: Regular Quorum Court (03/19/20) met on 04/16/20; First Reading
Regular Quorum Court (04/16/20) No action taken

2020 MAY 26 AM 9:24
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CO. & PROBATE CLERK
WASHINGTON CO. AR

FILED

ORDINANCE NO. 2020-23

APPROPRIATION ORDINANCE

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

**AN ORDINANCE RECOGNIZING REVENUE
IN THE AMOUNT OF \$339,307 IN THE HIGH
INTENSITY DRUG TRAFFICKING AREAS
(HIDTA) GRANT FUND; AND,
APPROPRIATING \$339,307 FROM THE
HIDTA GRANT FUND TO THE HIDTA 2020
G20GC0004A BUDGET FOR 2020.**

WHEREAS, Washington County has received a \$339,307 federal grant to fund the participation of various law enforcement agencies in the High Intensity Drug Trafficking Areas program (HIDTA); and

WHEREAS, the purpose of HIDTA is to reduce drug trafficking and production throughout the United States.

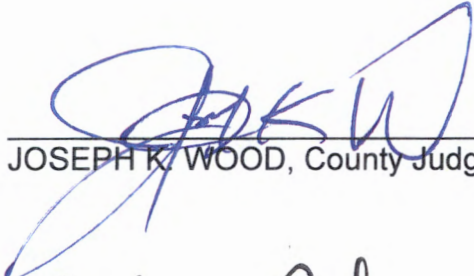
**NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM
COURT OF WASHINGTON COUNTY, ARKANSAS:**

ARTICLE 1. There is hereby recognized revenue in the amount of \$339,307 in the Other Federal Grants Revenue line item of the HIDTA Grant Fund (35010439) for 2020; and


ARTICLE 2. There is hereby appropriated the total amount of \$339,307 from the Other Federal Grants Revenue line item in the HIDTA Grant Fund to the Special Projects line items in the HIDTA Grant G20GC0004A Budget (35010439) for 2020.

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JOSEPH K. WOOD, County Judge



BECKY LEWALLEN, County Clerk

05-26-2020
DATE

Introduced by: **JP Ann Harbison**
Date of Adoption: **May 21, 2020**
Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,
Duncan, Washington, E. Madison, Jenkins, Highers,
S. Madison, Leming, Harbison, Pond**
Members Voting Against:
Members Abstaining:
Members Absent:

Committee History: Finance & Budget Committee (03/10/20); Passed to QC-Consent Agenda
Quorum Court History: Regular Quorum Court (03/19/20) met on 04/16/20; First Reading
Regular Quorum Court (04/16/20); No action taken

ORDINANCE NO. 2020-24

APPROPRIATION ORDINANCE

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

**AN ORDINANCE ADJUSTING CARRYOVER
REVENUES IN VARIOUS FUNDS FOR 2020.**

WHEREAS, all invoices and bills from 2019 have been paid and the carryover projections provided by the County Treasurer must now be amended to reflect the actual carryover amount for the 2020 budget.

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

ARTICLE 1. There are hereby reduced carryover revenues in the various County Funds as follows for 2020:

ROAD	(2000.6999)	\$ 257,937.19
COLLECTOR'S AUTOMATION	(3001.6999)	47,442.64
CIRCUIT CLERK'S AUTOMATION	(3002.6999)	3,433.39
COUNTY CLERK'S OPERATING	(3010.6999)	154.55
COMMUNICATION FACILITY/EQUIP	(3014.6999)	220.23
DRUG ENFORCEMENT STATE	(3404.6999)	3,112.03
HIDTA	(3501.6999)	54,404.78
JDC GRANT FUND	(3510.6999)	100.00
DEM GRANT FUND	(3511.6999)	27,362.27

TOTAL REDUCTION \$ 394,167.08

ARTICLE 2. There are hereby recognized additional carryover revenues in the following County Funds for 2020:

GENERAL	(1000.6999)	\$ 339,272.59
EMPLOYEE INSURANCE	(1002.6999)	16,712.73
FLEX SPENDING	(1800.6999)	8,454.95
ADD'L FUEL TAX	(2003.6999)	34,154.16

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42	TREASURER'S AUTOMATION	(3000.6999)	2,542.94
43	ASSESSOR'S AMENDMENT 79 FUND	(3004.6999)	770.93
44	COUNTY CLERK'S COST	(3005.6999)	5,092.54
45	RECORDER'S COST	(3006.6999)	4,802.84
46	COUNTY LIBRARY	(3008.6999)	114,281.75
47	CHILD SUPPORT COST	(3012.6999)	420.40
48	JAIL OPERATION & MAINTENANCE	(3017.6999)	88,454.30
49	BOATING SAFETY	(3019.6999)	1,490.67
50	EMERGENCY 911	(3020.6999)	134,350.36
51	ADULT DRUG COURT	(3028.6999)	5,215.81
52	CIRCUIT COURT JUV. DIV. FUND	(3031.6999)	77.18
53	JUV. COURT REPRESENTATION	(3032.6999)	108.19
54	CIRCUIT CLERK COMM. FEE	(3039.6999)	3,084.37
55	ASSESSOR'S LATE ASSESSMENT	(3042.6999)	1,953.24
56	CSU FUND	(3075.6999)	687.22
57	HIV CLINIC	(3401.6999)	5,727.57
58	LAW LIBRARY	(3402.6999)	3,755.62
59	DRUG ENFORCEMENT FEDERAL	(3405.6999)	5,253.82
60	DRUG COURT PROGRAM FUND	(3406.6999)	2,680.17
61	COURT COSTS AND FINES	(5800.6999)	15,040.77

TOTAL ADDITIONAL \$ 794,385.12



 JOSEPH K. WOOD, County Judge

05.26.2020

 DATE



 BECKY LEWALLEN, County Clerk

73 Introduced by: **JP Ann Harbison**
 74 Date of Adoption: **May 21, 2020**
 75 Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,**
 76 **Duncan, Washington, E. Madison, Jenkins, Highers,**
 77 **S. Madison, Leming, Harbison, Pond**
 78 Members Voting Against:
 79 Members Abstaining:
 80 Members Absent:

83 Committee History: Finance & Budget Committee (03/10/20); Passed to QC-Consent Agenda
 84 Quorum Court History: Regular Quorum Court (03/19/20) met on 04/16/20; First Reading
 85 Regular Quorum Court (04/16/20); No action taken

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

2020 MAY 26 AM 9:25

FILED

ORDINANCE NO. 2020-25

APPROPRIATION ORDINANCE

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

AN ORDINANCE REDUCING THE AMOUNT
OF \$714,384 FROM LINE ITEMS IN VARIOUS
COUNTY BUDGETS AND RESTORING
THOSE FUNDS TO UNAPPROPRIATED
RESERVES; AND, APPROPRIATING THE
TOTAL AMOUNT OF \$945,449 FROM
UNAPPROPRIATED RESERVES TO
VARIOUS BUDGET LINE ITEMS FOR 2019.

WHEREAS, in order to finalize the financial records of the
County for 2019, and thus send to Legislative Audit to begin the audit process,
Washington County must reconcile all budgets; and,

WHEREAS, this ordinance accomplishes the finalization of
the County's financial records for 2019.

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

ARTICLE 1. There is hereby reduced the total amount of
\$714,384 from various line items in various budgets for 2019 (as outlined in Attachment
"A" and summarized as follows) and restored to unappropriated reserves in all funds for
2019:

General Fund	(1000)	\$ 157,731
Road Fund	(1002)	138,341
Recorder's Cost Fund	(3006)	227,760
Library Fund	(3008)	3,690
Jail Fund	(3017)	184,979
Nine One One Fund	(3020)	1,772
HIV Clinic Fund	(3401)	111

42 **TOTAL REDUCTION** **\$ 714,384**

43
44 **ARTICLE 2.** There is hereby appropriated the total amount
45 of \$945,449 from unappropriated reserves to various budget line items for 2019 as
46 outlined in Attachment "B" and summarized by fund as follows:
47

48	General Fund	(1000)	\$ 158,937
49	Employee Insurance Fund	(1002)	226,328
50	Road Fund	(2000)	138,341
51	Circuit Court Automation Fund	(3002)	2,301
52	Recorder's Cost Fund	(3006)	227,760
53	Library Fund	(3008)	3,690
54	Jail Fund	(3017)	184,979
55	Nine One One Fund	(3020)	1,772
56	Adult Drug Court Fund	(3028)	1,230
57	HIV Clinic Fund	(3401)	111

58
59 **TOTAL APPROPRIATION** **\$ 945,449**

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67 JOSEPH K. WOOD, County Judge

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70 05.26.2020
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72 DATE

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71 BECKY LEWALLEN, County Clerk

72 Introduced by: **JP Ann Harbison**
73 Date of Adoption: **May 21, 2020**
74 Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,**
75 **Duncan, Washington, E. Madison, Jenkins, Highers,**
76 **S. Madison, Leming, Harbison, Pond**
77 Members Voting Against:
78 Members Abstaining:
79 Members Absent:

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82 Committee History: Finance & Budget Committee (03/10/20); Passed to QC-Consent Agenda
83 Quorum Court History: Regular Quorum Court (03/19/20) met on 04/16/20; First Reading:
84 Regular Quorum Court (04/16/20); No action taken

**Ordinance 2020-25
Attachments**

REDUCTIONS, ATTACHMENT "A"							
1000 GENERAL FUND				2000 ROAD FUND			
1000	0100003	Executive Assistant	-10	2000	0200007	Road Dept. Supervisor	-11,251
1000	0101006	Dep Clerk II Exec. Sec.	-598	20000200	1001	SALARIES FULL-TIME	-138,341
1000	0102014	Assistant Bookkeeper	-16,020				-138,341
1000	0103003	DEPUTY TREASURER	-2				
1000	0104090	DEPUTY II BRANCH MANAGER	-1,011	3006 RECORDER'S COST FUND			
1000	0105058	DEPUTY ASSESSOR I	-19,993	3006	0128008	Deputy Circuit Clerk I	-2,967
1000	0108005	BUILDING MAINTENANCE	-2,073	30060128	1001	SALARIES FULL-TIME	-38,032
1000	0113005	AP Admin. Asst.	-2	30060128	3009	Other Professional Services	-15,922
1000	0115003	Network & Computer	-4	30060128	3102	Software Support Maintenance	-173,806
1000	0308002	Vet Tech/Animal Transport	-207				-227,760
1000	0400108	DISPATCHER	-20,653	3008 LIBRARY FUND			
1000	0400109	DISPATCHER	-23,948	3008	0600001	Library Director	-1
1000	0400110	DISPATCHER	-29,244	30080600	1001	SALARIES FULL-TIME	-3,690
1000	0400327	Corporal	-17,851				-3,690
1000	0403003	LEAD JUVENILE OFFICER	-3,475	3017 JAIL FUND			
1000	0416005	OFFICE ADMINISTRATOR	-1,045	3017	0418421	ADO/DFC FLEX SLOT	-2,995
1000	0417002	DEPUTY PUBLIC DEFENDER	-1,398	3017	0418428	ADULT DETENTION OFFICER	-34,969
1000	0419003	Deputy Coroner	-485	3017	0418441	ADO/DFC FLEX SLOT	-64,935
1000	0444001	JDC DIRECTOR	-2,330	30170127	2002	SMALL EQUIPMENT	-2,303
10000100	1001	SALARIES FULL-TIME	-283	30170418	1001	SALARIES FULL-TIME	-182,676
10000100	1006	SOCIAL SECURITY MATCHING	-755				-184,979
10000100	1999	LONGEVITY	-23	3020 NINE ONE ONE FUND			
10000100	2001	GENERAL SUPPLIES	-1,754	30200501	1006	SOCIAL SECURITY MATCHING	-414
10000101	1001	SALARIES FULL-TIME	-109	30200501	1999	LONGEVITY	-137
10000102	1001	SALARIES FULL-TIME	-2,695	30200501	2001	General Supplies	-1,221
10000103	1001	SALARIES FULL-TIME	-5				-1,772
10000103	1006	SOCIAL SECURITY MATCHING	-1,532	3401 HIV CLINIC FUND			
10000103	1999	LONGEVITY	-56	3401	0305001	OFFICE MANGER-HIV CLINIC	-8
10000104	1001	SALARIES FULL-TIME	-1,749	34010305	1006	SOCIAL SECURITY MATCHING	-111
10000105	1001	SALARY FULL-TIME	-4,036				-111
10000106	3008	Property Reappraisal	-889	TOTAL FUND REDUCTIONS			
10000106	3094	Meals & Lodging	-391	1000	GENERAL		-157,731
10000108	1001	SALARIES FULL-TIME	-1,699	2000	ROAD		-138,341
10000109	1002	SALARIES, PART-TIME	-2,936	3006	RECORDER'S COST		-227,760
10000110	1001	SALARIES FULL-TIME	-23	3008	LIBRARY		-3,690
10000113	1006	SOCIAL SECURITY MATCHING	-1,152	3017	JAIL		-184,979
10000113	3009	Other Professional Services	-695	3020	NINE ONE ONE		-1,772
10000120	1001	SALARIES FULL-TIME	-4	3401	HIV CLINIC		-111
10000122	3009	Other Professional Services	-6,319				-714,384
10000308	1001	SALARIES FULL-TIME	-4,401				
10000400	1001	SALARIES FULL-TIME	-107,375				
10000403	1001	SALARIES FULL-TIME	-3,429				
10000404	1006	SOCIAL SECURITY MATCHING	-23				
10000416	1001	SALARIES FULL-TIME	-267				
10000417	1001	SALARIES FULL-TIME	-10				
10000419	1002	SALARIES, PART-TIME	-1,409				
10000444	1001	SALARIES FULL-TIME	-8,408				
10000500	1002	SALARIES, PART-TIME	-816				
10000500	1006	SOCIAL SECURITY MATCHING	-699				
10000500	1999	LONGEVITY	-46				
10000500	2002	Small Equipment	-637				
10000702	1001	SALARIES FULL-TIME	-4				
10000800	1002	SALARIES, PART-TIME	-3,102				
			-157,731				

APPROPRIATIONS, ATTACHMENT "B"							
1000 GENERAL FUND				1002 EMPLOYEE INSURANCE FUND			
1000	0100002	Chief of Staff	1	10020125	3170	HEALTH INSURANCE	173,022
1000	0100004	Quorum Court Reporter	4	10020125	3171	DENTAL INSURANCE	28,869
1000	0100005	ADMINISTRATIVE ASSISTANT	5	10020125	3174	PRESRIPTIONS	24,437
1000	0101005	ELEC ADMIN ASST/ABSENTEE VOTIN	587				226,328
1000	0101008	ASST. COURT ADMINISTRATOR	11				
1000	0102002	CHIEF DEPUTY CIRCUIT CLERK	8,277				
1000	0102003	CHIEF DEPUTY CIRCUIT CLERK	1	2000 ROAD FUND			
1000	0102005	DEPUTY CIRCUIT CLERK II	3,575	2000	0200010	Bridge Supervisor	2,056
1000	0102009	Asst. Bookkeeper	9	2000	0200042	SENIOR MECHANIC	5
1000	0102011	CHILD SUPPORT ADMINISTRATOR	2	2000	0200043	SENIOR MECHANIC	7
1000	0102012	Domestic Relation Specialist	1,236	2000	0200051	WELDER II	695
1000	0102013	Bookkeeper/Data Supervisor	2,920	2000	0200060	Bridge Crew Lead	1
1000	0103004	DEPUTY TREASURER	2	2000	0200100	HEO -Lead	9
1000	0104002	CHIEF DEPUTY COLLECTOR	8	2000	0200103	HEO-LEAD	1
1000	0104005	Data Processing Clerk	9	2000	0200104	HEO-LEAD	8
1000	0104080	Tax Enforcement Manager	4	2000	0200105	HEO-LEAD	8
1000	0104121	DEPUTY II BRANCH MANAGER	990	2000	0200150	HEAVY EQUIPMENT OPERATOR II	233
1000	0105002	Chief Deputy Assessor	2,552	2000	0200151	HEAVY EQUIPMENT OPERATOR II	7
1000	0105003	CHIEF DEPUTY RE/PERS PROPERTY	300	2000	0200202	HEAVY EQUIPMENT OPERATOR	2
1000	0105007	ADMINISTRATIVE ASSISTANT	293	2000	0200211	HEAVY EQUIPMENT OPERATOR II	153
1000	0105021	DEPUTY ASSESSOR II	203	2000	0200212	HEAVY EQUIPMENT OPERATOR	988
1000	0105022	GIS TECHNICIAN	3,436	2000	0200216	HEAVY EQUIPMENT OPERATOR	2
1000	0105023	GIS TECHNICIAN	1,722	2000	0200221	HEAVY EQUIPMENT OPERATOR	3
1000	0105024	RESEARCH ANALYST	604	2000	0200223	HEAVY EQUIPMENT OPERATOR	8
1000	0105030	REAL ESTATE SUPERVISOR	1,371	2000	0200225	HEAVY EQUIPMENT OPERATOR	6
1000	0105040	PERSONAL PROPERTY SUPERVISOR	3	2000	0200230	HEAVY EQUIPMENT OPERATOR	6,630
1000	0105042	COMM/PERS PROPERTY DEPUTY	2,415	2000	0200235	HEAVY EQUIPMENT OPERATOR	5
1000	0105043	COMM/PERS PROPERTY DEPUTY	1,956	2000	0200239	HEAVY EQUIPMENT OPERATOR	6
1000	0105044	COMM/PERS PROPERTY DEPUTY	2,260	2000	0200240	Asst. Parts Manager	397
1000	0105046	COMM/PERS PROPERTY DEPUTY	2,377	2000	0200241	HEAVY EQUIPMENT OPERATOR	6
1000	0105050	DEPUTY ASSESSOR II	1	2000	0200244	HEAVY EQUIPMENT OPERATOR II	9
1000	0105052	DEPUTY ASSESSOR I	6	2000	0200253	HEAVY EQUIPMENT OPERATOR	6
1000	0105055	DEPUTY ASSESSOR I	476	20000200	1002	SALARIES, PART-TIME	11,102
1000	0105056	DEPUTY ASSESSOR I	8	20000200	1005	OVERTIME/OTHER PREMIUM COMP	96,735
1000	0105057	DEPUTY ASSESSOR I	3	20000200	1009	HEALTH INSURANCE MATCHING	2,796
1000	0105059	DEPUTY ASSESSOR I	6	20000200	1010	WORKMEN'S COMPENSATION	27,642
1000	0105061	DEPUTY ASSESSOR I	996	20000200	1016	Life Insurance	66
1000	0108003	MAINTENANCE TECHNICIAN II	8				138,341
1000	0108004	BUILDING MAINTENANCE TECHNICIA	7	3002 CIRCUIT COURT AUTOMATION FUND			
1000	0108050	MASTER ELECTRICIAN	1,062	30020437	2009	Computer/IT Equipment	2,301
1000	0113003	PAYROLL ADMINISTRATOR/TRAINER	3				2,301
1000	0113004	Accounts Payable	8	3006 RECORDER'S COST FUND			
1000	0115002	TECHNOLOGY DIRECTOR	1	3006	0128006	DEPUTY CIRCUIT CLERK II	9
1000	0115020	Desktop Support Specialist	1	3006	0128007	DEPUTY CIRCUIT CLERK II	2,958
1000	0115021	Desktop Support Specialist	1	30060128	1002	SALARIES, PART-TIME	4,038
1000	0115050	Asst. IT Director	207	30060128	1010	WORKMEN'S COMPENSATION	78
1000	0308007	KENNEL SUPERVISOR	1,200	30060128	1011	UNEMPLOYMENT COMPENSATION	254
1000	0400002	CHIEF DEPUTY SHERIFF	901	30068888	9999	TRANSFERS OUT	223,390
1000	0400003	MAJOR	3,981				227,760
1000	0400004	LIEUTENANT	7,361	3008 LIBRARY FUND			
1000	0400006	LIEUTENANT	1,199	3008	0600004	INTERLIBRARY LOAN/ADMIN ASST	1,431
1000	0400017	Captain	1,640	3008	0600005	INTERLIBRARY LOAN/ADMIN ASST	6
1000	0400018	Captain	1,201	30080600	1001	SALARIES FULL-TIME	1,436
1000	0400020	SERGEANT	2,965	30080600	1008	NONCONTRIBUTORY RETIREMENT	2,254
1000	0400021	SERGEANT	2,533				3,690
1000	0400022	SERGEANT	3,693	3017 JAIL FUND			
1000	0400023	SERGEANT	1,053	3017	0418002	MAJOR	1,591
1000	0400024	SERGEANT	8,888	3017	0418005	LIEUTENANT	905
1000	0400025	SERGEANT	3,571	3017	0418007	LIEUTENANT	1,209
1000	0400026	SERGEANT	5,306	3017	0418008	LIEUTENANT	606
1000	0400028	SERGEANT	2,257	3017	0418009	LIEUTENANT	901
1000	0400037	SERGEANT TRAINING OFFICER	5,601	3017	0418010	DETENTION ADMIN LIEUTENANT	1,219
1000	0400038	LIEUTENANT	6	3017	0418017	CAPTAIN	1,200
1000	0400041	SEC/REC-SHERIFF	9	3017	0418022	SERGEANT	3,943
1000	0400095	DISPATCHER	9	3017	0418023	SERGEANT	555
1000	0400103	DISPATCHER	9				

APPROPRIATIONS, ATTACHMENT "B"							
1000	0400104	DISPATCHER	9	3017	0418024	SERGEANT	171
1000	0400180	CORPORAL/ANIMAL CONTROL	902	3017	0418026	SERGEANT	1,390
1000	0400200	CORPORAL/DFC-FLEX	917	3017	0418027	SERGEANT	574
1000	0400201	CORP/DFC-FLEX SLOT	2,453	3017	0418028	SERGEANT	1,089
1000	0400202	CORP/DFC-FLEX SLOT	10	3017	0418029	SERGEANT	561
1000	0400203	DEPUTY FIRST CLASS	313	3017	0418030	SERGEANT	248
1000	0400204	CORPORAL/FLEX	612	3017	0418034	SERGEANT	600
1000	0400207	DEPUTY FIRST CLASS	1,209	3017	0418035	SERGEANT	122
1000	0400208	DEPUTY FIRST CLASS	1,183	3017	0418036	SERGEANT	111
1000	0400210	DEPUTY FIRST CLASS	9	3017	0418038	SERGEANT	837
1000	0400212	DEPUTY FIRST CLASS/FLEX	310	3017	0418108	EVIDENCE COORDINATOR	7
1000	0400214	DEPUTY FIRST CLASS	613	3017	0418110	Civil Process Bookkeeper	15,615
1000	0400215	CORPORAL/FLEX	610	3017	0418111	RECORDS CLERK/ SECRETARY	243
1000	0400217	CORPORAL/FLEX	134	3017	0418112	Human Resources	1,411
1000	0400219	DEPUTY FIRST CLASS	309	3017	0418115	PERSONNEL/TRAINING/PIO	7
1000	0400221	CORPORAL/FLEX	970	3017	0418116	PROPERTY ASSISTANT	10
1000	0400222	DEPUTY FIRST CLASS	910	3017	0418118	ADMIN DETENTION BOOKKEEPER	3
1000	0400224	DEPUTY FIRST CLASS	310	3017	0418200	ADO/DFC FLEX SLOT	304
1000	0400225	DEPUTY FIRST CLASS	313	3017	0418203	ADO/DFC FLEX SLOT	3
1000	0400226	DEPUTY FIRST CLASS	317	3017	0418200	ADO/DFC FLEX SLOT	2,706
1000	0400227	DEPUTY FIRST CLASS	309	3017	0418205	ADO/DFC FLEX SLOT	344
1000	0400300	CORPORAL	302	3017	0418207	ADO/DFC FLEX SLOT	2,130
1000	0400301	CORPORAL	630	3017	0418208	ADO/DFC FLEX SLOT	3,696
1000	0400302	CORPORAL	1,215	3017	0418209	Corporal Flex Slot	305
1000	0400303	CORPORAL	920	3017	0418213	Corporal Flex Slot	296
1000	0400305	CORPORAL	610	3017	0418216	Corporal Flex Slot	305
1000	0400307	CORPORAL	10	3017	0418218	Network & Computer Admin	605
1000	0400308	CORPORAL	302	3017	0418220	Corporal Flex Slot	304
1000	0400309	CORPORAL	902	3017	0418221	Corporal Flex Slot	603
1000	0400310	CORPORAL	2,592	3017	0418222	Corporal Flex Slot	308
1000	0400311	CORPORAL	4,282	3017	0418230	Corporal Flex Slot	2,574
1000	0400312	CORPORAL	920	3017	0418236	Corporal Flex Slot	2,044
1000	0400313	CORPORAL	913	3017	0418238	Corporal Flex Slot	606
1000	0400314	CORPORAL	1,202	3017	0418239	ADO/DFC FLEX SLOT	2,809
1000	0400315	CORPORAL	1,202	3017	0418245	ADO/DFC FLEX SLOT	3,224
1000	0400316	CORPORAL	615	3017	0418249	ADO/DFC FLEX SLOT	4,482
1000	0400317	CORPORAL	10	3017	0418251	ADO/DFC FLEX SLOT	3,314
1000	0400318	CORPORAL	618	3017	0418257	Corporal Flex Slot	600
1000	0400319	CORPORAL	613	3017	0418260	ADO/DFC FLEX SLOT	3,387
1000	0400320	CORPORAL	602	3017	0418262	ADO/DFC FLEX SLOT	3,643
1000	0400322	CORPORAL	612	3017	0418300	TECHNOLOGY DIRECTOR	1,207
1000	0400323	CORPORAL	302	3017	0418301	CORPORAL	36
1000	0400324	CORPORAL	310	3017	0418302	CORPORAL	165
1000	0400328	CORPORAL	1,440	3017	0418305	CORPORAL	298
1000	0400330	CORPORAL	613	3017	0418307	CORPORAL	171
1000	0400331	CORPORAL	612	3017	0418308	CORPORAL	290
1000	0400332	CORPORAL	615	3017	0418311	CORPORAL	107
1000	0400334	CORPORAL	320	3017	0418312	CORPORAL	691
1000	0400400	Fire Marshall	601	3017	0418314	CORPORAL	355
1000	0400401	Asst. Fire Marshall	610	3017	0418315	CORPORAL	115
1000	0403001	JUVENILE COURT DIRECTOR	1,398	3017	0418320	CORPORAL	150
1000	0403009	LEAD JUVENILE OFFICER/SPO	471	3017	0418325	CORPORAL	75
1000	0403012	JUV INTAKE OFF II/SPECIAL POLI	274	3017	0418329	CORPORAL	144
1000	0403020	JUVENILE INTAKE DIVERSION OFFI	7	3017	0418330	CORPORAL	302
1000	0403022	JUVENILE INTAKE DIVERSION OFFI	1,325	3017	0418334	CORPORAL	584
1000	0404001	Case Manager	4	3017	0418335	CORPORAL	167
1000	0416008	ASST HOT CHECK ADMINISTRATOR	4	3017	0418336	TRANSPORT CORPORAL	892
1000	0416010	PARALEGAL	9	3017	0418400	Adult Detention Officer	3,166
1000	0416013	Victim Restitution	9	3017	0418402	ADO/DFC FLEX SLOT	832
1000	0416014	Senior Case Coordinator	1,013	3017	0418408	Corporal Flex Slot	1,582
1000	0416016	Case Coordinator	10	3017	0418411	ADO/DFC FLEX SLOT	133
1000	0417006	DEPUTY PUBLIC DEFENDER	1,398	3017	0418414	Corporal Flex Slot	3
1000	0419002	Office Manager	1,656	3017	0418417	Deputy First Class/Flex	220
1000	0444002	ASST. JDC DIRECTOR	115	3017	0418418	ADO/DFC FLEX SLOT	1,204
1000	0444021	Youth Development	7	3017	0418420	ADO/DFC FLEX SLOT	233
1000	0444030	JUVENILE CAREWORKER	934	3017	0418422	Adult Detention Officer	778
1000	0444036	Social Worker	1,274	3017	0418425	Adult Detention Officer	376

FILED
2020 MAY 26 AM 9:25
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

ORDINANCE NO. 2020-26

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

AN ORDINANCE RATIFYING A
CONDITIONAL USE PERMIT
RECOMMENDED FOR APPROVAL BY THE
PLANNING AND ZONING BOARD.

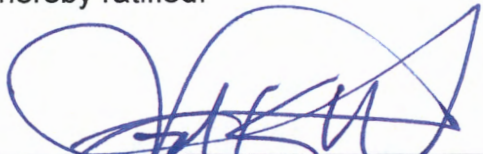
WHEREAS, the Planning and Zoning Board voted to
recommend approval of a Conditional Use Permit for the **Local Ghost Distillery** project
on **May 7, 2020**; and,

WHEREAS, ratification is required by the Quorum Court; and,

WHEREAS, ratification will not affect any appeal rights any
person may have.

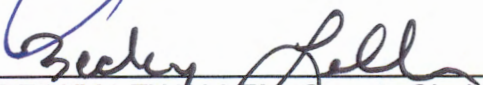
NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM
COURT OF WASHINGTON COUNTY, ARKANSAS:

ARTICLE 1. That the Conditional Use Permit for the **Local
Ghost Distillery** project recommended for approval by the Planning and Zoning Board is
hereby ratified.



JOSEPH K. WOOD, County Judge

05-26-2020
DATE



BECKY LEWALLEN, County Clerk

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Introduced by: **JP Ann Harbison**
Date of Adoption: **May 21, 2020**
Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,
Duncan, Washington, Jenkins, Highers, Leming,
Harbison, Pond**
Members Voting Against: **S. Madison**
Members Abstaining: **E. Madison**
Members Absent:

Committee History: Planning and Zoning Board (05-07-2020); Passed to QC
Quorum Court History:

Local Ghost Distillery CUP

The Planning Board/Zoning Board of Adjustments unanimously approved Local Ghost Distillery Conditional Use Permit (with conditions) on May 7, 2020.

Staff does not expect any appeals on this CUP and recommends ratification of the project.

West Fork Planning Area

Local Ghost Distillery CUP

Conditional Use Permit Request

Location: Section 32, Township 15, Range 30

Applicant: Earthplan Development Alternatives

Location Address: SE Campbell Road

Approximately: +/- 24.5 acres / 1 parcel

Coordinates: Latitude: 35.93812973, Longitude: -94.18850433

Project #: 2020-043 Planner: Nathan Crouch

email: ncrouch@co.washington.ar.us

The applicant is requesting Conditional Use Permit approval for the land-use of a commercial whiskey distillery on a 32 acre parcel of land. The distillery is proposed to occupy an area inside FEMA's regulatory floodway, which requires a No Rise Certificate, certified by a licensed engineer.

The water supply is inadequate for fire protection purposes unless a water main is extended across the river, or other fire protection strategies are approved.

The Conditional Use Permit is to allow the specific land-use in an area that isn't zoned for this type of land-use. If the CUP is approved, Large Scale Development permitting, which reviews the details of the proposal, will follow.

Staff feels the applicant's request will be compatible with the surrounding uses with the conditions approved by the Planning board. There should not be an increase in noise, minimal increase in traffic, and generally will not disturb the surrounding properties.

All neighbors within 300 feet of the boundary of this property were notified by certified mail of this Conditional Use Permit request. No comments were received by mail from the public, but the Mayor of West Fork and the Chairperson of the West Fork Planning Commission voiced support for this project.

Staff does not expect this project to be contentious.

The Planning Board/ Zoning Board of Adjustments unanimously approved (7 members voted "in favor", 0 members voted "against") the project with the following conditions:

STAFF'S RECOMMENDED CONDITIONS: Staff recommends the following conditions of approval for this CUP request.

Utility Conditions:

1. Generally, any damage or relocation of utilities will be at the expense of the owner/applicant.

Water Conditions:

1. Water mains extended to this property must be in compliance with all local and state guidelines.

Ozarks Electric Conditions:

1. Any damage or relocation of existing facilities will be at owner's expense.

2. Any power line extension that has to be built to this property will be at the owner's expense. The cost will be determined after the owner makes application for electric service and the line has been designed.
3. All off site easements that are needed for Ozarks to extend electrical service to the property must be obtained by developer and easement documentation provided to Ozarks before work begins. On site easements must be shown on plat and recorded with the county.
4. 30 ft Utility Easement along existing overhead line on property.

Fire Conditions:

1. Fire suppression sprinkler system may be required
2. Full review and comments from the Fire Marshal will be provided at Large Scale Development review.

Sewer/Septic/Decentralized Sewer Conditions:

1. The septic system must be approved by the Arkansas Health Department (ADH), installed, and then inspected by ADH prior to occupation of the residence(s).
2. No parking is allowed on any portion of the septic system including the alternate area. (No overflow parking either).

Roads/Sight Distance Conditions:

1. Any work to be completed in the County Road Right-of-Way requires a permit from the Road Department prior to beginning work. Any tile that may be needed must be sized by the Road Department. The Road Department may be reached at (479) 444-1610.
2. Permitting may be required by the County Road Department to connect proposed driveways to the county road.
3. Sight distance must be adequate at all entry/exits to the development.

Drainage Conditions:

1. The County Contracted Engineer will review the stormwater drainage report with the Large Scale Development submittal, which will follow this CUP if approved.
2. Project must be in compliance with Washington County's Floodplain Development Code.
3. A floodplain development permit, with a 'No Rise Certificate' must be submitted at Preliminary Large Scale Development stage, not after construction.
4. Detail how the industrial waste byproducts will be stored and secured during high water events.
5. Detail how access will be maintained during high water events both for emergency vehicles entering, and people leaving to reach safe locations.
6. A detention pond will not be required but permanent BMP's should be installed to treat runoff from pervious areas before entering the river.

Environmental Conditions:

1. At this time, no stormwater permit is required by Washington County; however, the applicant must comply with all rules and regulations of the Arkansas Department of Environmental Quality (ADEQ).

Signage/Lighting/Screening Conditions:

1. Signage cannot be placed in the County Right-of-Way.
2. Any outdoor lighting must be shielded from neighboring properties. Any lighting must be indirect and not cause disturbance to drivers or neighbors. All security lighting must be shielded appropriately.
3. Any trash dumpster or outdoor storage areas must be screened so they cannot be seen from the county road.
4. Any trash dumpster or outdoor storage areas must be secured so they will not float away during flooding conditions.

Standard Conditions:

1. Pay neighbor notification mailing fees within 30 days of project approval. Fees will be calculated once all invoices have been received. Any extension must be approved by the Planning Office.
2. Pay engineering fees within 30 days of project approval. Fees will be calculated once all invoices have been received. Any extension must be approved by the Planning Office.
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. Lots that are over one-half acre in size will need to be addressed after the home location is known.
5. This CUP must be ratified by the Quorum Court.
6. It is the applicant's responsibility to contact the Planning Office when inspections are needed.
7. All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.
 - o This project requires additional review (Large Scale Development), and therefore, the applicant must submit for Preliminary project review within 12 months of this CUP project's ratification.
8. All plats for land developments approved by the Washington County Planning Board shall be contingent upon receipt by the Developer of any Federal, State or local permits or approvals, if any, whether known or unknown to the Board or the Developer.

* County Ordinance allows for an appeal period (for any party: applicant, neighbor, member of the public, etc) within 30 days of the Planning Board/ZBA approval. Even if the Quorum Court ratifies the CUP; the right of appeal remains until the 30 days has passed. If an appeal is filed within the 30 day period then a subsequent hearing will be scheduled and held by the Quorum Court.*

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

2020 MAY 26 AM 9:25

FILED

ORDINANCE NO. 2020-27

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

AN ORDINANCE RATIFYING A
CONDITIONAL USE PERMIT
RECOMMENDED FOR APPROVAL BY THE
PLANNING AND ZONING BOARD.

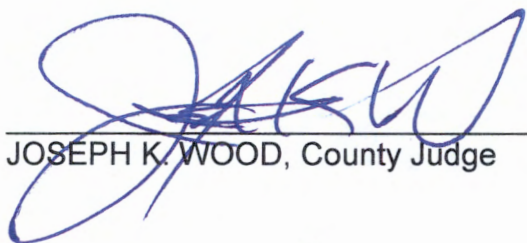
WHEREAS, the Planning and Zoning Board voted to
recommend approval of a Conditional Use Permit for the **James Royal Storage** project
on **May 7, 2020**; and,

WHEREAS, ratification is required by the Quorum Court; and,

WHEREAS, ratification will not affect any appeal rights any
person may have.

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

ARTICLE 1. That the Conditional Use Permit for the **James
Royal Storage** project recommended for approval by the Planning and Zoning Board is
hereby ratified.



JOSEPH K. WOOD, County Judge

05-26-2020

DATE



BECKY LEWALLEN, County Clerk

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Introduced by: **JP Willie Leming**
Date of Adoption: **May 21, 2020**
Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,
Duncan, Washington, Jenkins, Highers, Leming,
Harbison, Pond**
Members Voting Against: **S. Madison**
Members Abstaining: **E. Madison**
Members Absent:

Committee History: **Planning and Zoning Board (05-07-2020); Passed to QC**
Quorum Court History:

James Royal Storage CUP

The Planning Board/Zoning Board of Adjustments unanimously approved James Royal Storage Conditional Use Permit (with conditions) on May 7, 2020.

Staff does not expect any appeals on this CUP and recommends ratification of the project.

County

James Royal Storage CUP

Conditional Use Permit Request

Location: Section 31, Township 15, Range 31

Applicant: GR Smith Civil Engineering

Location Address: 12585 Cove Creek Rd

Approximately: +/- 53.71 acres / 1 parcel

Coordinates: Latitude: 35.93643697, Longitude: -94.31266112

Project #: 2020-070 Planner: Nathan Crouch

email: ncrouch@co.washington.ar.us

The applicant, James Royal, is requesting Conditional Use Permit approval for storage facility land use on his 52.3 acre property.

The request is for 3 storage unit buildings at 2,100, 2,400, and 4,200 sq ft.. No restrooms are proposed, but an onsite fire hydrant is.

No septic systems are proposed.

Staff feels the applicant's request will be compatible with the surrounding uses. There should not be an increase in noise, minimal increase in traffic, and generally will not disturb the surrounding properties.

All neighbors within 300 feet of the boundary of this property were notified by certified mail of this Conditional Use Permit request. No comments were received by mail, and the questions/comments voiced during the Planning Board meeting were addressed.

Staff does not expect this project to be contentious.

The Planning Board/ Zoning Board of Adjustments unanimously approved (7 members voted "in favor", 0 members voted "against") the project with the following conditions:

Utility Conditions:

1. Generally, any damage or relocation of utilities will be at the expense of the owner/applicant.

Washington Water Authority Conditions:

1. If water service is desired in the future, please fill out a Request for Water Service Form, found on the WWA website (<https://washingtonwater.org>) and submit to the WWA office.
2. This property is served from a 6" water main, running along the west side of N Cove Creek RD. This main is not of adequate size to provide fire flows (maximum flow of 606 GPM @ 20 PSI).
3. WWA will install a FH on the property at the request of the Fire Marshal, at the owner's expense. Please contact the WWA office if you wish to move forward with the project and for final pricing.
4. If an access drive is to be installed over the water main that is subject, but not limited, to traffic loading beyond conventional residential use or fire apparatus compaction

standards, the water main will need to be encased at the owner's expense and under the supervision of WWA staff. Please provide an engineered detail of the encasement. Contact the WWA office for more details.

5. Please remove the Keypad Access from the Utility Easement associated with the water main.

Fire Conditions:

1. Make loop around buildings the turnaround for Fire Apparatus leaving space for outdoor parking if wanted. Make sure outdoor parking is defined and not in the fire apparatus road.
2. Show fire extinguishers with a maximum of 75' travel distance from any point in the storage units.
3. Fire wall or sprinkler system is required for buildings 2,500 sq. ft. or larger.
4. Siren activated gate is required.
5. 38' radius on both sides of entrance. Consider moving to sound entrance area. Is so, move hydrant as well.
6. "Fire Lane – No Parking" sign on each building.

Septic Conditions:

1. No septic system is proposed. If a septic system is desired in the future, please follow all rules and regulations of the Arkansas Department of Health.

Roads/Sight Visibility/Parking Conditions:

1. All entrance drives and parking areas must support 75,000lbs in all weather conditions.
2. Any work to be completed in the County Road Right-of-Way requires a permit from the Road Department prior to beginning work. Any tile that may be needed must be sized by the Road Department. The Road Department may be reached at (479) 444-1610.

Drainage Conditions:

1. Project engineer shall coordinate with the County Engineer for compliance with county stormwater drainage requirements.

Environmental Conditions:

1. At this time, no stormwater permit is required by Washington County; however, the applicant must comply with all rules and regulations of the Arkansas Department of Environmental Quality (ADEQ).

Utility Conditions:

1. Any damage or relocation of utilities will be at the expense of the owner/applicant.

Signage/Lighting/Screening Conditions:

1. Signage shall not be placed in the County road right-of-way.

2. Any outdoor lighting must be shielded from neighboring properties. Any lighting must be indirect and not cause disturbance to drivers or neighbors. All security lighting must be shielded appropriately. Please refer to the diagram in the staff report attachments.
3. If a dumpster is desired in the future, it must be screened with an opaque material, to include the gate, so the dumpster is not visible from the county road.

Standard Conditions:

1. Pay neighbor notification mailing fees within 30 days of project approval. Applicant will be billed for mailing fees once all invoices have been received. Any extension must be approved by the Planning Office.
2. Pay engineering fees within 30 days of project approval. Applicant will be billed for engineering fees once all invoices have been received. Any extension must be approved by the Planning Office.
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. Lots that are over one-half acre in size will need to be addressed after the home location is known.
5. This CUP must be ratified by the Quorum Court.
6. It is the applicant's responsibility to contact the Planning Office when inspections are needed.
7. All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.
 - This project does not require additional review. Therefore, all conditions of this CUP approval must be completed within 18 months of this CUP project's ratification.
8. A passing final inspection is required prior to approval letter being issued.
 - *All land developments approved by the Washington County Planning Board shall be contingent upon receipt by the Developer of any Federal, State or local permits or approvals, if any, whether known or unknown to the Board or the Developer.*

* County Ordinance allows for an appeal period (for any party: applicant, neighbor, member of the public, etc) within 30 days of the Planning Board/ZBA approval. Even if the Quorum Court ratifies the CUP; the right of appeal remains until the 30 days has passed. If an appeal is filed within the 30 day period then a subsequent hearing will be scheduled and held by the Quorum Court.*

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

2020 MAY 26 AM 9:25

FILED

ORDINANCE NO. 2020-28

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

AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD.

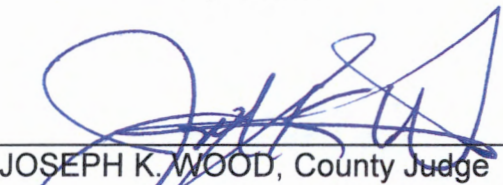
WHEREAS, the Planning and Zoning Board voted to recommend approval of a Conditional Use Permit for the Hilltop Estates Lots 5A & 5B project on May 7, 2020; and,

WHEREAS, ratification is required by the Quorum Court; and,

WHEREAS, ratification will not affect any appeal rights any person may have.

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

ARTICLE 1. That the Conditional Use Permit for the Hilltop Estates Lots 5A & 5B project recommended for approval by the Planning and Zoning Board is hereby ratified.



JOSEPH K. WOOD, County Judge

05-26-2020

DATE



BECKY LEWALLEN, County Clerk

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Introduced by: **JP Butch Pond**
Date of Adoption: **May 21, 2020**
Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,
Duncan, Washington, E. Madison, Jenkins, Highers, S.
Madison, Leming, Harbison, Pond**
Members Voting Against:
Members Abstaining:
Members Absent:
Committee History: Planning and Zoning Board (05-07-2020); Passed to QC
Quorum Court History:

Hilltop Estates Lots 5A & 5B Conditional Use Permit

The Planning Board/Zoning Board of Adjustments unanimously approved Hilltop Estates Lots 5A & 5B Conditional Use Permit (with conditions) on May 7th, 2020.

Staff does not expect any appeals on this CUP and recommends ratification of the project.

County

b. Hilltop Estates Lots 5A & 5B CUP

Conditional Use Permit Request

Location: Section 04, Township 15, Range 28

Applicant: Satterfield Land Surveyors

Location Address: 11045 E Mt. Olive Road

Approximately: +/- 3.04 acres / 1 lot

Coordinates: Latitude: 35.99662788, Longitude: -93.95290002

Project #: 2020-042

Planner: Nick Little

email: nlittle@co.washington.ar.us

Kerri and Robert Hughes are requesting Conditional Use Permit approval to allow the creation of a 0.42 acre subdivision lot in an area zoned to allow 1 acre minimum lot sizes. The purpose of the split is to deed the new lot to their neighbor directly to the west so they can own the access to their property. In the May 7th Planning Board meeting, there was a subsequent Minor Subdivision replat request for this same property, due to the fact that the parent tract is located in a platted subdivision, Hilltop Estates. That project was also approved unanimously by the Planning Board.

There is not an existing septic system on the proposed 0.42 acre lot. The applicant designated this lot unbuildable due to its small size, so there is no plan to install a septic system on it.

The water provider for this property is Mt. Olive Water and is serviced by Elkins Rural Fire Department. Ozarks Electric, Black Hills Corporation and Windstream service this properties electric, gas and telephone utilities, respectively.

The applicant's property is accessed off of Mt. Olive Road WC#312. The site itself is located near the intersection of Mt. Olive Road and Springston Ford Road. The proposed 0.42 acre lot sits across Zachary Lane from the parent tract. Sight distance was not investigated for this project because the proposed lot is not on a public county road.

The surrounding uses are single family residential and agricultural. The parcels within proximity to the project site range from 1 house per 1 acres to 1 house per 86 acres. The average density is 1 house per 14.75 acres.

Staff feels the applicant's request will be compatible with the surrounding uses. There should be no change in noise or traffic because of the proposed split.

All neighbors within 300 feet of the boundary of this property were notified by certified mail of this Conditional Use Permit request. There no comments received before the planning board meeting, but there were 2 comments during the meeting. One comment was from the surveyor of this project and one was from the neighbor who will receive the deed to this 0.42 acre lot. Both comments were of explanatory nature.

Staff does not expect this project to be contentious and recommended conditions of approval of the proposed Hilltop Estates Lots 5A & 5B Conditional Use Permit.

The Planning Board/ Zoning Board of Adjustments approved (7 members voted “in favor”, 0 members voted “against”) the project with the following conditions:

Environmental Conditions:

1. At this time, no stormwater permit is required by Washington County; however, the applicant must comply with all rules and regulations of the Arkansas Department of Environmental Quality (ADEQ).

Utility Conditions:

1. Generally, any damage or relocation of utilities will be at the expense of the owner/applicant.
2. 30 ft. utility easement shall be dedicated and shown on the plat, centered along the existing overhead power lines.

Standard Conditions:

1. Pay neighbor notification mailing fees (\$54.60) within 30 days of project approval. Any extension must be approved by the Planning Office (invoice was mailed to applicant on 4/29/2020).
2. Any work to be completed in the County Road Right-of-Way requires a permit from the Road Department prior to beginning work. Any tile that may be needed must be sized by the Road Department. The Road Department may be reached at (479) 444-1610.
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. Lots that are over one-half acre in size will need to be addressed after the home location is known.
5. This CUP must be ratified by the Quorum Court.
6. All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.
 - This project does not require additional review. Therefore, all conditions of this CUP approval must be completed within 18 months of this CUP project's ratification.
7. All plats for land developments approved by the Washington County Planning Board shall be contingent upon receipt by the Developer of any Federal, State or local permits or approvals, if any, whether known or unknown to the Board or the Developer.

* County Ordinance allows for an appeal period (for any party: applicant, neighbor, member of the public, etc) within 30 days of the Planning Board/ZBA approval. Even if the Quorum Court ratifies the CUP; the right of appeal remains until the 30 days has passed. If an appeal is filed within the 30 day period then a subsequent hearing will be scheduled and held by the Quorum Court.*

FILED
2020 MAY 26 AM 9:25
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

ORDINANCE NO. 2020-29

APPROPRIATION ORDINANCE

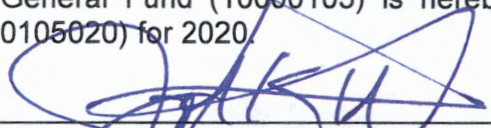
**BE IT ENACTED BY THE QUORUM
COURT OF THE COUNTY OF
WASHINGTON, STATE OF ARKANSAS,
AN ORDINANCE TO BE ENTITLED:**

**AN ORDINANCE CHANGING THE TITLE OF
BUSINESS RELATIONS SPECIALIST IN THE
COUNTY ASSESSOR BUDGET TO BRANCH
MANAGER FOR THE COUNTY ASSESSOR
BUDGET FOR 2020.**

WHEREAS, the Washington County Assessor desires to
change the title of one full-time position.

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

ARTICLE 1. The title of the personnel position of the Business
Relations Specialist, Grade 17 (Position 0105020) in the County Assessor's Budget of the
General Fund (10000105) is hereby changed to Branch Manager, Grade 15, (Position
0105020) for 2020.



JOSEPH K. WOOD, County Judge

05.26.2020
DATE



BECKY LEWALLEN, County Clerk

Introduced by: **JP Butch Pond**
Date of Adoption: **May 21, 2020**
Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,
Duncan, Washington, E. Madison, Jenkins, Highers,
S. Madison, Leming, Harbison, Pond**

Members Voting Against:
Members Abstaining:
Members Absent:
Committee History:
Quorum Court History:

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO., AR

2020 MAY 26 AM 9:26

FILED

ORDINANCE NO. 2020-30

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 OF \$73,284.08
FROM THE GENERAL FUND TO VARIOUS
LINE ITEMS IN THE SHERIFF'S BUDGET
FOR 2020.

WHEREAS, the Washington County Sheriff's Office routinely
provides law enforcement services for special events throughout the County for which it
receives payment; and,

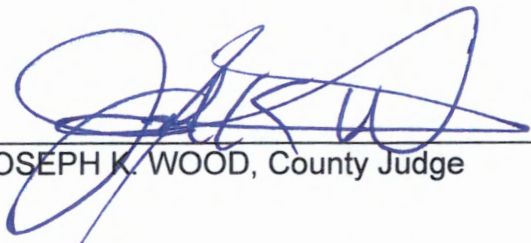
WHEREAS, Washington County has received additional
revenues in the amount of \$73,284.08 for special event services provided by the
Washington County Sheriff's Office.

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

ARTICLE 1. There are hereby appropriated the total amount
of \$73,284.08 from the General Fund to the following line items in the following budgets
for 2020:

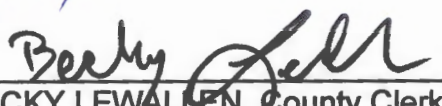
<u>Sheriff</u>		
Salaries, Part-Time	(10000400.1002)	\$ 375.48
Overtime	(10000400.1005)	43,644.88
Social Security Matching	(10000400.1006)	3,367.64
Noncontributory Retirement	(10000400.1008)	6,743.93
Worker's Compensation	(10000400.1010)	1,478.86
 <u>Jail Operations</u>		
Salaries, Part-Time	(30170418.1002)	\$ 133.11
Overtime	(30170418.1005)	13,856.71
Social Security Matching	(30170418.1006)	1,070.19

42	Noncontributory Retirement	(30170418.1008)	2,143.17
43	Worker's Compensation	(30170418.1010)	470.11
44			
45	TOTAL APPROPRIATION		\$ 73,284.08



 JOSEPH K. WOOD, County Judge

05.26.2020
 DATE



 BECKY LEWALLEN, County Clerk

57 Introduced by: **JP Ann Harbison**
 58 Date of Adoption: **May 21, 2020**
 59 Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,**
 60 **Duncan, Washington, E. Madison, Jenkins, Highers,**
 61 **S. Madison, Leming, Harbison, Pond**
 62 Members Voting Against:
 63 Members Abstaining:
 64 Members Absent:

67 Committee History:
 68 Quorum Court History:

FILED
2020 MAY 26 AM 9:26
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

ORDINANCE NO. 2020-31

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

AN ORDINANCE REPEALING ORDINANCE
2010-032.

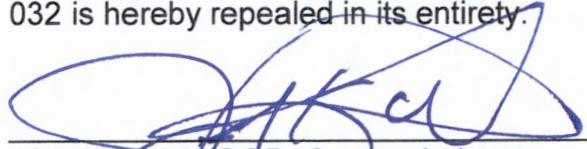
WHEREAS, on February 20, 2002, the County Fire Marshal's
Department was established and created as a Department under the County Judge; and,

WHEREAS, on May 17, 2010 the Quorum Court, by
Ordinance 2010-032, transferred the County Fire Marshal's Department from a
department under the County Judge to a department under the direction and supervision
of the Sheriff.

WHEREAS, the County Judge and the Sheriff have
determined that the County Fire Marshal's Department should be under the direction and
supervision of the County Judge, as it was originally.

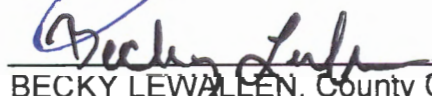
NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM
COURT OF WASHINGTON COUNTY, ARKANSAS:

ARTICLE 1. Washington County Ordinance Number 2010-
032 is hereby repealed in its entirety.



JOSEPH K. WOOD, County Judge

05-26-2020
DATE



BECKY LEWALLEN, County Clerk

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Introduced by: **JP Lance Johnson**
Date of Adoption: **May 21, 2020**
Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,
Duncan, Washington, Jenkins, Highers, Harbison, Pond**
Members Voting Against: **E. Madison, S. Madison**
Members Abstaining: **Leming**
Members Absent:

Committee History:
Quorum Court History:

2020 MAY 26 AM 9:52
FILED
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

ORDINANCE NO. 2020-32

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

**AN ORDINANCE APPROVING THE
NORTHWEST ARKANSAS NATIONAL
AIRPORT SECOND RESTATED AND
AMENDED AGREEMENT.**

WHEREAS, Title 14, Chapter 362 of the Arkansas Code, as amended, permits any two or more Arkansas municipalities together with any one or more contiguous Arkansas counties to create and establish a regional airport authority for the purpose of acquiring, equipping, constructing, maintaining, and operating regional airports; and

WHEREAS, pursuant to Title 14, Chapter 362 of the Arkansas Code, the Cities of Bentonville, Fayetteville, Rogers, Siloam Springs, and Springdale, Arkansas, and the Counties of Benton and Washington, Arkansas (herein referred to collectively as the "Governmental Units") have heretofore entered into an agreement entitled "Northwest Arkansas Regional Airport Authority Agreement," effective as of December 14, 1990, (herein referred to as the "Original Agreement") and have created and established the Northwest Arkansas Regional Airport Authority (herein referred to as the "Authority") pursuant to the Original Agreement; and

WHEREAS, the Governmental Units subsequently amended the Original Agreement by entering into that certain "Northwest Arkansas Regional Airport Authority Restated and Amended Agreement" (the "Amended Agreement") with an effective date of November 21, 1994; and

WHEREAS, the Governmental Units desire to join together to amend, revise, restate, and confirm the Amended Agreement and the Original Agreement for the creation and establishment of a regional airport authority for the purpose of acquiring, equipping, constructing, maintaining, and operating a regional airport to provide airport services and facilities in Northwest Arkansas; and

WHEREAS, the governing bodies of the Cities of Bentonville, Fayetteville, Rogers, Siloam Springs, and Springdale, Arkansas, and the counties of Benton and, Washington, Arkansas, respectively, have each enacted an ordinance

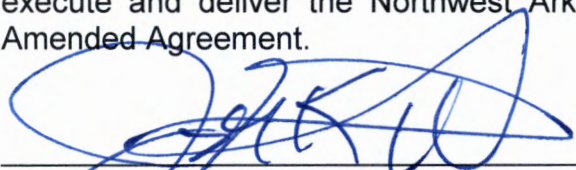
42 (collectively, the "Ordinances") authorizing the participation of each of the respective
43 Governmental Units in such an authority (a certified copy of each of such Ordinance being
44 filed with the Board of Directors of the Authority); and

45
46 **WHEREAS**, pursuant to Article X of the Original Agreement,
47 all amendments or modifications of the Original Agreement must be in writing.

48
49 **NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM**
50 **COURT OF WASHINGTON COUNTY, ARKANSAS:**

51
52 **ARTICLE 1.** The Northwest Arkansas National Airport
53 Second Restated and Amended Agreement, and the terms and conditions thereof, are
54 hereby approved.

55
56 **ARTICLE 2.** The County Judge is hereby authorized to
57 execute and deliver the Northwest Arkansas National Airport Second Restated and
58 Amended Agreement.

59
60
61 
62 _____
63 JOSEPH K. WOOD, County Judge

64
65
66 _____ **05-26-2020**
67 DATE

68
69 
70 _____
71 BECKY LEWALLEN, County Clerk

72
73 Introduced by: **JP Andrea Jenkins**
74 Date of Adoption: **May 21, 2020**
75 Members Voting For: **Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,**
76 **Duncan, Washington, E. Madison, Jenkins, Highers,**
77 **S. Madison, Leming, Harbison, Pond**

78 Members Voting Against:
79 Members Abstaining:
Members Absent:

80 Committee History:
81 Quorum Court History:

NORTHWEST ARKANSAS NATIONAL AIRPORT
SECOND RESTATED AND AMENDED AGREEMENT

A regional airport authority organized pursuant to
Arkansas Code Title 14, Subtitle 22, Chapter 362 ~~EXHIBIT A~~

NORTHWEST ARKANSAS REGIONAL AIRPORT AUTHORITY
RESTATED AND AMENDED AGREEMENT

This agreement (herein referred to as the "Agreement") entered into as of the ~~21st~~ ___ day of ~~November 1994~~ 2020, but actually executed by the respective parties hereto on the dates indicated for such parties on the signature pages hereto, by and among the City of Bentonville, the City of Fayetteville, the City of Rogers, the City of Siloam Springs, and the City of Springdale, the County of Benton and the County of Washington, all of which parties are situated in the State of Arkansas (the "State"):

RECITALS

WHEREAS, Title 14, Chapter 362 of the Arkansas Code, as amended, permits any two or more Arkansas municipalities, any two or more contiguous counties, or any one or more Arkansas municipalities together with any one or more contiguous Arkansas counties to create and establish a regional airport authority for the purpose of acquiring, equipping, constructing, maintaining, and operating regional airports; and

WHEREAS, pursuant to Title 14, Chapter 362 of the Arkansas Code, the Cities of Bentonville, Fayetteville, Rogers, Siloam Springs, and Springdale, Arkansas, and the Counties of Benton and Washington, Arkansas, (herein referred to collectively as the "Governmental Units") have heretofore entered into an agreement entitled "Northwest Arkansas Regional Airport Authority Agreement," effective as of December 14, 1990, (herein referred to as the "Original Agreement") and have created and established the Northwest Arkansas Regional Airport Authority (herein referred to as the "Authority") pursuant to the Original Agreement; and

WHEREAS, the Governmental Units subsequently amended the Original Agreement by entering into that certain "Northwest Arkansas Regional Airport Authority Restated and Amended Agreement" (the "Amended Agreement") with an effective date of November 21, 1994; and

WHEREAS, the Governmental Units desire to join together to amend, revise, restate, and confirm the Amended Agreement and the Original Agreement for the creation and establishment of a regional airport authority for the purpose of acquiring, equipping, constructing, maintaining, and operating a regional airport to provide airport services and facilities in Northwest Arkansas; and

WHEREAS, the governing bodies of the Cities of Bentonville, Fayetteville, Rogers, Siloam Springs, and Springdale, Arkansas, and the counties of Benton and, Washington, Arkansas, respectively, have each enacted an ordinance (collectively, the "Ordinances") authorizing the participation of each of the respective Governmental Units in such an authority (a certified copy of each of such Ordinance being filed with the Board of Directors of the Authority); and

WHEREAS, pursuant to Article X of the Original Agreement, all amendments or modifications of the Original Agreement must be in writing.

NOW WHEREFORE, it is hereby agreed by the Governmental Units as follows:

ARTICLE I- DEFINITIONS

101. Definitions and Interpretations. (A) All defined terms contained in this Agreement shall have the same meaning, respectively, in this Agreement as such terms are given in Section 14-362-102 of the Arkansas Code, as the same may be amended from time to time.

(B) In addition, as used in this Agreement, unless the context shall otherwise require, the following terms shall have the following respective meanings:

- (1) "Act" means the Regional Airport Act, constituted as Title 14, Chapter 362 or the Arkansas Code, as amended;
- (2) "Agreement" means this Northwest Arkansas ~~Regional Airport Authority~~National Airport Second Restated and Amended Agreement, as the same may from time to time be amended or supplemented;
- (3) "Authority" means the Northwest Arkansas Regional Airport Authority created in Article II hereof;
- (4) "Authorized Officer" means, with respect to the Authority, its ~~Chairman~~Chair and any other person duly authorized by the By-laws or resolution of the Authority to perform the act or sign the document in question, and with respect to a City or Participating County, the Mayor or County Judge, respectively, and any other person duly authorized by ordinance or resolution of the Governing Body of the applicable City or Participating County to perform the act or sign the document in question;
- (5) "Board of Directors" or "Board" means the governing board of the Authority established in Section 501 hereof;
- (6) "City" means each of the Cities of Bentonville, Fayetteville, Rogers, Siloam Springs, and Springdale, Arkansas;
- (7) "Participating County" means each of the Counties of Benton and Washington, Arkansas.

Words of the masculine gender shall be deemed and construed to include correlative words of the feminine gender. Unless the context shall otherwise indicate, words importing the singular number shall include the plural number and vice versa.

The terms "hereby," "hereto," "herein," and "hereunder," and any similar terms, as used in this Agreement, refer to this Agreement.

ARTICLE II - CREATION

For the purpose of acquiring, equipping, constructing, maintaining, and operating a regional airport, and providing airport services and facilities in Northwest Arkansas, the Governmental Units, pursuant to authority granted in the Act, hereby reaffirm and re-authorize the creation and establishment of the Northwest Arkansas Regional Airport Authority.

ARTICLE III - AUTHORIZATION

The parties to the Agreement are the Governmental Units. The Governmental Units have agreed to join cooperatively in establishing the Authority and do hereby agree to the continued operation of the Authority.

ARTICLE IV - DURATION

The Authority shall have a perpetual succession. Such succession shall continue until the existence of the Authority is terminated as provided herein.

ARTICLE V - ORGANIZATION

501. The Authority shall be governed by a Board of Directors consisting of fourteen (14) members appointed by the Governmental Units. The Mayor of each City and the County Judge of each Participating County shall appoint members to the Board of Directors, each of such appointments to become effective upon ratification by a majority vote of the applicable Governing Body of such City and such Participating County. The Governmental Units shall be entitled to make the following number of appointments:

City of Bentonville	2 Members
City of Fayetteville	2 Members
City of Rogers	2 Members
City of Siloam Springs	2 Members
City of Springdale	2 Members
Benton County	2 Members
Washington County	2 Members

502. Term of Office. The terms of the Board members shall be six (6) years; provided, however, that the initial Board members, having drawn lots at the creation of the Board to provide for staggered terms, and their successors shall continue to serve as Board members as provided for in the Original Agreement.

503. Removal. A member of the Board of Directors, once qualified, shall not be removed during his or her appointment except for cause by the Governing Body which appointed said member and after a hearing before said Governing Body as required by law, conducted in accordance with the rules of administrative procedure applicable to or recognized by such Governing Body.

504. Qualifications. A member of the Board of Directors shall be a bona fide resident and qualified elector of the City or Participating County that appointed such member. A member of the Board of Directors shall be eligible for reappointment.

505. Compensation of Board members. The members of the Board of Directors shall receive no compensation, whether in the form of salary or per-diem or otherwise, for or in connection with his or her services as a Board member. The members of the Board of Directors shall be entitled to reimbursement of actual necessary travel and out-of-pocket expenses incurred on behalf of the Authority as authorized by the Board. Such expenses shall be reimbursed in accordance with procedures established by the Board of Directors.

ARTICLE VI - OFFICERS, BY-LAWS AND MEETINGS

601. Officers. (A) At the first regular meeting of each calendar year, the Board shall elect one of its members as ~~Chairman~~Chair, one as Vice ~~Chairman~~Chair, one as Secretary, and one as Treasurer. The offices of Secretary and Treasurer may be held by one person at the discretion of the Board of Directors.

(B) The ~~Chairman~~Chair, Vice ~~Chairman~~Chair, Secretary and Treasurer shall compose the Executive Committee of the Authority. ~~The Board of Directors may, by a two-thirds (2/3) majority vote, delegate to the Executive Committee such powers and duties as the Board may deem proper.~~

(C) The Board of Directors may create such committees as it deems necessary for the proper exercise of its functions. The Board shall keep a complete record of its activities and business, which shall be a public record.

602. By-laws. The Board of Directors shall adopt such By-laws for the governance of the affairs of the Authority as are not inconsistent with the provisions of this Agreement or State law.

603. Meetings. (A) The ~~Board of Directors shall, upon reasonable notice, meet not less than quarterly at dates, times, and places to be established by the Board. All meetings shall be open to the public as provided by State law. A meeting may be called by any Board officer or upon the direction of a majority of the members of the Board.~~

(B) A quorum shall consist of one half (1/2) of the total Board membership, plus one member, and no vacancy in the membership of the Authority shall restrict the rights of a quorum to exercise all the rights and privileges or the duties of the Authority.

604. Conflicts of Interest. ~~No member of the Board of Directors or any officer, employee, or agent of the Authority shall have a personal interest in any business of the Authority or in any contract with the Authority, or in any property or other assets in which the Authority is interested. No person shall be employed by the Authority who is related to a Board member or officer of the Authority by blood or marriage within the fourth degree. For purposes of this provision, any corporation or other business in which a person has a substantial interest shall be prohibited from doing business with the Authority if the owner of the substantial interest would have been so prohibited~~

The Board of Directors shall adopt and maintain a Conflicts of Interest policy ensuring compliance with all applicable statutes and regulations applicable to members of the Board of Directors and all officers, employees, and agents of the Authority.

ARTICLE VII - PURPOSES, POWERS, AND DUTIES

701. Purposes. The purpose of the Authority shall be to acquire, equip, construct, maintain, and operate a regional airport or airports, and such auxiliary services and facilities as may be deemed desirable from time to time by the Board of Directors. "Auxiliary services and facilities" shall include, but not be limited to, any service or facility necessary or desirable for the take-off, landing, parking, and storing of aircraft; the transportation by air of persons or things; the repair and maintenance of aircraft; the loading, unloading, or handling and storing of goods, commodities, cargo, and other property; the ground transportation to, on, and from the airport or airports of the Authority; the promotion of air safety; the development of industrial potential and services in the economic interest of the trade area to be served by the Authority; and participation of the Authority in programs of air transportation. Such services and facilities may be located on the property of the Authority or by arrangement at any other location.

702. Powers and Duties. In addition to other powers and duties elsewhere conferred and imposed and acting through its duly constituted Board of Directors, the Authority shall have all powers and duties conferred and imposed by the Act. ~~In addition to the foregoing, the Authority shall specifically have the following powers and duties:~~

~~To make and adopt all necessary By laws, rules, and regulations for its organization and operations not inconsistent with law;~~

~~To elect its own officers, to appoint committees, and to employ and fix the compensation for personnel necessary for its operation;~~

~~To enter into contracts with any person, governmental department, firm, or corporation, including both public and private corporations, and generally to do any and all things necessary or convenient for the purpose of acquiring, equipping, constructing, maintaining, improving, extending, financing, and operating a public airport to best serve the region of Northwest Arkansas;~~

~~To delegate any authority given to it by law to any of its officers, committees, agents, or employees;~~

~~To apply for, receive, and use grants in aid, donations, and contributions from any source, including but not limited to, the federal government, or any agency thereof, and the State, or any agency thereof, and to accept and use bequests, devises, gifts, and donations from any person, firm, or corporation;~~

~~To acquire lands and hold title thereto in its own name;~~

~~To acquire, own, hold, lease as lessor or as lessee, sell, encumber, dispose of, or otherwise deal in and with any facilities or real, personal or mixed property, wherever located;~~

~~To borrow money and execute and deliver negotiable notes, mortgage bonds, other bonds, debentures, and other evidences of indebtedness therefore, and give such security therefore as shall be requisite, including giving a mortgage or deed of trust on its airport properties and facilities in connection with the issuance of mortgage bonds;~~

~~To raise funds by the issuance and sale of revenue bonds in the manner and according to the terms set forth in State law;~~

~~To expend its funds in the execution of the powers and authorities given herein or by law and to invest and reinvest any of its funds pending need therefore;~~

~~To apply for, receive, and use loans, grants, donations, technical assistance, and contributions from any regional or area commissions that may be established and any agency of the federal government or the State;~~

~~To constitute the Authority, or a committee thereof, as improvement district commissioners and to create and operate an improvement district, composed of the area encompassed within the jurisdictions of the participating governing bodies, upon petition of persons claiming to be two-thirds (2/3) in value of owners of real property in the area, as shown by the last county assessment. The improvement district shall be for the purpose of financing the construction, reconstruction, or repair of the regional airport and its facilities. The creation and operation of an improvement district shall, to the extent consistent with the Act, be in accordance with the procedures established by the laws of the State for the creation and operation of municipal improvement districts;~~

~~To enforce all rules, regulations, and statutes relating to its airports, including airport compatible land use, height hazard and zoning regulations. In this connection, the Authority is empowered and authorized to exercise the powers and privileges of the Governmental Units under Section 14-363-201 et seq. of the Arkansas Code, as amended, and the Board of Directors is designated by the Governmental Units as the zoning board for the purposes and powers under such provisions;~~

~~To levy and collect a tax on aviation fuel sold at an airport or airports of the Authority as is provided for in Section 14-364-101 and 14-364-102 of the Arkansas Code, as amended;~~

~~To plan, establish, develop, construct, enlarge, improve, maintain, equip, operate, and regulate its airports and auxiliary services and facilities, and to establish minimum building codes and regulations and to protect and police the airports of the Authority, in cooperation with the law enforcement agencies and officers having jurisdiction in the area where the facilities of the Authority are located;~~

~~To levy and collect a tax, in an amount not to exceed the maximum permitted by law, on the boarding or disembarking of aircraft at the airport or airports of the Authority. The tax shall be levied upon and collected from the passengers boarding or disembarking from the aircraft of the airlines operating the aircraft, and the Authority is empowered to make reasonable classifications of passengers for such purpose;~~

~~To receive real and personal property from the United States for airport and related purposes by donation, purchase, lease or otherwise, and subject to such conditions and requirements relating thereto as the United States may require and to which the Authority may agree;~~

~~To apply to the proper authorities of the United States pursuant to appropriate law for the right to establish, operate, and maintain foreign trade zones within the area of jurisdiction of the member municipalities and/or counties and to establish, operate, and maintain such foreign trade zones;~~

~~To promote, advertise, and publicize the Authority and its facilities; provide information to shippers, operators, and other commercial interests; and to represent and promote the interests of the Authority;~~

ARTICLE VIII - FINANCING

801. The cost of planning and acquiring, establishing, developing, constructing, enlarging, improving, or equipping an airport or airports or facilities on the site thereof, including buildings and other facilities, may be funded in any manner not inconsistent with the Arkansas Constitution or State law, including but not limited to: the issuance of bonds, borrowing money, allocations of other available funds from whatever source; constituting the Authority, or a committee thereof, as improvement district commissioners and to create and operate an improvement district, composed of the area encompassed within the jurisdictions of the participating governing bodies, upon petition of persons claiming to be two-thirds (2/3) in value of owners of real property in the area as shown by the last county assessment; revenues derived from the operation of the airport or facilities; revenues from leases and contracts granting privileges for use of the airport or facilities; revenue from contracts conferring the privilege of supplying goods, commodities, services, or facilities at the airport; revenue from aviation fuel taxes, and gifts and grants.

802. The plan for financing and construction of the airport facilities contemplated by this Agreement is herewith presented to the Governmental Units. The Governmental Units expressly recognize that the specific improvements, conditions in the financial marketplace, marketing strategy, and other factors may affect the precise terms of such plan. Receipt by the Governmental Units of such plan shall not be deemed to constitute approval nor preclude the amendment, modification, variation or revision of the plan by the Board of Directors, so long as such amendment, modification, variation or revision imposes no liability on the Governmental Units as provided in Article IX below. The Governmental Units expressly disclaim any warranty of the Authority's financing plan.

ARTICLE IX - LIMITATION OF LIABILITY

None of the Governmental Units has herewith obligated itself to expend any of its individual funds nor has it authorized the use of its individual bonding capacity. The obligations of the Authority, including revenue bonds issued by the Authority under the Act, shall be payable from and secured by the revenues and property of the Authority, and shall not constitute a general or limited obligation of any Governmental Unit. Bonds issued by the Authority shall not constitute an indebtedness of any Governmental Unit within any constitutional or statutory limitation.

ARTICLE X - AMENDMENT

This Agreement may be modified or amended upon the unanimous written consent of all of the Governmental Units. Such consent shall be evidenced by (i) the enactment of an ordinance by the Governing bodies of each Governmental Unit approving the substance of any such modification or amendment and (ii) the duly attested manual signature of an Authorized Officer of each of the Governmental Units affixed to the amendatory document.

ARTICLE XI - TERMINATION

1101. This Agreement shall continue in full force and effect subsequent to its adoption by all the Governmental Units. Once this Agreement has been approved and executed by the Governmental Units,

this Agreement may not be terminated until the expiration of the period of any financial commitment made by the Authority and the payment, termination, or defeasance of any such bonds, notes or other obligations of the Authority payable solely from revenues of the airport or airports of the Authority.

1102. In the event the Authority shall be dissolved or for any reason the Authority shall cease to function, and no successor entity shall assume the power, duties and obligations of the Authority, upon due satisfaction of all financial debts and obligations of the Authority, the properties and assets of the Authority shall be liquidated and distributed to the Governmental Units in direct proportion to the funds contributed to the Authority by said Governmental Units, respectively. For the purposes of carrying out this provision, the Board of Directors shall appoint a Trustee, who shall be paid reasonable compensation and who shall serve until the property and assets of the Authority have been fully liquidated and distributed.

ARTICLE XII - COOPERATIVE AGREEMENT

This Agreement shall be treated as a cooperative agreement under the provisions of the Interlocal Cooperation Act, constituted as Section 25, Chapter 20 of the Arkansas Code, as amended and, further, may be treated as a formal compact pursuant to Section 14-165-201 - 14-165-204 of the Arkansas Code, as amended. The Authority may accept contributions from Governmental Units, and persons, firms or corporations.

For purposes of qualifying as an Interlocal Cooperative Agreement, this Agreement shall be submitted to the Attorney General of the State of Arkansas in accordance with Section 25-20-104(f) of the Arkansas Code, and filed with the County Clerks of Benton County and Washington County and the Secretary of State of the State of Arkansas in accordance with Sections 25-20-105(a) of the Arkansas Code.

ARTICLE XIII - AGREEMENT CONTROLLING; RATIFICATION OF PRIOR AGREEMENT AND ACTS

This Agreement constitutes a revision and restatement of the [Amended Agreement and the](#) Original Agreement between the Governmental Units that created and established the Authority, and the provisions of this Agreement shall be controlling.

The Governmental Units, by the execution of this Agreement, ratify, validate, approve, and confirm the original creation and establishment of the Authority.

ARTICLE XIV - ENTIRE AGREEMENT; DATED DATE; EFFECTIVE DATE

This writing constitutes the entire agreement between the Governmental Units. All amendments or modifications hereto must be in writing.

This Agreement shall be dated as of the date on which the last Governmental Unit executes this Agreement.

IN WITNESS WHEREOF the Governmental Units have caused this Agreement to be executed in their respective behalves on the signature dates set forth below:

CITY OF BENTONVILLE, ARKANSAS, BY:

Name: _____ DATE: _____
Title: _____

ATTEST:

Name: _____ DATE: _____
Title: _____

CITY OF FAYETTEVILLE, ARKANSAS, BY:

Name: _____ DATE: _____
Title: _____

ATTEST:

Name: _____ DATE: _____
Title: _____

CITY OF ROGERS, ARKANSAS, BY:

Name: _____ DATE: _____
Title: _____

ATTEST:

Name: _____ DATE: _____
Title: _____

CITY OF SILOAM SPRINGS, ARKANSAS, BY:

Name: DATE: _____
Title:

ATTEST:

Name: DATE: _____
Title:

CITY OF SPRINGDALE, ARKANSAS, BY:

Name: DATE: _____
Title:

ATTEST:

Name: DATE: _____
Title:

COUNTY OF BENTON, ARKANSAS, BY:

Name: DATE: _____
Title:

ATTEST:

Name: DATE: _____
Title:

COUNTY OF WASHINGTON, ARKANSAS, BY:

Name: DATE: _____
Title:

ATTEST:

Name: DATE: _____
Title: