



WASHINGTON COUNTY, ARKANSAS
County Courthouse

REGULAR MEETING OF THE
WASHINGTON COUNTY QUORUM COURT

Thursday, November 19, 2020
6:00 p.m.
Washington County Quorum Court Room/Via Zoom

A G E N D A

1. **CALL TO ORDER AND WELCOME** **JUDGE JOSEPH WOOD**
2. **PRAYER AND PLEDGE**
3. **ADOPTION OF AGENDA**
At the beginning of each meeting, the agenda shall be approved. Any JP may request an item be added or removed from the agenda subject to approval of the Quorum Court.
4. **PRELIMINARY MOTIONS**
5. **CITIZEN'S COMMENTS**
Fifteen-minute comment period with a three-minute limit for each individual to comment on items on the agenda or other items.
6. **APPROVAL OF MINUTES** – Approval of the minutes from the Regular Quorum Court meeting of October 15, 2020. (6.1)
7. **COUNTY JUDGE'S REPORT** (7.1) **JUDGE JOSEPH WOOD**

UNFINISHED BUSINESS

8. **AN ORDINANCE APPROPRIATING \$6,557.87 IN THE QUORUM COURT BUDGET FOR 2020** **JP ANN HARBISON**
This ordinance is on third and final reading. Item 20-O-057 (8.1 – 8.2)
9. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD (62 MOTOR CITY)** **JP WILLIE LEMING**
This ordinance is on second reading. Item 20-O-077 (9.1 – 9.2)
10. **AN ORDINANCE CHANGING THE TITLE OF JUVENILE CAREWORKER TO JUVENILE DETENTION OFFICER IN THE JUVENILE DETENTION CENTER BUDGET FOR 2020** **JP BUTCH POND**
This ordinance is on second reading. Item 20-O-063 (10.1)

11. **AN ORDINANCE CHANGING THE TITLE OF JANITORIAL PERSON TO JANITORIAL TRAINER/FLOOR TECHNICIAN IN THE BUILDING AND GROUNDS BUDGET FOR 2020** This ordinance is on second reading.
Item 20-O-072 (11.1) JP BUTCH POND
12. **AN ORDINANCE SETTING CONTROLS FOR THE 2021 BUDGET** JP SAM DUNCAN
JP ANN HARBISON, JP LANCE JOHNSON, JP PATRICK DEAKINS
JP BUTCH POND, JP LISA ECKE, JP JUDITH YANEZ
This ordinance is on second reading. Item 20-O-068 (12.1)
13. **AN ORDINANCE APPROPRIATING \$1,308,438 FROM UNAPPROPRIATED RESERVES IN VARIOUS FUNDS TO VARIOUS BUDGETS TO COMPENSATE FOR THE 27TH PAY PERIOD FOR COUNTY EMPLOYEES** JP ANN HARBISON
This ordinance is on second reading. Item 20-O-079 (13.1)

NEW BUSINESS

14. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD (BLUE SPRINGS RV PARK)** JP PATRICK DEAKINS
Item 20-O-087 (14.1 – 14.2)
15. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD (BOBBY RUSSELL RESIDENTIAL)** JP WILLIE LEMING
Item 20-O-088 (15.1 – 15.2)
16. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD (OZARKS SOLAR PARK)** JP WILLIE LEMING
Item 20-O-089 (16.1 – 16.2)
17. **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE OF \$35,227.80 IN THE DEM FUND; AND, APPROPRIATING \$35,227.80 FROM THE DEM FUND TO THE DEM BUDGET FOR 2020** JP ANN HARBISON
Item 20-O-081 (17.1)
18. **AN ORDINANCE ANTICIPATING ADDITIONAL REVENUES OF \$1,129,349 IN THE DEM GRANT FUND; AND APPROPRIATING THE AMOUNT OF \$1,129,349 FROM THE DEM GRANT FUND TO VARIOUS HOMELAND SECURITY BUDGETS FOR 2020** JP ANN HARBISON
Item 20-O-082 (18.1)
19. **AN ORDINANCE CREATING FUND 1001 GENERAL RESERVE IN THE WASHINGTON COUNTY BUDGET FOR 2020** JP ANN HARBISON
Item 20-O-083 (19.1)

20. **AN ORDINANCE LEVYING THE COUNTY, MUNICIPAL AND SCHOOL DISTRICT TAXES FOR THE YEAR 2020** JP ANN HARBISON
Item 20-O-080 (20.1)
21. **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE IN THE AMOUNT OF \$67,036.07 IN THE GENERAL FUND IN 2020; AND, APPROPRIATING SAID \$67,036.07 FROM THE GENERAL FUND TO VARIOUS LINE ITEMS IN THE SHERIFF'S BUDGET FOR 2020** JP ANN HARBISON
Item 20-O-085 (21.1)
22. **COMMITTEE REPORTS:**
- o COUNTY SERVICES (22.1)
 - o FINANCE & BUDGET (22.2)
 - o JAILS/LAW ENFORCEMENT/COURTS - No meeting - - Reports were emailed and posted on website
 - o PERSONNEL – No meeting
23. **ADJOURNMENT**

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

Thursday, October 15, 2020
6:00 p.m.

Washington County Courthouse/
Via Video Zoom Conference

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

11 JP Sam Duncan led the prayer and pledge.

12
13
14 Members present were JP Lance Johnson, JP Susan Cunningham, JP Derek Thomas,
15 JP Judith Yanez, JP Patrick Deakins, JP Lisa Ecke, JP Sam Duncan, JP Shawndra
16 Washington, JP Eva Madison, JP Andrea Jenkins, JP Suki Highers, JP Sue Madison,
17 JP Willie Leming, JP Ann Harbison, and JP Butch Pond.
18

19 A request to amend the agenda and add resolution 20-R-010 was made by JP Harbison
20 and seconded by JP Jenkins. A voice vote was called and all members unanimously
21 voted to approve the motion. A request to amend the agenda and move agenda item
22 20.1 to the first item under new business was made by JP Leming and seconded by JP
23 Duncan. A voice vote was called and all members unanimously voted to approve the
24 motion. A motion to adopt the amended agenda was made by JP Pond and seconded
25 by JP Leming. A voice vote was called and all members unanimously voted to adopt the
26 agenda as amended.
27

28 A motion to suspend the rules and read all ordinances and resolutions by title only was
29 made by JP S Madison and seconded by JP Leming. A voice vote was called and all
30 members unanimously voted to approve the motion.
31

32 There were no citizen comments.
33

34 A motion to approve the September 17th minutes was made by JP S Madison and
35 seconded by JP Pond. A voice vote was called and all members unanimously voted to
36 approve the minutes.
37

38 Judge Joseph Wood presented his Judge's Report. Judge Wood presented to the Court
39 a Purchasing Department Report of the Disposal of County Property for September.
40 Judge Wood shared with the Court that in 1969 Governor Rockefeller proclaimed
41 October 15th as Poetry Day as well as Rosa Zagnoni Marinoni Day. He also shared with
42 the Court that October 17th is Washington County's 192nd birthday. On October 17, 1828
43 Washington County was established. Judge Wood presented the nominees to the Court
44 for the Criminal Justice Coordinating Committee: County Judge Joseph Wood, Circuit
45 Judge Stacey Zimmerman, Circuit Judge Mark Lindsay, Circuit Judge Cristi Beaumont,
46 Circuit Judge Joanna Taylor, County Attorney Brian Lester, Prosecuting Attorney Matt
47 Durrett, Public Defender Denny Hyslip, Sheriff Tim Helder, Justice of the Peace Lance
48 Johnson, District Judge William Storey, Executive Director for Returning Home Nick
49 Robbin, Regional Director for the State Probation Department Mark Parker, Former

50 Fayetteville Police Chief Frank Johnson, Outreach Director for Engage Northwest
51 Arkansas Lourdes Peredo, Ozark Guidance CEO Dr. Laura Tyler, and Prairie Grove
52 Police Chief Chris Workman. Judge Wood requested the acceptance of the nominees
53 for the Criminal Justice Coordinating Committee. A motion to accept the nomination was
54 made by JP Pond and seconded by JP Leming. A voice vote was called and majority of
55 the Court voted to approve the motion. JP E Madison and JP Yanez opposed.
56

57 Judge Joseph Wood introduced agenda item 8.1. This ordinance was on second
58 reading. County Attorney Brian Lester read the ordinance by title only, "AN
59 ORDINANCE APPROPRIATING \$6,557.87 IN THE QUORUM COURT BUDGET FOR
60 2020". There were comments made by JP Harbison, JP Highers, JP E Madison, and
61 County Attorney Brian Lester. A point of order request was made by JP Johnson
62 because the ordinance was not on third reading; therefore, there should be no
63 discussion on the ordinance. A motion to suspend the rules and advance the ordinance
64 to third and final reading was made by JP Harbison and seconded by JP Pond. A roll
65 call vote was called and the votes were tallied as follow:

66 JP Johnson: Yes
67 JP Cunningham: Yes
68 JP Thomas: Yes
69 JP Yanez: No
70 JP Deakins: Yes
71 JP Ecke: Yes
72 JP Duncan: Yes
73 JP Washington: No
74 JP E Madison: No
75 JP Jenkins: No
76 JP Highers: No
77 JP S Madison: No
78 JP Leming: Yes
79 JP Harbison: Yes
80 JP Pond: Yes

81 The motion failed to receive the 2/3 votes required to advance. This ordinance will be on
82 next month's agenda and will be on its third and final reading.
83

84 Judge Joseph Wood introduced agenda item 20.1. County Attorney Brian Lester read
85 the resolution by title only, "A RESOLUTION OF THE QUORUM COURT OF
86 WASHINGTON COUNTY, ARKANSAS SUPPORTING A PILOT AGREEMENT
87 BETWEEN WASHINGTON COUNTY AND TODAY'S POWER, INC. FOR THE
88 PURPOSE OF ASSISTING IN FINANCING FOR A SOLAR GENERATION FACILITY".
89 Kelly Comer, an attorney for Today's Power spoke to the Court. There were comments
90 made by JP Leming, JP S Madison, and County Attorney Brian Lester. A motion to
91 adopt the resolution was made by JP Pond and seconded JP Leming. During public
92 comments, Beth Coger spoke. A roll call vote was called and the votes were tallied as
93 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: No
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.

110
111 **Resolution 2020-09, A RESOLUTION OF THE QUORUM COURT OF WASHINGTON**
112 **COUNTY, ARKANSAS SUPPORTING A PILOT AGREEMENT BETWEEN**
113 **WASHINGTON COUNTY AND TODAY’S POWER, INC. FOR THE PURPOSE OF**
114 **ASSISTING IN FINANCING FOR A SOLAR GENERATION FACILITY, was adopted.**
115

116 Judge Joseph Wood introduced the items on the consent agenda. County Attorney
117 Brian Lester read each ordinance by title only, 9.1 “AN ORDINANCE DE-
118 APPROPRIATING SURPLUS AMOUNTS FROM FULL-TIME SALARIES FOR
119 VARIOUS DEPARTMENTS AND RESTORING THOSE AMOUNTS TO
120 UNAPPROPRIATED RESERVES, AS REQUIRED BY THE 2020 BUDGET
121 CONTROLS, FOR THE THIRD QUARTER OF 2020”; 9.2 “AN ORDINANCE
122 TRANSFERRING \$18,000 WITHIN VARIOUS DEPARTMENTS IN THE COUNTY
123 LIBRARY BUDGET FOR 2020”. A motion to adopt the ordinances was made by JP
124 Haribson and seconded by JP Leming. There were no public comments. A roll call vote
125 was called and all members unanimously voted to adopt the ordinances.

126
127 **Ordinance 2020-60, AN ORDINANCE DE-APPROPRIATING SURPLUS AMOUNTS**
128 **FROM FULL-TIME SALARIES FOR VARIOUS DEPARTMENTS AND RESTORING**
129 **THOSE AMOUNTS TO UNAPPROPRIATED RESERVES, AS REQUIRED BY THE**
130 **2020 BUDGET CONTROLS, FOR THE THIRD QUARTER OF 2020, was adopted.**
131

132 **Ordinance 2020-61, AN ORDINANCE TRANSFERRING \$18,000 WITHIN VARIOUS**
133 **DEPARTMENTS IN THE COUNTY LIBRARY BUDGET FOR 2020, was adopted.**
134

135 Judge Joseph Wood introduced agenda item 10.1. County Attorney Brian Lester read
136 the ordinance by title only, “AN ORDINANCE RATIFYING A CONDITIONAL USE
137 PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING
138 BOARD (KEN’S AUTO SALES)”. A motion to suspend the rules and advance the
139 ordinance to second reading was made by JP Deakins and seconded by JP Ecke. A
140 voice vote was called and all members unanimously voted to approve the motion.
141 County Attorney Brian Lester read the ordinance by title only, “AN ORDINANCE
142 RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY
143 THE PLANNING AND ZONING BOARD (KEN’S AUTO SALES)”. A motion to suspend

144 the rules and advance the ordinance to third and final reading was made by JP Pond
145 and seconded by JP Deakins. A voice vote was called and all members unanimously
146 voted to approve the motion. County Attorney Brian Lester read the ordinance by title
147 only, "AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED
148 FOR APPROVAL BY THE PLANNING AND ZONING BOARD (KEN'S AUTO SALES)".
149 A motion to adopt the ordinance was made by JP Deakins and seconded by JP
150 Harbison. There were no public comments. A roll call vote was called and all members
151 unanimously voted to adopt the ordinance.
152

153 **Ordinance 2020-62, AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT**
154 **RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD**
155 **(KEN'S AUTO SALES), was adopted.**
156

157 Judge Joseph Wood introduced agenda item 11.1. County Attorney Brian Lester read
158 the ordinance by title only, "AN ORDINANCE RATIFYING A CONDITIONAL USE
159 PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING
160 BOARD (62 MOTOR CITY)". There was a comment made by JP Leming. This
161 ordinance will be on next month's agenda and will be on second reading.
162

163 Judge Wood introduced agenda item 12.1. County Attorney Brian Lester read the
164 ordinance by title only, "AN ORDINANCE CHANGING THE TITLE OF JUVENILE
165 CAREWORKER TO JUVENILE DETENTION OFFICER IN THE JUVENILE
166 DETENTION CENTER BUDGET FOR 2020". A motion to adopt the ordinance was
167 made by JP Pond and seconded by JP Harbison. There were comments made by
168 various members of the Court, JDC Director Denyse Collins, and Judge Joseph Wood.
169 There were no public comments. A roll call vote was called and the votes were tallied as
170 follow:

- 171 JP Johnson: No
- 172 JP Cunningham: No
- 173 JP Thomas: No
- 174 JP Yanez: No
- 175 JP Deakins: No
- 176 JP Ecke: No
- 177 JP Duncan: No
- 178 JP Washington: No
- 179 JP E Madison: No
- 180 JP Jenkins: Absent
- 181 JP Highers: No
- 182 JP S Madison: No
- 183 JP Leming: No
- 184 JP Harbison: Yes
- 185 JP Pond: Yes

186 The motion failed to receive the super-majority vote required to pass with one reading.
187 This ordinance will be on next month's agenda and will be on second reading.
188

189 Judge Joseph Wood introduced agenda item 13.1. County Attorney Brian Lester read
190 the ordinance by title only, "AN ORDINANCE CHANGING THE TITLE OF

191 VETERINARIAN TECHNICIAN/PATIENT TRANSPORT COORDINATOR TO KENNEL
192 SUPERVISOR IN THE ANIMAL SHELTER BUDGET FOR 2020". A motion to adopt the
193 ordinance was made by JP Pond and seconded by JP Duncan. There were comments
194 made by various members of the Court and Judge Joseph Wood. There were no public
195 comments. A roll call vote was called and the votes were tallied as follow:

- 196 JP Johnson: Yes
- 197 JP Cunningham: Yes
- 198 JP Thomas: Yes
- 199 JP Yanez: Yes
- 200 JP Deakins: Yes
- 201 JP Ecke: Yes
- 202 JP Duncan: Yes
- 203 JP Washington: Yes
- 204 JP E Madison: No
- 205 JP Jenkins: Absent
- 206 JP Highers: Yes
- 207 JP S Madison: No
- 208 JP Leming: Yes
- 209 JP Harbison: Yes
- 210 JP Pond: Yes

211 The motion was approved.

212

213 **Ordinance 2020-63, AN ORDINANCE CHANGING THE TITLE OF VETERINARIAN**
214 **TECHNICIAN/PATIENT TRANSPORT COORDINATOR TO KENNEL SUPERVISOR**
215 **IN THE ANIMAL SHELTER BUDGET FOR 2020, was adopted.**

216

217 Judge Joseph Wood introduced agenda item 14.1. County Attorney Brian Lester read
218 the ordinance by title only, "AN ORDINANCE CHANGING THE TITLE OF JANITORIAL
219 PERSON TO JANITORIAL TRAINER/FLOOR TECHNICIAN IN THE BUILDING AND
220 GROUNDS BUDGET FOR 2020". A motion to adopt the ordinance was made by JP
221 Pond and seconded by JP Ecke. There were comments made by JP Pond, JP
222 Harbison, JP S Madison and Judge Joseph Wood. There were no public comments. A
223 roll call vote was called and the votes were tallied as follow:

- 224 JP Johnson: Yes
- 225 JP Cunningham: Yes
- 226 JP Thomas: Yes
- 227 JP Yanez: Yes
- 228 JP Deakins: No
- 229 JP Ecke: Yes
- 230 JP Duncan: Yes
- 231 JP Washington: No
- 232 JP E Madison: No
- 233 JP Jenkins: Absent
- 234 JP Highers: No
- 235 JP S Madison: No
- 236 JP Leming: No
- 237 JP Harbison: Yes

238 JP Pond: Yes
239 The motion failed to receive the super-majority vote required to pass with one reading.
240 This ordinance will be on next month's agenda and will be on second reading.
241

242 Judge Joseph Wood introduced agenda item 15.1. County Attorney Brian Lester read
243 the ordinance by title only, "AN ORDINANCE CHANGING THE TITLE OF SOCIAL
244 WORKER (CIRCUIT COURT III) TO JUVENILE PROBATION OFFICER IN THE
245 CIRCUIT COURT III BUDGET FOR 2020". A motion to adopt the ordinance was made
246 by JP Pond and seconded by JP Ecke. There were comments made by JP Pond, JP
247 Harbison, and JP Washington. During public comments, Norma Frisby and Sarah
248 Moore spoke. A roll call vote was called and the votes were tallied as follow:

249 JP Johnson: Yes
250 JP Cunningham: Yes
251 JP Thomas: Yes
252 JP Yanez: No
253 JP Deakins: Yes
254 JP Ecke: Yes
255 JP Duncan: Yes
256 JP Washington: No
257 JP E Madison: Yes
258 JP Jenkins: Absent
259 JP Highers: Yes
260 JP S Madison: No
261 JP Leming: Yes
262 JP Harbison: Yes
263 JP Pond: Yes

264 The motion was approved.
265

266 **Ordinance 2020-64, AN ORDINANCE CHANGING THE TITLE OF SOCIAL WORKER**
267 **(CIRCUIT COURT III) TO JUVENILE PROBATION OFFICER IN THE CIRCUIT**
268 **COURT III BUDGET FOR 2020, was adopted.**
269

270 Judge Joseph Wood introduced agenda item 16.1. County Attorney Brian Lester read
271 the ordinance by title only, "AN ORDINANCE TO ESTABLISH A SUB-FUND OF
272 COUNTY GENERAL TO BE CALLED THE CORONAVIRUS RELIEF FUND; AND, TO
273 DECLARE AN EMERGENCY". A motion to adopt the ordinance was made by JP
274 Harbison and seconded by JP Leming. There were no public comments. A roll call vote
275 was called and all members present unanimously voted to adopt the ordinance.
276

277 **Ordinance 2020-65, AN ORDINANCE TO ESTABLISH A SUB-FUND OF COUNTY**
278 **GENERAL TO BE CALLED THE CORONAVIRUS RELIEF FUND; AND, TO**
279 **DECLARE AN EMERGENCY, was adopted.**
280

281 Judge Joseph Wood introduced agenda item 17.1. County Attorney Brian Lester read
282 the ordinance by title only, "AN ORDINANCE APPROPRIATING \$38,800 FROM
283 UNAPPROPRIATED RESERVES IN THE CIRCUIT COURT AUTOMATION FUND TO
284 THE SMALL EQUIPMENT LINE ITEM IN THE CIRCUIT COURT AUTOMATION
285 BUDGET FOR 2020". A motion to adopt the ordinance was made by JP Harbison and

286 seconded by JP Ecke. There were comments made by JP Harbison, JP S Madison, and
287 JP E Madison. There were no public comments. A roll call vote was called and all
288 members present unanimously voted to adopt the ordinance.
289

290 **Ordinance 2020-66, AN ORDINANCE APPROPRIATING \$38,800 FROM**
291 **UNAPPROPRIATED RESERVES IN THE CIRCUIT COURT AUTOMATION FUND TO**
292 **THE SMALL EQUIPMENT LINE ITEM IN THE CIRCUIT COURT AUTOMATION**
293 **BUDGET FOR 2020, was adopted.**
294

295 Judge Joseph Wood introduced agenda item 18.1. County Attorney Brian Lester read
296 the ordinance by title only, "AN ORDINANCE SETTING CONTROLS FOR THE 2021
297 BUDGET". A motion to adopt the ordinance was made by JP Duncan and seconded by
298 JP Harbison. There were comments made by various members of the Court. During
299 public comments, Janelle Smiley, Treasurer Bobby Hill, Beth Coger, Prosecutor Matt
300 Durrett, and Sherry Main spoke. A roll call vote was called and the votes were tallied as
301 follow:

- 302 JP Johnson: Yes
- 303 JP Cunningham: Yes
- 304 JP Thomas: No
- 305 JP Yanez: No
- 306 JP Deakins: Yes
- 307 JP Ecke: Yes
- 308 JP Duncan: Yes
- 309 JP Washington: No
- 310 JP E Madison: No
- 311 JP Jenkins: No
- 312 JP Highers: No
- 313 JP S Madison: No
- 314 JP Leming: No
- 315 JP Harbison: Yes
- 316 JP Pond: Yes

317 The motion failed to receive the super-majority vote required to pass with one reading.
318 This ordinance will be on next month's agenda and will be on second reading.
319

320 Judge Joseph Wood introduced agenda item 19.1. County Attorney Brian Lester read
321 the ordinance by title only, "AN ORDINANCE APPROPRIATING \$1,308,438 FROM
322 UNAPPROPRIATED RESERVES IN VARIOUS FUNDS TO VARIOUS BUDGETS TO
323 COMPENSATE FOR THE 27TH PAY PERIOD FOR COUNTY EMPLOYEES". A motion
324 to adopt the ordinance was made by JP Harbison and seconded by JP S Madison.
325 There were comments made by various members of the Court and Treasurer Bobby
326 Hill. JP S Madison withdrew her second on the motion. JP Pond seconded the motion.
327 During public comments, Sherry Main spoke. A roll call vote was called and the votes
328 were tallied as follow:

- 329 JP Johnson: No
- 330 JP Cunningham: No
- 331 JP Thomas: Yes
- 332 JP Yanez: No

333 JP Deakins: No
334 JP Ecke: No
335 JP Duncan: No
336 JP Washington: Yes
337 JP E Madison: Yes
338 JP Jenkins: Absent
339 JP Highers: Yes
340 JP S Madison: No
341 JP Leming: Yes
342 JP Harbison: Yes
343 JP Pond: Yes

344 The motion failed to receive the super-majority vote required to pass with one reading.
345 This ordinance will be on next month's agenda and will be on second reading.
346

347 Judge Joseph Wood introduced agenda item 21.1. County Attorney Brian Lester read
348 the resolution by title only, "A RESOLUTION SUPPORTING COLLABORATION
349 BETWEEN WASHINGTON COUNTY AND THE NATIONAL INSTITUTE OF
350 CORRECTIONS, COMMUNITY SERVICES DIVISION, FOR TECHNICAL ASSISTANCE,
351 DEVELOPMENT, AND IMPLEMENTATION OF A CRIMINAL JUSTICE
352 COORDINATING COMMITTEE, PRETRIAL SERVICES DIVISION AND OTHER
353 RECOMMENDATIONS SET FORTH BY THE NATIONAL CENTER FOR STATE
354 COURTS". A motion to adopt the resolution was made by JP Deakins and seconded by
355 JP Leming. There were comments made by various members of the Court. During
356 public comments, Prosecutor Matt Durrett and Beth Coger spoke. A roll call vote was
357 called and all members present unanimously voted to adopt the resolution.
358

359 **Resolution 2020-10, A RESOLUTION SUPPORTING COLLABORATION BETWEEN**
360 **WASHINGTON COUNTY AND THE NATIONAL INSTITUTE OF CORRECTIONS,**
361 **COMMUNITY SERVICES DIVISION, FOR TECHNICAL ASSISTANCE,**
362 **DEVELOPMENT, AND IMPLEMENTATION OF A CRIMINAL JUSTICE**
363 **COORDINATING COMMITTEE, PRETRIAL SERVICES DIVISION AND OTHER**
364 **RECOMMENDATIONS SET FORTH BY THE NATIONAL CENTER FOR STATE**
365 **COURTS, was adopted.**
366

367 The County Services Committee did not meet in October.
368

369 JP Harbison presented the October Finance & Budget Committee Report. The
370 Committee met on September 15th, September 24th, and September 29th to discuss the
371 budget process. The Committee approved an ordinance setting controls for the 2021
372 budget. The Committee also met on October 6th and received the Treasurer,
373 Employees' Insurance, and Comptroller Reports. The Committee approved eight
374 ordinances and heard a presentation on the 2020 Pay Study Adjustment
375 Recommendation for 2021 Budget from Blair Johanson, Principal Partner with
376 Johanson Consulting. There were budget discussion on the Employee Raises, Sheriff-
377 Jail, and County Judge-Road.
378

379 Jails/LE/Courts Committee did not meeting in October. The monthly reports were

380 emailed and posted on the county website.

381

382 The Personnel Committee did not meet in October.

383

384 A motion to adjourn the meeting was made by JP Leming and seconded by JP E
385 Madison.

386

387 The meeting was adjourned at 8:48 p.m.

388

389 *Patty Burnett*

390 Patty Burnett

391 Quorum Court Coordinator

Joseph K. Wood
County Judge



Jousy Mancia
Fixed Asset Manager

WASHINGTON COUNTY, ARKANSAS
Purchasing Department Disposal of County Property

October, 2020

A.C.A. §14-16-106 provides for the disposal of surplus property owned by a county. If it is determined by the county judge and the county assessor that any personal property owned by a county is junk, scrap, discarded, or otherwise of no value to the county, then the property may be disposed of in any manner deemed appropriate by the county judge. Below is a list of property disposed for the month of October, 2020.

Court Order	File Date	Description
2020-147	10/15/20	In The Matter of the Disposal of Certain County Property-I010800387, 388,394,395,398,412,416 Building Grounds, Circuit Clerk's APC Battery Backup, I0102000069,021,110,149,163,235,I040400058,box of USB cables

Item 20-O-057

ORDINANCE NO. 2020-

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 \$6,557.87 IN THE QUORUM COURT BUDGET FOR 2020.

WHEREAS, in order for the Quorum Court to hold hybrid meetings in which members and citizens may appear in person or virtually, additional electronic devices must be purchased and installed in the Quorum Court Room.

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

ARTICLE 1. There is hereby appropriated the amount of \$6,557.87 from unappropriated reserves in the General Fund (1000) to the Small Equipment line item in the Quorum Court Budget (10000107.2002) for 2020.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

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46 Introduced by: **JP Ann Harbison**
47 Date of Adoption:
48 Members Voting For:
49 Members Voting Against:
50 Members Abstaining:
51 Members Absent:
52 Committee History: Finance & Budget Committee (08/11/2020); Tabled-Next Month's Meeting
53 Finance & Budget Committee (09/08/2020); Passed to QC
54 Quorum Court History: Regular Quorum Court (09/17/2020); First Reading
55 Regular Quorum Court (10/15/2020); Second Reading



COMMERCIAL AUDIO SYSTEMS

Washington County Quorum Court

Streaming system

<u>Quantity</u>	<u>Description</u>	<u>Price each</u>	<u>Ext. Price</u>
1	Digital Signal Processor	\$ 2,760.00	\$ 2,760.00
1	AV Bridge mini	\$ 2,021.70	\$ 2,021.70
8	Labor, program, misc parts	\$ 140.00	\$ 1,120.00
	freight	\$	60.00
	subtotal	\$	5,961.70
	tax	\$	596.17
	Total	\$	6,557.87

Item 20-O-077

ORDINANCE NO. 2020-

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 62 Motor City project on October 1, 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 62 Motor City project recommended for approval by the Planning and Zoning Board is hereby ratified.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

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Introduced by: **JP Willie Leming**

Date of Adoption:

Members Voting For:

Members Voting Against:

Members Abstaining:

Members Absent:

Committee History: Planning and Zoning Board (10-01-2020); Passed to QC

Quorum Court History: Regular Quorum Court (10-15-2020); First Reading

62 Motor City Conditional Use Permit

The Planning Board/Zoning Board of Adjustments approved the 62 Motor City CUP, with conditions, request on October 1, 2020 (7 members voted "in favor", 0 members voted "against", 0 members were absent, 0 members abstained).

The applicant, William Alfaro, is requesting conditional use permit approval to operate an auto sales dealership.

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

The project parcel is not in a planning area.

The proposal is located on the northern side of W Hwy 62. There are no residential structures on the property at this time.

The applicant would like to operate an auto sales dealership on a parcel that is approximately 10.00 acres in size.

The auto sales dealership would be situated on the southeastern corner of the property. The applicant has estimated that the total area the auto sales dealership would utilize will fit within a 100x100 foot fenced area. Along the northern side of the fenced in area, an 8x20 foot office will be placed. There will be no water or septic connected to the building.

Parking will be along the front and sides of the fenced in area. The vehicles for sale will be centered in the middle of the 100x100 foot enclosure.

The applicant plans on placing gravel on and around the parking lot area. Fencing will surround the auto dealership area to provide safety for both the surrounding neighbors and for the applicant's inventory. The applicant will place a sign, but the sign will not be lit. The auto dealership will have its own driveway that connects to Hwy 62. Permitting for connecting to the Highway must be approved by the Arkansas Department of Transportation.

The surrounding uses are agricultural on the North, South, and East sides. To the West, the adjoining property use is residential. Within a half mile radius is a small service station, and another automotive dealership.

Notifications were mailed to surrounding property owners within 300 feet of the project parcel's exterior boundary. No comments were received against or in favor of the project. During the Planning Board public comment period of the project, there were no comments from the public.

The Planning Board members did voice concerns about the appearance of non-operational vehicles offending nearby neighbors. A condition was placed by the Board members that the applicant must install privacy fencing or other suitable material to shield non-operational vehicles from view of the public driving on the public road.

Staff does not expect this project to be contentious.

The Planning Board/Zoning Board of Adjustments approved the 62 Motor City CUP request on October 1, 2020 (7 members voted “in favor”, 0 members voted “against”, 0 members were absent, 0 members abstained) with the following conditions:

Utility Conditions

Electricity – Ozarks Electric

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. Please contact Ozarks Electric if you have any questions. Wes Mahaffey At (479)263-2167 Or wmahaffey@ozarksecc.com

Phone – PG Telco

1. Please contact PG Telco for telephone concerns and questions.

Water – City of Lincoln

1. The City of Lincoln is unable to provide fire protection because the water line is too small.

Fire Safety Conditions

Fire Marshal

1. Though the Fire Marshal did not submit conditions, the applicant should seek to confer with the Fire Marshal to ensure that the project is able to be serviced adequately in the event of a fire or other emergency.

Lincoln Rural Fire Department

1. The access road must support up to 85,000lbs and be certified by an engineer.
2. A cul-de-sac or approved turn-around must be constructed to Arkansas Fire Code and be 100 foot in diameter to accommodate the larger vehicle the Fire Department has.
3. The entry road must be 20 feet wide minimum.

Sewer/Septic Conditions

1. Please contact the Arkansas Department of Health should the need for septic arise in the future.

Drainage Conditions

1. Should the applicant deviate from their plans to cover the project area with gravel or if the applicant plans to alter the current existing grades, further review will be needed per the County Engineer.

Environmental Conditions

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

Road Conditions

1. A permit from the Arkansas Highway and Transportation Department (AHTD) is required prior to any work being completed in the right-of-way.

Signage Conditions

1. All signs must be out of the right of ways.
2. Signs may not exceed 24 square feet in size.
3. Signs shall not be directly lit.

Lighting Conditions

1. All 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.

Screening Conditions

1. All outdoor storage areas and dumpsters, to include the gate, shall be screened with opaque material of a uniform type.
2. Any vegetation along the eastern portion of the bordering parcel must remain or if removed, must be replaced with vegetation for screening/privacy purposes.
3. The applicant shall utilize privacy fencing or similar opaque material to shield non-operational vehicles from view from the public road.

Planning Conditions

1. The Conditional Use Permit is specifically to allow an auto dealership only. The size of the auto dealership shall not exceed one acre in size. Any future land uses not allowed by the current zoning must come before the Planning Board/Zoning Board for conditional use permit approval and ratified by the Quorum Court.
2. The applicant must address all technical review comments as the project proceeds through to completion.

Standard Conditions for All Projects

1. Pay neighbor notification mailing fees within 30 days of project approval. Any extension must be approved by the Planning Office (fees will be calculated once the info is available from the post office). This total will be calculated for this project once all invoices are received.
2. Pay any engineering fees. This total will be calculated for this project once all invoices are received.
3. Any further splitting or land development not considered with this approval must be reviewed by the Washington County Planning Board/Zoning Board of Adjustments.
4. All CUPs must be ratified by the Quorum Court.
5. It is the applicant's responsibility to contact the Planning Office when inspections are needed.
6. Per Washington County ordinance Sec 11-75 (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 or approvals, if any, whether known or unknown to the Board or the Developer.
7. All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.

Item 20-O-063

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ORDINANCE NO. 2020-

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
JUVENILE CAREWORKER TO JUVENILE
DETENTION OFFICER IN THE JUVENILE
DETENTION CENTER BUDGET FOR 2020.**

WHEREAS, the Washington County Juvenile Detention
Center desires to change the title of nine full-time positions for 2020.

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

ARTICLE 1. The title of the personnel positions of Juvenile
Careworker, Grade 10 (Positions 0444022-0444024, 0444026-0444028, 0444033-
0444035) in the Juvenile Detention Center budget of the General Fund (10000444) is
hereby changed to Juvenile Detention Officer, Grade 13 (Positions 0444022-0444024,
0444026-0444028, 0444033-0444035) for 2020.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

Introduced by: **JP Butch Pond**
Date of Adoption:
Members Voting For:
Members Voting Against:
Members Abstaining:
Members Absent:

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44 Committee History: Finance & Budget Committee (09-08-2020); Postponed to 10/06/2020
45 Finance & Budget Committee (10-06-2020); Passed to QC
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47 Quorum Court History: Regular Quorum Court (10-15-2020); First Reading

Item 20-O-072

ORDINANCE NO. 2020-

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 JANITORIAL PERSON TO JANITORIAL TRAINER/FLOOR TECHNICIAN IN THE BUILDING AND GROUNDS BUDGET FOR 2020.

WHEREAS, the Washington County Building & Grounds desires to change the title of one full-time position for 2020.

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

ARTICLE 1. The title of the personnel position of Janitorial Person, Grade 6 (Position 0108101) in the Building & Grounds budget of the General Fund (10000108) is hereby changed to Janitorial Trainer/Floor Technician, Grade 12 (Position 0108101) for 2020.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

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42 Introduced by: **JP Butch Pond**

43 Date of Adoption:

44 Members Voting For:

45 Members Voting Against:

46 Members Abstaining:

47 Members Absent:

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50 Committee History: Finance & Budget Committee (10-06-2020); Passed to QC

51 Quorum Court History: Regular Quorum Court (10-15-2020); First Reading

ORDINANCE NO. 2020-

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

AN ORDINANCE SETTING CONTROLS FOR THE 2021 BUDGET.

WHEREAS, the Washington County Quorum Court wishes to promote predictability and efficiency in the 2021 budgeting process; and,

WHEREAS, Washington County currently projects \$44,088,452 in total revenues in the County General Fund for 2021, (this figure is subject to revenue projection updates from the Washington County Treasurer until he finalizes his revenue projections for 2021); and,

WHEREAS, after the state required holdback, Washington County may appropriate the total amount of \$39,679,607 for County General Fund expenses in 2021; and,

WHEREAS, Washington County desires to increase County General Fund Reserves to \$5,000,000 prior to any appropriation for expenditures for 2021; and,

WHEREAS, Washington County desires to adopt a method which appropriates monies to elected officials according to fixed percentages. After this allocation process, detailed line item budgets and individual salaries will still be subject to review and approval by the Quorum Court before being finalized for 2021.

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

ARTICLE 1. The Quorum Court of Washington County hereby determines that it will make available the total amount of \$34,679,607 to budget in the County General Fund for 2021.

ARTICLE 2 The Quorum Court of Washington County, subsequent to the preceding articles, shall appropriate \$30,049,422 in accord with the following percentages which are calculated based on 2021 requested budgets after

42 deducting the Judge's other General Fund catch-all budgets over which he has no
43 discretion (see listing in Article 3 and attached spreadsheet for the calculations):
44

45	Judge	29.2%
46	Sheriff	32.5%
47	Assessor	13.7%
48	Circuit Clerk	1.9%
49	Circuit Courts	5.8%
50	Collector	3.6%
51	Prosecuting Attorney	5.1%
52	County Clerk	1.8%
53	Public Defender	2.5%
54	Election Commission	1.1%
55	Coroner	1.5%
56	Treasurer	0.7%
57	Quorum Court	<u>0.6%</u>
58		100.0%

59
60 **ARTICLE 3:** For the purposes of the appropriation calculation
61 in Article 2, the following budgets are included in each category:
62

- 63 a. Judge: 1000.0100, 1000.0108, 1000.0110, 1000.0113,
64 1000.0115, 1000.0118, 1000.0119, 1000.0120,
65 1000.0121, 1000.0122, 1000.0308, 1000.0444,
66 1000.0500, 1000.0702, 1000.0800
- 67 b. Judge-Other General Fund Budgets (not included in the calculation):
68 1000.0300, 1000.0301, 1000.0420, 1000.0409,
69 1000.0410, 1000.0411, 1000.0412, 1000.0413,
70 1000.0414, 1000.0502, 1000.0505, 1000.0801,
71 1000.8888
- 72 b. Sheriff: 1000.0400, 1000.0428
- 73 c. Assessor: 1000.0105, 1000.0106
- 74 d. Circuit Clerk: 1000.0102
- 75 e. Circuit Courts: 1000.0401, 1000.0402, 1000.0403, 1000.0404,
76 1000.0405, 1000.0406, 1000.0407, 1000.408,
77 1000.0440,
- 78 f. Collector: 1000.0104
- 79 g. Prosecuting Attorney: 1000.0416
- 80 h. County Clerk: 1000.0101
- 81 i. Public Defender: 1000.0417
- 82 j. Election Commission: 1000.0109
- 83 k. Coroner: 1000.0419
- 84 l. Treasurer: 1000.0103
- 85 m. Quorum Court: 1000.0107

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ARTICLE 4.The Washington County Quorum Court may approve any proposed budget that exceeds its fixed percentage; however, each budget in excess of its fixed percentage may be required to appear before the Quorum Court to justify its request for additional budgeted monies. Detailed line item budgets and individual salaries will still be subject to review and approval by the Quorum Court before being finalized for 2021.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

Introduced by: **JP Sam Duncan, JP Ann Harbison
JP Lance Johnson, JP Patrick Deakins, JP Butch Pond,
JP Lisa Ecke, JP Judith Yanez**

Date of Adoption:
Members Voting For:
Members Voting Against:
Members Abstaining:
Members Absent:

Committee History: Finance & Budget Committee (09/15/2020); Postponed to 9-24-2020
Finance & Budget Committee (09/24/2020); Postponed to 9-29-2020
Finance & Budget Committee (09/29/2020); Passed to QC
Quorum Court History: Regular Quorum Court (10/15/2020); First Reading

**Percentage Comparison by Elected Official for Ordinance
With Emergency Fund Reduction
General Fund**

Elected Official	Fund Name	Fund #	2021 %	2021 Req
Assessor	Assessor	1000 0105		2,345,589
Assessor	Bd. Equal.	1000 0106		1,758,401
			13.7%	4,103,990
Circuit Clerk	Circuit Clerk	1000 0102	1.9%	567,136
Martin	Circuit Ct. I	1000 0401		36,862
Threet	Circuit Ct. II	1000 0402		67,725
Beaumont	Circuit Ct. IV	1000 0404		116,817
Bryan	Circuit Ct. V	1000 0405		28,474
Lindsay	Circuit Ct. VI	1000 0406		135,716
Taylor	Circuit Ct. VII	1000 0407		43,708
Circuit Ct. VIII	Circuit Ct. VIII	1000 0408		16,775
Zimmerman	Circuit Ct. III	1000 0403		1,280,794
Zimmerman	Ct. Reporting Svcs.	1000 0440		27,300
			5.8%	1,754,171
Collector	Collector	1000 0104	3.6%	1,066,994
Coroner	Coroner	1000 0419	1.5%	448,072
County Clerk	County Clerk	1000 0101	1.8%	545,807
Judge	Judge	1000 0100		451,584
Judge	Bldg & Grds	1000 0108		2,112,776
Judge	Planning	1000 0110		319,934
Judge	Comptroller	1000 0113		376,372
Judge	Info. Tech.	1000 0115		1,457,173
Judge	Purchasing	1000 0118		191,467
Judge	Archives	1000 0119		3,415
Judge	Grants	1000 0120		150,322
Judge	Human Res.	1000 0121		336,377
Judge	Attorney	1000 0122		323,892
Judge	Animal Shelter	1000 0308		715,148
Judge	JDC	1000 0444		1,497,691
Judge	DEM	1000 0500		327,650
Judge	Environmental Affairs	1000 0702		331,450
Judge	Veteran Services	1000 0800		184,092
			29.2%	8,779,343
Election Com.	Election Commission	1000 0109	1.1%	335,897
Pros. Attorney	Pros. Attorney	1000 0416	5.1%	1,522,107
Public Defender	Public Defender	1000 0417	2.5%	755,366
Quorum Court	Quorum Court	1000 0107	0.6%	190,160
Sheriff	Sheriff	1000 0400		9,742,368
Sheriff	Work Release	1000 0428		19,170
			32.5%	9,761,538
Treasurer	Treasurer	1000 0103	0.7%	218,841
			100.0%	30,049,422
Judge - Other	County Health	1000 0300		17,169
Judge - Other	Ambulance Service	1000 0301		921,174
Judge - Other	Constables	1000 0420		51
Judge - Other	Dist. Ct. Fayetteville	1000 0409		49,200
Judge - Other	Dist. Ct. Springdale	1000 0410		39,137
Judge - Other	Dist. Ct. Prairie Grove	1000 0411		25,872
Judge - Other	Dist. Ct. West Fork	1000 0412		25,000
Judge - Other	Dist. Ct. Elkins	1000 0413		22,933
Judge - Other	Dist. Ct. State Judges	1000 0414		46,161
Judge - Other	Fire Depts.	1000 0502		850,471
Judge - Other	Emerg. Budget	1000 0505		75,000
Judge - Other	Extension Office	1000 0801		222,612
Judge - Other	General - Tranfer Out	1000 8888		950,000
				3,244,780
				33,294,202

ORDINANCE NO. 2020-

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 \$1,308,438 FROM UNAPPROPRIATED RESERVES IN VARIOUS FUNDS TO VARIOUS BUDGETS TO COMPENSATE FOR THE 27TH PAY PERIOD FOR COUNTY EMPLOYEES.

WHEREAS, the 2020 budget was passed in 2019 but failed to appropriate funds to compensate county employees for the 27th pay period; and

WHEREAS, the Quorum Court desires to appropriate funds to compensate employees for the 27th pay period.

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

ARTICLE 1. There is hereby appropriated the total amount of \$712,249 from unappropriated reserves in the General Fund (1000) to the following line items in the following budgets for 2020:

<u>County Judge 1000.0100</u>		
Salaries, Full-Time	(10000100.1001)	\$ 12,690
Social Security Matching	(10000100.1006)	971
Noncontributory Retirement	(10000100.1008)	1,944
<u>County Clerk 1000.0101</u>		
Salaries, Full-Time	(10000101.1001)	\$ 18,849
Social Security Matching	(10000101.1006)	1,442
Noncontributory Retirement	(10000101.1008)	2,888
<u>Circuit Clerk 1000.0102</u>		
Salaries, Full-Time	(10000102.1001)	\$ 9,442

42	Social Security Matching	(10000102.1006)	722
43	Noncontributory Retirement	(10000102.1008)	1,446
44			
45	<u>Treasurer 1000.0103</u>		
46	Salaries, Full-Time	(10000103.1001)	\$ 6,364
47	Social Security Matching	(10000103.1006)	487
48	Noncontributory Retirement	(10000103.1008)	975
49			
50	<u>Collector 1000.0104</u>		
51	Salaries, Full-Time	(10000104.1001)	\$ 28,530
52	Social Security Matching	(10000104.1006)	2,183
53	Noncontributory Retirement	(10000104.1008)	4,371
54			
55	<u>Assessor 1000.0105</u>		
56	Salaries, Full-Time	(10000105.1001)	\$ 50,888
57	Social Security Matching	(10000105.1006)	3,893
58	Noncontributory Retirement	(10000105.1008)	7,796
59			
60	<u>Board of Equalization 1000.0106</u>		
61	Salaries, Part-Time	(10000106.1002)	\$ 3,960
62	Social Security Matching	(10000106.1006)	303
63	Noncontributory Retirement	(10000106.1008)	607
64			
65	<u>Quorum Court 1000.0107</u>		
66	Salaries, Part-Time	(10000107.1002)	\$ 5,600
67	Social Security Matching	(10000107.1006)	428
68	Noncontributory Retirement	(10000107.1008)	858
69			
70	<u>Buildings and Grounds 1000.0108</u>		
71	Salaries, Full-Time	(10000108.1001)	\$ 20,201
72	Social Security Matching	(10000108.1006)	1,545
73	Noncontributory Retirement	(10000108.1008)	3,095
74			
75	<u>Election Commission 1000.0109</u>		
76	Salaries, Part-Time	(10000109.1002)	\$ 12,284
77	Social Security Matching	(10000109.1006)	940
78	Noncontributory Retirement	(10000109.1008)	1,882
79			
80	<u>Planning 1000.0110</u>		
81	Salaries, Full-Time	(10000110.1001)	\$ 7,846
82	Social Security Matching	(10000110.1006)	600
83	Noncontributory Retirement	(10000110.1008)	1,202
84			
85	<u>Comptroller 1000.0113</u>		
86	Salaries, Full-Time	(10000113.1001)	\$ 9,414

87	Social Security Matching	(10000113.1006)	720
88	Noncontributory Retirement	(10000113.1008)	1,442
89			
90	<u>Information Technology 1000.0115</u>		
91	Salaries, Full-Time	(10000115.1001)	\$ 17,041
92	Social Security Matching	(10000115.1006)	1,304
93	Noncontributory Retirement	(10000115.1008)	2,611
94			
95	<u>General Services 1000.0118</u>		
96	Salaries, Full-Time	(10000118.1001)	\$ 3,191
97	Social Security Matching	(10000118.1006)	244
98	Noncontributory Retirement	(10000118.1008)	489
99			
100	<u>Grants Administration 1000.0120</u>		
101	Salaries, Full-Time	(10000120.1001)	\$ 3,689
102	Social Security Matching	(10000120.1006)	282
103	Noncontributory Retirement	(10000120.1008)	565
104			
105	<u>Human Resources 1000.0121</u>		
106	Salaries, Full-Time	(10000121.1001)	\$ 7,941
107	Social Security Matching	(10000121.1006)	607
108	Noncontributory Retirement	(10000121.1008)	1,217
109			
110	<u>County Attorney 1000.0122</u>		
111	Salaries, Full-Time	(10000122.1001)	\$ 3,222
112	Social Security Matching	(10000122.1006)	247
113	Noncontributory Retirement	(10000122.1008)	494
114			
115	<u>Animal Shelter 1000.0308</u>		
116	Salaries, Full-Time	(10000308.1001)	\$ 11,780
117	Social Security Matching	(10000308.1006)	901
118	Noncontributory Retirement	(10000308.1008)	1,805
119			
120	<u>Sheriff 1000.0400</u>		
121	Salaries, Full-Time	(10000400.1001)	\$ 213,172
122	Social Security Matching	(10000400.1006)	16,308
123	Noncontributory Retirement	(10000400.1008)	32,658
124			
125	<u>Circuit Court III 1000.00403</u>		
126	Salaries, Full-Time	(10000403.1001)	\$ 26,621
127	Social Security Matching	(10000403.1006)	2,036
128	Noncontributory Retirement	(10000403.1008)	4,078
129			
130	<u>Circuit Court IV 1000.0404</u>		
131	Salaries, Full-Time	(10000404.1001)	\$ 2,171

132	Social Security Matching	(10000404.1006)	166
133	Noncontributory Retirement	(10000404.1008)	333

134			
135	<u>Prosecuting Attorney 1000.0416</u>		
136	Salaries, Full-Time	(10000416.1001)	\$ 33,679
137	Social Security Matching	(10000416.1006)	2,576
138	Noncontributory Retirement	(10000416.1008)	5,160

139			
140	<u>Public Defender 1000.0417</u>		
141	Salaries, Full-Time	(10000417.1001)	\$ 18,378
142	Social Security Matching	(10000417.1006)	1,406
143	Noncontributory Retirement	(10000417.1008)	2,815

144			
145	<u>Coroner 1000.0419</u>		
146	Salaries, Full-Time	(10000419.1001)	\$ 10,478
147	Social Security Matching	(10000419.1006)	802
148	Noncontributory Retirement	(10000419.1008)	1,605

149			
150	<u>Juvenile Detention 1000.0444</u>		
151	Salaries, Full-Time	(10000444.1001)	\$ 29,510
152	Social Security Matching	(10000444.1006)	2,257
153	Noncontributory Retirement	(10000444.1008)	4,521

154			
155	<u>Department of Emergency Management 1000.0500</u>		
156	Salaries, Full-Time	(10000500.1001)	\$ 4,827
157	Social Security Matching	(10000500.1006)	369
158	Noncontributory Retirement	(10000500.1008)	740

159			
160	<u>Environmental Affairs 1000.0702</u>		
161	Salaries, Full-Time	(10000702.1001)	\$ 2,877
162	Social Security Matching	(10000702.1006)	220
163	Noncontributory Retirement	(10000702.1008)	441

164			
165	<u>Veteran Services 1000.0800</u>		
166	Salaries, Full-Time	(10000800.1001)	\$ 4,560
167	Social Security Matching	(10000800.1006)	349
168	Noncontributory Retirement	(10000800.1008)	699

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170 **ARTICLE 2.** There is hereby appropriated the total

171 amount of \$151,516 from unappropriated reserves in the Road Department Fund (2000)

172 to the following line items in the Road Department Budget for 2020:

173			
174	Salaries, Full-Time	(20000200.1001)	\$ 123,214
175	Social Security Matching	(20000200.1006)	9,426
176	Noncontributory Retirement	(20000200.1008)	18,876

177
178 **ARTICLE 3.** There is hereby appropriated the total
179 amount of \$3,204 from unappropriated reserves in the Treasurer's Automation Fund
180 (3000) to the following line items in the Treasurer's Automation Budget for 2020:

181

182	Salaries, Full-Time	(30000103.1001)	\$ 2,606
183	Social Security Matching	(30000103.1006)	199
184	Noncontributory Retirement	(30000103.1008)	399

185
186 **ARTICLE 4.** There is hereby appropriated the total
187 amount of \$6,913 from unappropriated reserves in the Collector's Automation Fund
188 (3001) to the following line items in the Collector's Automation Budget for 2020:

189

190	Salaries, Full-Time	(30010104.1001)	\$ 5,621
191	Social Security Matching	(30010104.1006)	430
192	Noncontributory Retirement	(30010104.1008)	861

193
194 **ARTICLE 5.** There is hereby appropriated the total
195 amount of \$22,913 from unappropriated reserves in the Recorder's Cost Fund (3006) to
196 the following line items in the Recorder's Cost Budget for 2020:

197

198	Salaries, Full-Time	(30060128.1001)	\$ 18,633
199	Social Security Matching	(30060128.1006)	1,425
200	Noncontributory Retirement	(30060128.1008)	2,855

201
202 **ARTICLE 6.** There is hereby appropriated the total
203 amount of \$9,474 from unappropriated reserves in the County Library Fund (3008) to the
204 following line items in the County Library Budget for 2020:

205

206	Salaries, Full-Time	(30080600.1001)	\$ 7,705
207	Social Security Matching	(30080600.1006)	589
208	Noncontributory Retirement	(30080600.1008)	1,180

209
210 **ARTICLE 7.** There is hereby appropriated the total
211 amount of \$4,569 from unappropriated reserves in the County Jail Fund (3017) to the
212 following line items in the Jail Maintenance Budget for 2020:

213

214	Salaries, Full-Time	(30170127.1001)	\$ 3,716
215	Social Security Matching	(30170127.1006)	284
216	Noncontributory Retirement	(30170127.1008)	569

217
218 **ARTICLE 8.** There is hereby appropriated the total
219 amount of \$386,714 from unappropriated reserves in the County Jail Fund (3017) to the
220 following line items in the Jail Operations Budget for 2020:

221

222	Salaries, Full-Time	(30170418.1001)	\$ 314,478
223	Social Security Matching	(30170418.1006)	24,058
224	Noncontributory Retirement	(30170418.1008)	48,178

225
226 **ARTICLE 9.** There is hereby appropriated the total
227 amount of \$5,386 from unappropriated reserves in the Emergency 911 Fund (3020) to the
228 following line items in the Emergency 911 Budget for 2020:

229			
230	Salaries, Full-Time	(30200501.1001)	\$ 4,380
231	Social Security Matching	(30200501.1006)	335
232	Noncontributory Retirement	(30200501.1008)	671

233
234 **ARTICLE 10.** There is hereby appropriated the total
235 amount of \$4,010 from unappropriated reserves in the HIV Clinic Fund (3401) to the
236 following line items in the HIV Clinic Budget for 2020:

237			
238	Salaries, Full-Time	(34010305.1001)	\$ 3,261
239	Social Security Matching	(34010305.1006)	249
240	Noncontributory Retirement	(34010305.1008)	500

241
242 **ARTICLE 11.** There is hereby appropriated the total
243 amount of \$1,490 from unappropriated reserves in the Drug Court Grant Fund (3513) to
244 the following line items in the Drug Court Grant Budget for 2020:

245			
246	Salaries, Part-Time	(35130494.1002)	\$ 1,211
247	Social Security Matching	(10000100.1006)	93
248	Noncontributory Retirement	(10000100.1008)	186

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254 _____
JOSEPH K. WOOD, County Judge

255 _____
DATE

256

257 _____
BECKY LEWALLEN, County Clerk

258

259 Introduced by: **JP Ann Harbison**

260 Date of Adoption:

261 Members Voting For:

262 Members Voting Against:

263 Members Abstaining:

264 Members Absent:

265

266

\\NCFILE01\PBURNETT\DESKTOP\PATTY\QUORUM COURT\2020 MEETINGS\11-19-2020\20-O-079 AN ORDINANCE APPROPRIATING \$1,308,438 FROM UNAPPROPRIATED RESERVES IN VARIOUS FUNDS TO VARIOUS BUDGETS TO COMPENSATE FOR THE 27TH PAY PERIOD FOR COUNTY EMPLOYEES.DOCX

267
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269

Committee History:

Quorum Court History: Regular Quorum Court (10/15/2020); First Reading

Item 20-O-087

ORDINANCE NO. 2020-

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 Blue Springs RV Park project on November 5, 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 Blue Springs RV Park project recommended for approval by the Planning and Zoning Board is hereby ratified.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

Introduced by: JP Patrick Deakins

Date of Adoption:

Members Voting For:

Members Voting Against:

Members Abstaining:

Members Absent:

Committee History: Planning and Zoning Board (11-05-2020); Passed to QC

Blue Springs RV Park CUP

The Planning Board/Zoning Board of Adjustments approved the Blue Springs RV Park CUP, with conditions, request on November 5, 2020 (6 members voted "in favor", 0 members voted "against", 1 member was absent).

The applicant, Capstone Builders, is requesting conditional use permit approval to construct and operate an RV park.

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

This project was approved by the Planning Board on October 4, 2012 and ratified by the Quorum Court on October 12, 2012. The project was not contentious at the time and there were no appeals. The applicant was unable to complete their project within the approved time frame.

The project parcel is not in a planning area.

The proposal is located along Blue Springs Rd WC 70 which is just south of Hwy 412.

The project parcel is approximately 31.91 acres.

The project will be accessible from Blue Springs Road WC 70. The RV park will be paved with asphalt. The proposal calls for a pool, dog kennels, and general office and other facilities.

There are two septic areas. The first septic area will be approximately 0.25 acres in size and will service the office building, pool areas, and other facilities and potentially cross under a future access road. The second septic area is also 0.25 acres in size and will service the actual RVs.

If the CUP request is granted, the applicant must proceed with large scale development permitting.

Staff sent notifications to surrounding property owners within 300 feet of the project parcel. Staff did not receive comments stating opposition or favor of the project.

At the Planning Board meeting, one neighbor voiced some concerns regarding the project, but did not oppose. Mr. Shannon Sherman, a neighbor on Blue Springs Road, noted that the curve to the north of the project parcel can be dangerous. Mr. Sherman stated that he and some of his nearby neighbors utilized a spring for water and that there was a ravine nearby. He wanted to make sure that the springs were not affected by the proposed development.

Mr. James McCarty with the Beaver Water District noted that there were a lot of other RV Parks in the area. King's River RV Park worked with the Beaver Water District to lower their density to allow for a lesser impact on the lake. Mr. McCarty noted concern about what precedent this may cause by allowing yet another RV Park into the area. Beaver Water District is in opposition of the project as is. They stated they would be in approval if the developers would lower their density to 1 unit per acre.

Planning Board Chair Joel Kelsey noted that the area was already saturated with RV Parks.

Project Engineer Cody Sexton with Blew & Associates detailed a map showing the natural flow of water from the project parcel location. Using the natural contours and topography of the area, he showed that a drop of water traveling from the project's septic fields would have to travel 3200 feet from one field and 2700 from another field to reach the lake. The other RV Parks were much closer to the Lake than this proposed one.

There was no further discussion.

The Planning Board/Zoning Board of Adjustments approved the Blue Springs RV Park CUP, with conditions, request on November 5, 2020 (6 members voted "in favor", 0 members voted "against", 1 member was absent)

Utility Conditions

Electricity – Ozarks Electric

1. Any relocation of existing facilities or extension of line that has to be built specifically to feed the RV Park will be at full cost to the developer.
2. All lot corners must be marked with stakes clearly identifying the lot number and all utility easement widths and road crossing requirements will be defined on the plat before Ozarks will begin construction.
3. All off site easements that are needed for Ozarks to extend electrical service to the RV Park 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. All conduits placed for the road crossings will be installed by the developer and must be 4 inch schedule 40 conduits at 48 inch in depth at final grade and marked with a post to identify the end of conduits. Conduits must extend past the edge of any obstructions so that they are accessible during construction. The number of conduits at the crossing will be determined by each utility provider that will be using the conduits at the road crossing. (Bare minimum of 5 Pipes)
5. Developer must provide Ozarks Electric with a Digital copy (AutoCAD) of the Final plat. All conduits for road crossings and specific widths of U.E., Lot size, St. Light location and address to Lot must be shown on final plat before Ozarks Electric will sign the final plat.
6. Developer is responsible for a percentage of the total cost of construction which is determined at the time the engineering design for electrical service) There will be extra charges to the Developer when extra time or materials are used for rock trenching, boring, select material bedding, shoring, dewatering, etc.
7. All Utility Easements to be cleared of all trees, brush, dirt piles, buildings and debris so that the easement is accessible with equipment. If easement is not cleared developer may be subject to extra charges.
8. Developer must notify Staking Tech. if they are interested in Ozarks Street Lights or if they will be installing their own. If interested in Ozarks Street Light a picture will be provided if asked. Will need St. Light location on final plat. If developer decide to go with their own contact Cooperative representative below.
9. Please contact Ozarks Electric when construction begins on RV Park and again when construction is within three months of completion. Wes Mahaffey At (479)263-2167 or wmahaffey@ozarksecc.com

Phone – AT&T

1. Please contact AT&T for telephone concerns and questions.

Water – City of Springdale

1. Please contact the City of Springdale for water concerns and questions.

Gas – Black Hills

1. Please contact Black Hills for natural gas concerns and questions.

Fire Safety Conditions

Fire Marshal

1. The architect/engineer will need to base the project off of the Arkansas Fire Prevention Code for the entire project. Please contact the Fire Marshal for an acknowledgement form

Nob Hill Rural Fire Department

1. Please contact the Nob Hill Fire Department for fire safety concerns and questions.

Sewer/Septic Conditions

1. Septic system, soils information, and RV park must go through ADH approval process before any permits are granted by ADH.

Drainage Conditions

1. A drainage report will be required during the large scale development portion of this project. The applicant should utilize the Drainage Report Checklist provided by the County Engineer.

Environmental Conditions

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

Road Conditions

1. A permit from the Washington County Road Department will be required prior to any work being completed in the right-of-way.
2. Any tile that may be needed must be sized by the Road Department.

Signage Conditions

1. All signs must be out of the right of ways.
2. Signs may not exceed 24 square feet in size and 8 feet in height.
3. Signs shall not be directly lit.
4. Signs may not be placed in the County Right of Way.

Lighting Conditions

1. All 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.

Screening Conditions

1. All outdoor storage areas and dumpsters, to include the gate, shall be screened with opaque material of a uniform type.
2. Care should be taken to leave as much of the wooded area intact to assist with visually secluding the RV park from neighboring properties.

Addressing Conditions

1. A physical 911 address may be required. Please complete the Address Application, if needed.

Planning Conditions

1. The Conditional Use Permit is specifically to allow an RV park only. Any future land uses not allowed by the current zoning must come before the Planning Board/Zoning Board for conditional use permit approval and ratified by the Quorum Court.
2. The applicant must address all technical review comments as the project proceeds through to completion.

Standard Conditions for All Projects

1. Pay neighbor notification mailing fees within 30 days of project approval. Any extension must be approved by the Planning Office (fees will be calculated once the info is available from the post office). This total will be calculated for this project once all invoices are received.
2. Pay any engineering fees. This total will be calculated for this project once all invoices are received.
3. Any further splitting or land development not considered with this approval must be reviewed by the Washington County Planning Board/Zoning Board of Adjustments.
4. All CUPs must be ratified by the Quorum Court.
5. It is the applicant's responsibility to contact the Planning Office when inspections are needed.
6. Per Washington County ordinance Sec 11-75 (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 or approvals, if any, whether known or unknown to the Board or the Developer.
7. All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.

Item 20-O-088

ORDINANCE NO. 2020-

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 Bobby Russell Residential project on November 5, 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 Bobby Russell Residential project recommended for approval by the Planning and Zoning Board is hereby ratified.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

Introduced by: JP Willie Leming

Date of Adoption:

Members Voting For:

Members Voting Against:

Members Abstaining:

Members Absent:

Committee History: Planning and Zoning Board (11-05-2020); Passed to QC

Bobby Russell Residential CUP

The Planning Board/Zoning Board of Adjustments approved the Bobby Russell Residential CUP, with conditions, request on November 5, 2020 (6 members voted “in favor”, 0 members voted “against”, 1 member was absent).

The applicant, Bobby Russell, is requesting residential conditional use permit approval to add a second residence on his property.

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

The project parcel is not in a planning area. The proposal is located west of S Jackson Highway WC 669 along Sparrow Rd WC 3618.

The project parcel is approximately 1.82 acres and does not meet the zoning criteria for a second residence.

Sec 11-191.1 (a) of the Washington County Code of Ordinances state that single-family residential uses shall have a tract or parcel size of no less than one (1) acre in size. The addition of the second residences makes the property non-compliant with current County zoning.

The applicant states the second residence is for their grandson.

The Arkansas Department of Health has already approved the septic permit and design.

The City of Lincoln provides water to this location. The City has approved the plumbing permit for the new house.

The second residence will not be placed in any building setback.

Staff did not receive any comments from surrounding neighbors in favor or against the project.

At the Planning Board meeting, the project was not contentious and did have public discussion.

Staff does not expect this project to be contentious or have public discussion during the Quorum Court meeting.

The Planning Board/Zoning Board of Adjustments approved the Bobby Russell Residential CUP, with conditions, request on November 5, 2020 (6 members voted “in favor”, 0 members voted “against”, 1 member was absent).

Utility Conditions

Electricity – Ozarks Electric

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. Please contact Ozarks Electric if you have any questions. Wes Mahaffey At (479)263-2167 Or wmahaffey@ozarksecc.com

Phone – PG Telco

1. Please contact PG Telco for telephone concerns and questions.

Water – City of Lincoln

1. The City of Lincoln is unable to provide fire protection because the water line is too small.

Fire Safety Conditions

Fire Marshal

1. The structure should be equipped with hardwired/battery back-up smoke alarms.

Lincoln Rural Fire Department

1. The applicant should seek to confer with the Lincoln Rural Fire Department for any fire safety concerns or questions.

Sewer/Septic Conditions

1. The applicant must adhere to all Arkansas Department of Health regulations and requirements when installing the new septic system.

Environmental Conditions

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

Standard Conditions for All Projects

1. Pay neighbor notification mailing fees within 30 days of project approval. Any extension must be approved by the Planning Office (fees will be calculated once the info is available from the post office). This total will be calculated for this project once all invoices are received.
2. Pay any engineering fees. This total will be calculated for this project once all invoices are received.
3. Any further splitting or land development not considered with this approval must be reviewed by the Washington County Planning Board/Zoning Board of Adjustments.
4. All CUPs must be ratified by the Quorum Court.
5. It is the applicant's responsibility to contact the Planning Office when inspections are needed.
6. Per Washington County ordinance Sec 11-75 (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 or approvals, if any, whether known or unknown to the Board or the Developer.

7. All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.

Item 20-O-089

ORDINANCE NO. 2020-

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 Ozarks Solar Park project on November 5, 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 Ozarks Solar Park project recommended for approval by the Planning and Zoning Board is hereby ratified.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

Introduced by: JP Willie Leming

Date of Adoption:

Members Voting For:

Members Voting Against:

Members Abstaining:

Members Absent:

Committee History: Planning and Zoning Board (11-05-2020); Passed to QC

Ozarks Solar Park CUP

The Planning Board/Zoning Board of Adjustments approved the Ozarks Solar Park CUP, with conditions, request on November 5, 2020 (6 members voted "in favor", 0 members voted "against", 1 member was absent).

The applicant, Today's Power Inc (TPI), is requesting conditional use permit approval to operate a solar battery storage facility.

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

The project parcel is in the City of Lincoln Planning Area.

The proposal is located west of S Wedington Blacktop WC 33.

The project parcel is approximately 16.54 acres. Since the intended use is not agricultural or single family residential, the applicant must obtain a conditional use permit to allow its requested use.

The solar field will be fenced with gated. There will be parking available but limited to TPI personnel for maintenance purposes. TPI estimates around four (4) employees accessing the site for maintenance, but will typically not have personnel present 24 hours a day. Aside from TPI employees and its scheduled visitors, there will be no customers visiting the site.

The applicant intends to have a sign with the TPI logo and site details posted near the front gate. The solar field is expected to utilize the entire 16.5 acre parcel.

There should be no audible noise emitted from the facility and should not produce trash or waste after its construction phase. The solar structures will not exceed 10 feet in height.

The solar field facility will not have water or plumbing on site.

Staff notified property owners that were within 300 feet of the project parcel. There were no comments in opposition or in favor received.

At the Planning Board meeting, one neighbor voiced concern. The neighbor directly to the north stated that he did not receive his notification in a timely manner. Also, he stated that he is concerned his property value will diminish with the new development next door. He said he had retained an attorney to help him with this but the attorney was unable to attend the Planning Board meeting. The Planning Board members stated that no matter what tonight's outcome was, he could appeal within thirty days.

There was discussion between the Planning Board members and the applicant. There was concern about glare and reflection. The applicant stated that the panels utilized a tracker system. They would not be static and would move to capture the sunlight as it crossed the sky.

There was no further discussion.

The Planning Board/Zoning Board of Adjustments approved the Ozarks Solar Park CUP, with conditions, request on November 5, 2020 (6 members voted “in favor”, 0 members voted “against”, 1 member was absent)

Utility Conditions

Electricity – Ozarks Electric

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. Please contact Ozarks Electric if you have any questions. Wes Mahaffey At (479)263-2167 Or wmahaffey@ozarksecc.com

Phone – PG Telco

1. Please contact PG Telco for telephone concerns and questions.

Water – City of Lincoln

1. Please contact the City of Lincoln for water concerns and questions.

Fire Safety Conditions

Fire Marshal

1. The architect/engineer will need to base the project off of the Arkansas Fire Prevention Code for the entire project. Please contact the Fire Marshal to have a representative to sign an acknowledgement form.

Lincoln Rural Fire Department

1. Today’s Power Letter of Explanation gives a description of the project off Wyman road. Update letter to reflect how it will lay off Wedington Blacktop.
2. Please note in site drawings the location of the two energy storage containers and access road or roads.

Sewer/Septic Conditions

1. Please contact the Arkansas Department of Health should the need for septic arise in the future.

Drainage Conditions

1. A drainage report will be required at the large scale development portion of this project.

Environmental Conditions

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

Road Conditions

1. Please contact the Washington County Road Department for permitting.

Signage Conditions

1. All signs must be out of the right of ways.
2. Signs may not exceed 24 square feet in size.
3. Signs shall not be directly lit.

Lighting Conditions

1. All 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.

Screening Conditions

1. All outdoor storage areas and dumpsters, to include the gate, shall be screened with opaque material of a uniform type.
2. Landscaping barriers such as trees, shrubs, and/or fencing may be required in the large scale development portion. A planting schematic must be approved by the Planning Department prior to the installation of the plant.

Planning Conditions

1. The Conditional Use Permit is specifically to allow a solar battery storage facility only. Any future land uses not allowed by the current zoning must come before the Planning Board/Zoning Board for conditional use permit approval and ratified by the Quorum Court.
2. The applicant must address all technical review comments as the project proceeds through to completion.

Standard Conditions for All Projects

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

6. Per Washington County ordinance Sec 11-75 (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 or approvals, if any, whether known or unknown to the Board or the Developer.
7. All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.

Item 20-O-081

ORDINANCE NO. 2020-

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 OF \$35,227.80 IN THE DEM FUND; AND, APPROPRIATING \$35,227.80 FROM THE DEM FUND TO THE DEM BUDGET FOR 2020.

WHEREAS, Washington County received money for assistance with the disaster created by Hurricane Dorian; and,

WHEREAS, the Quorum Court desires to appropriate said money to the DEM 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 \$35,227.80 in the DEM revenue line item of the DEM Fund for 2020.

ARTICLE 2. There is hereby appropriated the amount of \$35,227.80 from the DEM fund to the Other Professional Services line item in the DEM Budget (10000500.3009) for 2020.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

42 Introduced by: **JP Ann Harbison**

43 Date of Adoption:

44 Members Voting For:

45 Members Voting Against:

46 Members Abstaining:

47 Members Absent:

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50 Committee History: Finance & Budget Committee (11-10-2020); Passed to QC

51 Quorum Court History:

ORDINANCE NO. 2020-

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 REVENUES OF \$1,129,349 IN THE DEM GRANT FUND; AND APPROPRIATING THE AMOUNT OF \$1,129,349 FROM THE DEM GRANT FUND TO VARIOUS HOMELAND SECURITY BUDGETS FOR 2020.

WHEREAS, Washington County received notice of a grant award totaling \$1,129,349 from the Arkansas Department of Emergency Management.

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

ARTICLE 1. There is hereby anticipated additional revenue in the amount of \$1,129,349 in the Homeland Security Grants Revenue line item of the DEM Grant Fund (3511-7109) for 2020.

ARTICLE 2. There is hereby appropriated the amount of \$1,129.349 from the DEM Grant Fund to the following line items in the following budgets for 2020:

USAR 2020

Small Equipment	(35110580-2002)	\$ 128,069.00
Parts and Repairs	(35110580-2023)	10,000.00
Training and Education	(35110580-3101)	94,000.00
Capital Equipment	(35110580-4004)	108,000.00

WMD 2020

Small Equipment	(35110581-2002)	268,869.00
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42	<u>SWAT 2020</u>		
43	Small Equipment	(35110579-2002)	203,269.00
44	Training and Education	(35110579-3101)	59,500.00
45	Vehicles	(35110579-4005)	25,000.00
46			
47	<u>IFAK KITS 2020</u>		
48	Small Equipment	(35110582-2002)	232,642.00
49			
50		TOTAL APPROPRIATION	\$ 1,129,349.00
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52			
53			
54			
55			

56	_____ JOSEPH K. WOOD, County Judge	_____ DATE
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60 _____
61 BECKY LEWALLEN, County Clerk

63 Introduced by: **JP Ann Harbison**
64 Date of Passage:
65 Members Voting For:
66 Members Voting Against:
67 Members Abstaining:
68 Members Absent:

71 Committee History: Finance & Budget Committee (11-10-2020); Passed to QC
72 Quorum Court History:

Item 20-O-083

ORDINANCE NO. 2020-

APPROPRIATION ORDINANCE

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

AN ORDINANCE CREATING FUND 1001 GENERAL RESERVE IN THE WASHINGTON COUNTY BUDGET FOR 2020.

WHEREAS, Washington County desires to create a General Reserve Fund (1001) for unappropriated county reserves.

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

ARTICLE 1. There is hereby created fund 1001 General Reserve Fund for Washington County.

ARTICLE 2. On or before December 31, 2020, the County Treasurer shall transfer \$4.5 million from unappropriated reserves to said fund.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

Introduced by: JP Ann Harbison
Date of Adoption:
Members Voting For:
Members Voting Against:
Members Abstaining:
Members Absent:

Committee History: Finance & Budget Committee (11-10-2020); Passed to Q

- 42 Committee History: Finance & Budget Committee (11-10-2020); Passed to QC
- 43 Quorum Court History:

Item 20-O-080

ORDINANCE NO. 2020-

APPROPRIATION ORDINANCE:

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

AN ORDINANCE LEVYING THE COUNTY, MUNICIPAL AND SCHOOL DISTRICT TAXES FOR THE YEAR 2020.

WHEREAS, Article 7, Section 30, of the Constitution of the State of Arkansas requires the Justices of the Peace of each county to "sit with and assist the County Judge in levying the county taxes"; and,

WHEREAS, A.C.A. 14-14-904 provides that "The Quorum Court, at its regular meeting in November or December of each year, shall levy the county, municipal, and school taxes for the current year."

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

ARTICLE 1. The following taxes are hereby levied for the Year 2020 for Washington County, Arkansas:

Real Estate/Personal Property

- (A) County General 4.4 mills
- (B) County Road 1.1 mills
- (C) County Library 1.0 mills*

*To be collected throughout the County except for property within the City Limits of Fayetteville.

ARTICLE 2. The following taxes are hereby levied for the Year 2020 for the respective municipalities within Washington County, Arkansas:

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42	(A) Fayetteville:	
43	General Fund - Operations	2.3 mills
44	Fayetteville Public Library – Operations	2.5 mills
45	Fayetteville Public Library – Expansion	1.2 mills
46	Policemen’s Pension and Relief Fund	0.4 mills
47	Firemen’s Pension and Relief Fund	<u>0.4 mills</u>
48	Total:	6.8 mills
49		
50	(B) Springdale:	
51	General Fund	4.7 mills
52	Firemen’s Pension	0.5 mills
53	Policemen’s Pension	0.5 mills
54	City Fire Fund (Voluntary)	1.5 mills
55	Library (Voluntary)	<u>1.0 mills</u>
56	Total:	8.2 mills
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58	(C) Prairie Grove:	
59	General Fund	4.8 mills
60	Police Department (Voluntary)	1.0 mills
61	Fire Department (Voluntary)	<u>0.5 mills</u>
62	Total:	6.3 mills
63		
64	(D) Lincoln:	
65	General Fund	5.0 mills
66	Police Department (Voluntary)	1.0 mills
67	Fire Department (Voluntary)	<u>.50 mills</u>
68	Total:	6.5 mills
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70	(E) Elkins:	4.9 mills
71	(F) Greenland:	2.9 mills
72	(G) West Fork:	5.0 mills
73	(H) Winslow:	3.0 mills
74	(I) Farmington:	5.0 mills
75	(J) Tontitown:	3.4 mills
76	(K) Elm Springs:	4.9 mills
77	(L) Goshen:	3.0 mills
78	(M) Johnson:	5.0 mills
79		

ARTICLE 3. The following taxes are hereby levied for the Year 2020 for the respective school districts within Washington County, Arkansas:

Real Estate/Personal Property

	<u>Debt</u>	<u>M & O</u>	<u>Total</u>
(A) Fayetteville #1	20.65 mills	25.0 mills	45.65 mills
(B) Farmington #6	17.4 mills	25.0 mills	42.4 mills
(C) Elkins #10	19.0 mills	25.0 mills	44.0 mills

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89	(D) Prairie Grove #23	17.5 mills	25.0 mills	42.5 mills
90	(E) Lincoln #48	17.7 mills	25.0 mills	42.7 mills
91	(F) Springdale #50	15.5 mills	25.0 mills	40.5 mills
92	(G) Greenland #95	14.5 mills	25.0 mills	39.5 mills
93	(H) West Fork, #141	16.6 mills	25.0 mills	41.6 mills
94	(I) Benton County, #21	20.0 mills	25.0 mills	45.0 mills

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96 **ARTICLE 4.** The levy of taxes for 2020 is in accordance with
97 State law.

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105 _____ DATE _____
106 JOSEPH K. WOOD, County Judge

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110 _____
111 BECKY LEWALLEN, County Clerk

112 Introduced by: **JP Ann Harbison**
113 Date of Passage:
114 Members Voting For:
115 Members Voting Against:
116 Members Abstaining:
117 Members Absent:

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120 Committee History: Finance & Budget Committee (11-10-2020); Passed to QC
121 Quorum Court History:

ORDINANCE NO. 2020-

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 \$67,036.07 IN THE GENERAL FUND IN 2020; AND, APPROPRIATING SAID \$67,036.07 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 revenue in the amount of \$67,036.07 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 is hereby appropriated the total amount of \$67,036.07 from the General Fund (1000) to the following line items in the following budgets for 2020:

<u>Sheriff's Office (10000400)</u>		
Salaries, Part-Time	(10000400.1002)	\$ 190.72
Overtime	(10000400.1005)	40,227.53
Social Security Matching	(10000400.1006)	3,091.95
Noncontributory Retirement	(10000400.1008)	6,192.16
Worker's Compensation	(10000400.1010)	1,357.76
<u>Jail Operations (30170418)</u>		
Overtime	(30170418.1005)	\$ 12,444.33

42	Social Security Matching	(30170418.1006)	1,159.37
43	Noncontributory Retirement	(30170418.1008)	1,922.33
44	Worker's Compensation	(30170418.1010)	449.92

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JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

Introduced by: **JP Ann Harbison**
Date of Adoption:
Members Voting For:
Members Voting Against:
Members Abstaining:
Members Absent:

Committee History: Finance & Budget Committee (11-10-2020); Passed to QC
Quorum Court History:



WASHINGTON COUNTY, ARKANSAS

County Courthouse

COUNTY SERVICES COMMITTEE REPORT - NOVEMBER

Andrea Jenkins- Chairman

The County Services Committee met November 2nd. The Committee received updates on the Road Department and Animal Services. The Committee also received an update from Johnson Controls.



WASHINGTON COUNTY, ARKANSAS

County Courthouse

FINANCE & BUDGET COMMITTEE REPORT – NOVEMBER

Ann Harbison - Chairman

The Finance & Budget Committee met Tuesday, October 13th. The Committee discussed the employee raises. The Committee approved giving employees \$130 a month.

The Finance & Budget Committee met Tuesday, November 10, 2020. There were reports given on the Treasurer, Employees' Insurance, and Comptroller. The Committee approved five ordinances and postponed one ordinance. During Budget Review, the Committee discussed Elkins District Court, Funding on the Criminal Justice Coordinating Committee, Budget Controls, and the Road Department. The Committee postponed discussion on the Elkins District Court and Budget Controls. The Road Department Budget Failed.