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

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

JP Sam Duncan led the prayer and pledge.

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

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

There were no citizen comments.

A motion to approve the September 17th minutes was made by JPS Madison and seconded by JP Pond. 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 September. Judge Wood shared with the Court that in 1969 Governor Rockefellar proclaimed October 15th as Poetry Day as well as Rosa Zagnoni Marinoni Day. He also shared with the Court that October 17th is Washington County's 192nd birthday. On October 17, 1828 Washington County was established. Judge Wood presented the nominees to the Court for the Criminal Justice Coordinating Committee: County Judge Joseph Wood, Circuit Judge Stacey Zimmerman, Circuit Judge Mark Lindsay, Circuit Judge Cristi Beaumont, Circuit Judge Joanna Taylor, County Attorney Brian Lester, Prosecuting Attorney Matt Durrett, Public Defender Denny Hyslip, Sheriff Tim Helder, Justice of the Peace Lance Johnson, District Judge William Storey, Executive Director for Returning Home Nick Robbin, Regional Director for the State Probation Department Mark Parker, Former Fayetteville Police Chief Frank Johnson, Outreach Director for Engage Northwest Arkansas Lourdes Peredo, Ozark Guidance CEO Dr. Laura Tyler, and Prairie Grove Police Chief Chris Workman. Judge Wood requested the acceptance of the nominees for the Criminal Justice Coordinating Committee. A motion to accept the nomination was made by JP Pond and seconded by JP Leming. A voice vote was called and majority of the Court voted to approve the motion. JP E Madison and JP Yanez opposed.

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 APPROPRIATING \$6,557.87 IN THE QUORUM COURT BUDGET FOR 2020". There were comments made by JP Harbison, JP Highers, JP E Madison, and

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County Attorney Brian Lester. A point of order request was made by JP Johnson
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     because the ordinance was not on third reading; therefore, there should be no
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     discussion on the ordinance. A motion to suspend the rules and advance the ordinance
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     to third and final reading was made by JP Harbison and seconded by JP Pond. A roll
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     call vote was called and the votes were tallied as follow:
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     JP Johnson: Yes
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     JP Cunningham: Yes
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     JP Thomas: Yes
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     JP Yanez: No
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     JP Deakins: Yes
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     JP Ecke: Yes
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     JP Duncan: Yes
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     JP Washington: No
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     JP E Madison: No
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     JP Jenkins: No
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     JP Highers: No
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     JP S Madison: No
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     JP Leming: Yes
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     JP Harbison: Yes
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     JP Pond: Yes
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     The motion failed to receive the 2/3 votes required to advance. This ordinance will be on
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     next month's agenda and will be on its third and final reading.
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     Judge Joseph Wood introduced agenda item 20.1. County Attorney Brian Lester read
     the resolution by title only, "A RESOLUTION OF THE QUORUM COURT OF
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     WASHINGTON COUNTY, ARKANSAS SUPPORTING A PILOT AGREEMENT
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     BETWEEN WASHINGTON COUNTY AND TODAY'S POWER, INC. FOR THE
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     PURPOSE OF ASSISTING IN FINANCING FOR A SOLAR GENERATION FACILITY".
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     Kelly Comer, an attorney for Today's Power spoke to the Court. There were comments
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     made by JP Leming, JP S Madison, and County Attorney Brian Lester. A motion to
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     adopt the resolution was made by JP Pond and seconded JP Leming. During public
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     comments, Beth Coger spoke. A roll call vote was called and the votes were tallied as
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     follow:
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     JP Johnson: Yes
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     JP Cunningham: Yes
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     JP Thomas: Yes
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     JP Yanez: No
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     JP Deakins: Yes
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     JP Ecke: Yes
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     JP Duncan: Yes
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     JP Washington: No
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     JP E Madison: No
     JP Jenkins: No
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     JP Highers: No
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     JP S Madison: No
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     JP Leming: Yes
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     JP Harbison: Yes
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     JP Pond: Yes
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     The motion was approved.
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     Resolution 2020-09, A RESOLUTION OF THE QUORUM COURT OF WASHINGTON
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     COUNTY, ARKANSAS SUPPORTING A PILOT AGREEMENT BETWEEN
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WASHINGTON COUNTY AND TODAY'S POWER, INC. FOR THE PURPOSE OF

Judge Joseph Wood introduced the items on the consent agenda. County Attorney

Brian Lester read each ordinance by title only, 9.1 "AN ORDINANCE DE-

ASSISTING IN FINANCING FOR A SOLAR GENERATION FACILITY, was adopted.

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- 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
- Haribson and seconded by JP Leming. There were no public comments. A roll call vote
- was called and all members unanimously voted to adopt the ordinances.

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

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

Judge Joseph Wood introduced agenda item 10.1. 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 (KEN'S AUTO SALES)". A motion to suspend the rules and advance the ordinance to second reading was made by JP Deakins 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 RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD (KEN'S AUTO SALES)". A motion to suspend the rules and advance the ordinance to third and final reading was made by JP Pond and seconded by JP Deakins. 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 RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD (KEN'S AUTO SALES)". A motion to adopt the ordinance was made by JP Deakins and seconded by JP

Harbison. There were no public comments. A roll call vote was called and all members unanimously voted to adopt the ordinance.

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

Judge Joseph Wood introduced agenda item 11.1. 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 (62 MOTOR CITY)". There was a comment made by JP Leming. This ordinance will be on next month's agenda and will be on second reading.

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

follow:

- JP Johnson: NoJP Cunningham: NoJP Thomas: No
- 174 JP Yanez: No
- 175 JP Deakins: No

JP Ecke: No 176 JP Duncan: No 177 JP Washington: No 178 JP E Madison: No 179 JP Jenkins: Absent 180 JP Highers: No 181 JP S Madison: No 182 JP Leming: No 183 JP Harbison: Yes 184 JP Pond: Yes

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- The motion failed to receive the super-majority vote required to pass with one reading. 186
- 187 This ordinance will be on next month's agenda and will be on second reading. 188
- Judge Joseph Wood introduced agenda item 13.1. County Attorney Brian Lester read 189 190 the ordinance by title only, "AN ORDINANCE CHANGING THE TITLE OF
- 191 VETERINARIAN TECHNICIAN/PATIENT TRANSPORT COORDINATOR TO KENNEL SUPERVISOR IN THE ANIMAL SHELTER BUDGET FOR 2020". A motion to adopt the 192 ordinance was made by JP Pond and seconded by JP Duncan. There were comments 193 194 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:
- JP Johnson: Yes 196 JP Cunningham: Yes 197
- JP Thomas: Yes 198 JP Yanez: Yes 199 JP Deakins: Yes 200
- JP Ecke: Yes 201 JP Duncan: Yes 202 JP Washington: Yes 203 204 JP E Madison: No
- JP Jenkins: Absent 205 JP Highers: Yes 206 JP S Madison: No 207
- JP Leming: Yes 208 JP Harbison: Yes 209 JP Pond: Yes 210
- The motion was approved. 211

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

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

- roll call vote was called and the votes were tallied as follow: 223 JP Johnson: Yes 224
- JP Cunningham: Yes 225 JP Thomas: Yes 226 JP Yanez: Yes 227 JP Deakins: No 228 JP Ecke: Yes 229
- 230 JP Duncan: Yes JP Washington: No 231
- JP E Madison: No 232

- JP Jenkins: Absent 233 234 JP Highers: No 235 JP S Madison: No JP Leming: No 236
- 237 JP Harbison: Yes JP Pond: Yes

- The motion failed to receive the super-majority vote required to pass with one reading. 239
- This ordinance will be on next month's agenda and will be on second reading. 240 241
- Judge Joseph Wood introduced agenda item 15.1. County Attorney Brian Lester read 242
- the ordinance by title only, "AN ORDINANCE CHANGING THE TITLE OF SOCIAL 243 WORKER (CIRCUIT COURT III) TO JUVENILE PROBATION OFFICER IN THE 244
- CIRCUIT COURT III BUDGET FOR 2020". A motion to adopt the ordinance was made 245
- by JP Pond and seconded by JP Ecke. There were comments made by JP Pond, JP 246
- Harbison, and JP Washington. During public comments, Norma Frisby and Sarah 247
- 248 Moore spoke. A roll call vote was called and the votes were tallied as follow:
- JP Johnson: Yes 249
- JP Cunningham: Yes 250
- JP Thomas: Yes 251
- JP Yanez: No 252
- JP Deakins: Yes 253
- JP Ecke: Yes 254
- JP Duncan: Yes 255
- JP Washington: No 256
- JP E Madison: Yes 257
- 258 JP Jenkins: Absent
- JP Highers: Yes 259
- JP S Madison: No. 260
- 261 JP Leming: Yes
- JP Harbison: Yes 262
- JP Pond: Yes 263

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The motion was approved. 264

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

Judge Joseph Wood introduced agenda item 16.1. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE TO ESTABLISH A SUB-FUND OF COUNTY GENERAL TO BE CALLED THE CORONAVIRUS RELIEF FUND; AND, TO DECLARE AN EMERGENCY". 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 present unanimously voted to adopt the ordinance.

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

Judge Joseph Wood introduced agenda item 17.1. County Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE APPROPRIATING \$38,800 FROM UNAPPROPRIATED RESERVES IN THE CIRCUIT COURT AUTOMATION FUND TO THE SMALL EQUIPMENT LINE ITEM IN THE CIRCUIT COURT AUTOMATION BUDGET FOR 2020". A motion to adopt the ordinance was made by JP Harbison and seconded by JP Ecke. There were comments made by JP Harbison, JP S Madison, and JP E Madison. There were no public comments. A roll call vote was called and all members present unanimously voted to adopt the ordinance.

Ordinance 2020-66, AN ORDINANCE APPROPRIATING \$38,800 FROM

UNAPPROPRIATED RESERVES IN THE CIRCUIT COURT AUTOMATION FUND TO
THE SMALL EQUIPMENT LINE ITEM IN THE CIRCUIT COURT AUTOMATION
BUDGET FOR 2020, was adopted.

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

- 302 JP Johnson: Yes
- 303 JP Cunningham: Yes
- 304 JP Thomas: No

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- 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
- The motion failed to receive the super-majority vote required to pass with one reading.
- This ordinance will be on next month's agenda and will be on second reading.
- Judge Joseph Wood introduced agenda item 19.1. County Attorney Brian Lester read
- the ordinance by title only, "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". A motion to adopt the ordinance was made by JP Harbison and seconded by JP S Madison.
- to adopt the ordinance was made by JP Harbison and seconded by JP S Madison.

 There were comments made by various members of the Court and Treasurer Bobby
- Hill. JP S Madison withdrew her second on the motion. JP Pond seconded the motion.
- 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
- The motion failed to receive the super-majority vote required to pass with one reading.
- This ordinance will be on next month's agenda and will be on second reading.
- Judge Joseph Wood introduced agenda item 21.1. County Attorney Brian Lester read

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

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

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The County Services Committee did not meet in October.

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

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Jails/LE/Courts Committee did not meeting in October. The monthly reports were emailed and posted on the county website.

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The Personnel Committee did not meet in October.

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

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

- Patty Burnett 389
- Patty Burnett 390
- **Quorum Court Coordinator** 391

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

A RESOLUTION OF THE QUORUM COURT OF WASHINGTON COUNTY, ARKANSAS SUPPORTING A PILOT AGREEMENT BETWEEN WASHINGTON COUNTY AND TODAY'S POWER, INC. FOR THE PURPOSE OF ASSISTING IN FINANCING FOR A SOLAR GENERATION FACILITY.

WHEREAS, the City of Lincoln, Lincoln Consolidated School District, and other cities and school districts throughout northwest Arkansas desire to have Today's Power, Inc. complete a 2.8 MW solar facility that would provide services to each participant; and,

WHEREAS, bringing the proposed facility to Washington County will directly benefit the County and further continue the economic development and growth of our area; and,

WHEREAS, a Payment-in-Lieu-of-Tax (PILOT) agreement between Washington County and Today's Power, Inc. is necessary to entice Today's Power, Inc. to expand into Washington County; and

WHEREAS, a PILOT agreement will significantly reduce the cost of services for each participant and generate approximately \$400,000 in additional revenue for the City of Lincoln, Lincoln Consolidated School District, and Washington County.

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

The Quorum Court of Washington County, Arkansas hereby endorses a PILOT agreement between Washington County and Today's Power, Inc.; for the purpose of assisting in financing the construction of a solar facility in the City of Lincoln.

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48	JOSEPH K. WOOD, Cour	nty Judge DATE
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52	Becle Ou	
53	BECKY LEWALLEN) Cou	nty Clerk
54		102 C.
55	Introduced by:	JP Willie Leming
56	Date of Passage:	October 15, 2020
57	Members Voting For:	Johnson, Cunningham, Thomas, Deakins, Ecke, Duncan
58		Leming, Harbison, Pond
59	Members Voting Against:	Yanez, Washington, E. Madison, Jenkins, Highers,
60		S. Madison
61	Members Abstaining:	
62	Members Absent:	

ORDINANCE NO. 2020-60 1 2 APPROPRIATION ORDINANCE 3 4 BE IT ENACTED BY THE QUORUM 5 COURT OF THE COUNTY 6 WASHINGTON, STATE OF ARKANSAS, 7 AN ORDINANCE TO BE ENTITLED: 8 9 AN ORDINANCE DE-APPROPRIATING 10 SURPLUS AMOUNTS FROM FULL-TIME 11 SALARIES FOR VARIOUS DEPARTMENTS 12 AND RESTORING THOSE AMOUNTS TO 13 UNAPPROPRIATED RESERVES, AS 14 REQUIRED BY THE 2020 BUDGET 15 CONTROLS, FOR THE THIRD QUARTER OF 16 2020. 17 18 WHEREAS, The 2020 Budget Controls require all surplus 19 money from full-time salaries in all budgets to be restored to unappropriated reserves 20 each quarter. 21 22 NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM 23 COURT OF WASHINGTON COUNTY, ARKANSAS: 24 25 ARTICLE 1. There are hereby de-appropriated the following 26 amounts from the following budgets and line items and restored to unappropriated 27 reserves in the Fund indicated for 2020: 28 29 10000101.1001 1,190 County Clerk 30 44,160 Circuit Clerk 10000102.1001 31 Assessor 10000105.1001 58,507 32 14,253 10000108.1001 Buildings & Grounds 33 1,243 10000110.1001 Planning 34 10000115.1001 1,552 Information Technology 35 381 10000120.1001 Grants 36 Animal Shelter 8.825 10000308.1001 37 10000400.1001 88,188 Sheriff 38 26.952 Circuit Court 3 10000403.1001 39

Prosecuting Attorney

Public Defender

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46	JDC		10000444.1001	36,422
47	DEM		10000500.1001	10,881
48	Veteran	Services	10000800.1001	19,751
49	Roads		20000200.1001	82,514
50	Collector	Automation	30010104.1001	12,486
51	Assesso	r Amendment 71	30040105.1001	727
52	Recorde	r's Cost	30060128.1001	31,565
53	Jail Oper	rations	30170418.1001	195,021
54	Late Ass	ess Fee	30420105.1001	242
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56		TOTAL	DE-APPROPRIATION	\$ 665,365
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61	JOSEPH K, WOOD, County Judge DATE			
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65	BECKY LEWALLEN Col	nty Clerk		
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67	Introduced by:	JP Ann Harbison		
68	Date of Adoption:	October 15, 2020		5.25 (1.55 Z 1.67
69	Members Voting For:		ngham, Thomas, Yane	
70			gton, E. Madison, Jenki	ns, Highers,
71		S. Madison, Lem	ing, Harbison, Pond	
72	Members Voting Against:			
73	Members Abstaining:			
74	Members Absent:			
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77		e & Budget Comm	ittee (10-06-2020); Passe	ed to QC-Consent Agenda
78	Quorum Court History:			
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ORDINANCE NO. 2020-61

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47	Introduced by:	JP Ann Harbison
48	Date of Adoption:	October 15, 2020
49	Members Voting For:	Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,
50		Duncan, Washington, E. Madison, Jenkins, Highers,
51		S. Madison, Leming, Harbison, Pond
52	Members Voting Against:	
53	Members Abstaining:	
54	Members Absent:	
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56	Committee History: Finance	ce & Budget Committee (10-06-2020); Passed to QC-Consent Agenda
57	Quorum Court History:	

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47	Introduced by:	JP Patrick Deakins
48	Date of Adoption:	October 15, 2020
49	Members Voting For:	Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke,
50		Duncan, Washington, E. Madison, Jenkins, Highers,
51		S. Madison, Leming, Harbison, Pond
52	Members Voting Against:	
53	Members Abstaining:	
54	Members Absent:	
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57	Committee History:	Planning and Zoning Board (10-01-2020); Passed to QC
58	Quorum Court History:	

Ken's Auto Sales Conditional Use Permit

The Planning Board/Zoning Board of Adjustments approved the Ken's Auto Sales 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, Keny Sosa, 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 eastern side of Washington County. It is situated on the south side of AR Hwy 412 and west of AR Hwy 303.

The applicant would like to operate an auto sales dealership on a parcel that is approximately 7.84 acres on size. The auto sales dealership will be along the eastern side of the property and encompass no more than 43,200 square feet in size (approximately 0.99 acres). Due to the project size being less than one acre, the applicant will not need Large Scale Development approval.

The auto dealership will operation Monday through Saturday with operating hours being 9:00am to 6:00pm. The applicant will be the only employee.

The applicant intends to have a separate driveway for the auto sales dealership. Permitting to connect to the State Highway must be submitted and approved by the Arkansas Department of Transportation.

The surrounding uses are agricultural along the northern border of the subject parcel; agricultural on the southern side, and residential along the eastern and western border.

Notifications were mailed to surrounding property owners within 300 feet of the project parcel's exterior boundary. One comment was received. During the Planning Board public comment period of the project, the property owner who sent the comment spoke their concerns.

They wondered who would be responsible for any additional storm water run-off that may occur due to the applicant potentially placing and compacting gravel on the car lot area. The County Attorney was in attendance and stated that any issues resulting in water run off would be between the two property owners.

Staff does not expect this project to be contentious, though, there may be some comments from the public.

The Planning Board/Zoning Board of Adjustments approved the Ken's Auto Sales 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.
- 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.
- Please contact Ozarks Electric if you have any questions. Wes Mahaffey At (479)263-2167 Or wmahaffey@ozarksecc.com

Phone - AT&T

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

Water - Madison County

Please contact Madison County for water concerns and questions.

Fire Safety Conditions

Fire Marshal

 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.

Nob Hill Rural

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

Sewer/Septic Conditions

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

Drainage Conditions

- 1. Please provide a pre- and post-construction C value and pre- and post-construction 10 year flow.
- 2. Please provide a site plan for the parking lot. Per ADA requirements this commercial business is required to have at least one van accessible handicap parking stall. A van accessible parking space is 11' (min.) wide with an adjacent access aisle (5' min.) -or- an 8' min. van space with an 8' min. access aisle.
- 3. Please provide a grading plan to ensure the handicap spaces are less than the maximum 2% slope.
- 4. Please provide a site grading plan with proposed and existing contours.
- 5. Please provide the type of driveway that is proposed (concrete, asphalt, etc.)

Environmental Conditions

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

 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 the neighboring parcel must remain or if removed, must be replaced with vegetation for screening/privacy purposes.

Planning Conditions

- 1. The Conditional Use Permit is specifically to allow an auto dealership only.
- 2. The applicant must address all technical review comments as the project proceeds through to completion.

Standard Conditions for All Projects

- 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.
- Pay any engineering fees. This total will be calculated for this project once all invoices are received.
- 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.
- 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.

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47	Introduced by:	JP Butch Pond
48	Date of Adoption:	October 15, 2020
49	Members Voting For:	Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke
50		Duncan, Washington, Highers, Leming, Harbison, Pond
51	Members Voting Against:	E. Madison, S. Madison
52	Members Abstaining:	
53	Members Absent:	Jenkins
54		
55 :-		
56	Committee History: Finance	ce & Budget Committee (10-06-2020); Passed to QC
57	Quorum Court History:	



ARTICLE 1. The title of the personnel position of Social Worker (Circuit Court III), Grade 18 (Position 0403023) in the Circuit Court III budget of the General Fund (10000403) is hereby changed to Juvenile Probation Officer, Grade 15

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47	Introduced by:	JP Butch Pond
48	Date of Adoption:	October 15, 2020
49	Members Voting For:	Johnson, Cunningham, Thomas, Deakins, Ecke, Duncan
50		E. Madison, Highers, Leming, Harbison, Pond
51	Members Voting Against:	Yanez, Washington, S. Madison
52	Members Abstaining:	and the state of t
53	Members Absent:	Jenkins
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56	Committee History: Finance	ce & Budget Committee (10-06-2020); Passed to QC
57	Quorum Court History:	

BESSIE LA WALL O. & PROBATE CO WASHINGTON CO

ORDINANCE NO. 2020-65

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

AN ORDINANCE TO ESTABLISH A SUB-FUND OF COUNTY GENERAL TO BE CALLED THE CORONAVIRUS RELIEF FUND; AND, TO DECLARE AN EMERGENCY.

WHEREAS, the County desires to establish a sub-fund of the County General Fund (1000) to track the revenues, expenditures, and appropriated transfers of federal assistance through the CARES Act as received by the County from the State of Arkansas; and,

WHEREAS, the Quorum Court recognizes and affirms the need for such a fund to properly account for, and control, all such revenues received and expenditures made in compliance with all applicable laws.

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

ARTICLE 1. There is hereby created a fund to be known as the Coronavirus Relief Fund with a fund number of 1005 as assigned by Arkansas Legislative Audit. The revenue code for the federal assistance through the CARES Act, as assigned by Legislative Audit, is 7112 – Federal Coronavirus Relief.

ARTICLE 2. The Coronavirus Relief Fund is subject to all the normal county budgeting, appropriation, and expenditure regulations of Arkansas Code Annotated, Title 14 and the County Financial Management System. As a sub-fund of the County General Fund, any balance in the fund is considered accruable to County General and is part of the general fund balance in aggregate as defined in A.C.A. § 14-15-805(3). Any revenue received from the Coronavirus Relief Fund for an approved county project shall be used exclusively for said project. Any revenue received from the Coronavirus Relief Fund to compensate the county for eligible and approved expenditures made by the county due to the public health emergency with respect to COVID-19 is unrestricted county revenue and may be expended for any legal county expense.

ARTICLE 3. Emergency Clause. It is found by this Quorum

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48	JOSEPH K. WOOD, Cour	nty Judge DATE
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53	BECKY LEWIS EN COU	nty Clerk
54	BECKY LEWALLEN, Cou	nty Clerk
55 56	Introduced by:	JP Ann Harbison
57	Date of Adoption:	October 15, 2020
58	Members Voting For:	Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke
59	Weinberg voting ren.	Duncan, Washington, E. Madison, Highers, S. Madison
60		Leming, Harbison, Pond
61	Members Voting Against:	_
62	Members Abstaining:	
63	Members Absent:	Jenkins
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66	Committee History: Finance	ce & Budget Committee (10-06-2020); Passed to QC
67	Quorum Court History:	

RESOLUTION NO. 2020-10

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

> RESOLUTION SUPPORTING Α COLLABORATION BETWEEN WASHINGTON COUNTY AND THE NATIONAL INSTITUTE OF CORRECTIONS. COMMUNITY SERVICES DIVISION, FOR TECHNICAL ASSISTANCE, DEVELOPMENT, AND IMPLEMENTATION OF A CRIMINAL JUSTICE COORDINATING COMMITTEE. PRETRIAL SERVICES DIVISION AND OTHER RECOMMENDATIONS SET FORTH BY THE NATIONAL CENTER FOR STATE COURTS.

WHEREAS, in 2019 the government of Washington County. Arkansas contracted with the National Center for State Courts ("NCSC") to conduct a Criminal Justice System Assessment ("CJSA") of the Washington County Criminal Justice Systems, which study was recently completed and presented to the Washington County Quorum Court; and

WHEREAS, among the several recommendations in said CJSA, was the establishment of a Criminal Justice Coordinating Committee ("CJCC") to build upon the multidisciplinary team model of utilizing cross-agency collaboration and data and information to address the structure, goals, and approach for Washington County to bring together criminal justice system stakeholders, including the community, and to establish robust Pretrial Services Division and other matters; and

WHEREAS, the NCSC on Page 93 of the CJSA recommends that Washington County seek technical assistance for the development and implementation of the CJCC and specifically mentions the National Institute of Corrections ("NIC") as a source for such implementation, citing its expertise and several publications of NIC; and

WHEREAS, the NIC is a highly respected agency of the United States Government, under the Department of Justice, and is the only federal agency with a legislative mandate (Public Law 93-41 5) to provide specialized criminal

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justice assistance from a national perspective. NIC provides practical assistance in planning and implementing improvements at the federal, state, and local levels; and

WHEREAS, NIC is unique in that it provides direct services rather than financial assistance as the primary means of carrying out its missions; and

WHEREAS, representatives of NIC have stated their desire to work with Washington County in establishing the CJCC and organization of pretrial services and other matters set out in the CJAS at no charge to Washington County; and

WHEREAS, it is in the best interest of Washington County, Arkansas and all stakeholders of the criminal justice system in Washington County to access the benefit of the guidance, expertise, training, technical assistance, information services, and policy/program development offered by NIC to implement the recommendations of the CJAS, which services have been offered to Washington County at no charge.

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

The Quorum court of Washington County, Arkansas respectfully resolves hereby to request Washington County Judge Joseph Wood to contract with the National Institute of Corrections Community Services Division to assist in the implementation of the recommendations of the National Center for State Courts Criminal Justice Assessment Study, which NIC services have been offered to Washington County, Arkansas at no charge to the County.

LET IT BE FURTHERED RESOLVED that this Resolution is made for the purpose of ensuring that Washington County, Arkansas and its criminal justice system receive the benefit of the vast knowledge and expertise of the nationally acclaimed National Institute of Corrections as it moves forward with the goals and recommendations of the Criminal Justice Assessment Study in order to achieve the best possible outcomes of the recommendations and goals of the Criminal Justice Assessment Study, and in doing so, to ensure the most success and benefit for Washington County, Arkansas.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

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93	Introduced by:	JP Ann Harbison and JP Patrick Deakins
94	Date of Adoption:	October 15, 2020
95	Members Voting For:	Johnson, Cunningham, Thomas, Yanez, Deakins, Ecke
96		Duncan, Washington, E. Madison, Highers, S. Madison
97		Leming, Harbison, Pond
98	Members Voting Against:	
99	Members Abstaining:	
100	Members Absent:	Jenkins
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103	Committee History:	
104	Quorum Court History:	