



WASHINGTON COUNTY, ARKANSAS
County Courthouse

REGULAR MEETING OF THE
WASHINGTON COUNTY QUORUM COURT

Thursday, July 15, 2021
6:00 p.m.
Washington County Quorum Court Room

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 June 17, 2021. (6.1)
7. **COUNTY JUDGE'S REPORT** (7.1) **JUDGE JOSEPH WOOD**

UNFINISHED BUSINESS

8. **AN ORDINANCE INCREASING THE SALARY OF THE COUNTY ATTORNEY IN THE COUNTY ATTORNEY BUDGET FOR 2021** **JP PATRICK DEAKINS**
This ordinance is on third and final reading. Item 21-O-054 (8.1)

NEW BUSINESS

9. **CONSENT AGENDA:**
 1. **A RESOLUTION SUPPORTING THE CONSTRUCTION OF A PLAYGROUND AT THE BRENTWOOD COMMUNITY PARK AND REST AREA** **JP PATRICK DEAKINS**
Item 21-R-005 (9.1)
 2. **AN ORDINANCE APPROPRIATING \$18,000 FROM THE CORONAVIRUS RELIEF FUND TO THE MACHINERY AND EQUIPMENT LINE ITEM IN THE CORONER BUDGET FOR 2021** **JP PATRICK DEAKINS**
Item 21-O-068 (9.2)

3. **AN ORDINANCE EXPRESSING APPRECIATION FOR COUNTY EMPLOYEES WORKING IN THE CORONER'S OFFICE DURING COVID; AND, APPROPRIATING \$10,454.07 FROM THE CORONAVIRUS RELIEF FUND TO VARIOUS LINE ITEMS IN THE CORONER BUDGET FOR 2021** Item 21-O-077 (9.3) JP PATRICK DEAKINS
4. **AN ORDINANCE TO ESTABLISH A GRANT FUND TO BE CALLED RENTAL ASSISTANCE – ERA 2 (3526); AND TO RECOGNIZE REVENUE IN THE AMOUNT OF \$2,268,542.84 IN THE RENTAL ASSISTANCE-ERA 2 GRANT FUND (3526.0528) FOR 2021** Item 21-O-073 (9.4) JP PATRICK DEAKINS
5. **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE OF \$9,087.50 IN THE RURAL COMMUNITY GRANT FUND; AND APPROPRIATING \$9,087.50 FROM THE RURAL COMMUNITY GRANT FUND TO THE ROUND MOUNTAIN VOLUNTEER FIRE DEPARTMENT BUDGET FOR 2021** Item 21-O-074 (9.5) JP PATRICK DEAKINS
6. **AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$75,000 IN THE RURAL COMMUNITY GRANT FUND FOR 2021; AND, APPROPRIATING SAID AMOUNT TO THE ROAD DEPARTMENT FOR 2021** Item 21-O-075 (9.6) JP PATRICK DEAKINS
7. **AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$15,445 IN THE LAW ENFORCEMENT GRANT FUND; AND, APPROPRIATING \$15,445 FROM THE LAW ENFORCEMENT GRANT FUND TO THE JAG GRANT BUDGET FOR 2021** Item 21-O-076 (9.7) JP PATRICK DEAKINS
8. **AN ORDINANCE APPROPRIATING \$21,000 FROM UNAPPROPRIATED RESERVES IN THE GENERAL FUND TO VARIOUS LINE ITEMS IN THE CIRCUIT COURT VIII BUDGET FOR 2021** Item 21-O-071 (9.8) JP PATRICK DEAKINS
9. **AN ORDINANCE APPROPRIATING \$82,252.06 FROM UNAPPROPRIATED RESERVES IN THE FUND INDICATED TO THE FIRE AND EXTENDED COVERAGE LINE ITEMS IN VARIOUS BUDGETS FOR 2021** Item 21-O-069 (9.9) JP PATRICK DEAKINS
10. **AN ORDINANCE APPROPRIATING \$65,000 FROM THE ROAD FUND UNAPPROPRIATED RESERVES TO THE CAPITAL MACHINERY AND EQUIPMENT LINE ITEM IN THE ROAD DEPARTMENT BUDGET FOR 2021** Item 21-O-079 (9.10) JP PATRICK DEAKINS

10. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD (SONORA BOAT & RV STORAGE)** JP PATRICK DEAKINS
Item 21-O-080 (10.1 – 10.2)
11. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD (SONORA SUBDIVISION)** JP PATRICK DEAKINS
Item 21-O-082 (11.1 – 11.2)
12. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD (FRITCHIE FARMS)** JP BUTCH POND
Item 21-O-081 (12.1 – 12.2)
13. **A RESOLUTION DECLARING THAT WASHINGTON COUNTY IS A PRO LIFE COUNTY** JP PATRICK DEAKINS
Item 21-R-006 (13.1)
14. **AN ORDINANCE REPEALING ORDINANCE 2016-68 AND SETTING THE SALARIES OF THE EXECUTIVE BRANCH** JP JIM WILSON
Item 21-O-078 (14.1 – 14.3)
15. **COMMITTEE REPORTS:**
 - o COUNTY SERVICES (15,1)
 - o FINANCE & BUDGET (15.2)
 - o JAILS/LAW ENFORCEMENT/COURTS No Meeting- Reports emailed and posted on the website.
 - o PERSONNEL- No Meeting
16. **ADJOURNMENT**

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

Thursday, June 17, 2021

6:00 p.m.

Washington County Courthouse

9 JP Jim Wilson called the meeting to order at 6:00 p.m.

10
11 Assessor Russell Hill led the prayer and pledge.

12
13 Members present were JP Lance Johnson, JP Shannon Marti, JP Sean Simons, JP Bill
14 Ussery, JP Patrick Deakins, JP Sam Duncan, JP Shawndra Washington, JP Eva
15 Madison, JP Robert Dennis, JP Evelyn Rios Stafford, JP Willie Leming, JP Jim Wilson,
16 and JP Butch Pond. JP Lisa Ecke and JP Suki Highers were absent.

17
18 A motion to elect JP Wilson to preside over the meeting in Judge Joseph Wood's
19 absence was made by JP Leming and seconded by JP Madison. A motion that
20 nomination cease and JP Wilson be elected by acclamation was made by JP Pond and
21 was seconded by JP Ussery. A voice vote was called and all members present
22 unanimously voted to approve the motion.

23
24 A motion to remove agenda item 9.1 was made by JP Deakins and seconded by JP
25 Leming. A voice vote was called and all members present unanimously voted to
26 approve the motion. A motion to add Resolution Item 21-R-004 to the agenda was
27 made by JP Washington and seconded by JP Pond. A voice vote was called and all
28 members present unanimously voted to approve the motion. A motion to adopt the
29 agenda as amended was made by JP Leming and seconded by JP Deakins. A voice
30 vote was called and all members present unanimously voted to adopt the agenda as
31 amended.

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33 A motion to suspend the rules and read all resolutions and ordinances by title only was
34 made by JP Duncan and seconded by JP Pond. A voice vote was called and all
35 members present unanimously voted to approve the motion.

36
37 During citizen's comments, Sarah Moore spoke about receiving an update on the
38 Emergency Rental Assistance Program.

39
40 A motion to approve the May 20, 2021 minutes was made by JP Leming and seconded
41 by JP Deakins. A voice vote was called and all members present unanimously voted to
42 approve the minutes.

43
44 JP Jim Wilson presented the Judge's Report. JP Wilson presented to the Court a
45 Purchasing Department Report of the Disposal of County Property for May.

46
47 JP Wilson introduced agenda item 8.1. This ordinance was on second reading. County
48 Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE RATIFYING A
49 CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING

50 AND ZONING BOARD (PLEASURE HEIGHTS ROAD SEALANT FACILITY). A motion
51 to suspend the rules and advance the ordinance to third and final reading was made by
52 JP Deakins and seconded by JP Leming. A voice vote was called and all members
53 present unanimously voted to approve the motion. County Attorney Brian Lester read
54 the ordinance by title only, "AN ORDINANCE RATIFYING A CONDITIONAL USE
55 PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING
56 BOARD (PLEASURE HEIGHTS ROAD SEALANT FACILITY). A motion to adopt the
57 ordinance was made by JP Deakins and seconded by JP Leming. There were
58 comments made by JP Deakins, JP Washington, and Daniel Lazenby with Engineering
59 Services Incorporated in Springdale representing the applicant Hall Brothers, Inc. There
60 were no public comments. A roll call vote was called and all members present
61 unanimously voted to adopt the ordinance.

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63 **Ordinance 2021-48, AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT**
64 **RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD**
65 **(PLEASURE HEIGHTS ROAD SEALANT FACILITY), was adopted.**
66

67 Agenda item 9.1 was removed from the agenda.
68

69 JP Wilson introduced agenda item 10.1. This ordinance was on second reading. County
70 Attorney Brian Lester read the ordinance by title only, "AN ORDINANCE INCREASING
71 THE SALARY OF THE COUNTY ATTORNEY IN THE COUNTY ATTORNEY BUDGET
72 FOR 2021". A motion to suspend the rules and advance the ordinance to third and final
73 reading was made by JP Deakins and seconded by JP Johnson. A roll call vote was
74 called and the votes were tallied as follow:

75 JP Johnson: Yes
76 JP Marti: Yes
77 JP Simons: Yes
78 JP Ussery: No
79 JP Deakins: Yes
80 JP Ecke: Absent
81 JP Duncan: Yes
82 JP Washington: Yes
83 JP Madison: No
84 JP Dennis: Yes
85 JP Highers: Absent
86 JP Rios Stafford: No
87 JP Leming: No
88 JP Wilson: Yes
89 JP Pond: Yes

90 The motion failed to receive the super majority vote required to advance the ordinance.
91 This ordinance will be on next month's agenda and will be on third and final reading.
92

93 JP Wilson introduced the items on the consent agenda. JP Madison requested item 9
94 be removed from the consent agenda. County Attorney Brian Lester read each
95 ordinance by title only, Item 11.1 "AN ORDINANCE CHANGING THE TITLE OF GIS
96 ANALYST/SENIOR PROGRAMMER TO GIS MANAGER IN THE COUNTY

97 ASSESSOR BUDGET FOR 2021". Item 11.2 "AN ORDINANCE CHANGING THE
98 TITLE AND GRADE OF JUVENILE CAREWORKER POSITIONS IN THE JUVENILE
99 DETENTION CENTER BUDGET FOR 2021". Item 11.3 "AN ORDINANCE CHANGING
100 THE TITLE OF ASSISTANT PARTS MANAGER TO HEAVY EQUIPMENT OPERATOR
101 IN THE COUNTY ROADS BUDGET FOR 2021". 11.4 "AN ORDINANCE CHANGING
102 THE TITLE OF DEPUTY CIRCUIT CLERK I TO DEPUTY CIRCUIT CLERK I
103 /ADMINISTRATIVE ASSISTANT IN THE CIRCUIT CLERK BUDGET FOR 2021". 11.5
104 "AN ORDINANCE APPROPRIATING \$35,000.00 FROM THE PROPERTY
105 REAPPRAISAL LINE ITEM IN THE BOARD OF EQUALIZATION BUDGET(1000.0106)
106 TO THE VEHICLES TOTAL CAPITAL OUTLAY LINE ITEM IN THE ASSESSOR'S
107 BUDGET (1000.0105) FOR 2021". 11.6 "AN ORDINANCE ANTICIPATING
108 REIMBURSEMENT OF \$11,950 IN THE GENERAL FUND; AND, APPROPRIATING
109 THE AMOUNT OF \$11,950 FROM THE UNAPPROPRIATED RESERVES OF THE
110 GENERAL FUND TO VARIOUS LINE ITEMS IN THE SHERIFF'S BUDGET FOR
111 2021". 11.7 "AN ORDINANCE RECOGNIZING REVENUE IN THE AMOUNT OF
112 \$16,244 IN THE ANIMAL SHELTER GRANT FUND (3515); AND, APPROPRIATING
113 \$16,244 FROM THE ANIMAL SHELTER GRANT FUND TO ANIMAL SHELTER
114 GRANT FUND BUDGET (35150308) FOR 2021". 11.8 "AN ORDINANCE
115 APPROPRIATING \$71,186.84 FROM THE CORONAVIRUS RELIEF FUND TO
116 VARIOUS LINE ITEMS IN VARIOUS BUDGETS FOR 2021 TO CORRECT ERRORS
117 AND OMISSIONS". A motion to adopt the ordinances was made by JP Deakins and
118 seconded by JP Leming. There were no public comments. A roll call vote was called
119 and all members present unanimously voted to adopt the ordinances.
120

121 **Ordinance 2021-49, AN ORDINANCE CHANGING THE TITLE OF GIS**
122 **ANALYST/SENIOR PROGRAMMER TO GIS MANAGER IN THE COUNTY**
123 **ASSESSOR BUDGET FOR 2021, was adopted.**
124

125 **Ordinance 2021-50, AN ORDINANCE CHANGING THE TITLE AND GRADE OF**
126 **JUVENILE CAREWORKER POSITIONS IN THE JUVENILE DETENTION CENTER**
127 **BUDGET FOR 2021, was adopted.**
128

129 **Ordinance 2021-51, AN ORDINANCE CHANGING THE TITLE OF ASSISTANT**
130 **PARTS MANAGER TO HEAVY EQUIPMENT OPERATOR IN THE COUNTY ROADS**
131 **BUDGET FOR 2021, was adopted.**
132

133 **Ordinance 2021-52, AN ORDINANCE CHANGING THE TITLE OF DEPUTY CIRCUIT**
134 **CLERK I TO DEPUTY CIRCUIT CLERK I /ADMINISTRATIVE ASSISTANT IN THE**
135 **CIRCUIT CLERK BUDGET FOR 2021, was adopted.**
136

137 **Ordinance 2021-53, AN ORDINANCE APPROPRIATING \$35,000.00 FROM THE**
138 **PROPERTY REAPPRAISAL LINE ITEM IN THE BOARD OF EQUALIZATION**
139 **BUDGET(1000.0106) TO THE VEHICLES TOTAL CAPITAL OUTLAY LINE ITEM IN**
140 **THE ASSESSOR'S BUDGET (1000.0105) FOR 202, was adopted.**
141

142 **Ordinance 2021-54, AN ORDINANCE ANTICIPATING REIMBURSEMENT OF**
143 **\$11,950 IN THE GENERAL FUND; AND, APPROPRIATING THE AMOUNT OF**

144 **\$11,950 FROM THE UNAPPROPRIATED RESERVES OF THE GENERAL FUND TO**
145 **VARIOUS LINE ITEMS IN THE SHERIFF'S BUDGET FOR 2021, was adopted.**
146

147 **Ordinance 2021-55, AN ORDINANCE RECOGNIZING REVENUE IN THE AMOUNT**
148 **OF \$16,244 IN THE ANIMAL SHELTER GRANT FUND (3515); AND,**
149 **APPROPRIATING \$16,244 FROM THE ANIMAL SHELTER GRANT FUND TO**
150 **ANIMAL SHELTER GRANT FUND BUDGET (35150308) FOR 2021, was adopted.**
151

152 **Ordinance 2021-56, AN ORDINANCE APPROPRIATING \$71,186.84 FROM THE**
153 **CORONAVIRUS RELIEF FUND TO VARIOUS LINE ITEMS IN VARIOUS BUDGETS**
154 **FOR 2021 TO CORRECT ERRORS AND OMISSIONS, was adopted.**
155

156 JP Wilson introduced agenda item 11.9. County Attorney Brian Lester read the
157 ordinance by title only, "AN ORDINANCE APPROPRIATING \$70,978 FROM
158 UNAPPROPRIATED RESERVES IN THE GENERAL FUND TO THE
159 IMPROVEMENTS OTHER THAN BUILDINGS LINE ITEM IN THE BUILDING AND
160 GROUNDS BUDGET FOR 2021". A motion to adopt the ordinance was made by JP
161 Deakins and seconded by JP Johnson. There were comments made by various
162 members of the Court and County Attorney Brian Lester. During public comments,
163 Sarah Moore spoke. A roll call vote was called and the votes were tallied as follow:

164 JP Johnson: Yes

165 JP Marti: Yes

166 JP Simons: Yes

167 JP Ussery: Yes

168 JP Deakins: Yes

169 JP Ecke: Absent

170 JP Duncan: Yes

171 JP Washington: Yes

172 JP Madison: Abstain

173 JP Dennis: Yes

174 JP Highers: Absent

175 JP Rios Stafford: Yes

176 JP Leming: Yes

177 JP Wilson: Yes

178 JP Pond: Yes

179 The motion was approved
180

181 **Ordinance 2021-57, AN ORDINANCE APPROPRIATING \$70,978 FROM**
182 **UNAPPROPRIATED RESERVES IN THE GENERAL FUND TO THE**
183 **IMPROVEMENTS OTHER THAN BUILDINGS LINE ITEM IN THE BUILDING AND**
184 **GROUNDS BUDGET FOR 2021, was adopted.**
185

186 JP Wilson introduced agenda item 12.1. County Attorney Brian Lester read the
187 resolution in its entirety, "A RESOLUTION RECOGNIZING THE SIGNIFICANCE OF
188 JUNETEENTH IN THE HISTORY OF THE UNITED STATES". A motion to adopt the
189 resolution was made by JP Washington and seconded by JP Madison. There were
190 comments made by various members of the Court. During public comments, Sarah

191 Moore spoke. A roll call vote was called and all members present unanimously voted to
192 adopt the resolution.
193

194 **Resolution 2021-04, A RESOLUTION RECOGNIZING THE SIGNIFICANCE OF**
195 **JUNETEENTH IN THE HISTORY OF THE UNITED STATES, was adopted.**
196

197 JP Sam Duncan presented the June County Services Committee Report. The County
198 Services Committee did not meet for the month of June due to lack of an agenda.
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200 JP Patrick Deakins presented the June Finance & Budget Committee Report. The
201 Finance & Budget Committee met Tuesday, June 8, 2021. There were reports given on
202 the Treasurer, Employees' Insurance, and Comptroller. The Committee approved nine
203 ordinances and heard a 2022 budget submission presentation from Comptroller
204 Shannon Worthen.
205

206 JP Lance Johnson presented the June Jails/Law Enforcement/Courts Committee
207 Report. The Jails/Law Enforcement/Courts Committee did not meet in June due to lack
208 of an agenda. The Committee Reports were emailed and posted on the website.

209 JP Butch Pond presented the June Personnel Committee Report. The Personnel
210 Committee met on Monday, June 7, 2021. JP Lisa Ecke presented the chairman's
211 report to the Committee. The Committee approved requests from Assessor Russell Hill,
212 County Judge Joseph Wood, and Circuit Clerk Kyle Sylvester. There were discussion
213 on amending Ordinance 2016-68 and Covid Bonus Pay, there were no action taken.
214

215 The meeting was adjourned at 6:51 p.m.
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218 *Patty Burnett*

219 Patty Burnett
220 Quorum Court Coordinator
221

Joseph K. Wood
County Judge



Jousy Mancia
Fixed Asset Manager

WASHINGTON COUNTY, ARKANSAS
Purchasing Department Disposal of County Property

June, 2021

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 June, 2021.

| Court Order | File Date | Description |
|-------------|-----------|--|
| 2021-136 | 06/04/21 | Glock G21 Sheriff, I010000294 County Judge, I010500130,-0487,-0087,-0133,-0146,-0158,-0395,-0587,-0526,-0332.-0371,-0486,-0211,-0217,-06 |
| 2021-150 | 06/30/21 | Samsung TV Assessor, Ale-Ge Black Office Chair Building & Grounds,I0104000085,-00395 Collector, Hardback Books, Paperbacks, Audiovisual |
| 2021-152 | 6/28/21 | Unit # 2012-05, 2012 Chevrolet Tahoe, VIN 1GNLC2E09CR275057, Asset # F01126 was totaled June 11, 2021 |

ORDINANCE NO. 2021-

APPROPRIATION ORDINANCE

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

AN ORDINANCE INCREASING THE SALARY OF THE COUNTY ATTORNEY IN THE COUNTY ATTORNEY BUDGET FOR 2021.

WHEREAS, in a market study provided by the Johanson Group, it has been determined that the salary of the Washington County Attorney is well below the market rate; and,

WHEREAS, the County Judge desires to increase the salary of the County Attorney to make it closer to the market rate in Northwest Arkansas.

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

ARTICLE 1. The salary of the County Attorney (Position 0122001) is hereby increased to \$103,000.

ARTICLE 2. There is hereby reduced the following amounts from the following line items in the County Judge Budget (1000.0100) for 2021:

| | | |
|-------------------------------|---------------|----------|
| Salaries, Full-Time (0100002) | 10000100.1001 | \$17,660 |
| Social Security Matching | 10000100.1006 | 1,351 |
| Noncontributory Retirement | 10000100.1008 | 2,706 |

ARTICLE 3. There is hereby appropriated said \$21,717 to the following line items in the County Attorney Budget (1000.0122) for 2021:

| | | |
|-------------------------------|---------------|-----------|
| Salaries, Full-Time (0122001) | 10000122.1001 | \$ 17,660 |
| Social Security Matching | 10000122.1006 | 1,351 |
| Noncontributory Retirement | 10000122.1008 | 2,706 |

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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: Finance & Budget Committee (05-11-2021); Passed to QC

Quorum Court History: Regular Quorum Court (05-20-2021); First Reading

Regular Quorum Court (06-17-2021); Second Reading

Item 21-R-005

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RESOLUTION NO. 2021-

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

A RESOLUTION SUPPORTING THE CONSTRUCTION OF A PLAYGROUND AT THE BRENTWOOD COMMUNITY PARK AND REST AREA.

WHEREAS, Washington County, Arkansas recognizes the need to provide public recreation facilities for its' local citizens and visitors; and

WHEREAS, the County wishes to apply for FUN Park grant funds through the Arkansas Department of Parks and Tourism to develop a public park at the Brentwood Community Park and Rest Area; and,

WHEREAS, the County Judge and the Quorum Court understands that if granted funds for park development, they must provide land, by lease or ownership, to develop park facilities on; and,

WHEREAS, Washington County, Arkansas will sign a contract agreeing to provide the necessary resources to maintain this park and facilities for a period of 25 years.

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

ARTICLE 1. The Washington County Quorum Court hereby authorizes the County Judge to submit an application for grant funding to the Arkansas Department of Parks and Tourism to develop a public park.

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JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

Introduced by: **JP Patrick Deakins**

Date of Passage:

Members Voting For:

Members Voting Against:

Members Abstaining:

Members Absent:

Committee History: Finance & Budget Committee (07-06-2021); Passed to QC-Consent Agenda

Quorum Court History:

ORDINANCE NO. 2021-

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 \$18,000 FROM THE CORONAVIRUS RELIEF FUND TO THE MACHINERY AND EQUIPMENT LINE ITEM IN THE CORONER BUDGET FOR 2021.

WHEREAS, the Northwest Arkansas Medical Coalition purchased a morgue trailer on behalf of the Washington County Coroner’s Office; and,

WHEREAS, the morgue trailer was purchased without the necessary additions of a generator, a ramp, and several body racks; and,

WHEREAS, the Coroner’s Office seeks to utilize Coronavirus Relief Fund payments received by Washington County to purchase those necessary additions for the morgue trailer.

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

ARTICLE 1. There is hereby appropriated \$18,000 from the Coronavirus Relief Fund (1005) to the Machinery and Equipment line item in the Coroner Budget (10000419.4004) for 2021.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

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43 Introduced by: **JP Patrick Deakins**
44 Date of Adoption:
45 Members Voting For:
46 Members Voting Against:
47 Members Abstaining:
48 Members Absent:
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51 Committee History: Finance & Budget Committee (07-06-2021); Passed to QC-Consent Agenda
52 Quorum Court History:
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ORDINANCE NO. 2021-

APPROPRIATION ORDINANCE

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

AN ORDINANCE EXPRESSING APPRECIATION FOR COUNTY EMPLOYEES WORKING IN THE CORONER'S OFFICE DURING COVID; AND, APPROPRIATING \$10,454.07 FROM THE CORONAVIRUS RELIEF FUND TO VARIOUS LINE ITEMS IN THE CORONER BUDGET FOR 2021.

WHEREAS, County employees working in the Washington County Coroner's Office during the COVID-19 pandemic risked their health and safety each day they worked; and,

WHEREAS, Washington County desires to express its appreciation for the aforementioned county employees by providing a one-time bonus based on their employment status and the time worked; and,

WHEREAS, the County desires to utilize the funds provided to the County by Congress in the Coronavirus Aid, Relief, and Economic Security Act of 2020.

WHEREAS, the Quorum Court desires to provide a net total of \$50.00 per pay period for all full-time employees for the time that said employee worked over the past year and a net total of \$25.00 per pay period for all part-time employees for the time that said employee worked over the past year.

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

ARTICLE 1. There is hereby appropriated \$10,454.07 from the Coronavirus Relief Fund in the General Fund (1005) to the following line items in the Coroner Budget for 2021:

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Coroner (1000.0419)

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| Other Premium Comp | 10000419.1005 | \$ 8,639.86 |
| Social Security Matching | 10000419.1006 | 660.95 |
| Retirement Matching | 10000419.1008 | 1,153.26 |

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: Finance & Budget Committee (07-06-2021); Passed to QC-Consent Agenda
Quorum Court History:

ORDINANCE NO. 2021-

APPROPRIATION ORDINANCE

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 GRANT FUND TO BE CALLED RENTAL ASSISTANCE- ERA 2 (3526); AND TO RECOGNIZE REVENUE IN THE AMOUNT OF \$2,268,542.84 IN THE RENTAL ASSISTANCE- ERA 2 GRANT FUND (3526.0528) FOR 2021.

WHEREAS, the Federal government, through the American Rescue Plan Act, approved Washington County to receive a grant totaling \$5,671,357 for the purpose of providing rental assistance to citizens adversely impacted by the current global pandemic; and,

WHEREAS, Washington County has received \$2,268,542.84 from the grant thus far; and,

WHEREAS, the Quorum Court desires to establish the Rental Assistance- ERA 2 Grant Fund to track all of the incoming revenues and outgoing expenses associated with the rental assistance funds; and,

WHEREAS, the Quorum Court recognizes and affirms the need for such a fund to ensure that the subject funds are properly accounted for, to control all such revenues and expenditures from the funds, and to ensure compliance with all applicable laws.

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

ARTICLE 1. There is hereby created the Rental Assistance- ERA 2 Grant Fund (3526.0528).

42 **ARTICLE 2.** There is hereby recognized revenue in the
43 amount of \$2,268,542.84 in the Rental Assistance- ERA 2 Grant Fund (35260528.7109).
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45 **ARTICLE 3.** There is hereby appropriated the amount of
46 \$2,268,542.84 from the Rental Assistance- ERA 2 Grant Fund (35260528) to the Pass
47 Thru Payments line item in the Rental Assistance- ERA 2 Grant Fund Budget
48 (35260528.3014) for 2021.
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54 JOSEPH K. WOOD, County Judge

_____ DATE

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61 BECKY LEWALLEN, County Clerk

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63 Introduced by: **JP Patrick Deakins**
64 Date of Adoption:
65 Members Voting For:
66 Members Voting Against:
67 Members Abstaining:
68 Members Absent:
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71 Committee History: Finance & Budget Committee (07-06-2021); Passed to QC-Consent Agenda
72 Quorum Court History:

ORDINANCE NO. 2021-

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 \$9,087.50 IN THE RURAL COMMUNITY GRANT FUND; AND APPROPRIATING \$9,087.50 FROM THE RURAL COMMUNITY GRANT FUND TO THE ROUND MOUNTAIN VOLUNTEER FIRE DEPARTMENT BUDGET FOR 2021.

WHEREAS, Washington County has been approved for a Round Mountain Volunteer Rural Community grant in the amount of \$9,087.50 to purchase seven (7) sets of new turnout gear for the Round Mountain Volunteer Fire Department.

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

ARTICLE 1. There is hereby recognized additional revenue of \$9,087.50 in the Rural Community Grant Fund (35030632.7010) for the benefit of the Round Mountain Volunteer Fire Department.

ARTICLE 2. There is hereby appropriated the amount of \$9,087.50 from the Rural Community Grant Fund to the Small Equipment line item in the Round Mountain Volunteer Fire Department budget (35030632.2002) for 2021.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

43 Introduced by: **JP Patrick Deakins**

44 Date of Adoption:

45 Members Voting For:

46 Members Voting Against:

47 Members Abstaining:

48 Members Absent:

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51 Committee History: Finance & Budget Committee (07-06-2021); Passed to QC-Consent Agenda

52 Quorum Court History:

ORDINANCE NO. 2021-

APPROPRIATION ORDINANCE

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

AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$75,000 IN THE RURAL COMMUNITY GRANT FUND FOR 2021; AND, APPROPRIATING SAID AMOUNT TO THE ROAD DEPARTMENT BUDGET FOR 2021.

WHEREAS, Washington County has been notified of a \$75,000 grant as a result of its Grant Application to the Arkansas Unpaved Roads Grant as authorized by the Quorum Court in Resolution No. 2021-01.

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

ARTICLE 1. There is hereby anticipated the total amount of \$75,000 in the Rural Community Grant Fund (35030633.7010) for 2021.

ARTICLE 2. There is hereby appropriated the total amount of \$75,000 from the Rural Community Grant Fund Hamstring Rd WC842 (35030633.7010) to the Gravel, Dirt, and Sand line item in the Road Department Budget (20000200.2027) for 2021.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

42 Introduced by: **JP Patrick Deakins**

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 (07-06-2021); Passed to QC-Consent Agenda

51 Quorum Court History:

ORDINANCE NO. 2021-

APPROPRIATION ORDINANCE

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

AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$15,445 IN THE LAW ENFORCEMENT GRANT FUND; AND, APPROPRIATING \$15,445 FROM THE LAW ENFORCEMENT GRANT FUND TO THE JAG GRANT BUDGET FOR 2021.

WHEREAS, Washington County has been notified of a grant award in the amount of \$15,445 from the Local Edward Byrne Memorial Justice Assistant Grant (JAG); and,

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

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

ARTICLE 1. There is hereby anticipated the amount of \$15,445 in the Law Enforcement Grant Fund (35140588.7109) for 2021.

ARTICLE 2. There is hereby appropriated the total amount of \$15,445 from the Law Enforcement Grant Fund (3514) to the following line items in the JAG 2021 Grant Budget (35140588) for 2021:

| | | |
|-------------------------|-----------------|----------|
| Small Equipment | (35140588.2002) | \$ 5,145 |
| Machinery and Equipment | (35140588.4004) | 10,300 |

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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: Finance & Budget Committee (07-06-2021); Passed to QC-Consent Agenda
Quorum Court History:

ORDINANCE NO. 2021-

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 \$21,000 FROM UNAPPROPRIATED RESERVES IN THE GENERAL FUND TO VARIOUS LINE ITEMS IN THE CIRCUIT COURT VIII BUDGET FOR 2021.

WHEREAS, Circuit Court VIII is a brand new judicial division as of 2021; and,

WHEREAS, during the 2020 budgeting process no funds were appropriated to the Circuit Court VIII budget for 2021 to pay for expenses associated with jury trials; and,

WHEREAS, the Circuit Court VIII budget is in need of an appropriation to pay juror expenses associated with impending jury trials.

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

ARTICLE 1. There is hereby appropriated the total amount of \$21,000 from unappropriated reserves in the General Fund (1000) to the following line items in the Circuit Court VIII Budget (10000408) for 2021:

| | | |
|--------------------|-----------------|----------|
| Food | (10000408.2005) | \$ 6,000 |
| Jurors & Witnesses | (10000408.3092) | 15,000 |

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43 JOSEPH K. WOOD, County Judge _____ DATE
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49 BECKY LEWALLEN, County Clerk
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51 Introduced by: **JP Patrick Deakins**
52 Date of Adoption:
53 Members Voting For:
54 Members Voting Against:
55 Members Abstaining:
56 Members Absent:
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59 Committee History: Finance & Budget Committee (07-06-2021); Passed to QC-Consent Agenda
60 Quorum Court History:

ORDINANCE NO. 2021-

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 \$82,252.06 FROM UNAPPROPRIATED RESERVES IN THE FUND INDICATED TO THE FIRE AND EXTENDED COVERAGE LINE ITEMS IN VARIOUS BUDGETS FOR 2021.

WHEREAS, several departments throughout Washington County utilize property and casualty insurance; and,

WHEREAS, the annual insurance premium for that property and casualty insurance policy has increased due to the market dynamics resulting from various unforeseen natural events; and,

WHEREAS, property and casualty insurance coverage is vital to protect public assets in the custody of Washington County.

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

ARTICLE 1. There is hereby appropriated \$82,252.06 from unappropriated reserves in the Fund indicated to the Fire and Extended Coverage line item in the following budgets for 2021:

| | |
|----------|-----------|
| 10000107 | 46.90 |
| 10000108 | 33,136.01 |
| 10000109 | 360.77 |
| 10000110 | 32.39 |
| 10000119 | 43.68 |
| 10000120 | 3.64 |
| 10000122 | 0.17 |
| 10000308 | 46.55 |
| 10000400 | 792.72 |

| | | |
|----|----------|-----------|
| 42 | 10000402 | 5.79 |
| 43 | 10000404 | 18.54 |
| 44 | 10000405 | 9.47 |
| 45 | 10000406 | 37.03 |
| 46 | 10000407 | 4.58 |
| 47 | 10000416 | 66.83 |
| 48 | 10000417 | 27.85 |
| 49 | 10000444 | 101.36 |
| 50 | 10000500 | 95.63 |
| 51 | 10000801 | 1.95 |
| 52 | 30080600 | 371.46 |
| 53 | 30170127 | 46,235.47 |
| 54 | 30200501 | 770.98 |
| 55 | 34010305 | 39.61 |
| 56 | 34020422 | 2.68 |

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63 JOSEPH K. WOOD, County Judge

DATE

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69 BECKY LEWALLEN, County Clerk

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Introduced by: **JP Patrick Deakins**

Date of Adoption:

Members Voting For:

Members Voting Against:

Members Abstaining:

Members Absent:

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79 Committee History: Finance & Budget Committee (07-06-2021); Passed to QC-Consent Agenda

80 Quorum Court History:

ORDINANCE NO. 2021-

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 \$65,000 FROM THE ROAD FUND UNAPPROPRIATED RESERVES TO THE CAPITAL MACHINERY AND EQUIPMENT LINE ITEM IN THE ROAD DEPARTMENT BUDGET FOR 2021.

WHEREAS, the Road Department sold a 2013 John Deere tractor at auction, pursuant to A.C.A § 14-16-106; and,

WHEREAS, the tractor was sold to the highest bidder for \$65,000 and that amount was placed in the Road Fund (2000).

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

ARTICLE 1. There is hereby appropriated \$65,000.00 from the Road Fund (2000) to the Capital Machinery and Equipment line item (20000200.4004) in the Road Department budget for 2021.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

42 Introduced by: **JP Patrick Deakins**

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 (07-06-2021); Passed to QC-Consent Agenda

51 Quorum Court History:

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ORDINANCE NO. 2021-

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 **Sonora Boat & RV Storage** project on **June 10, 2021**; 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 **Sonora Boat & RV Storage** 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**

Sonora Boat & RV Storage CUP

The Planning Board approved Sonora Boat RV Storage Conditional Use Permit (with conditions) on June 10, 2021.

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

County

Sonora Boat & RV Storage CUP

Conditional Use Permit Request

Location: Section 02, Township 17, Range 29

Project Engineer: Earthplan Design Alternatives, PA

Location Address: just west of 17204 E Hwy 412

JP District: Patrick Deakins, District 5

Approximately: +/- 3.38 acres / 1 parcel

Coordinates: Latitude: 36.16644286, Longitude: -94.04873160

Project #: 2021-141

Planner: Nathan Crouch email: ncrouch@washingtoncountyar.gov

The property owner, Hector Orellana, is requesting conditional use permit approval to operate a storage facility for boats and RVs. The proposed development is larger than 1 acre, so if this CUP request is approved the Large Scale Development request will follow.

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 city planning area.

The subject property is located on the north side of E Hwy 412, just across the highway from Sonora School, west of Orellana's Auto Sales. There are no residential structures on the property at this time.

Staff does not expect this project to be contentious and recommended approval of the proposed Sonora Boat & RV Storage Conditional Use Permit with conditions.

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

Utility Conditions

1. Any damage or relocation of existing facilities will be at owner's expense.
2. Any power line or water main 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 service and the modifications have been designed.

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.
2. A full drainage report including a pre vs. post analysis and pond calculations shall be determined at the Large Scale Development phase of review.

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 Department of Transportation (ARDOT) is required prior to any work being completed in the right-of-way.

Signage Conditions

1. Any signage must be placed out of the right of way.
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. The applicant shall utilize privacy fencing or similar opaque material to screen the storage facility development from the neighboring properties and E Hwy 412.

Planning Conditions

1. The Conditional Use Permit is specifically to allow a boat and RV storage facility only. Any future land uses not allowed by the current zoning must come before the Planning Board for conditional use permit approval, and must be ratified by the Quorum Court.
2. The applicant must address all technical review comments as the project proceeds through to completion.
3. Large Scale Development approval is required.

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. Final inspection approval is required prior to issuance of CUP approval letter.
6. It is the applicant's responsibility to contact the Planning Office when inspections are needed.
7. 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.
 - *All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.*

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

Item 21-O-082

ORDINANCE NO. 2021-

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 Sonora Subdivision project on June 10, 2021; 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 Sonora Subdivision 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

SONORA SUBDIVISION CUP

The Planning Board/Zoning Board of Adjustments approved the SONORA SUBDIVISION CUP, with conditions, request on June 10, 2021 (5 members voted “in favor”, 1 member(s) voted “against”, 0 member were absent).

The applicant is requesting conditional use permit approval to develop a fifteen (15) lot subdivision on a lot that is approximately 16.74 acres in size.

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 the Planning Area.

The subject parcels is located south of Highway 412 along Sonora Road, just south of the Sonora Elementary School.

Being that some of the proposed lots are less than one (1) acre in size, a conditional use permit must be approved by the Planning Board and ratified by the Quorum Court.

| Subject Parcel & Acreage | | Proposed Lots & Acreage | | | |
|-------------------------------------|-----------------|------------------------------------|-------------|--------|-------------|
| 001-14900-000 | 16.74 acres +/- | Lot 1 | 1.05 ac +/- | Lot 9 | 1.00 ac +/- |
| | | Lot 2 | 1.00 ac +/- | Lot 10 | 1.00 ac +/- |
| | | Lot 3 | 1.00 ac +/- | Lot 11 | 1.00 ac +/- |
| | | Lot 4 | 1.00 ac +/- | Lot 12 | 0.89 ac +/- |
| | | Lot 5 | 1.02 ac +/- | Lot 13 | 0.88 ac +/- |
| | | Lot 6 | 1.00 ac +/- | Lot 14 | 0.88 ac +/- |
| | | Lot 7 | 1.00 ac +/- | Lot 15 | 0.87 ac +/- |
| | | Lot 8 | 1.00 ac +/- | | |

The subject parcel is currently vacant. There is an existing pond on proposed Lot 12. The applicant’s developer states they will drain, muck, and fill the pond per County requirements.

This project was originally presented at the May 6, 2021 Planning Board meeting where it was tabled to allow more Planning Board members to vote on the project since a majority vote for the CUP could not be obtained. There were a total of four (4) members present and all four would have been required to vote “aye” to advance the CUP. One member voted against the CUP.

The Planning Board member Neil Helm voted against the CUP. He was against the parcels being less than an acre in size. He stated that if the applicant had designed their subdivision with 14 lots instead of 15 lots, then all lots would be over an acre in size.

Planning Board member Loren Shackelford made a motion to table the project with Planning Board member Kiara Luers seconding. All Board members present were in favor of tabling the project until the June 10, 2021 meeting.

During the June 10, 2021 Planning Board meeting, Planning Board member Neil Helm asked Planning Staff why “we’re willing to approve a subdivision that does not meet the requirements... when it’s clearly apparent that with one less lot the rules could be met?”

Planning Staff responded to Mr. Helm that it was not up to the Planning Staff to determine whether or not the applicant should change their site plan; that they proposed 15 and Planning Staff presented 15.

Mr. Helm then asked if it was Planning Staff's position that they should follow the rules and felt they were skirting the rules. Planning Staff stated that the applicant was following rules by asking for a CUP and that by asking for the CUP, the applicant was making it more difficult on themselves due to the amount of reviews and approvals it has to receive before final approval (ratification).

Planning Board member Loren Shackelford made a motion to approve the CUP followed by Planning Board member Lisa Miller seconding. Planning Board member Neil Helm opposed. All other Board Members were in favor of approving.

Notifications were sent twice to surrounding property owners within 300 feet of the proposed project's boundary (one for each Planning Board meeting). Planning Staff did not receive comments from the nearby property owners or the general public.

There was no public comment at either Planning Board meetings.

This project should not be contentious when presented to the Quorum Court for ratification.

The Planning Board/Zoning Board of Adjustments approved the SONORA SUBDIVISION CUP, with conditions, request on June 10, 2021 (5 members voted "in favor", 1 member(s) voted "against", 0 member were absent)

Utility Conditions

1. Any damage or relocation of existing facilities will be at the owner's or developer's expense.
2. All offsite easements that are needed for utility service to the property/properties must be obtained by the developer and easement documentation may be required by the utility company.
3. All onsite easements must be shown on the plat and recorded with the County.
4. It is the owner/developer's responsibility to contact each utility provider to determine what permits and/or easements will be required.

Fire/Safety Conditions

1. The project will need to be constructed by the Arkansas Fire Prevention Code. Code research and adherence will be the responsibility of the owner or their designee (Architect/Engineer).

Sewer/Septic Conditions

1. The project will need review by the Arkansas Department of Health department.
2. It is the owner/developer's responsibility to contact the Arkansas Department of Health to determine what permits and designs are required prior to construction.

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

Drainage/Engineering Conditions

1. All concerns from the Washington County Engineer must be addressed before final approval of this project may be given.
2. The Washington County Engineer must review and approve construction plans before the applicant may start to break ground for development.

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.

Addressing Conditions

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

Signage Conditions

1. Signs shall not be directly lit.
2. Signs may not exceed 24 square feet in size.
3. Signs must not be placed within right of ways.

Planning Conditions

1. The applicant must address all technical review comments as the project proceeds through to completion.
2. Per Sec. 11-102 Vehicular access from private drive
 - a. No land development, including those subject to exemption as set out in Washington County Code 11-79, shall be approved if any anticipated structure's driveway shall be so arranged such that it is necessary for a vehicle to back out onto any County or public road.
 - b. Every owner or developer of any such land development shall certify that no driveways shall be constructed in violation of this section and such shall be noted on any plat or exemption application.
 - c. No structure or driveway, regardless as to whether it is part of a land development, shall be built, installed or erected in such a manner that it will be necessary for any vehicle to back out onto any County or public road.
 - d. This section shall not be applicable to interior roads in a land development.

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. Final inspection approval is required prior to issuance of CUP approval letter.
6. It is the applicant's responsibility to contact the Planning Office when inspections are needed.
7. 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.
8. All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.

Item 21-O-081

ORDINANCE NO. 2021-

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 Fritchie Farms project on June 10, 2021; 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 Fritchie Farms 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 Butch Pond

Fritchie Farms CUP Amendment

The Planning Board unanimously approved Fritchie Farms Conditional Use Permit Amendment (with conditions) on June 10, 2021.

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

Goshen Planning Area

Fritchie Farms CUP Amendment

Conditional Use Permit Amendment Request

Location: Section 05, Township 16, Range 28

Applicant: Matt Fritchie

Location Address: 15810 Ball Road WC 33

JP District: Butch Pond, District 15

Approximately: +/- 17.30 acres / 1 parcel

Coordinates: Latitude: 36.08389151, Longitude: -93.97847394

Project #: 2021-135

Planner: Nathan Crouch email: ncrouch@washingtoncountyar.gov

The applicant, **Matt Fritchie**, is requesting conditional use permit approval to amend the conditions approved with Fritchie Farms CUP 2015-075.

The zoning is for Agricultural and Single Family Residential uses with a maximum density of one (1) residential unit per acre. Fritchie Farms is located at 15810 Ball Rd, just outside Goshen city limits, but inside Goshen's planning area.

Fritchie Farms Large Scale Development, 2015-098 was approved in Sept, 2016. Amendments to the LSD are not required at this time since the requested amendments do not increase the size of the development by 1 acre or more.

The applicant is requesting specific amendments to the conditions in the existing conditional use permit for Fritchie Farms (CUP 2015-075), which was approved in July, 2015. The requested amendments are:

1. Increase maximum occupancy from 175 (self-imposed limit) to 250. *There may be additional septic requirements for this increase.
2. Expand hours of operation. Current hours: Friday- 10:00 am to 10:00 pm, Saturday- 8:00 am to 10:00 pm. Requested hours: Sunday thru Thursday- 10:00 am to 10:00 pm, Friday & Saturday- 8:00 am to 12:00 am.
3. Amplified music Play amplified music indoors until 10:00 pm on Fridays and Saturdays, 8:00 pm Sunday through Thursday. Ceremony music is still allowed outdoors during the ceremony.
4. Allow wedding sparklers. Condition of CUP (2015-075) says: No fireworks.

Staff does not expect this project to be contentious and recommended approval of the proposed Fritchie Farms Conditional Use Permit Amendment with conditions.

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

Water/Plumbing/Fire Conditions:

1. If total length of drive does not exceed 500', all access roads and parking area drives must be a minimum of 20' wide. If the drive exceeds 500' in length, the minimum width is 24'.
2. All access roads and parking area drives must have a 38' turn radius at minimum, and fire lanes and access roads must be compacted to support 75,000lbs in all weather conditions.
3. Fire lanes along the drive and within the parking area must be marked (can be marked with signage- if the drive and lots are gravel; or marked with paint- if the drive and lots are paved).
4. The pick-up/drop-off area must be looped in such a way that when the water-tanker is empty it can pull away and the next tanker can easily move into that position.

5. A “warming only” kitchen is allowed. If commercial kitchen is desired, additional review will be required.
6. The building must meet Arkansas State Fire Code.
7. Exit lights/emergency lights and fire extinguishers are required.
8. The Fire Marshal will inspect all improvements prior to the building being occupied.
9. The applicant’s architect is to set the final occupancy load, and ensure the building meets Arkansas State Fire Code, and is compliant with ADA standards.
10. The connection between the building and the handicapped parking spaces, as well as the restrooms, must be ADA compliant.
11. Architectural drawings for the event structure, signed and stamped by a licensed architect, are required and must be submitted prior to, or concurrent with Preliminary LSD.
12. Architectural plans should show the proposed ingress/egress paths, exit/emergency lighting, and fire extinguishers, as well as all other information needed to meet Arkansas State Fire Code and ADA compliance.
13. The applicant must comply with any Health/Safety/Fire Code recommendations made by the architect.
14. The Fire Marshal will review the plans, make comment, and must approve plans before project can move forward, or be occupied.

Planning Conditions:

1. Official sight distance for the new entrance will need to be stated at Preliminary LSD. The proposed grading must be shown on the Preliminary LSD plans. The applicant’s engineer is to certify the sight distance meets or exceeds the minimum County Code at Preliminary LSD.
2. No fireworks are allowed, with exception to wedding sparklers.
3. No outdoor amplified music is allowed, with exception to wedding ceremony music.
4. Pay \$250 CUP fee.

Septic Conditions:

1. The septic system must receive approval from the Health Department before it is installed.
2. The system will be inspected by the Health Department prior to occupation of the proposed building.
3. No parking is allowed on any portion of the septic system including the alternate area. The alternate area must remain undisturbed. (No overflow parking either).
4. The septic system (primary and alternate area) must be delineated (landscaping/fencing/other barrier) to prevent anyone from parking or driving in this area.
5. The applicant is requesting a “warming only” kitchen at this time. Full details will be required at Preliminary LSD. A retail food service permit may be required. Please contact David Cowan at the Washington County Health Department to discuss.
6. Project must be in compliance with the regulations of the Arkansas Department of Health.
7. A permit for alteration of the existing septic system should be submitted to the Health Department. Applicant should contact their Designated Representative to inquire about designing an alteration permit.
8. This alteration permit should include the maximum number of patrons and the gallons per day should be 5gpd per person. This will increase the size of the system significantly.
9. Applicant shall discuss permitting requirements with ADEQ regarding the number of patrons in the facility.
10. Prior to increasing the occupancy load of the facility beyond 175 people, applicant shall receive Health Department and ADEQ approvals.

Roads/Sight Visibility/Ingress-Egress/Parking Conditions:

1. No signage or parking is allowed within Washington County’s road right-of-way (ROW).
2. The Road Department requires 30’ ROW to be dedicated on the applicant’s side of the road (if applicant owns both sides, both sides must be dedicated).
3. Any work (i.e. clearing, grading, driveway install) to be completed in the County Road Right-of-Way requires a permit from the Road Department prior to beginning work. Any tile that may be needed must be sized by the Road Department. The Road Department may be reached at (479) 444-1610.

Drainage

1. A full drainage study is required at Preliminary LSD.

Environmental Conditions:

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

Utility Conditions:

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

Signage/Lighting/Screening Conditions:

1. 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.
2. A sketch of the proposed sign must be submitted to Washington County Planning for approval prior to the sign being placed.
3. No additional signage is allowed to be placed without additional review.
4. If the applicant chooses to use lighting for the sign, all signage must be indirectly lit.
5. If a dumpster is placed, staff must approve the placement and will require it to be screened with an opaque material, including the gate, so it won't be visible to neighbors.
6. Care should be taken to leave existing vegetation on the north and west property boundaries intact.

Additional and Standard Conditions:

1. A lot split will need to be completed. Both Goshen and Washington County will need to review and approve the lot split.
2. Pay mailing fees of \$34.08 within 30 days of 6/10/21 hearing. (an invoice was emailed to the applicant on 6/4/2021)
3. Pay CUP review fee of \$250.00 within 30 days of 6/10/21 hearing.
4. A statement from the applicant, owner, architect or engineer must be submitted prior to the building being occupied that says the building, parking, access, and restrooms are in compliance with all ADA regulations.
5. Hours of operation must be generally as stated (Sunday thru Thursday- 10:00 am to 10:00 pm, Friday & Saturday- 8:00 am to 12:00 am)
6. The applicant must apply for an address to be assigned.
7. Any further splitting or land development not considered with this approval must be reviewed by the Washington County Planning Board/Zoning Board of Adjustments.
8. This CUP must be ratified by the Quorum Court.
9. It is the applicant's responsibility to contact the Planning Office when inspections are needed.
10. All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.
 - This project does require additional Planning Board review (Large Scale Development). Therefore, all conditions of this CUP approval must be completed within 12 months of this CUP project's ratification.
11. Pay any engineering fees. This total will be calculated for this project once all invoices are received.
12. All CUPs must be ratified by the Quorum Court.
13. Final inspection approval is required prior to issuance of CUP approval letter. It is the applicant's responsibility to contact the Planning Office when inspections are needed.
14. 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.

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

Item 21-R-006

RESOLUTION NO. 2021-

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

A RESOLUTION DECLARING THAT WASHINGTON COUNTY IS A PRO LIFE COUNTY.

WHEREAS, we affirm that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness; and,

WHEREAS, we affirm our belief that God created man in his own image, in the image of God he created them; male and female he created them, Genesis 1:27; and,

WHEREAS, Amendment 68 to the Constitution of the State of Arkansas makes clear that we are to protect the life of every unborn child from conception until birth, to the extent permitted by the Federal Government; and,

WHEREAS, it is the duty of governments, such as ours, to protect this unalienable right to life of every person within our jurisdiction.

NOW, THEREFORE, BE IT RESOLVED BY THE QUORUM COURT OF WASHINGTON COUNTY, ARKANSAS, that Washington County, Arkansas, declares itself to be a Pro Life County, committed to the protection of all lives, including the lives of the unborn.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

42 Introduced by: **JP Patrick Deakins**

43 Date of Adoption:

44 Members Voting For:

45 Members Voting Against:

46 Members Abstaining:

47 Members Absent:

48

49 Committee History: County Services Committee (06-28-2021); Passed to QC

50 Quorum Court History:

51

Item 21-O-078

ORDINANCE NO. 2021-

APPROPRIATION ORDINANCE

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

AN ORDINANCE REPEALING ORDINANCE 2016-68 AND SETTING THE SALARIES OF THE EXECUTIVE BRANCH.

WHEREAS, Ordinance 2016-68 changed the procedure by which the salaries of the Executive Branch of Washington County were fixed; and,

WHEREAS, the Quorum Court desires to pay all elected officials in the Executive Branch the maximum salaries allowed by law.

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

ARTICLE 1. Ordinance 2016-68 is hereby repealed in its entirety.

ARTICLE 2. Beginning with the 2022 fiscal year, the annual salaries for the County Judge, Sheriff, Collector, Circuit Clerk, County Clerk, Assessor, Treasurer, and Coroner shall be one-hundred (100) percent of the maximum set by A.C.A. § 14-14-1204.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

42 Introduced by: **JP Jim Wilson**

43 Date of Adoption:

44 Members Voting For:

45 Members Voting Against:

46 Members Abstaining:

47 Members Absent:

48

49

50 Committee History: Finance & Budget Committee (07-06-2021); Passed to QC

51 Quorum Court History:

ORDINANCE NO. 2016-68

2016 OCT 20 PM 12: 00
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

FILED

APPROPRIATION ORDINANCE:

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

**AN ORDINANCE TO SET THE SALARIES OF
ELECTED OFFICIALS OF THE COUNTY'S
EXECUTIVE BRANCH BASED ON YEARS OF
ELECTED SERVICE.**

WHEREAS, pursuant to Ark. Code Ann. § 14-14-1204, the Quorum Court is to fix by ordinance the annual salaries of the County Judge, Sheriff, Collector, Circuit Clerk, County Clerk, Assessor, Treasurer, and Coroner within the minimums and maximums set by the General Assembly; and,

WHEREAS, the Quorum Court has generally set the salaries of these elected officials using a percentage of the maximum salary range without regard to years of elected service; and,

WHEREAS, the Quorum Court desires to set the salaries of these elected officials in a manner that rewards the officials for their length of elected service and also provides certainty for those salaries from year to year.

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

ARTICLE 1: Beginning with budget year 2017, the annual salaries for the County Judge, Sheriff, Collector, Circuit Clerk, County Clerk, Assessor, Treasurer, and Coroner shall be set as follows:

- 1st two-year term – 80% of maximum set by Ark. Code Ann. § 14-14-1204
- 2nd two-year term – 85% of maximum set by Ark. Code Ann. § 14-14-1204
- 3rd two-year term – 90% of maximum set by Ark. Code Ann. § 14-14-1204
- 4th two-year term – 95% of maximum set by Ark. Code Ann. § 14-14-1204
- 5th two-year term and beyond – 100% of maximum set by Ark. Code Ann. § 14-14-1204



MARILYN EDWARDS, County Judge

10/20/16

DATE



BECKY LEWALLEN, County Clerk

Sponsor: Eva Madison
Date of Passage: October 18, 2016
Votes For: 10 Votes Against: 0
Abstention: 1 Absent: 3

| | Date of Taking office | Max Salary | Current Salary | Difference between max & current 4 under max | 2.5% of current pay 4 under max |
|-------------------------------|-----------------------|------------|----------------|---|------------------------------------|
| County Judge | 1/1/2017 | 137,349.00 | 123,615.00 | 13,734.00 | 3,090.38 |
| Sherriff | 4/7/2003 | 137,349.00 | 137,349.00 | - | |
| Treasurer | 1/1/2015 | 129,293.00 | 122,829.00 | 6,464.00 | 3,070.73 |
| County Clerk | 1/1/2013 | 129,293.00 | 129,293.00 | - | |
| Circuit Clerk | 1/1/2013 | 129,293.00 | 129,293.00 | - | |
| Collector | 1/1/2015 | 129,293.00 | 116,364.00 | 12,929.00 | 2,909.10 |
| Assessor | 1/1/2015 | 129,293.00 | 122,829.00 | 6,464.00 | 3,070.73 |
| Coroner | 1/1/2003 | 129,293.00 | 129,293.00 | - | |
| | | | 1,010,865.00 | 39,591.00 | 12,140.93 |
| 3% of total current salaries. | | | 30,325.95 | | |



WASHINGTON COUNTY, ARKANSAS

County Courthouse

COUNTY SERVICES COMMITTEE REPORT – JULY

JP Sam Duncan - Chair

The County Services Committee met on Monday, June 28, 2021. The Committee heard a presentation from Jim Petty on the Patriot Park. The Committee also received a report from CEO Larry Shackelford on the Washington Regional Medical Center. Chief of Staff Brian Lester gave the Committee updates on the Environmental Services, NWA Crisis Stabilization Unit, and an overview of the county buildings and properties. The Committee approved a resolution declaring that Washington County is a pro-life county to be forwarded to the Quorum Court. An ordinance providing for remote participation in the meetings of the Washington County Quorum Court and its subcommittees failed.



WASHINGTON COUNTY, ARKANSAS

County Courthouse

FINANCE & BUDGET COMMITTEE REPORT – JULY

JP Patrick Deakins - Chairman

The Finance & Budget Committee met Tuesday, July 6, 2021. There were reports given on the Treasurer, Employees' Insurance, and Comptroller. The Committee received an overview of the jail per capita fees and an overview of the 2022 budget from Treasurer Bobby Hill and Comptroller Shannon Worthen. The Committee approved eleven ordinances to be forwarded to the Quorum Court.