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

Thursday April 21, 2022
6:00 p.m.
Washington County Courthouse

2022 MAY 31 AM 11:00
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

FILED

9 JP Sam Duncan called the meeting to order at 6:01 p.m.

10
11 A motion to elect JP Duncan to preside over the meeting in Judge Joseph Wood's
12 absence was made by JP Deakins and seconded by JP Dennis. A voice vote was called
13 and all members present unanimously voted to approve the motion. A motion was made
14 by JP Pond for JP Duncan to be elected by acclamation and seconded by JP Ecke, all
15 present unanimously approved motion.
16

17 Prayer and pledge was led by JP Wilson.

18
19 JP Ecke made a motion to add a report from the AAC to the agenda after Judge's report
20 with a second from JP Leming. A voice vote was called and passed unanimously.
21

22 JP Leming made a motion to move item 13 to item 9 in agenda with a second by JP
23 Wilson all approved with voice vote.
24

25 JP Deakins made a motion to add item 22-O-050 to be item 15 on the agenda and JP
26 Leming made a second with a voice vote approval.
27

28 JP Deakins made a motion to approve the agenda as amended with JP Leming
29 seconded, a voice vote and all present approved.
30

31 JP Deakins made a motion to suspend the rules and read all ordinances and resolutions
32 by title only with a second by JP Leming. A voice vote with all approving the motion.
33

34 Citizen's comments were heard from Richard Tiffany, Sita Nanthavong, Josh Moody,
35 Brandon Melton, and Sarah Moore.
36

37 There were no corrections to Minutes from March 17, 2022 meeting thus being
38 approved.
39

40 JP Duncan presented the Judge's Report. Disposal report was in the agenda packet.
41 The Judge requested the approval of his appointment to the Equalization Board of
42 Crystal McNaughton, who has served one term and is willing to continue her service. A
43 motion was made by JP Ecke and seconded by JP Dennis. A voice vote was called and
44 approved.
45

46 JP Ecke gave a report from the Annual Association of Arkansas Counties (AAC)
47 meeting. Changes to be seen in 2022, the amount for inmates will increase which will
48 help the jails cost in housing. The Opioid settlement that the Attorney General helped
49 with will be beneficial for the next 20 years.

50 JP Duncan moved on to unfinished business which was item 8 on agenda AN
51 ORDINANCE DENYING A CONDITIONAL USE PERMIT RECOMMENDED FOR
52 DENIAL BY THE PLANNING AND ZONING BOARD item 22-O-039 on second reading.
53 There were no motions so CUP will move to May Quorum Court meeting for the third and
54 final reading.
55

56 Item 13 on the agenda which was amended to be moved to item 9, was read by title only by
57 Brian Lester, County Attorney. AN ORDINANCE ADOPTING AND ESTABLISHING THE
58 COUNTY ROAD DEPARTMENT SALARY ADMINISTRATION PROGRAM IN THE
59 COUNTY ROAD DEPARTMENT BUDGET FOR 2022; AND, APPROPRIATING THE
60 TOTAL AMOUNT OF \$707,347.49 FROM THE UNAPPROPRIATED RESERVES IN THE
61 ROAD FUND TO VARIOUS LINE ITEMS IN THE ROAD DEPARTMENT BUDGET FOR
62 2022Item 22-O-048
63

64 JP Ecke made a motion to pass with a second from JP Dennis. Discussion was made
65 among the board.

66 JP Deakins made a motion to amend ordinance and add article 6 to the ordinance to read
67 "upon passage and implementation of this ordinance 21-120 shall be repealed and any
68 additional payments under said ordinance shall cease". Second was made by JP Ecke.
69

70 A roll call vote was called and votes were tallied as follows:

71 JP Shannon Marti – Yes
72 JP Sean Simons-Yes
73 JP Bill Ussery – Yes
74 JP Patrick Deakins – Yes
75 JP Lisa Ecke – Yes
76 JP Sam Duncan – Yes
77 JP Shawndra Washington – Abstain
78 JP Eva Madison – Abstain
79 JP Robert Dennis – Yes
80 JP Suki Highers – Abstain
81 JP Evelyn Rios-Stafford – Yes
82 JP Willie Leming-Yes
83 JP Jim Wilson - Yes
84 JP Butch Pond – Yes
85 JP Lance Johnson -Yes
86 Motion passed
87

88 Quorum court continued discussions among the board. There were questions for Roads
89 Department Director Jeff Crowder.
90

91 JP Washington made a motion to amend and table ordinance until testing be validated.
92 A second was made by JP Madison. There was a question to Brian Lester, County
93 Attorney about correct action between Amend and Postpone. JP Washington withdrew
94 her previous amendment and made a motion to postpone until test results are validated.
95 With a second by JP Madison.
96

97 A roll call vote was called and votes were tallied as follows:

98 JP Shannon Marti – No
99 JP Sean Simons-Yes
100 JP Bill Ussery – No
101 JP Patrick Deakins – No
102 JP Lisa Ecke – No
103 JP Sam Duncan – No
104 JP Shawndra Washington – Yes
105 JP Eva Madison – Yes
106 JP Robert Dennis – No
107 JP Suki Highers – Yes
108 JP Evelyn Rios-Stafford – Yes
109 JP Willie Leming-Yes
110 JP Jim Wilson - No
111 JP Butch Pond – No
112 JP Lance Johnson –No
113 Motion Fails
114

115 There were continued discussions among court. Jeff Crowder, Roads Department
116 Director answered any questions.
117

118 JP Duncan requested to withdraw his yes vote from the amendment to remove COVID
119 pay with introduction of new program. A motion to reconsider. JP Duncan withdrew his
120 motion to reconsider and made the motion to remove the Amended ordinance to take
121 away COVID pay once new program started with a second from JP Wilson.
122

123 A roll call vote was called and votes were tallied as follows:

124 JP Shannon Marti – Yes
125 JP Sean Simons-Yes
126 JP Bill Ussery – Yes
127 JP Patrick Deakins – Yes

128 JP Lisa Ecke – Yes
129 JP Sam Duncan – Yes
130 JP Shawndra Washington – Yes
131 JP Eva Madison – Yes
132 JP Robert Dennis – Yes
133 JP Suki Highers – Yes
134 JP Evelyn Rios-Stafford – Yes
135 JP Willie Leming-Yes
136 JP Jim Wilson - Yes
137 JP Butch Pond – Yes
138 JP Lance Johnson –No
139 Motion passed to remove the amendment and go back to the original ordinance.
140

141 JP Pond made a motion to pass original ordinance and second JP Ecke. Discussions
142 were heard from the court. Time limits of speaking had run out for JP Leming and JP
143 Rios Stafford made a motion to suspend the rules and allow JP Leming to speak, JP
144 Leming declined to speak.
145

146 Comments were heard from the Public, among those were Jeff Crowder the Roads
147 Department Director, Tyler Risner, employee of the Road Department, Brian Shumate,
148 also with the Road Department.
149

150 Motion is on the floor to pass original motion.
151 A roll call vote was called and votes were tallied as follows:

152 JP Shannon Marti – Yes
153 JP Sean Simons-Yes
154 JP Bill Ussery – Yes
155 JP Patrick Deakins – Yes
156 JP Lisa Ecke – Yes
157 JP Sam Duncan – Yes
158 JP Shawndra Washington – Yes
159 JP Eva Madison – Abstain
160 JP Robert Dennis – Yes
161 JP Suki Highers – Yes
162 JP Evelyn Rios-Stafford – Yes
163 JP Willie Leming-Yes
164 JP Jim Wilson - Yes
165 JP Butch Pond – Yes
166 JP Lance Johnson –Yes

167 Motion passes and **AN ORDINANCE ADOPTING AND ESTABLISHING THE COUNTY**
168 **ROAD DEPARTMENT SALARY ADMINISTRATION PROGRAM IN THE COUNTY**
169 **ROAD DEPARTMENT BUDGET FOR 2022; AND, APPROPRIATING THE TOTAL**
170 **AMOUNT OF \$707,347.49 FROM THE UNAPPROPRIATED RESERVES IN THE**
171 **ROAD FUND TO VARIOUS LINE ITEMS IN THE ROAD DEPARTMENT BUDGET**
172 **FOR 2022**Item 22-O-048 was adopted. ORD 2022-043
173

174 JP Duncan called a recess at 7:28p.m to allow the thinning out of crowd.
175

176 Court was called back to order at 7:36p.m.by JP Duncan and item 9.1 of New Business
177 was introduced. County Attorney, Brian Lester read by title only, AN ORDINANCE
178 RATIFYING A CONDITIONAL USE PERMIT - Motor City item 22-O-049.

179 JP Deakins made a motion to suspend rules and pass ordinance on to second reading,
180 second by JP Leming. All in favor. Brian Lester read it for a second time and JP
181 Deakins made a motion to suspend the rules and move ordinance to third and final
182 reading, second by JP Leming with all in favor. The ordinance was read for third and
183 final time. JP Deakins made a motions to pass ordinance with a second from JP
184 Leming. There was no discussion or public comments.
185

186 A roll call vote was taken and passed unanimously.
187

188 **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT - Motor City item 22-**
189 **O-049 was adopted ORD 2022-037**

190
191 JP Duncan had Brian Lester read, A RESOLUTION OF THE QUORUM COURT OF
192 WASHINGTON COUNTY, ARKANSAS EXPRESSING APPRECIATION TO THE
193 ARKANSAS COALITION OF MARSHALLESE; ARKANSAS IMMIGRANT DEFENSE;
194 ARKANSAS UNITED; THE HISPANIC WOMEN'S ORGANIZATION OF ARKANSAS;
195 THE MARSHALLESE EDUCATIONAL INITIATIVE; AND ROOTED NORTHWEST
196 ARKANSAS FOR THEIR SERVICE AND DEDICATION TO THE COMMUNITY Item
197 22-R-004 JP SHAWNDRRA WASHINGTON made a motion to pass the
198 resolution with a second from JP Rios Stafford. Discussions were had by court.
199

200 JP Simons made a motion to postpone resolution until May to make sure and gather
201 other names of organizations that also helped with COVID relief, but to hear from the
202 organizations that came to the meeting tonight, this was seconded from JP Ussery.
203 Discussions were heard from court
204

205 A roll call vote was called and votes were tallied as follows:

206 JP Shannon Marti – Yes
207 JP Sean Simons-Yes
208 JP Bill Ussery – Yes
209 JP Patrick Deakins – Yes
210 JP Lisa Ecke – Yes
211 JP Sam Duncan – Yes
212 JP Shawndra Washington – No
213 JP Eva Madison – No
214 JP Robert Dennis – Yes
215 JP Suki Highers – No
216 JP Evelyn Rios-Stafford – No
217 JP Willie Leming - Abstain
218 JP Jim Wilson - Yes
219 JP Butch Pond – Yes
220 JP Lance Johnson –No
221 Motion passes to postpone until May
222

223 Consent Agenda was introduced by JP Duncan and read by title only by Brian Lester,
224 County Attorney. JP Deakins made a motion to pass the consent agenda with a second
225 by JP Ecke. JP Leming had a question on consent item 11.2 and Circuit Clerk, Kyle
226 Sylvester was able to answer any questions. No further discussions by court and no
227 public comments
228

229 There was a roll call vote called and passed unanimously by court. Following items
230 were adopted.
231

232 **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE OF \$76,355.74 IN THE**
233 **GENERAL FUND; AND, APPROPRIATING \$76,355.74 FROM THE GENERAL FUND**
234 **TO THE DEM BUDGET FOR 2022 Item 22-O-038 was adopted. ORD 2022-038**
235

236 **AN ORDINANCE REDUCING THE AMOUNT OF \$238,726 FROM LINE ITEMS IN**
237 **VARIOUS COUNTY BUDGETS AND RESTORING THOSE FUNDS TO**
238 **UNAPPROPRIATED RESERVES; AND, APPROPRIATING THE TOTAL AMOUNT**
239 **OF \$596,127 FROM UNAPPROPRIATED RESERVES TO VARIOUS BUDGET LINE**
240 **ITEMS FOR 2021 Item 22-O-042 was adopted. ORD 2022-039**
241

242 **AN ORDINANCE APPROPRIATING \$100,000 FROM THE COUNTY LIBRARY FUND**
243 **(3008) TO MUNICIPAL LIBRARY FUNDING LINE ITEM IN THE COUNTY LIBRARY**
244 **BUDGET FOR 2022 Item 22-O-043 was adopted. ORD 2022-040**
245

246 **AN ORDINANCE APPROPRIATING \$14,664.44 FROM THE UNAPPROPRIATED**
247 **RESERVES OF THE GENERAL FUND (1000) TO THE DISTRICT COURT OF**
248 **FAYETTEVILLE BUDGET FOR 2022 Item 22-O-044 was adopted ORD 2022-041**
249

250 **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE OF \$500 IN THE RURAL**
251 **COMMUNITY GRANT FUND; AND APPROPRIATING \$500 FROM THE RURAL**

252 **COMMUNITY GRANT FUND TO THE EVANSVILLE FIRE DEPARTMENT BUDGET**
253 **FOR 2022 Item 22-O-045 was adopted ORD 2022-042.**
254

255 JP Duncan introduced item 22-O-041 AN ORDINANCE APPROPRIATING \$348,050.00
256 FROM THE AMERICAN RESCUE PLAN ACT FUND (3046) TO VARIOUS LINE ITEMS
257 IN THE AMERICAN RESCUE PLAN ACT BUDGET FOR 2022. JP Deakins made a
258 motion to pass ordinance with a second by JP Ecke. No discussion from court.
259

260 Public comments were heard from Beth Coger and Sarah Moore.
261

262 A roll call vote was called and votes were tallied as follows:

263 JP Shannon Marti – Yes
264 JP Sean Simons-Yes
265 JP Bill Ussery – Yes
266 JP Patrick Deakins – Yes
267 JP Lisa Ecke – Yes
268 JP Sam Duncan – Yes
269 JP Shawndra Washington – No
270 JP Eva Madison – No
271 JP Robert Dennis – Abstain
272 JP Suki Highers – No
273 JP Evelyn Rios-Stafford – Abstain
274 JP Willie Leming - Abstain
275 JP Jim Wilson - Yes
276 JP Butch Pond – Yes
277 JP Lance Johnson –Yes

278 Motion did not pass with a 2/3 vote so will move on to May meeting for a second
279 reading.

280 JP Duncan introduced item 14.1 and County Attorney, Brian Lester read by title only, A
281 RESOLUTION OF THE QUORUM COURT OF WASHINGTON COUNTY, ARKANSAS
282 APPOINTING JASON KYLE OBERLAG TO SOLEMNIZE THE WEDDING OF
283 CATHERINE DE'LANIE CENTER AND GARRETT CLIFTON OWENS ON JUNE 11,
284 2022, IN WASHINGTON COUNTY, ARKANSAS_Item 22-R-005. JP Simons introduced
285 Jason Oberlag to answer any questions. JP Simons made a motion to pass resolution
286 with a second from JP Leming. Resolution passed unanimously.
287

288 **A RESOLUTION OF THE QUORUM COURT OF WASHINGTON COUNTY,**
289 **ARKANSAS APPOINTING JASON KYLE OBERLAG TO SOLEMNIZE THE**
290 **WEDDING OF CATHERINE DE'LANIE CENTER AND GARRETT CLIFTON OWENS**
291 **ON JUNE 11, 2022, IN WASHINGTON COUNTY, ARKANSAS Item 22-R-005 was**
292 **passed RES 2022-03.**
293

294 Item 15.1 was introduced by JP Duncan and read by title only by Brian Lester. A
295 RESOLUTION OF THE QUORUM COURT OF WASHINGTON COUNTY, ARKANSAS
296 TO EXPRESS ITS APPRECIATION TO CHILD CARE PROVIDERS IN WASHINGTON
297 COUNTY AND ACROSS THE COUNTRY Item 22-R-006 JP Simons made a motion to
298 pass the Resolution seconded by JP Ussery and to hear from Michelle Winn from Child
299 Care Aware Office.

300 JP Madison proposed an amendment to resolution to include all child care providers for
301 children under the age of 18.
302

303 A voice call was called and votes tallied as follows:

304 JP Shannon Marti – No
305 JP Sean Simons-No
306 JP Bill Ussery – No
307 JP Patrick Deakins – No
308 JP Lisa Ecke – No
309 JP Sam Duncan – No
310 JP Shawndra Washington – Yes
311 JP Eva Madison – Yes
312 JP Robert Dennis – Abstain
313 JP Suki Highers – Abstain

314 JP Evelyn Rios-Stafford – Yes
315 JP Willie Leming - Abstain
316 JP Jim Wilson - No
317 JP Butch Pond – No
318 JP Lance Johnson –No
319 Motion fails to amend resolution.

320
321 Original motion back on the floor. Discussion was heard by Court with comments from
322 JP Rios Stafford.
323 During Public Comments the court heard from Judith Yanez, Dawn Cannon and Beth
324 Coger.

325
326 The original motion to pass the resolution was voted on by voice call and was passed
327 unanimously. **A RESOLUTION OF THE QUORUM COURT OF WASHINGTON**
328 **COUNTY, ARKANSAS TO EXPRESS ITS APPRECIATION TO CHILD CARE**
329 **PROVIDERS IN WASHINGTON COUNTY AND ACROSS THE COUNTRY Item 22-R-**
330 **006 was passed RES 2022-04**

331 JP Duncan introduced item 22-O-050 AN ORDINANCE APPROPRIATING \$14,000
332 FROM THE UNAPPROPRIATED RESERVES IN THE COMMUNICATION FACILITY
333 EQUIPMENT FUND

334 JP Deakins made a motion to pass ordinance with second by JP Ecke. Brian Lester,
335 County Attorney read ordinance by title only. There was no discussion or public
336 comment and voice call roll was taken and passed unanimously.

337
338 **AN ORDINANCE APPROPRIATING \$14,000 FROM THE UNAPPROPRIATED**
339 **RESERVES IN THE COMMUNICATION FACILITY EQUIPMENT FUND was adopted**
340 **ORD 2022-044.**

341
342 JP Duncan stated that Committee reports were in the packet, if there are any questions
343 please reach out to the chair.

344
345 Meeting adjourned 8:22p.m.

346
347 *Myra Collins*
348 Myra Collins
349 Quorum Court Coordinator
350 *Approved MC*
351 *May 26, 2022*