



WASHINGTON COUNTY, ARKANSAS
County Courthouse

REGULAR MEETING OF THE
WASHINGTON COUNTY QUORUM COURT

Thursday July 21, 2022
6:00 p.m.
Washington County Quorum Court Room

AGENDA

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 16, 2022.
7. **COUNTY JUDGE'S REPORT** Monthly Disposal (7.1) **JUDGE JOSEPH WOOD**

NEW BUSINESS

8. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD - POPS Cato** Item 22-O-071 (8.1-8.2)

JP JIM WILSON

Conditional Use Permit Request
Location: Section 32, Township 16, Range 30
Owner/Applicant: Joe Maynard
Location Address: 3322 S Cato Springs Road
JP District: Jim Wilson, District 14
Approximately: +/- 18.50 acres / 1 parcel
Project #: 2022-168

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

Item 22-O-072 (9.1-9.2)
Conditional Use Permit Request
Location: Section 19, Township 15, Range 90
Owner: JB Hanna LLC
Applicant: DG Hydra, LLC
Location Address: SW Campbell WC 65
JP District: Jim Wilson, District 14
Approximately: +/- 92.65 acres / 2 parcel
Project #: 2022-151

JP JIM WILSON

10. CONSENT AGENDA:

1. **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE OF \$60,000 IN THE JUVENILE COURT GRANT FUND; AND APPROPRIATING \$60,000 FROM THE JUVENILE COURT BUDGET FOR 2022** Item 22-O-073 (10.1)

JP PATRICK DEAKINS

2. **AN ORDINANCE RECOGNIZING AND APPROPRIATING REVENUE IN THE AMOUNT OF \$101,109.24 IN THE ROAD DEPARTMENT BUDGET FOR 2022** Item 22-O-074 (10.2)

JP PATRICK DEAKINS

3. **AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE OF \$399,996 IN THE DRUG COURT GRANT FUND; AND, APPROPRIATING THE AMOUNT OF \$399,996 FROM THE DRUG COURT GRANT FUND TO THE SAMHSA 2022/2023 GRANT BUDGET FOR 2022** Item 22-O-075 (10.3)

JP PATRICK DEAKINS

4. **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE IN THE AMOUNT OF \$10,000 IN THE AOC JUVENILE COURT GRANT FUND; AND, APPROPRIATING \$10,000 FROM THE AOC JUVENILE COURT GRANT FUND (3519) TO VARIOUS LINE ITEMS IN THE AOC JUVENILE COURT GRANT BUDGET (35190447) FOR 2022** Item 22-O-076 (10.4)

JP PATRICK DEAKINS

5. **AN ORDINANCE DE-APPROPRIATING SURPLUS AMOUNTS FROM FULL-TIME SALARIES FOR VARIOUS DEPARTMENTS AND RESTORING TO UNAPPROPRIATED RESERVES, AS REQUIRED BY THE 2022 BUDGET CONTROLS, FOR THE SECOND QUARTER OF 2022** Item 22-O-078 (10.5)

JP PATRICK DEAKINS

6. **AN ORDINANCE APPROPRIATING \$3,972.84 FROM THE UNAPPROPRIATED RESERVES OF THE GENERAL FUND TO VARIOUS LINE ITEMS IN THE TAX COLLECTOR BUDGET (10000104) & \$18,445.50 FROM THE UNAPPROPRIATED RESERVES OF THE COLLECTORS AUTOMATION FUND (30010104) FOR 2022** Item 22-O-079 (10.6)

JP LISA ECKE

7. AN ORDINANCE RECOGNIZING AND ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$163,758.58; AND, APPROPRIATING \$163,758.58 FROM UNAPPROPRIATED RESERVES IN THE GENERAL FUND TO VARIOUS LINE ITEMS IN THE SHERIFF AND JAIL BUDGETS FOR 2022 Item 22-O-080 (10.7)

JP PATRICK DEAKINS

11. AN ORDINANCE CREATING THE LAW CLERK POSITION IN THE CIRCUIT COURT VII BUDGET FOR 2022; AND, APPROPRIATING \$40,000.00 TO THE CIRCUIT COURT VII BUDGET FOR 2022 Item 22-O-077 (11.1)

JP LISA ECKE

12. AN ORDINANCE APPROVING THE TRANSFER OF CERTAIN REAL PROPERTY OF WASHINGTON COUNTY TO THE CITY OF FAYETTEVILLE FOR FIRE PROTECTION SERVICES Item 22-O-081 (12.1)

JP PATRICK DEAKINS

13. AN ORDINANCE CALLING A SPECIAL ELECTION IN WASHINGTON COUNTY, ARKANSAS ON THE QUESTIONS OF ISSUING BONDS UNDER AMENDMENT NO. 62 TO THE CONSTITUTION OF THE STATE OF ARKANSAS FOR THE PURPOSE OF FINANCING ALL OR A PORTION OF THE COST OF CAPITAL IMPROVEMENTS; LEVYING A NEW ONE-FOURTH OF ONE PERCENT (0.25%) SALES AND USE TAX FOR THE PURPOSE OF RETIRING SUCH BONDS; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO Item 22-O-082 (13.1)

JP LANCE JOHNSON

14. COMMITTEE REPORTS:

- COUNTY SERVICES(meeting 7-28-2022)
- FINANCE & BUDGET (14.1)
- JAILS/LAW ENFORCEMENT/COURTS (14.2)
- PERSONNEL(14.3)

15. ADJOURNMENT

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

Thursday, June 16, 2022
6:00 PM
Washington County Courthouse

10 In Judge Joseph Wood's absence, JP Sean Simons called the meeting to order at 6:00
11 PM.

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

16
17 First order of business was to elect a chair to preside over the meeting, JP Deakins
18 made a motion to elect JP Simons to chair the meeting with a second by JP Leming. All
19 in favor and motion passed.

20
21 Prayer and Pledge was led by JP Johnson.

22
23 JP Deakins moved to adopt the agenda. The motion was seconded by JP Wilson. The
24 agenda was adopted by voice vote.

25
26 JP Deakins made a motion to suspend the rules and read ordinances and resolutions
27 by title only. JP Ussery seconded the motion. The motion passed by a voice vote.

28
29 Citizen Comments were heard from Lowell Taylor, Lisa Davison, Attorney Jacob
30 Newcomb, Megan Hammerack, and Mark Scalise with time running out for public
31 comments, JP Washington made a motion to extend public comment time by 9 minutes.
32 JP Pond seconded the motion. Motion passed by a voice vote. Public comments were
33 made by Earnest Overton, Jim McDowell and Terry Davis.

34
35 Minutes from May 26, 2022 were reviewed and approved as presented.

36
37 A County Judge Report was presented. The report included a Monthly Disposal report
38 and a recommendation to appoint Ruby Wells to the County Library Board. JP Pond
39 made a motion with a second from JP Deakins. The motion passed by a voice vote.

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41 JP Simons introduced item 8 under new business which was the consent agenda.
42 County Attorney, Brian Lester read ordinances by title only. JP Deakins made a motion
43 to approve the Consent Agenda. JP Wilson seconded the motion. There was no
44 discussion or public comment.

45
46 A roll call vote was taken for the consent agenda and votes were tallied as follows:

47 JP Johnson-Yes
48 JP Marti-Yes
49 JP Simons-Yes
50 JP Ussery-Yes
51 JP Deakins-Yes
52 JP Ecke-Yes
53 JP Washington-Yes
54 JP Dennis-Yes
55 JP Rios Stafford-Yes
56 JP Leming-Yes
57 JP Wilson-Yes
58 JP Pond-Yes
59 JP Duncan, JP Madison and JP Higher-Absent
60 Motion Passed. The following ordinances were adopted.

61
62 **AN ORDINANCE ANTICIPATING ADDITIONAL GRANT REVENUE IN THE DRUG**
63 **COURT GRANT FUND (3513) FOR 2022; AND, APPROPRIATING SAID REVENUE**
64 **TO VARIOUS BUDGETS WITHIN THE DRUG COURT GRANT FUND (3513) FOR**
65 **2022 Item 22-O-057 (8.1) was ADOPTED ORD 2022-053**

66
67 **AN ORDINANCE ANTICIPATING ADDITIONAL REVENUES OF \$904,275 IN THE**
68 **DEM GRANT FUND; AND, APPROPRIATING THE AMOUNT OF \$904,275 FROM**
69 **THE DEM GRANT FUND (35117109) TO VARIOUS HOMELAND SECURITY**
70 **BUDGETS FOR 2022 Item 22-O-058 (8.2) was ADOPTED ORD 2022-054**

71
72 **AN ORDINANCE INCREASING THE PAY OF AN EMPLOYEE IN THE BUILDINGS**
73 **AND GROUNDS BUDGET; AND, APPROPRIATING THE TOTAL AMOUNT OF**
74 **\$6,804.42 FROM UNAPPROPRIATED RESERVES IN THE GENERAL FUND (1000)**
75 **VARIOUS LINE ITEMS IN THE BUILDINGS AND GROUNDS BUDGET (10000108)**
76 **FOR 2022 Item 22-O-059 (8.3) was ADOPTED ORD 2022-055**

77
78 **AN ORDINANCE CHANGING THE GRADE OF THE DEM EXECUTIVE**
79 **ADMINISTRATOR/EOC MANGER POSITION IN THE DEM BUDGET; AND,**
80 **APPROPRIATING THE TOTAL AMOUNT OF \$1,366.69 FROM THE**
81 **UNAPPROPRIATED RESERVES IN THE GENERAL FUND TO THE DEM BUDGET**
82 **FOR 2022 Item 22-O-061 (8.4) was ADOPTED ORD 2022-056**

83
84 **AN ORDINANCE CHANGING THE TITLE OF CORPORAL AND ADULT DETENTION**
85 **OFFICER/DEPUTY FIRST CLASS TO ADO/DFC/CORPORAL FLEX SLOT IN THE**
86 **SHERIFF'S OFFICE FOR 2022 Item 22-O-062 (8.5) was ADOPTED ORD 2022-057**

87
88 **AN ORDINANCE CHANGING THE PAY OF ONE POSITION IN THE SHERIFF'S**
89 **BUDGET FOR 2022; AND, APPROPRIATING \$2,164.27 FROM THE**
90 **UNAPPROPRIATED RESERVES IN THE GENERAL FUND TO THE SHERIFF'S**
91 **BUDGET FOR 2022 Item 22-O-064 (8.6) was ADOPTED ORD 2022-058**

92 **AN ORDINANCE CHANGING THE TITLE OF DEPUTY FIRST CLASS TO DEPUTY**

93 **FIRST CLASS/CORPORAL FLEX SLOT IN THE SHERIFF'S BUDGET FOR 2022**
94 **Item 22-O-065 (8.7) was ADOPTED ORD 2022-059**

95
96 **AN ORDINANCE INCREASING THE PAY OF THE CHIEF DEPUTY TREASURER;**
97 **AND, APPROPRIATING \$4,095.15 FROM THE UNAPPROPRIATED RESERVES IN**
98 **THE GENERAL FUND TO THE TREASURER'S BUDGET FOR 2022 Item 22-O-066**
99 **(8.8) was ADOPTED ORD 2022-060**

100
101 **AN ORDINANCE CHANGING THE TITLE OF BUILDING MAINTENANCE**
102 **TECHNICIAN IN THE BUILDINGS AND GROUNDS BUDGET TO FACILITIES HVAC**
103 **TECHNICIAN FOR 2022 Item 22-O-067 (8.9) was ADOPTED ORD 2022-061**

104
105 **AN ORDINANCE INCREASING THE PAY OF AN EMPLOYEE IN THE BUILDINGS**
106 **AND GROUNDS BUDGET; AND, APPROPRIATING THE TOTAL AMOUNT OF**
107 **\$8,607.41 FROM UNAPPROPRIATED RESERVES IN THE GENERAL FUND (1000)**
108 **VARIOUS LINE ITEMS IN THE BUILDINGS AND GROUNDS BUDGET (10000108)**
109 **FOR 2022 Item 22-O-068 (8.10) was ADOPTED ORD 2022-062**

110
111 **AN ORDINANCE AMENDING ORDINANCE 2022-028 TO CORRECT AN**
112 **ACCOUNTING ERROR Item 22-O-069 (8.11) was ADOPTED ORD 2022-063**

113
114 **AN ORDINANCE APPROPRIATING \$83,000 FROM VARIOUS FUNDS TO THE**
115 **SOFTWARE SUPPORT MAINTENANCE AGREEMENT LINE ITEM IN THE CIRCUIT**
116 **COURT III BUDGET FOR 2022 Item 22-O-070 (8.12) was ADOPTED ORD 2022-064**

117
118 JP Simons introduced item 9.1. County Attorney Lester read the ordinance by title only.
119 AN ORDINANCE ADOPTING AND ESTABLISHING THE DETENTION AND
120 COMMUNICATION PERSONNEL SALARY ADMINISTRATION PROGRAM WITHIN
121 DETENTION AND SHERIFFS BUDGETS FOR 2022; AND, CHANGING THE PAY
122 RANGE STRUCTURE FOR DETENTION AND COMMUNICATION PERSONNEL Item
123 22-O-060 (9.1). JP Pond made a motion to pass ordinance with a second from JP
124 Leming. There was no discussion among the court and public comments were heard
125 from Clint Schnekloth, Sarah Moore and Lowell Taylor.

126
127 A roll call vote was taken and votes were tallied as follows:

128 JP Johnson-Yes

129 JP Marti-Yes

130 JP Simons-Yes

131 JP Ussery-Yes

132 JP Deakins-Yes

133 JP Ecke-Yes

134 JP Washington-Yes

135 JP Dennis-Yes

136 JP Rios Stafford-Yes

137 JP Leming-Yes

138 JP Wilson-Yes

139 JP Pond-Yes
140 JP Duncan, JP Madison and JP Higher-Absent
141 Motion passed and **AN ORDINANCE ADOPTING AND ESTABLISHING THE**
142 **DETENTION AND COMMUNICATION PERSONNEL SALARY ADMINISTRATION**
143 **PROGRAM WITHIN DETENTION AND SHERIFFS BUDGETS FOR 2022; AND,**
144 **CHANGING THE PAY RANGE STRUCTURE FOR DETENTION AND**
145 **COMMUNICATION PERSONNEL** Item 22-O-060 (9.1) was ADOPTED **ORD 2022-065**
146

147 Item 10.1 was introduced by JP Simons and read by title only by County Attorney
148 Lester. AN ORDINANCE CREATING THE LEGAL ADVISOR POSITION IN THE
149 SHERIFF'S BUDGET FOR 2022 Item 22-O-063 (10.1) JP Pond made a motion with a
150 second by JP Leming there was no discussion among the court. Public comments were
151 made by Beth Coger. JP Washington brought questions from a Washington County
152 constituent and Sheriff Helder addressed the questions. With no further discussion a roll
153 call vote was taken and votes were tallied as follows:

154 JP Johnson-Yes

155 JP Marti-Yes

156 JP Simons-Yes

157 JP Ussery-Yes

158 JP Deakins-Yes

159 JP Ecke-Yes

160 JP Washington-Abstain

161 JP Dennis-Yes

162 JP Rios Stafford-No

163 JP Leming-Yes

164 JP Wilson-Yes

165 JP Pond-Yes

166 JP Duncan, JP Madison and JP Higher-Absent

167 Motion passed and **AN ORDINANCE CREATING THE LEGAL ADVISOR POSITION**
168 **IN THE SHERIFF'S BUDGET FOR 2022** Item 22-O-063 (10.1) was ADOPTED **ORD**
169 **2022-066**
170

171 Item 11 on the agenda was Committee reports. County Services did not meet for the
172 month of June.

173 JP Deakins, Chair of The Finance & Budget Committee met Tuesday, June 7, 2022.
174 There were reports given on the Treasurer, Employees' Insurance and Comptroller. The
175 Committee Chairman JP Deakins gave reminder comments for the 2023 Budget
176 Process and acknowledging Special sessions would start in July and August. There was
177 one ordinance with amendments and passed to Quorum Court. The Committee heard
178 and passed fourteen more ordinances on to Quorum Court. Public comments were
179 heard and committee meeting was adjourned.

180

181 JP Johnson, Chair of The Jails/Law Enforcement/Courts Committee met on Monday,
182 June 6, 2022. There were Statistic Reports given by the Juvenile Detention Center
183 Director, along with reports from the Sheriff's Enforcement, and Detention. The
184 Committee heard updates from the Criminal Justice Coordinating Committee. Sheriff

185 Tim Helder introduced Jim Langford from Spirit Architect to present a slide show on
186 proposed Jail Expansion. Public comments were heard and Committee adjourned at
187 7:11PM.

188 The Personnel Committee met on Monday, June 6, 2022. Vice Chair JP Butch Pond
189 presided over the meeting. JP Dennis led prayer and pledge. There were 10
190 ordinances passed on to Finance & Budget. There were no public comments.

191 With no further business the Quorum Court was adjourned at 6:52PM

192

193 *Myra Collins*

194 Myra Collins

195 Quorum Court Coordinator

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Joseph K. Wood
County Judge



Jousy Facundo
Fixed Asset Manager

WASHINGTON COUNTY, ARKANSAS
Purchasing Department Disposal of County Property

June, 2022

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, 2022.

Court Order	File Date	Description
2022-103	06/08/2022	Sheriff's Dept. I040001044,-01807,-02348,-00345,-00581,-00841, Vacuum, HP Printer, Batteries
2022-108	06/14/2022	Building & Grounds, Jdg. Martin , Collectors, County Clerk, Human Resources, I.T. Dept. Road, Treasurer
2022-112	06/20/2022	I012100145,-0124,-0087,-0068,-0073,-0126,-0164,-0085,-0106,-0075,-0158,-0115,-0044,-0074,-0009,-0003,I01180062 Human Resources, Purchasing, I.T. Dept. Circuit Court III – Jdg. Zimmerman

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ORDINANCE NO. 2022-

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 **POPS Cato** project on **June 9, 2022**; 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 **POPS Cato** project recommended for approval by the Planning and Zoning Board is hereby ratified.

JOSEPH K. WOOD, County Judge

DATE

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BECKY LEWALLEN, County Clerk

Introduced by: JP Jim Wilson

Date of Passage:

Members Voting For:

Members Voting Against:

Members Abstaining:

Members Absent:

Committee History: Planning (6-9-2022); to QC

Quorum Court History:

POPS Cato Conditional Use Permit

The Planning Board/Zoning Board of Adjustments approved POPS Cato CUP, with conditions, request on June 09, 2022 (4 members voted "in favor", 3 members voted "against", 0 members were absent, 0 members abstained).

The applicant/owner, POPS III LLC is requesting conditional use permit approval to allow operation of a tenant, JMP Solutions, engaged in the design and assembly of poultry processing and disassembly equipment.

Tenant is currently operating at 3292 S Cato Springs, and is expanding to a warehouse currently under construction due east at 3322 S Cato Springs. This CUP is to bring the facility into compliance.

The business is involved in light fabrication and assembly operation. The main operating business is in one 60,000-square-foot building, and the warehouse building will be another 60,000-square-foot building, which is currently under construction.

The subject parcels equal approximately 20.4 acre in size. The project is located on the western side of S Cato Springs Road, approximately ¾ mile from I-49. Applicant desires signage a maximum of 6' x 6' non-illuminated. The applicant will need Large Scale Development approval.

The parcel's zoning is for Agricultural and Single Family Residential uses with a maximum density of one (1) residential unit per acre. The project parcels are located solely with Washington County. The project parcel in in Fayetteville Planning Area.

Notifications were mailed to surrounding property owners within 300 feet of the project parcel's exterior boundary. Two phone calls/comments were received, one in opposition to the project/development the other simply inquiring abbot the CUP.

CONDITIONS OF APPROVAL

Staff has reviewed the CUP submittal documents and recommends the following conditions:

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/developed by the Arkansas Fire Prevention Code. Code research and adherence will be the responsibility of the owner or their designee (Architect/Engineer).

Water Conditions

1. N/A

Sewer/Septic Conditions

1. Please contact the Department of Health and adhere to their regulations on septic sewer systems.
2. No parking is allowed on any portion of the septic system.

Environmental Conditions

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

Road Conditions

1. A permit from the Washington County Road Department or the Arkansas Department of Transportation may be required prior to any work being completed in the right-of-way.

Addressing Conditions

1. N/A – 911 addresses already issued.

Signage/Lighting/Screening Conditions

1. Signage will not be place in right-of-way.
2. All outdoor lighting must be shielded from neighboring properties, and any lighting must be indirect and not cause disturbance to drivers or neighbors. Additionally all security lighting must be shielded appropriately.
3. All outdoor storage and dumpster must be screened with opaque material (gates must be opaque too).

Planning Conditions

1. Applicant must complete LSD process.
2. Maintain business hours of 7 am – 6 pm +/-, not to become a facility engaged in work into late evening, early morning hours.

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.

ORDINANCE NO. 2022-

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 Hydra Solar project on June 9, 2022; 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 Hydra Solar project recommended for approval by the Planning and Zoning Board is hereby ratified.

JOSEPH K. WOOD, County Judge

DATE

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BECKY LEWALLEN, County Clerk

Introduced by: JP Jim Wilson

Date of Passage:

Members Voting For:

Members Voting Against:

Members Abstaining:

Members Absent:

Committee History: Planning (6-9-2022); to QC

Quorum Court History:

Hydra Solar Conditional Use Permit

The Planning Board/Zoning Board of Adjustments approved Hydra Solar CUP, with conditions, request on June 09, 2022 (7 members voted “in favor”, 0 members voted “against”, 0 members were absent, 0 members abstained).

The applicant, DG Hydra, LLC (property owner: JB Hanna, LLC), is requesting conditional use permit approval to construct and operate the Hydra Solar Project, a 5-megawatt alternating current solar photovoltaic (PV) generating facility.

The proposed Project will be built on approximately 35 acres of vacant/grazing land within Washington County. The Project will generate solar power to be exported to the Ozarks Electric Coop Cooperation. The applicant will need Large Scale Development approval.

The subject parcels equal approximately 92.65 acres in size, with the active generation development occupying approximately 35 acres. The project is located on the east side of SW Campbell Rd WC 65 and west of I-49.

The parcel’s zoning is for Agricultural and Single Family Residential uses with a maximum density of one (1) residential unit per acre. The project parcels are located solely with Washington County. The project parcels are not in a Planning Area.

Notifications were mailed to surrounding property owners within 300 feet of the project parcel’s exterior boundary. One phone call/comment was received by a neighboring property owner in opposition to the project/development.

CONDITIONS OF APPROVAL

Staff has reviewed the CUP submittal documents and recommends the following conditions:

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/developed by the Arkansas Fire Prevention Code. Code research and adherence will be the responsibility of the owner or their designee (Architect/Engineer).

Water Conditions

1. A perc test will be required for water on-site, if desired. Continue to address inquiries from Washington Water Authority during development.

Sewer/Septic Conditions

1. Please contact the Department of Health and adhere to their regulations on septic sewer systems.

2. No parking is allowed on any portion of the septic system.

Environmental Conditions

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

Road Conditions

1. A permit from the Washington County Road Department or the Arkansas Department of Transportation may be required prior to any work being completed in the right-of-way.

Addressing Conditions

1. A 911 address application is required.

Signage/Lighting/Screening Conditions

1. Signage will not be place in right-of-way.
2. All outdoor lighting must be shielded from neighboring properties, and any lighting must be indirect and not cause disturbance to drivers or neighbors. Additionally all security lighting must be shielded appropriately.
3. All outdoor storage and dumpster must be screened with opaque material (gates must be opaque too).

Planning Conditions

1. Maintain screening to minimize lighting impact to neighboring properties and I-49.
2. Continue to address technical questions leading to project finalization.

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.

ORDINANCE NO. 2022-

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 \$60,000 IN THE JUVENILE COURT GRANT FUND; AND APPROPRIATING \$60,000 FROM THE JUVENILE COURT BUDGET FOR 2022.

WHEREAS, Washington County has been approved for a Supplemental Juvenile Court grant in the amount of \$60,000 to purchase a vehicle for Juvenile Court.

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

ARTICLE 1. There is hereby recognized additional revenue of \$60,000 in the Juvenile Court Grant Fund (3519.7010) for 2022.

ARTICLE 2. There is hereby appropriated the amount of \$60,000 from the Juvenile Court Grant Fund to the Vehicles line item in the Juvenile Court budget (35190421.4005) for 2022.

JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

42
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 (7-12-2022); to QC

52 Quorum Court History:

ORDINANCE NO. 2022-

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 AND APPROPRIATING REVENUE IN THE AMOUNT OF \$101,109.24 IN THE ROAD DEPARTMENT BUDGET FOR 2022.

WHEREAS, FEMA Grant funds in the amount of \$101,109.24 were received by Washington County in 2022 to aid in the repairs of damage caused by excessive flooding in 2019; and,

WHEREAS, the repairs from said flood damage have been completed by the Road Department and the grant money now needs to be appropriated to the Road Department Budget.

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

ARTICLE 1. There is hereby recognized and appropriated revenue in the amount of \$101,109.24 to the FEMA June 23-24, 2019 Flood Fund (3400.0205.7104) for 2020.

ARTICLE 2. There is hereby appropriated the amount of \$101,109.24 from the FEMA June 23-24, 2019 Flood Fund (3400.0205) to the Other Professional Services line item (2000.0200.3009) in the Road Department Budget for 2022.

JOSEPH K. WOOD, County Judge

DATE

41 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 (7-12-2022); to QC

52 Quorum Court History:

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ORDINANCE NO. 2022-

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 OF \$399,996 IN THE DRUG COURT GRANT FUND; AND, APPROPRIATING THE AMOUNT OF \$399,996 FROM THE DRUG COURT GRANT FUND TO THE SAMHSA 2022/2023 GRANT BUDGET FOR 2022.

WHEREAS, Washington County has received notification that it will receive \$399,996 from the Substance Abuse and Mental Health Services Administration (SAMHSA) to help provide substance abuse treatment for participants in the Washington/Madison County Drug Court Program.

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

ARTICLE 1. There is hereby anticipated additional revenue of \$399,996 in the Other Federal Grants Revenue line item of the Drug Court Grant Fund (35137109) for 2022.

ARTICLE 2. There is hereby appropriated the amount of \$399,996 from the Drug Court Grant Fund to the following line items in the SAMHSA 2022/2023 Grant Budget for 2022:

Salaries, Part-time 0494500	35130489-1002	\$ 44,885.00
Social Security Matching	35130489-1006	3,433.70
Noncontributory Retirement	35130489-1008	4,964.44
Health Insurance Matching	35130489-1009	5,592.13
Life Insurance	35130489-1016	131.73
General Supplies	35130489-2001	17,625.00
Medicine & Drugs	35130489-2004	7,200.00
Medical/Dental/Hospital	35130489-3006	211,570.00

42	Other Professional Services	35130489-3009	88,520.00
43	Common Carrier	35130489-3031	4,046.00
44	Meals and Lodging	35130489-3094	7,774.00
45	Training/Education	35130489-3101	4,254.00

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JOSEPH K. WOOD, County Judge

DATE

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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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Committee History: Finance & Budget (7-12-2022); to QC
Quorum Court History:

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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 (7-12-2022); to QC

Quorum Court History:

ORDINANCE NO. 2022-

APPROPRIATION ORDINANCE

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

AN ORDINANCE DE-APPROPRIATING SURPLUS AMOUNTS FROM FULL-TIME SALARIES FOR VARIOUS DEPARTMENTS AND RESTORING TO UNAPPROPRIATED RESERVES, AS REQUIRED BY THE 2022 BUDGET CONTROLS, FOR THE SECOND QUARTER OF 2022.

WHEREAS, budget controls require surplus personnel appropriations be de-appropriated from full-time salaries each quarter and returned to unappropriated reserves.

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

ARTICLE 1. There are hereby de-appropriated the total amount of \$945,136 from the following budgets and line items and restored to unappropriated reserves in the Fund indicated for 2022:

County Judge	10000100.1001	\$ 9,064
County Clerk	10000101.1001	9,632
Circuit Clerk	10000102.1001	8,780
Collector	10000104.1001	16,562
Assessor	10000105.1001	39,515
Planning	10000110.1001	6,828
Information Technology	10000115.1001	1,284
General Services	10000118.1001	2,008
Human Resources	10000121.1001	9,072
County Attorney	10000122.1001	13,137
Animal Shelter	10000308.1001	1,926
Sheriff	10000400.1001	132,360
Circuit Court 3	10000403.1001	33,673

42	Circuit Court 8	10000408.1001	24,249
43	Prosecuting Attorney	10000416.1001	7,804
44	Public Defender	10000417.1001	4,547
45	JDC	10000444.1001	58,870
46	DEM	10000500.1001	4,186
47	Veteran Services	10000800.1001	256
48	Road	10000200.1001	31,633
49	Recorder's Cost	30060128.1001	3,970
50	Jail Operations	30170418.1001	525,780

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JOSEPH K. WOOD, County Judge

DATE

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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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70 Committee History: Finance & Budget (7-12-2022); to QC
71 Quorum Court History:

ORDINANCE NO. 2022-

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 \$3,972.84 FROM THE UNAPPROPRIATED RESERVES OF THE GENERAL FUND TO VARIOUS LINE ITEMS IN THE TAX COLLECTOR BUDGET (10000104) & \$18,445.50 FROM THE UNAPPROPRIATED RESERVES OF THE COLLECTORS AUTOMATION FUND (30010104) FOR 2022.

WHEREAS, the Washington County Tax Collector's Office requests the increase in pay of two positions within her department and requests the addition of one part-time position; and

WHEREAS, the Tax Collector requests \$22,418.34 to facilitate those personnel changes.

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

ARTICLE 1. There is hereby appropriated the total amount of \$3,972.84 from the unappropriated reserves of the General Fund (1000) & \$18,445.50 from the unappropriated reserves of the Collector's Automation Fund (3001) to the following line items in the Tax Collector Budgets for 2022:

Salaries Full-Time	10000104.1001	\$3,230.74
Social Security Matching	10000104.1006	247.15
Employer Retirement Matching	10000104.1008	494.95
Salaries Part-Time	30010104.1002	15,000.00
Social Security Matching	30010104.1006	1,147.50
Employer Retirement Matching	30010104.1008	2,298.00

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JOSEPH K. WOOD, County Judge

DATE

BECKY LEWALLEN, County Clerk

Introduced by: JP Lisa Ecke

Date of Adoption:

Members Voting For:

Members Voting Against:

Members Abstaining:

Members Absent:

Committee History: Personnel (7-11-22) Amended; Finance & Budget(7-12-22); to QC
Quorum Court History:

ORDINANCE NO. 2022-

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 AND ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$163,758.58; AND, APPROPRIATING \$163,758.58 FROM UNAPPROPRIATED RESERVES IN THE GENERAL FUND TO VARIOUS LINE ITEMS IN THE SHERIFF AND JAIL BUDGETS FOR 2022.

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

WHEREAS, Washington County has received additional revenue in the amount of \$137,985.01 for special events provided by the Washington County Sheriff’s Office; and,

WHEREAS, Washington County is anticipating additional revenue in the amount of \$25,773.57 for special event services provided by the Washington County Sheriff’s Office,

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

ARTICLE 1. There is hereby recognized revenue in the amount of \$163,758.58 in the General Fund (1000) for 2022.

ARTICLE 2. There is hereby appropriated the amount of \$163,758.58 from the unappropriated reserves in the General Fund (1000) to the following line items in the following budgets for 2022:

Sheriff Budget

42	Salaries, Part-Time	10000400.1002	\$ 574.36
43	Overtime	10000400.1005	90,854.70
44	Social Security Matching	10000400.1006	6,994.33
45	Noncontributory Retirement	10000400.1008	14,007.02
46	Workers Compensation	10000400.1010	3,071.94

47			
48	Jail Budget		
49	Salaries, Part-Time	30170418.1002	\$ 1,078.70
50	Overtime	30170418.1005	37,119.84
51	Social Security Matching	30170418.1006	2,922.23
52	Noncontributory Retirement	30170418.1008	5,852.04
53	Workers Compensation	30170418.1010	1,283.42

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58 _____ DATE _____

59 JOSEPH K. WOOD, County Judge

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63 BECKY LEWALLEN, County Clerk

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65 Introduced by: JP Patrick Deakins

66 Date of Adoption:

67 Members Voting For:

68 Members Voting Against:

69 Members Abstaining:

70 Members Absent:

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73 Committee History: Finance & Budget (7-12-2022) Amended; to QC

74 Quorum Court History:

ORDINANCE NO. 2022-

APPROPRIATION ORDINANCE

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

AN ORDINANCE CREATING THE LAW CLERK POSITION IN THE CIRCUIT COURT VII BUDGET FOR 2022; AND, APPROPRIATING \$40,000.00 TO THE CIRCUIT COURT VII BUDGET FOR 2022.

WHEREAS, the Circuit Court Division VII desires to create a law clerk position for 2022.

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

ARTICLE 1. There is hereby created the position of Law Clerk, ungraded, at an estimated annual salary of \$30,565.00 plus benefits totaling \$40,000.00 for the remainder August through December 2022, in the Circuit Court VII Budget of the General Fund (10000407) for 2022.

ARTICLE 2. There is hereby appropriated the total amount of \$40,000 to the following line items in the Circuit Court VII Budget for 2022:

Salaries, Full Time	10000407.1001	\$ 30,565.00
Social Security Matching	10000407.1006	2,338.22
Noncontributory Retirement	10000407.1008	4,682.56
Health Insurance Matching	10000407.1009	2,330.00
Workmen’s Compensation	10000407.1010	29.22
Life Insurance Matching	10000407.1016	55.00

JOSEPH K. WOOD, County Judge

DATE

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BECKY LEWALLEN, County Clerk

Introduced by: JP Lisa Ecke
Date of Adoption:
Members Voting For:
Members Voting Against:
Members Abstaining:
Members Absent:

Committee History: Personnel (7-11-22); Finance & Budget (7-12-22)Amended; to QC
Quorum Court History:

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ORDINANCE NO. 2022-

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

AN ORDINANCE APPROVING THE TRANSFER OF CERTAIN REAL PROPERTY OF WASHINGTON COUNTY TO THE CITY OF FAYETTEVILLE FOR FIRE PROTECTION SERVICES.

WHEREAS, Washington County owns certain real property located at the corner of North Woolsey Avenue and West North Street in Fayetteville, Arkansas; and,

WHEREAS, the City of Fayetteville is in need of a location to construct a fire station in the aforementioned area to adequately provide fire protection services covering \$313,000,000 worth of property; and,

WHEREAS, that property is currently leased to UAMS but has no structures located on the property to be transferred; and,

WHEREAS, UAMS has agreed to remove the subject property from the lease without penalty to allow the County to transfer the property; and,

WHEREAS, the United States government has agreed to remove the restrictions on the property to allow the City of Fayetteville to construct a fire station; and,

WHEREAS, pursuant to A.C.A. § 14-16-116, Washington County may transfer real property to a municipality by authorization of the Quorum Court.

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

ARTICLE 1. The Quorum Court of Washington County authorizes and approves of the transfer of the following described property to the City of Fayetteville, Arkansas:

42
43 A part of the Southeast Quarter (SE ¼) of the Northeast
44 Quarter (NE ¼) of Section Nine (9), Township Sixteen (16)
45 North, Range Thirty (30) West, fifth (5th) Principle Meridian
46 and being more particularly described as follows, to-wit:
47 Commencing at the Southwest corner of the said forty-acre
48 tract; thence South 87°27'49" East 27.22 feet to the Point of
49 Beginning; thence North 02°38'05" East 305.96 feet to a set
50 marker labeled COF #1514; thence South 87°22'48" East
51 198.49 feet to a set marker labeled COF #1514; thence South
52 02°30'38" West 305.67 feet to a point; thence North 87°27'49"
53 West 199.16 feet to the Point of Beginning; containing 1.396
54 acres, more or less.
55

56 **ARTICLE 2.** The Quorum Court authorizes the County Judge
57 to execute any and all document necessary for the transfer of this property to the city.
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62 _____
63 JOSEPH K. WOOD, County Judge

_____ DATE

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66 _____
67 BECKY LEWALLEN, County Clerk

68
69 Introduced by: JP Patrick Deakins
70 Date of Adoption:
71 Members Voting For:
72 Members Voting Against:
73 Members Abstaining:
74 Members Absent:
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76
77 Committee History: Finance & Budget (7-12-2022); to QC
78 Quorum Court History:

ORDINANCE NO. 2022-

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

AN ORDINANCE CALLING A SPECIAL ELECTION IN WASHINGTON COUNTY, ARKANSAS ON THE QUESTIONS OF ISSUING BONDS UNDER AMENDMENT NO. 62 TO THE CONSTITUTION OF THE STATE OF ARKANSAS FOR THE PURPOSE OF FINANCING ALL OR A PORTION OF THE COST OF CAPITAL IMPROVEMENTS; LEVYING A NEW ONE-FOURTH OF ONE PERCENT (0.25%) SALES AND USE TAX FOR THE PURPOSE OF RETIRING SUCH BONDS; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

WHEREAS, the Quorum Court of Washington County, Arkansas (the "County") has determined that the County is greatly in need of additional jail facilities, including particularly, without limitation, an expansion and improvement of the existing County jail facility to add new jail beds and expand the current courtroom therein, and any necessary utility, storage building, and parking improvements related thereto or in support thereof (collectively, the "Jail Improvements"); and

WHEREAS, the Quorum Court of the County has further determined that the County is greatly in need an addition to the juvenile court facility to include new courtrooms and any necessary parking and utility improvements related thereto or in support thereof (the "Juvenile Court Improvements"); and

WHEREAS, the County can finance all or a portion of the costs of the Improvements by the issuance of capital improvement bonds (the "Bonds") in one or more series under the authority of Amendment No. 62 to the Constitution of the State of Arkansas ("Amendment 62") and Title 14, Chapter 164, Subchapter 3 of the Arkansas Code of 1987 Annotated (the "Authorizing Legislation") allocated as follows: \$113,500,000 in maximum principal amount for the Jail Improvements; and \$28,500,000 in maximum principal amount for the Juvenile Court Improvements; and

42
43 **WHEREAS**, the Authorizing Legislation provides for the levy
44 of one or more county-wide sales and use taxes at the rate of 0.125%, 0.25%, 0.5%,
45 0.75% or 1% or any combination thereof, but not to exceed 1% in the aggregate; and

46
47 **WHEREAS**, the County does not currently have a sales and
48 use tax levied under the authority of the Authorizing Legislation; and

49
50 **WHEREAS**, the County can pay the principal of and interest
51 on the Bonds from the proceeds of a new county-wide one-fourth of one percent (0.25%)
52 sales and use tax to be levied under the authority of the Authorizing Legislation solely for
53 that purpose; and

54
55 **WHEREAS**, the purpose of this Ordinance is to levy a sales
56 and use tax at the rate of one-fourth of one percent (0.25%) on the receipts from the sales
57 at retail within the County of all items which are subject to taxation under the Arkansas
58 Gross Receipts Act of 1941, as amended (A.C.A. §§26-52-101, et seq.), and the receipts
59 from storing, using, distributing or consuming within the County tangible personal property
60 under the Arkansas Compensating Tax Act of 1949, as amended (A.C.A. §§26-53-101,
61 et seq.) (collectively, the "Sales and Use Tax") and to submit to the electors of the County
62 the questions of issuing the Bonds under Amendment 62 and the Authorizing Legislation
63 at a special election to be called for that purpose.

64
65 **NOW, THEREFORE, BE IT ORDAINED BY THE QUORUM**
66 **COURT OF WASHINGTON COUNTY, ARKANSAS:**

67
68 **ARTICLE 1.** Under the authority of the Authorizing
69 Legislation, there is hereby levied the Sales and Use Tax. The Sales and Use Tax shall
70 be levied, and the net collections received after deduction of the administrative charges
71 of the State of Arkansas and required rebates shall be used solely for the purpose of
72 retiring or paying obligations with respect to the Bonds. The Sales and Use Tax shall be
73 levied and collected on the gross receipts, gross proceeds or sales price in the maximum
74 amount allowed from time to time under Arkansas law, subject to rebates and limitations
75 as from time to time required by Arkansas statutes for certain single transactions. The
76 levy of the Sales and Use Tax shall not take effect unless the issuance of the Bonds for
77 one or both of the purposes is approved by the voters as provided herein.

78
79 **ARTICLE 2.** There is hereby called a special election to be
80 held on November 8, 2022, at which election there shall be submitted to the electors of
81 the County, the questions of issuing the Bonds in one or more series under Amendment
82 62 and the Authorizing Legislation in the maximum principal amounts set forth above to
83 be payable, in whole or in part, from the net collections of the Sales and Use Tax.

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85 **ARTICLE 3.** The questions of issuing the Bonds shall be
86 placed on the ballot for the election in substantially the following form:

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BONDS AND 0.25% SALES AND USE TAX

The bonds described below that are approved may be combined into a single issue or may be issued in series from time to time. If the bonds for one or both of the purposes are approved, there will be levied 0.25% sales and use tax, the net collections of which remaining after the State of Arkansas deducts its administrative charges and required rebates, will be used solely to retire the bonds and obligations of the County with respect thereto. The tax will expire after the bonds have been paid or provision is made therefor in accordance with Arkansas statutes. The rate of taxation will be 0.25% even if bonds for both purposes are approved.

JAIL IMPROVEMENT BONDS

An issue of bonds of Washington County in the maximum aggregate principal amount of \$113,500,000 to finance all or a portion of the costs of acquiring, constructing, equipping and furnishing jail facilities, including particularly, without limitation, an expansion and improvement of the existing County jail facility to add new jail beds and expand the current courtroom therein, and any necessary utility, storage building, and parking improvements related thereto or in support thereof, and, in order to pay the bonds, the levy and pledge of a 0.25% local sales and use tax within the County.

FOR.....

AGAINST.....

JUVENILE COURT IMPROVEMENT BONDS

An issue of bonds of Washington County in the maximum principal amount of \$28,500,000 to finance all or a portion of the costs of acquiring, constructing, equipping and furnishing an addition to the juvenile court facility to include new courtrooms, and any necessary parking and utility improvements related thereto or in support thereof, and, in order to pay the bonds, the levy and pledge of a local sales and use tax at the rate of 0.25% within the County.

FOR.....

AGAINST.....

ARTICLE 4. The election shall be held and conducted and the vote canvassed and the results declared under the law and in the manner now

132 provided for county elections unless otherwise provided in the Authorizing Legislation and
133 only qualified voters of the County shall have the right to vote at the election.

134
135 **ARTICLE 5.** The results of the election shall be proclaimed
136 by the County Judge, and the Proclamation shall be published one time in a newspaper
137 having a general circulation in the County, which Proclamation shall advise that the
138 results as proclaimed shall be conclusive unless attacked in the courts within thirty days
139 after the date of publication.

140
141 **ARTICLE 6.** A copy of this Ordinance shall be (a) filed with
142 the Washington County Clerk at least 70 days prior to the election date and (b) given to
143 the Washington County Board of Election Commissioners so that the necessary election
144 officials and supplies may be provided. A certified copy of this Ordinance shall also be
145 provided to the Commissioner of Revenues of the State of Arkansas as soon as practical.

146
147 **ARTICLE 7.** The County Judge and County Clerk, for and on
148 behalf of the County, are hereby authorized and directed to do any and all things
149 necessary to call and hold the special election as herein provided and, if the issuance of
150 the Bonds for one or both purposes is approved by the electors, to cause the Sales and
151 Use Tax to be collected in accordance with the Authorizing Legislation, and to perform all
152 acts of whatever nature necessary to carry out the authority conferred by this Ordinance.

153
154 **ARTICLE 8.** If the Bonds are approved and issued, the
155 County intends to negotiate with Stephens, Inc., which has assisted the County in
156 preparation of the Bond size and repayment structure, for the sale of the Bonds.

157
158 **ARTICLE 9.** The provisions of this Ordinance are separable
159 and if an article, phrase or provision shall be declared invalid, such declaration shall not
160 affect the validity of the remainder of the Ordinance.

161
162 **ARTICLE 10.** All ordinances and parts thereof in conflict
163 herewith are hereby repealed to the extent of such conflict.

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170 JOSEPH K. WOOD, County Judge

DATE

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BECKY LEWALLEN, County Clerk

Introduced by: JP LANCE JOHNSON
Date of Adoption:
Members Voting For:
Members Voting Against:
Members Abstaining:
Members Absent:

Committee History:Jails-LE-Courts(7-11-2022); Finance & Budget (7-12-2022); to QC
Quorum Court History:



WASHINGTON COUNTY, ARKANSAS

County Courthouse

FINANCE & BUDGET COMMITTEE REPORT – JULY

JP Patrick Deakins - Chairman

The Finance & Budget Committee met Tuesday, July 12, 2022. There were reports given on the Treasurer, Employees' Insurance and Comptroller. The Committee started hearing budget reviews for the 2023 Budget Process. There were ten ordinances discussed with two being amended and all passed to the Quorum Court with a do pass recommendation. Public comments were heard and meeting adjourned.



WASHINGTON COUNTY, ARKANSAS

County Courthouse

JAILS/LAW ENFORCEMENT/COURTS COMMITTEE REPORT –JULY

JP Lance Johnson - Chair

The Jails/Law Enforcement/Courts Committee met on Monday, July 11 2022. Statistic Reports were given by the Juvenile Detention Center Director, along with reports from the Sheriff's Enforcement, and Detention. The Committee heard updates from the Criminal Justice Coordinating Committee. 22-O-082 AN ORDINANCE CALLING A SPECIAL ELECTION IN WASHINGTON COUNTY ON THE QUESTION OF ISSUING BONDS was introduced and passed on to the Finance & Budget Committee.



WASHINGTON COUNTY, ARKANSAS

County Courthouse

PERSONNEL COMMITTEE REPORT – JUNE

JP Lisa Ecke - Chairwoman

The Personnel Committee met on Monday, July 11, 2022. The Committee recognized and appreciated Washington County employees with a standing round of applause. The Committee passed two ordinances, one being amended, on to Finance & Budget. There were no public comments.