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

Thursday, February 16, 2023
6:00 PM
Washington County Courthouse

2023 MAR 20 AM 10:51
FILED
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON, O.D., AR

10 Judge Patrick Deakins called the meeting to order at 6:00 PM.

11
12 The following members were present, Justice of the Peace Taylor, Wilson, Simons,
13 Anderson, Lyons, Ecke, Dean, Washington, Cogger, Dennis, Highers, Rios Stafford,
14 Leming, Ricker, Pond.

15
16 Prayer and Pledge was led by JP Anderson.

17
18 JP Ricker made a motion to remove agenda items 12, 13 & 14 dealing with the Mally
19 Wagnon CUP until March with a second from JP Anderson. A voice vote was taken and
20 failed. Items will remain on agenda.

21 JP Rios Stafford made a motion to pull item 6, AN ORDINANCE RECOGNIZING
22 REVENUE AND APPROPRIATING EXPENDITURES IN THE AMOUNT OF
23 \$1,701,407.13 IN THE EMERGENCY RENTAL ASSISTANCE GRANT FUND
24 (35260528) FOR 2023 23-O-011 from the consent agenda and was made item 16
25 under new business. Motion to approve the agenda was made by JP Leming and
26 second by JP Lyons, passed with a voice vote.

27
28 JP Dean made a motion to read all ordinance and resolutions by title only, second by JP
29 Lyons and passed with a voice vote.

30
31 There were no citizen's comments.

32
33 Minutes from January 19, 2023 meeting were approved with no corrections.

34
35 Judge's report was given, thanking the Washington County 4-H club for snacks
36 provided before the Quorum Court Meeting. The monthly disposal was in the packet.
37 Judge Deakins recognized the Road Department and Buildings & Ground for all the
38 hard work through the inclement weather.

39 Judge welcomed the newest member of the Quorum Court, Coleman Taylor, who was
40 appointed by Governor Sarah Huckabee Sanders for Justice of the Peace for District 1.
41 Prosecutor Matt Durrett, Assessor Russell Hill and Circuit Clerk Kyle Sylvester were
42 recognized for their roles and leadership in the AAOC while representing the needs of
43 Washington County. Update on Tower to Tunnel Exhibit has hit the ground running and
44 more information will be given when ordinance and resolution are presented. Judge
45 Deakins reported that a recent appointment to the WWA decided he could not serve on
46 board, so a recommendation to appoint Howard Carter to Washington Water Authority
47 to fill the position was made. JP Dennis made a motion to accept the recommendation
48 of Howard Carter with a second from JP Leming, motion passed by voice vote.

49
50 Judge introduced unfinished business item 8 to the court and Attorney Lester read by
51 title only for second reading, AN ORDINANCE ENACTING A CODE OF ORDINANCE
52 FOR THE COUNTY OF WASHINGTON, STATE OF ARKANSAS; REVISING, AMENDING,
53 RESTATING, CODIFYING, AND COMPILING CERTAIN EXISTING GENERAL
54 ORDINANCES OF THE POLITICAL SUBDIVISION DEALING WITH SUBJECTS
55 EMBRACED IN SUCH CODE OF ORDINANCES item 23-O-006. JP Dennis made a motion
56 to suspend the rules and move ordinance to the third and final reading, second by JP
57 Simons. Motion passed by voice vote and Attorney Lester read for third and final time. JP
58 Dennis made a motion to pass ordinance with second from JP Ecke. Comments were heard
59 from JP Cogger, no further discussion and no public comments. A roll call vote was taken
60 and tallied as follows:

61 JP Taylor-Yes
62 JP Wilson-Yes

63 JP Simons-Yes
64 JP Anderson-Yes
65 JP Lyons-Yes
66 JP Ecke-Yes
67 JP Dean-Yes
68 JP Washington-Yes
69 JP Cogger-Yes
70 JP Dennis-Yes
71 JP Highers-Yes
72 JP Rios Stafford-Yes
73 JP Leming-Yes
74 JP Ricker-Yes
75 JP Pond-Yes

76 Motion passes and **AN ORDINANCE ENACTING A CODE OF ORDINANCE FOR THE**
77 **COUNTY OF WASHINGTON, STATE OF ARKANSAS; REVISING, AMENDING,**
78 **RESTATING, CODIFYING, AND COMPILING CERTAIN EXISTING GENERAL**
79 **ORDINANCES OF THE POLITICAL SUBDIVISION DEALING WITH SUBJECTS**
80 **EMBRACED IN SUCH CODE OF ORDINANCES** item 23-O-006 was Adopted as **ORD**
81 **2023-008**

82
83 Judge introduced The Shop Solutions CUP Appeal, items 9, 10 and 11. The Court first
84 heard from the Planning Department, Blake Chapman along with presentation. Bryan
85 Jesse, the applicant was given time to talk and give a presentation. Public comments
86 and presentations were then heard from Gary Miller, Ray Hufhines, Bill McCain, Eric
87 Coleman and Hung Dyong. Time was up and JP Lyons made a motion to extend time
88 by 3 minutes with a second by JP Dean. Motion passed with a voice vote. Public
89 comments were continued to be heard with time expiring again, JP Ecke made a motion
90 to extend comments 2 more minutes, second by JP Pond, passed with a voice vote.
91 Quorum Court had discussion and questions for applicant, Bryan Jesse as well.

92
93 JP Lyons made a motion to approve 23-O-029 AN ORDINANCE RATIFYING A
94 CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL - Shop Solutions
95 with JP Taylor making a second. Attorney Lester read ordinance by title only. JP Lyons
96 wanted to leave on the first reading and move to March for second reading.

97
98 Judge Deakins introduced the appeal hearing on the Mally Wagnon Self Storage CUP.
99 Blake Chapman with Planning gave a presentation along with Director Ata. Nathan
100 Street with McClelland Consulting Engineers gave a presentation and comments were
101 heard by Nathan Harris the applicant. Public comments were then taken, beginning with
102 Cannon McNair who was representing the community in the appeal of Mally Wagnon.
103 Comments also heard from Michael Walling and Larry Carr for the Self-Storage Cup.

104
105 The Quorum Court had discussion and comments were heard from several JPs. JP
106 Taylor made a motion to approve item 14.1 23-O-026 AN ORDINANCE RATIFYING A
107 CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL - Mally Wagnon Self
108 Storage second by JP Simons and Attorney Lester read by title only. JP Taylor made a
109 motion to suspend the rules and move to the second reading with a second by JP
110 Simons. A Voice vote was taken and the Judge requested a roll call be taken and it was
111 tallied as follows:

112 JP Taylor-Yes
113 JP Wilson-Yes
114 JP Simons-Yes
115 JP Anderson-Yes
116 JP Lyons-No
117 JP Ecke-Yes
118 JP Dean-Yes
119 JP Washington-No
120 JP Cogger-No
121 JP Dennis-Yes
122 JP Highers-No
123 JP Rios Stafford-No
124 JP Leming-No

125 JP Ricker-No
126 JP Pond-No
127 Motion failed and will move to the second reading in March.
128 A recess was taken at 8:15pm, court reconvened at 8:23pm

129
130 Judge Deakins introduced item 15, the consent agenda, and Attorney Lester read all
131 ordinances by title only. JP Ecke made a motion to approve the consent agenda with a
132 second by JP Leming. No public comments and a roll call vote was taken and passed
133 unanimously and the following ordinances and resolutions were adopted.

134
135 **A RESOLUTION DESIGNATING THE PERSONS IN SUCCESSION TO FILL THE**
136 **VACANCY IN THE OFFICE OF SHERIFF ON AN INTERIM BASIS UNTIL SUCH TIME AS**
137 **THE VACANCY IS FILLED PURSUANT TO ARKANSAS LAW** ITEM 23-R-002 (15.1) was
138 adopted as **RES 2023-003**

139 **A RESOLUTION AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE**
140 **ARKANSAS RURAL COMMUNITY GRANT PROGRAM TO ASSIST THE BOSTON**
141 **MOUNTAIN FIRE DEPARTMENT-DISTRICT 8 IN THE PURCHASE OF NEW BUNKER**
142 **GEAR AND AN EXTRACTOR** ITEM 23-R-004 (15.2) was adopted as **RES 2023-004**

143 **AN ORDINANCE CREATING THE SEPTEMBER 11TH EXHIBIT FUND (6410) FOR 2023**
144 **ITEM 23-O-022 (15.3) was adopted as ORD 2023-009**

145 **AN ORDINANCE APPROPRIATING THE TOTAL AMOUNT OF \$14,938.24 FROM THE**
146 **UNAPPROPRIATED RESERVES IN THE GENERAL FUND TO VARIOUS LINE ITEMS IN**
147 **THE COMPTROLLER'S BUDGET FOR 2023** ITEM 23-O-024(15.4) was adopted as **ORD**
148 **2023-010**

149 **AN EMERGENCY ORDINANCE CALLING A SPECIAL ELECTION ON THE QUESTION**
150 **OF THE LEVY OF THE ANNUAL DUES OF THE TONTITOWN VOLUNTEER FIRE**
151 **DEPARTMENT (A/K/A TONTITOWN AREA FIRE DEPARTMENT) FOR FIRE**
152 **PROTECTION SERVICES; AND PRESCRIBING OTHER MATTERS PERTAINING**
153 **THERETO** ITEM 23-O-010 (15.5) was adopted as **ORD 2023-011**

154 **AN ORDINANCE APPROPRIATING THE AMOUNT OF \$6,517.41 FROM THE**
155 **UNAPPROPRIATED RESERVES IN THE COUNTY LIBRARY FUND TO VARIOUS LINE**
156 **ITEMS IN THE COUNTY LIBRARY BUDGET FOR 2023** ITEM 23-O-015 (15.7) was
157 adopted as **ORD 2023-012**

158 **AN ORDINANCE DISSOLVING ONE POSITION IN THE ROAD DEPARTMENT BUDGET**
159 **AND CREATING ONE POSITION IN THE ROAD DEPARTMENT BUDGET FOR 2023**
160 **ITEM23-O-023(15.8) was adopted as ORD 2023-013**

161 **AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF**
162 **\$100,000 IN THE PUBLIC SAFETY GRANT FUND; AND, APPROPRIATING SAID**
163 **\$100,000 TO THE PUBLIC SAFETY GRANT BUDGET FOR 2023** ITEM 23-O-012 (15.9)
164 was adopted as **ORD 2023-014**

165 **AN ORDINANCE CORRECTING CLERICAL ERRORS IN THE SHERIFF'S BUDGET AND**
166 **THE JAIL BUDGET FOR 2023** ITEM 23-O-016 (15.10) was adopted as **ORD 2023-015**

167 **AN ORDINANCE APPROPRIATING THE TOTAL AMOUNT OF \$619,342 TO VARIOUS**
168 **LINE ITEMS IN THE SHERIFF'S BUDGET AND THE JAIL BUDGET FOR 2023** ITEM 23-
169 **O-017(15.11) was adopted as ORD 2023-016**

170 **AN ORDINANCE APPROPRIATING THE TOTAL AMOUNT OF \$337,734 FROM**
171 **UNAPPROPRIATED RESERVES TO THE MOBILE VIDEO RECORDERS LINE ITEM IN**
172 **THE SHERIFF AND JAIL BUDGETS FOR 2023** ITEM 23-O-019(15.12) was adopted as
173 **ORD 2023-017**

174 **AN ORDINANCE APPROPRIATING THE AMOUNT OF \$534,214 FROM THE**
175 **UNAPPROPRIATED RESERVES IN THE GENERAL FUND AND \$190,045-95,761 FROM**
176 **THE UNAPPROPRIATED RESERVES IN THE JAIL FUND TO THE VEHICLES LINE**
177 **ITEMS IN THE SHERIFF BUDGET AND JAIL BUDGET FOR 2023** ITEM 23-O-20 (15.13)
178 was adopted as **ORD 2023-018**

179 **AN ORDINANCE APPROPRIATING ADDITIONAL REVENUE IN THE AMOUNT OF**
180 **\$58,180 FROM THE UNAPPROPRIATED RESERVES IN THE GENERAL FUND TO**
181 **VARIOUS LINE ITEMS IN THE SHERIFF'S BUDGET FOR 2023** ITEM 23-O-021(15.14)
182 was adopted as **ORD 2023-19**

183 **AN ORDINANCE APPROPRIATING THE TOTAL AMOUNT OF \$6,352.55 TO THE**
184 **GRANTS BUDGET FOR 2023** ITEM 23-O-25(15.15) was adopted as **ORD 2023-020**

185 Judge Deakins introduced the amended item 16 and Attorney Lester read by title only AN
186 ORDINANCE RECOGNIZING REVENUE AND APPROPRIATING EXPENDITURES IN
187 THE AMOUNT OF \$1,701,407.13 IN THE 3526 RENTAL ASSISTANCE-ERA2 GRANT
188 FUND (35260528) FOR 2023 item 23-O-011.JP Rios Stafford made a motion to pass
189 ordinance with a second by JP Simons. JP Cogger asked that the presentation be given by
190 Justin Fletcher, Vice President of Programs from the Accelerate Foundation. JP Cogger and
191 JP Anderson asked questions of Justin Fletcher. JP Ecke called the Question with a second
192 by JP Lyons. Public comments were heard and a roll call vote was taken on the motion to
193 pass the ordinance and tallied as follows:

- 194 JP Taylor-No
- 195 JP Wilson-Yes
- 196 JP Simons-Yes
- 197 JP Anderson-Yes
- 198 JP Lyons-Yes
- 199 JP Ecke-Yes
- 200 JP Dean-Yes
- 201 JP Washington-Yes
- 202 JP Cogger-Yes
- 203 JP Dennis-Yes
- 204 JP Highers-Yes
- 205 JP Rios Stafford-Yes
- 206 JP Leming-Yes
- 207 JP Ricker-Yes
- 208 JP Pond-Yes

209 Motion passed and **AN ORDINANCE RECOGNIZING REVENUE AND APPROPRIATING**
210 **EXPENDITURES IN THE AMOUNT OF \$1,701,407.13 IN THE 3526 RENTAL**
211 **ASSISTANCE-ERA2 GRANT FUND (35260528) FOR 2023** item 23-O-011 was adopted
212 as **ORD 2023-021**

213 Judge introduced item 17 and Attorney Lester read by title only AN ORDINANCE
214 APPROPRIATING THE AMOUNT OF \$50,000 TO THE VEHICLES LINE ITEM IN THE
215 COUNTY CORONER BUDGET FOR 2023. JP Ecke made a motion to adopt the ordinance
216 with a second from JP Anderson, a roll call vote was taken and tallied as follows:

- 217 JP Taylor-No
- 218 JP Wilson-Yes
- 219 JP Simons-Yes
- 220 JP Anderson-Yes
- 221 JP Lyons-Yes
- 222 JP Ecke-Yes
- 223 JP Dean-Yes
- 224 JP Washington-Yes
- 225 JP Cogger-Yes
- 226 JP Dennis-Yes
- 227 JP Highers-Yes
- 228 JP Rios Stafford-Yes
- 229 JP Leming-Abstain
- 230 JP Ricker-Yes
- 231 JP Pond-Yes

232 Motion passed and **AN ORDINANCE APPROPRIATING THE AMOUNT OF \$50,000 TO**
233 **THE VEHICLES LINE ITEM IN THE COUNTY CORONER BUDGET FOR 2023** item 23-O-
234 014 was adopted as **ORD 2023-022**

235
236 Judge Deakins introduce item 18 and Attorney Lester read ordinance by title only, AN
237 ORDINANCE RECOGNIZING ADDITIONAL REVENUE IN THE AMOUNT OF \$121,746

238 IN THE LAW ENFORCEMENT GRANT FUND; AND, APPROPRIATING SAID
239 \$121,746 FROM THE LAW ENFORCEMENT GRANT FUND TO THE SCAAP FY2021
240 BUDGET FOR 2023 ITEM 23-O-013(17.1). JP Leming made a motion to pass ordinance
241 with a second from JP Ricker, JP Coger requested Jak Kimball, Technology Director for the
242 Sheriff's office to speak on the grant. There was discussion among the court, JP Ecke
243 called point of Order and JP Dennis made a motion to Call the Question with second by JP
244 Ecke, passed with a voice vote. A roll call vote was taken and tallied as follows:

245 JP Taylor-Yes

246 JP Wilson-Yes

247 JP Simons-Yes

248 JP Anderson-Yes

249 JP Lyons-Yes

250 JP Ecke-Yes

251 JP Dean-Yes

252 JP Washington-Abstain

253 JP Coger-No

254 JP Dennis-Yes

255 JP Highers-Abstain

256 JP Rios Stafford-No

257 JP Leming-Yes

258 JP Ricker-Yes

259 JP Pond-Yes

260 Motion passed and **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE IN THE**
261 **AMOUNT OF \$121,746 IN THE LAW ENFORCEMENT GRANT FUND; AND,**
262 **APPROPRIATING SAID \$121,746 FROM THE LAW ENFORCEMENT GRANT FUND TO**
263 **THE SCAAP FY2021 BUDGET FOR 2023** ITEM 23-O-013(17.1) was adopted as **ORD**
264 **2023-023**

265

266 Next item on the agenda was introduced and Attorney Lester read by title only, AN
267 ORDINANCE APPROPRIATING THE AMOUNT OF \$554,210 FROM THE
268 UNAPPROPRIATED RESERVES IN THE JAIL FUND TO THE JAIL BUDGET FOR THE
269 JAIL MEDICAL CONTRACT FOR 2023 ITEM 23-O-018(18.1). JP Ecke made a motion to
270 pass ordinance with second by JP Ricker. . A roll call vote was taken and tallied as follows:

271 JP Taylor-Yes

272 JP Wilson-Yes

273 JP Simons-Yes

274 JP Anderson-Yes

275 JP Lyons-Yes

276 JP Ecke-Yes

277 JP Dean-Yes

278 JP Washington-Abstain

279 JP Coger-Yes

280 JP Dennis-Yes

281 JP Highers-Yes

282 JP Rios Stafford-No

283 JP Leming-Abstain

284 JP Ricker-Yes

285 JP Pond-Yes

286 Motion passed and **AN ORDINANCE APPROPRIATING THE AMOUNT OF \$554,210**
287 **FROM THE UNAPPROPRIATED RESERVES IN THE JAIL FUND TO THE JAIL BUDGET**
288 **FOR THE JAIL MEDICAL CONTRACT FOR 2023** ITEM 23-O-018(18.1) was adopted as
289 **ORD 2023-024**

290

291 Judge introduce next item and Attorney Lester read by title only, A RESOLUTION
292 EXPRESSING SUPPORT FOR THE TUNNEL TO TOWERS FOUNDATION'S 9/11 NEVER
293 FORGET MOBILE EXHIBIT TO VISIT WASHINGTON COUNTY ITEM 23-R-003 (19.1)
294 Ryan Davis with the Veterans Service department spoke on what the Tunnel to Towers
295 Foundation 9/11 Never Forget Mobile Exhibit is how it helps veterans. JP Ecke made a
296 motion to pass the resolution with a second from JP Leming. No public comments. A roll call
297 vote was taken and passed unanimously. **A RESOLUTION EXPRESSING SUPPORT FOR**
298 **THE TUNNEL TO TOWERS FOUNDATION'S 9/11 NEVER FORGET MOBILE EXHIBIT**
299 **TO VISIT WASHINGTON COUNTY** ITEM 23-R-003 (19.1) was adopted as **RES 2023-**
300 **005.**

301
302 Finance & Budget Committee report:
303 The Finance & Budget Committee met Tuesday, February 7, 2023 at 6:00PM. The
304 Committee was chaired by Judge Deakins and members present were: David Wilson, Fred
305 Anderson, Kyle Lyons, Lisa Ecke, Charles Dean, Shawndra Washington, Beth Coger,
306 Robert Dennis, Suki Highers, Evelyn Rios Stafford, Willie Leming, Gary Ricker, and Butch
307 Pond. JP Wilson led prayer and pledge. The agenda was amended with 2 items being
308 added. There was a discussion about the Committee Chairmanship Process and during this
309 time it was the Courts pleasure to have Judge Deakins Chair the Committees. The County
310 Services Committee will oversee policy driven items that doesn't touch money and Finance
311 & Budget will handle other items that appropriate money and amends budget items.
312 Because of the weather County Services did not meet so in the Finance & Budget meeting
313 reports for the Juvenile Detention Center (JDC), Sheriff's Office and Criminal Justice
314 Coordination Committee (CJCC) were heard along with Treasurer's, Employee's Insurance
315 and Comptroller's reports. The Committee sent three Resolutions on to the Quorum Court.
316 Sixteen ordinances were passed on to the Quorum court with thirteen of those being in a
317 consent agenda. Public comments were heard and meeting adjourned at 8:29PM.
318

319 With no further business meeting adjourned at 9:20pm

320

321 *Myra Collins*

322 Myra Collins

323 Quorum Court Coordinator

324 *Approved MC*

325 *March 16, 2023*