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

Thursday, April 20, 2023
6:00 PM
Washington County Courthouse

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

2023 MAY 22 AM 10:34

FILED

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

The following members were present, Taylor, Wilson, Simons, Anderson, Lyons, Ecke, Dean, Washington, Cogger, Dennis, Highers, Rios Stafford, Leming, Ricker, Pond.

Prayer and Pledge was led by JP Rios Stafford.

Judge Deakins removed item 12, AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING BOARD - Grand at Willow Springs item 23-O-057(12.1) it had an appeal filed so it will be heard at May's Quorum Court. JP Leming made a motion to move items 13 & 14 to the front of new business seconded by JP Pond and passed with a voice vote. JP Lyons made a motion to approve the amended agenda, JP Dean made a second. Agenda was approved by a voice vote unanimously.

JP Dean made a motion to read all ordinances and resolutions by title only, second was made by JP Rios Stafford and passed with a voice vote.

Citizen's comments were heard from Nathan Harris, Tracie Karr, Mac Mayfield, Kyle Lyons, Shawn Cook, Sherry Main, Bobby Sexton, Kent Burnett and Lou Reed Sharp.

Judge presented Item 6 with no corrections to the Minutes from March 16, 2023 Meetings they were approved.

Judge's Report as follows:

- a. Disposal Report in the packet
- b. Tunnel to Tower has raised \$14,050 of the \$25,000. Want to thank the SoFay Farm house who has donated 5 nights for people traveling with the Exhibit.
- c. Contact Judge's office to record your memory of where you were on 9/11.
- d. JP's to schedule a Tour of projects and challenges in the county.
- e. ARPA applicant review process for May 1st County Services Meeting
- f. Start walking through the Part time wages positions
- g. HR Director passed out puzzle piece ribbons for Autism Awareness Month
- h. Library Board request to appoint Wendy Lindsay. JP Ricker made a motion and second by JP Lyons, passed with voice vote.

Judge introduced item 8 of unfinished business, and Attorney Lester read for third and final reading, AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL - Mally Wagnon Self Storage Item 23-O-026(9.1). JP Lyons made a motion to approve the ordinance. Discussions were heard by the court and public. JP Dennis made a motion to extend public comments for 12 minutes and second by JP Lyons, passed with a voice vote. Public comments were completed and a roll call vote was taken and tallied as follows:

JP Taylor-Yes
JP Wilson-Yes
JP Simons-Yes
JP Lyons-Yes
JP Ecke-Yes
JP Dean-Yes
JP Washington-No
JP Cogger-No
JP Dennis-Yes
JP Highers-No
JP Rios Stafford-No

63 JP Leming-Yes
64 JP Ricker-No
65 JP Pond-Yes
66 **Motion passed and AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT**
67 **RECOMMENDED FOR APPROVAL - Mally Wagnon Self Storage Item 23-O-026 was**
68 **ADOPTED as ORD 2023-033**

69
70 Judge introduced original item 13 which was moved to agenda item 9 and Attorney
71 Lester read by title only AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT
72 RECOMMENDED FOR APPROVAL BY THE PLANNING BOARD – Shuler item 23-O-
73 0-058(13.1) JP Lyons made a motion to suspend the rules and move to the second
74 reading with second from JP Leming and passed with voice vote. Attorney Lester read
75 by title only for the second reading. JP Lyons made a motion to suspend the rules and
76 move to the third and final reading, second by JP Leming, passing with a voice vote.
77 Attorney Lester read for third and final reading. JP Lyons made a motion to approve the
78 ordinance with a second by JP Leming. JP Highers requested to hear information from
79 Director Ata. No public comments

80 A roll call vote was taken and tallied as follows:

81 JP Taylor-Yes
82 JP Wilson-Yes
83 JP Simons-Yes
84 JP Lyons-Yes
85 JP Ecke-Yes
86 JP Dean-Yes
87 JP Washington-Yes
88 JP Cogger-No
89 JP Dennis-Yes
90 JP Highers-Yes
91 JP Rios Stafford-Yes
92 JP Leming-Yes
93 JP Ricker-Yes
94 JP Pond-Yes

95 **Motion passed and AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT**
96 **RECOMMENDED FOR APPROVAL BY THE PLANNING BOARD – Shuler item 23-O-**
97 **0-058 was ADOPTED as ORD 2023-034.**

98
99 Judge Deakins introduced original item 14 as item 10 and Attorney Lester read by title
100 only AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED
101 FOR APPROVAL BY THE PLANNING BOARD - Northwest Construction Office item 23-
102 O-059(14.1) JP Lyons made a motion to suspend the rules and move to the second
103 reading with second from JP Pond and passed with voice vote. Attorney Lester read by
104 title only for the second reading. JP Lyons made a motion to suspend the rules and
105 move to the third and final reading, second by JP Pond, passing with a voice vote.
106 Attorney Lester read for third and final reading. JP Lyons made a motion to approve the
107 ordinance with a second by JP Dean. JP Rios Stafford requested to hear information
108 from Director Ata. No public comments

109 A roll call vote was taken and tallied as follows:

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

124 **Motion passed and AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT**

125 **RECOMMENDED FOR APPROVAL BY THE PLANNING BOARD - Northwest**
126 **Construction Office item 23-O-059 was ADOPTED as ORD 2023-035.**

127

128 Judge introduced the Consent agenda item 11 and Attorney Lester read all ordinances
129 by title only. JP Lyons made a motion to pass consent agenda with a second by JP
130 Simons and was passed unanimously by roll call vote and ordinances were ADOPTED
131 as follows:

132

133 **AN ORDINANCE APPROPRIATING \$45,000 FROM THE UNAPPROPRIATED**
134 **RESERVES IN THE COUNTY LIBRARY FUND TO THE COUNTY LIBRARY BUDGET**
135 **FOR 2023 Item 23-O-039 was ADOPTED as ORD 2023-036**

136

137 **AN ORDINANCE AMENDING THE PROSECUTING ATTORNEY'S BUDGET FOR**
138 **2023 Item 23-O-040 was ADOPTED as ORD 2023-037**

139

140 **AN ORDINANCE AMENDING THE CIRCUIT COURT III BUDGET FOR 2023 Item 23-**
141 **O-041 was ADOPTED as ORD 2023-038**

142

143 **AN ORDINANCE AMENDING THE ASSESSOR'S BUDGET FOR 2023 Item 23-O-042**
144 **was ADOPTED as ORD 2023-039**

145

146 **AN ORDINANCE AMENDING THE IT BUDGET FOR 2023 Item 23-O-044(9.5) was**
147 **ADOPTED as ORD 2023-040**

148

149 **AN ORDINANCE AMENDING THE COUNTY ROAD BUDGET FOR 2023 Item 23-O-**
150 **045 was ADOPTED as ORD 2023-041**

151

152 **AN ORDINANCE ADJUSTING CARRYOVER REVENUES IN VARIOUS FUNDS FOR**
153 **2023 Item 23-O-047 was ADOPTED as ORD 2023-042**

154

155 **AN ORDINANCE AMENDING THE COUNTY BUDGET FOR 2022 Item 23-O-048 was**
156 **ADOPTED as ORD 2023-043**

157

158 **AN ORDINANCE RECOGNIZING REVENUE IN THE AMOUNT OF \$339,830 IN THE**
159 **HIGH INTENSITY DRUG TRAFFICKING AREAS (HIDTA) GRANT FUND Item 23-O-**
160 **049 was ADOPTED as ORD 2023-044**

161

162 **AN ORDINANCE ANTICIPATING ADDITIONAL GRANT REVENUE IN THE DRUG**
163 **COURT GRANT FUND (3513) FOR 2023 Item 23-O-050 was ADOPTED as ORD**
164 **2023-045**

165

166 **AN ORDINANCE APPROPRIATING \$4,000 FROM THE CSU FUND (3075) TO THE**
167 **BUILDINGS AND GROUNDS BUDGET FOR 2023 Item 23-O-051 was ADOPTED as**
168 **ORD 2023-046**

169

170 **AN ORDINANCE APPROPRIATING UNUSED ARPA FUNDS IN THE**
171 **UNAPPROPRIATED RESERVES OF THE 911 BUDGET TO THE ARPA FUND**
172 **BUDGET FOR 2023 Item 23-O-052 was ADOPTED as ORD 2023-047**

173

174 **AN ORDINANCE APPROPRIATING FUNDS FROM THE ARPA FUND TO THE ARPA**
175 **BUDGET FOR 2023 Item 23-O-053 was ADOPTED as ORD 2023-048**

176

177 **AN ORDINANCE RECOGNIZING REVENUE IN THE AMOUNT OF \$7,496.32; AND,**
178 **APPROPRIATING SAID \$7,496.32 TO VARIOUS LINE ITEMS IN THE IT BUDGET**
179 **FOR 2023 Item 23-O-055 was ADOPTED as ORD 2023-049**

180

181 **AN ORDINANCE APPROPRIATING \$18,700 FROM UNAPPROPRIATED RESERVES**
182 **TO THE BUILDINGS AND GROUNDS BUDGET FOR 2023 Item 23-O-056 was**
183 **ADOPTED as ORD 2023-050**

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185 **AN ORDINANCE AMENDING ORDINANCE 2023-003 Item 23-O-060 was ADOPTED**
186 **as ORD 2023-051**

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AN ORDINANCE RECOGNIZING REVENUE IN THE AMOUNT OF \$60,112.90 IN THE LATC FUND AND, APPROPRIATING SAID \$60,112.90 TO THE LATC BUDGET FOR 2023 Item 23-O-061 was ADOPTED as ORD 2023-052

AN ORDINANCE AMENDING THE WASHINGTON COUNTY BUDGET FOR 2023 Item 23-O-062 was ADOPTED as ORD 2023-053

Agenda item 11 was introduced and Attorney Lester read it by title only, A RESOLUTION OF THE QUORUM COURT OF WASHINGTON COUNTY, ARKANSAS CERTIFYING LOCAL GOVERNMENT ENDORSEMENT OF CYPRESS COLD STORAGE, LLC TO PARTICIPATE IN THE CONSOLIDATED INCENTIVE (TAX BACK) ACT OF 2003 Item 23-R-005(10.1) Jay Segoe from Springdale Chamber of Commerce spoke about the resolution, JP Ecke made a motion to pass the resolution with a second from JP Dean. Comments were heard by the Court and there were no public comments. A roll call vote was taken and passed unanimously. **A RESOLUTION OF THE QUORUM COURT OF WASHINGTON COUNTY, ARKANSAS CERTIFYING LOCAL GOVERNMENT ENDORSEMENT OF CYPRESS COLD STORAGE, LLC TO PARTICIPATE IN THE CONSOLIDATED INCENTIVE (TAX BACK) ACT OF 2003** item 23-R-005 was ADOPTED as RES 2023-005.

Judge Deakins introduced A RESOLUTION DECLARING A VACANCY IN QUORUM COURT DISTRICT 4 Item 23-R-006, which was read by title only by Attorney Lester. JP Lyons made a motion to pass with a second by JP Leming. The Resolution was passed by roll call vote unanimously and resolution was ADOPTED as follows **A RESOLUTION DECLARING A VACANCY IN QUORUM COURT DISTRICT 4** Item 23-R-006 **RES 2023-006**

Judge introduced original item 15 and Attorney Lester read by title only, AN ORDINANCE APPROPRIATING \$1,000,000 FROM THE ARPA FUND TO THE ARPA BUDGET FOR 2023 Item 23-O-054(15.1) JP Leming made a motion to pass ordinance and second by JP Ecke, comments were heard from court. JP Cogger made a motion to amend the ordinance to change the \$1,000,000 amount to \$250,000 with a second by JP Rios Stafford. Judge gave clarification that any funds of the \$1,000,000 that is not used for architectural design will roll back into the construction of this project. Discussion was had among court. JP Lyons Called the Question and passed with a voice vote. Motion failed by voice vote to amend and change design amount. Motion goes back to the original motion of passing the ordinance and JP Lyons made a motion to Call the Question and passed with a voice vote. Public comments were heard and a roll call vote was taken and tallied as follows:

- JP Taylor-Yes
- JP Wilson-Yes
- JP Simons-Yes
- JP Lyons-Yes
- JP Ecke-Yes
- JP Dean-Yes
- JP Washington-Yes
- JP Cogger-No
- JP Dennis-Yes
- JP Highers-Yes
- JP Rios Stafford-Yes
- JP Leming-Yes
- JP Ricker-Yes
- JP Pond-Yes

Motion passed and **AN ORDINANCE APPROPRIATING \$1,000,000 FROM THE ARPA FUND TO THE ARPA BUDGET FOR 2023** Item 23-O-054 was ADOPTED as ORD 2023-054

With no further items the Committee Reports are as follows;
County Services:

The County Services Committee met Monday, April 3, 2023 at 6:00PM. There was a moment of silence in honor of deceased Justice, Fred Anderson. JP Washington led

249 prayer and pledge.
250 The agenda was amended and Carol Moralez with Upskill was added. An ordinance to
251 amend the Assessor's budget was moved to the Finance & Budget Committee for April
252 11th. Reports were heard from JDC, Sheriff's office as well as CJCC.
253 Under New Business Washington Regional Annual Report was postponed until May.
254 One ordinance was tabled until May County Services Committee Meeting. Four
255 ordinances were moved to the Quorum Court's consent agenda and one other was
256 moved to the Finance & Budget Meeting on April 11th.
257 Public comments were heard and meeting was adjourned at 7:31pm
258

259 **Finance & Budget:**

260 The Finance & Budget Committee met Tuesday, April 11, 2023 at 6:00PM. JP Dennis
261 led prayer and pledge. The Committee amended the agenda to remove an ordinance
262 and move to the May F&B Meeting and added one agenda item. Reports were heard
263 from Treasurer Hill, Employee's Insurance Report from Charles Angel and Comptroller's
264 report from Director Story. The Committee heard an overview of the Salary
265 Administration Program and their role as Quorum Court given by HR Director Burchett.
266 Eighteen ordinances were placed in a consent agenda and passed on to Quorum Court.
267 One ordinance was tabled until May's F&B Meeting. Public comments were heard and
268 meeting was adjourned at 8:20PM
269

270 Quorum Court meeting was adjourned at 7:57PM
271

272 *Myra Collins*

273 Myra Collins

274 Quorum Court Coordinator

275 *MC Approved*

276 *May 18, 2023*