



**WASHINGTON COUNTY, ARKANSAS**  
**County Courthouse**

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

Thursday, September 21, 2023  
6:00 p.m.  
Washington County Quorum Court Room

**AGENDA**

1. **CALL TO ORDER AND WELCOME** **JUDGE DEAKINS**
  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/ 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 minutes Regular Quorum Court Meeting August 17, 2023.
  7. **COUNTY JUDGE'S REPORT** (7.1) **JUDGE DEAKINS**
- UNFINISHED BUSINESS**
8. **AN ORDINANCE AUTHORIZING THE TRANSFER OF ONE VEHICLE TO MADISON COUNTY, ARKANSAS.**(on second reading) Item 23-O-113 **JP DENNIS**
  9. **AN ORDINANCE AMENDING SECTION 5 OF THE BENEFITS AND APPROVED LEAVE SECTION OF ORDINANCE 2018-50 – THE WASHINGTON COUNTY EMPLOYEE HANDBOOK.**  
(on second reading) Item 23-O-116 **JP LYONS**

**NEW BUSINESS**

**10. CONSENT AGENDA**

1. **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE IN THE AMOUNT OF \$178,208.88. Item 23-O-125 (10.1)** JP LYONS
2. **AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$13,506 IN THE LAW ENFORCEMENT GRANT FUND. Item 23-O-126 (10.2)** JP RICKER
3. **AN ORDINANCE RECOGNIZING \$37.09 IN UNSPENT GRANT FUNDS IN THE 3510 JDC GRANT FUND. Item 23-O-128 (10.3)** JP POND
4. **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE OF \$31,167 IN THE JDC GRANT FUND. Item 23-0-129 (10.4)** JP POND
5. **AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN OF \$200,000 IN THE WHEELER ROAD BRIDGE FUND. Item 23-O-130 (10.5)** JP LYONS
6. **AN ORDINANCE AMENDING THE PROSECUTING ATTORNEY'S BUDGET FOR 2023. Item 23-O-131 (10.6)** JP LYONS
7. **AN ORDINANCE AMENDING THE GRANTS DEPARTMENT BUDGET AND THE COUNTY JUDGE'S BUDGET FOR 2023. Item 23-O-132 (10.7)** JP ECKE

11. **AN ORDINANCE AMENDING THE COUNTY ATTORNEY BUDGET FOR 2023.** JP POND  
Item 23-O-127 (11.1)

12. **BEAVER LAKE TINY HOMES CUP (12.1-12.2)**

Location: Section 01, Township 17, Range 29  
Applicant: Jonathan McJunkins (Developer: Dave Gallo)  
Location Address: 18664 Saddle Shop WC 383. Springdale, AR 72764  
Coordinates: 36.17053217, -94.01552134  
Proposed Use: Residential/Commercial  
JP District: District 5 – Kyle Lyons  
Approximately: +/- 4.82 acres / 1 parcel

13. **APPEAL HEARING DISCUSSION BY QUORUM COURT-** Beaver Lake Tiny Homes

14. **QUORUM COURT ACTION ON BEAVER LAKE TINY HOMES APPEAL** JP LYONS  
Items 23-O-093 or 23-O-094 (14.1-14.2)

15. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING AND ZONING BOARD - Meyers Boys Garage.**  
Item 23-O-133 (15.1)

16. **COMMITTEE REPORTS-**

- **COUNTY SERVICES-** September County Services Meeting canceled (16.1 and 16.2)

- FINANCE & BUDGET (16.3-16.6)

18. ADJOURNMENT

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

Thursday, August 17, 2023  
6:00 PM  
Washington County Courthouse

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

11  
12 The following members were present: Wilson, Simons, Lyons, Ecke, Dean, Washington,  
13 Coger, Dennis, Highers, Rios Stafford, Leming, and Pond. Taylor and Ricker were  
14 absent.

15  
16 JP Dean led the Prayer and Pledge.

17  
18 Judge Deakins moved to Item 3 on the agenda (Adoption of the Agenda.) JP Lyons  
19 motioned to remove items 16, 17, and 18 from the agenda indefinitely. After some  
20 discussion between members of the court, it was discovered the applicant requested  
21 the item to only be postponed for one month. JP Lyons amended his motion to  
22 postpone until the September Quorum Court Meeting, and JP Dean seconded the  
23 motion. The motion to amend agenda was passed by voice vote. JP Lyons made a  
24 motion to adopt the amended agenda. The motion was seconded by JP Dean and the  
25 motion passed with a voice vote.

26  
27 JP Dean made a motion to read all ordinances/resolutions by title only, JP Washington  
28 seconded the motion, and the motion passed with a voice vote.

29  
30 Citizen Comments were heard from Mac Mayfield, Sherry Main, unknown, Stephenie  
31 Foster, Alan Lankford, Maribeth Lynes, Lowell Grisham, and Georgia Ross.

32  
33 The judge presented Item 6, (Approval of Minutes) and asked if there were any  
34 corrections needed. JP Lyons asked for a Justification letter be added to the minutes.  
35 JP Dean made a motion to approve the minutes with amendment and it was seconded  
36 by JP Lyons. The motion passed with a voice vote. Minutes from June 15, 2023, were  
37 approved with amendment.

38  
39 Judge Deakins presented a Report that included the July Disposal of County Property  
40 Report. He also notified the Quorum Court members that the 2021 Audit Report from  
41 the Legislative Auditing Committee had been sent to each of them and to tell his office if  
42 they had not received it. Judge Deakins reported a vacancy on the Equalization Board  
43 and noted that Greg Taylor had been recommended. He requested approval for Taylor's  
44 appointment, and the Quorum Court unanimously approved the appointment.

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UNFINISHED BUSINESS

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Judge Deakins moved to item 8 under unfinished business, **AN ORDINANCE REPEALING ORDINANCES 2009-33, 2009-43, AND 2009-67 TO ALLOW APPEALS OF THE DECISIONS TO BE FILED IN CIRCUIT COURT** Item 23-O-076 (8.1).

This ordinance was on the final reading. County Attorney Baker read the ordinance by title only. A motion to adopt the ordinance was made by JP Lyons and seconded by JP Simons. The Quorum Court members had a discussion on the ordinance. During the discussion, JP Coger called a point of order advising that JP Ecke’s comments weren’t germane to the to the question at hand. JP Ecke stopped talking and thanked the chair. Public comments were heard. A roll call vote was called and the votes tallied as follows:

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

**Motion failed.**

Judge Deakins moved to item 9 under unfinished business, **AN ORDINANCE AMENDING THE ARPA FUND BUDGET FOR 2023**. Item 23-O-088 (9.1)

This ordinance is on the final reading. County Attorney Baker read the ordinance by title only. JP Coger motioned to amend the ordinance. She motioned that the money amount in line 16 of the ordinance be changed from \$564,681.00 to \$598,117.00 making the money amounts listed in both line 16 and line 29 match. JP Rios Stafford seconded the motion, and the motion to amend the ordinance was passed by voice vote.

JP Coger motioned to pass the amended ordinance, and JP Highers seconded the motion. The Quorum Court members had a discussion on the resolution. During the discussion, JP Highers called a point of order on JP Lyons advising that his comments weren’t germane to the question at hand. Lyons disagreed, but moved on. JP Ecke called a point of order on JP Rios Stafford’s comments advising Judge Wood wasn’t there to defend himself, and what she was repeating was hearsay. Judge Deakins asked JP Rios Stafford to take that under consideration. JP Rios Stafford encouraged any of the Non-profits that were interested in doing so to come give first-hand accounts of the conversations. JP Lyons called a point of order on JP Ecke’s comments advising that they weren’t germane to the question at hand. JP Ecke corrected her comments. JP Dennis called the question and JP Ecke seconded it.

93 A voice vote was called. There were dissenting votes heard, so a roll call vote was  
94 taken and tallied as follows:

95 JP Taylor-Absent  
96 JP Wilson-Yes  
97 JP Simons-Yes  
98 JP Lyons-Yes  
99 JP Ecke-Yes  
100 JP Dean-Yes  
101 JP Washington-No  
102 JP Coger-No  
103 JP Dennis-Yes  
104 JP Highers-No  
105 JP Rios Stafford-No  
106 JP Leming-Yes  
107 JP Ricker-Absent  
108 JP Pond-Yes

109 **Motion to call the question passed.**

110  
111 Public comments were heard. JP Coger made a motion to pass the ordinance, as  
112 amended. JP Highers seconded the motion. A roll call vote was taken on the motion  
113 and tallied as follows:

114 JP Taylor-Absent  
115 JP Wilson-No  
116 JP Simons-Yes  
117 JP Lyons-No  
118 JP Ecke-No  
119 JP Dean-No  
120 JP Washington-Yes  
121 JP Coger-Yes  
122 JP Dennis-No  
123 JP Highers-Yes  
124 JP Rios Stafford-Yes  
125 JP Leming-No  
126 JP Ricker-Absent  
127 JP Pond-No

128 **Motion failed.**

129  
130 Judge Deakins moved to item 10 under unfinished business, **AN ORDINANCE**  
131 **RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE**  
132 **PLANNING BOARD Anytime Hauling.** Item 23-O-111 (10.1).

133 This ordinance is on the final reading. County Attorney Baker read the ordinance by title  
134 only. JP Lyons made a motion to approve the ordinance and JP Simons seconded the  
135 motion. Planning Director Ata introduced the ordinance and answered questions from  
136 members of the court. The applicants did a presentation and answered questions from  
137 members of the court. Judge Deakins clarified a yes vote approves the motion and a no  
138 vote denies the motion. No public comment. Roll call was taken and tallied as follows:

139 JP Taylor-Absent  
140 JP Wilson-Yes  
141 JP Simons-Yes  
142 JP Lyons-Yes  
143 JP Ecke-Yes  
144 JP Dean-Yes  
145 JP Washington-Yes  
146 JP Cogger-Yes  
147 JP Dennis-Yes  
148 JP Highers-Yes  
149 JP Rios Stafford-Yes  
150 JP Leming-No  
151 JP Ricker-Absent  
152 JP Pond-Yes

153 Motion passed. **AN ORDINANCE RATIFYING A CONDITIONAL USE**  
154 **PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING BOARD Anytime**  
155 **Hauling.** Item 23-O-111 was adopted as **ORD 2023-96.**

156  
157 Judge Deakins moved to item 11 under new business, which was the Consent Agenda.  
158 County Attorney Baker read each ordinance by title only.  
159 JP Lyons motioned to adopt the Consent Agenda with a second from JP Dean. There  
160 were no public comments. Roll call was taken and tallied as follows:

161 JP Taylor-Absent  
162 JP Wilson-Yes  
163 JP Simons-Absent  
164 JP Lyons-Yes  
165 JP Ecke-Yes  
166 JP Dean-Yes  
167 JP Washington-Yes  
168 JP Cogger-Yes  
169 JP Dennis-Yes  
170 JP Highers-Absent  
171 JP Rios Stafford-Yes  
172 JP Leming-Yes  
173 JP Ricker-Absent  
174 JP Pond-Yes

175 Motion passed on the Consent Agenda and ordinances were adopted as follows:

- 176  
177 1. **AN ORDINANCE AMENDING ORDINANCE 2022-107, THE 2022 WASHINGTON**  
178 **COUNTY BUDGET, TO APPROPRIATE PROFESSIONAL DEVELOPMENT**  
179 **RECOGNITION PAYMENTS.** Item 23-O-108 (11.1) was adopted as **ORD 2023-97.**  
180  
181 2. **AN ORDINANCE RECOGNIZING AND APPROPRIATING ADDITIONAL FUNDING**  
182 **OF \$1,200 FOR 2023.** Item 23-O-112 (11.2) was adopted as **ORD 2023-98.**  
183

- 184 3. **AN ORDINANCE ANTICIPATING REVENUE TOTALING \$833,001 IN THE CRISIS**  
185 **STABILIZATION UNIT (CSU) GRANT FUND.**  
186 Item 23-O-114(11.3) was adopted as **ORD 2023-99.**  
187
- 188 4. **AN ORDINANCE ESTABLISHING THE COMPENSATION FOR THE**  
189 **WASHINGTON COUNTY ELECTION COMMISSIONERS; AND, REPEALING**  
190 **ORDINANCE 1995-11.** Item 23-O-115(11.4) was adopted as **ORD 2023-100.**  
191
- 192 5. **AN ORDINANCE ANTICIPATING AND APPROPRIATING ADDITIONAL**  
193 **REVENUE OF \$60,000 IN THE RURAL COMMUNITY GRANT FUND FOR 2023.**  
194 Item 23-O-117(11.5) was adopted as **ORD 2023-101.**  
195
- 196 6. **AN ORDINANCE REDUCING OBLIGATIONS IN THE AMERICAN RESCUE PLAN**  
197 **ACT (“ARPA”) FUND (3046) BY \$91,894.55.**  
198 Item 23-O-118(11.6) was adopted as **ORD 2023-102.**  
199
- 200 7. **AN ORDINANCE AMENDING THE CIRCUIT COURT VIII BUDGET FOR 2023.**  
201 Item 23-O-119(11.7) was adopted as **ORD 2023-103.**  
202
- 203 8. **AN ORDINANCE AMENDING THE JUVENILE DETENTION CENTER BUDGET**  
204 **FOR 2023.** Item 23-O-120(11.8) was adopted as **ORD 2023-104.**  
205
- 206 9. **AN ORDINANCE AMENDING THE PROSECUTING ATTORNEY BUDGET FOR**  
207 **2023.** Item 23-O-121(11.9) was adopted as **ORD 2023-105.**  
208
- 209 10. **AN ORDINANCE AMENDING THE COUNTY COMMUNICATIONS BUDGET FOR**  
210 **2023.** Item 23-O-122(11.10) was adopted as **ORD 2023-106.**  
211
- 212 11. **AN ORDINANCE AMENDING THE COUNTY COMPTROLLER BUDGET FOR**  
213 **2023.** Item 23-O-123 (11.11) was adopted as **ORD 2023-107.**  
214
- 215 12. **AN ORDINANCE AMENDING THE 2023 COUNTY BUDGET.**  
216 Item 23-O-124 (11.12) was adopted as **ORD 2023-108.**  
217

218 Judge Deakins moved to item 12 on the agenda – **AN ORDINANCE AUTHORIZING**  
219 **THE TRANSFER OF ONE VEHICLE TO MADISON COUNTY, ARKANSAS.**

220 Item 23-O-113 (12.1)

221 County Attorney Baker read the ordinance by title only.

222 JP Dennis made a motion to pass and JP Lyons seconded it. JP Leming made a  
223 comment during discussion. Coroner Roger Morris spoke about the ordinance.

224 There were no public comments and roll call was taken and tallied as follows:

225 JP Taylor-Absent

226 JP Wilson-Yes

227 JP Simons-Yes

228 JP Lyons-Yes

229 JP Ecke-Yes

230 JP Dean-Yes



231 JP Washington-Yes  
232 JP Cogger-Yes  
233 JP Dennis-Yes  
234 JP Highers-Absent  
235 JP Rios Stafford-Yes  
236 JP Leming-Yes  
237 JP Ricker-Absent  
238 JP Pond-Yes

239 **Motion passed.** Ordinance moved to September meeting for 2<sup>nd</sup> reading.

240  
241 Judge Deakins moved to item 13 on the agenda – **AN ORDINANCE AMENDING SECTION 5**  
242 **OF THE BENEFITS AND APPROVED LEAVE SECTION OF ORDINANCE 2018-50 – THE**  
243 **WASHINGTON COUNTY EMPLOYEE HANDBOOK.** Item 23-O-116 (13.1)

244 County Attorney Baker read the ordinance by title only.

245 JP Lyons made a motion to pass and the motion was seconded by JP Ecke. There were no  
246 public comments. Roll call was taken and tallied as follows:

247  
248 JP Taylor-Absent  
249 JP Wilson-Yes  
250 JP Simons-Yes  
251 JP Lyons-Yes  
252 JP Ecke-Yes  
253 JP Dean-Yes  
254 JP Washington-Yes  
255 JP Cogger-Yes  
256 JP Dennis-Yes  
257 JP Highers-Yes  
258 JP Rios Stafford-Yes  
259 JP Leming-Yes  
260 JP Ricker-Absent  
261 JP Pond-Yes

262 **Motion passed.** Ordinance moved to September meeting for 2<sup>nd</sup> reading.

263  
264 Judge Deakins moved to item 14 on the agenda – **A RESOLUTION SUPPORTING THE**  
265 **PUBLICATION OF ALL COUNTY ORDINANCES and RESOLUTIONS ON THE**  
266 **WASHINGTON COUNTY WEBSITE.** Item 23-R-009 (14.1)

267 County Attorney Baker read the resolution by title only.

268 JP Cogger made a motion to amend the resolution to include contracts. The motion was  
269 seconded by JP Rios-Stafford. A roll call vote was taken and tallied as follows:

270 JP Taylor-Absent  
271 JP Wilson-No  
272 JP Simons-No  
273 JP Lyons-No  
274 JP Ecke-No  
275 JP Dean-No  
276 JP Washington-Yes

277 JP Coger-Yes  
278 JP Dennis-No  
279 JP Highers-Yes  
280 JP Rios Stafford-Yes  
281 JP Leming-No  
282 JP Ricker-Absent  
283 JP Pond-No

284 **Motion to amend resolution failed.**

285  
286 JP Lyons made a motion to pass the resolution as written. JP Dean seconded the  
287 motion. There was discussion among members of the court. Public comments were  
288 heard. A roll call vote was taken and tallied as follows:

289 JP Taylor-Absent  
290 JP Wilson-No  
291 JP Simons-Yes  
292 JP Lyons-Yes  
293 JP Ecke-Yes  
294 JP Dean-Yes  
295 JP Washington-Abstain  
296 JP Coger-No  
297 JP Dennis-Yes  
298 JP Highers-Yes  
299 JP Rios Stafford-Yes  
300 JP Leming-Yes  
301 JP Ricker-Absent  
302 JP Pond-Yes

303 Motion passed. **A RESOLUTION SUPPORTING THE PUBLICATION OF ALL COUNTY**  
304 **ORDINANCES and RESOLUTIONS ON THE WASHINGTON COUNTY WEBSITE.**  
305 Item 23-R-009 was adopted as **RES 2023-10.**

306  
307 Judge Deakins moved to item 15 on the agenda – **A RESOLUTION SUPPORTING**  
308 **SUSTAINED FUNDING FOR THE NORTHWEST ARKANSAS CRISIS STABILIZATION UNIT**  
309 **TO PROVIDE MENTAL HEALTH SERVICES.** Item 23-R- 010 (15.1)

310 County Attorney Baker read the resolution by title only.

311 JP Coger introduced the resolution and made a motion to pass it. JP Rios Stafford  
312 seconded the motion. The Quorum Court members had a discussion on the resolution.  
313 During the discussion, JP Ecke called a point of order advising that JP Coger’s  
314 comments weren’t germane to the to the question at hand. JP Deakins asked JP Coger  
315 to take it under consideration. There were no public comments and roll call was taken  
316 and tallied as follows:

317 JP Taylor-Absent  
318 JP Wilson-Yes  
319 JP Simons-Yes  
320 JP Lyons-Yes  
321 JP Ecke-Yes  
322 JP Dean-Yes

323 JP Washington-Yes  
324 JP Cogger-Yes  
325 JP Dennis-Yes  
326 JP Highers-Yes  
327 JP Rios Stafford-Yes  
328 JP Leming-Yes  
329 JP Ricker-Absent  
330 JP Pond-Yes

331 Motion passes: **A RESOLUTION SUPPORTING SUSTAINED FUNDING FOR THE**  
332 **NORTHWEST ARKANSAS CRISIS STABILIZATION UNIT TO PROVIDE MENTAL**  
333 **HEALTH SERVICES.** Item 23-R-010 was adopted as **RES 2023-11.**  
334 (Items 16, 17, 18 tabled until September meeting at applicants request)

335  
336 Judge Deakins moved to item 19, Committee reports.

337  
338 Committee Reports as follows:

339  
340 The County Services Committee met, Monday, July 31, 2023, at 6:00PM.

341  
342 Members present were Coleman Taylor, David Wilson, Sean Simons, Kyle Lyons,  
343 Robert Dean, Shawndra Washington, Beth Cogger, Robert Dennis, Evelyn Rios Stafford,  
344 Willie Leming, Gary Ricker, and Butch Pond.

345  
346 The meeting was chaired by Butch Pond.

347  
348 JP Dean opened with pledge and prayer.

349  
350 The Committee heard reports from JDC Director Tinsley and Sheriff Cantrell.

351  
352 The Committee moved two ordinances and two resolutions on to the Quorum Court.

353  
354 Public comments were heard and meeting was adjourned at 7:25PM.

355  
356 The Finance & Budget Committee met Tuesday, August 8, 2023 at 6:00PM.

357 All members were present.

358  
359 JP Ecke led the prayer and pledge.

360  
361 Reports were heard from Treasurer Bobby Hill, Employee's Insurance Report from  
362 Charles Angel and Comptroller's report from Director Wayne Story.

363 The Committee passed twelve ordinances onto Quorum Court, all twelve were placed  
364 on the consent agenda.

365  
366 There were no public comments.

367  
368 Directors from each division within the County Judge's budget presented their

369 respective budgets to the committee members. Meeting was adjourned at 9:21 pm.

370

371 The Quorum Court meeting was adjourned at 8:40PM.

372 *Sabrina Mason*

373 Sabrina Mason

374 Quorum Court Coordinator

**Patrick Deakins**  
County Judge



**Jousy Facundo**  
Fixed Asset Manager

## WASHINGTON COUNTY, ARKANSAS

### Purchasing Department Disposal of County Property

August, 2023

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. There was no property disposed for the month of August, 2023.

Court Order	File Date	Description
2023-133	08/23/23	Assessor I010500615, -0248, -0250, -0647, -0648, -0658, -0492, -0251, -0417, -0584, -0182, -0499, -0082, -0278, -0047, -0166, -0496, -050
2023-134	08/23/32	B&G Metal Detector I010800396, -0397, Prosecuting Attorney I04160009, -0010, -0011, Road I02000032, -0080
2023-135	08/23/23	Circuit Clerks I0102000054, -0055, -0056, -0057, -0058, -0081, -0082, -0124, -0455, -0456, -0552, Road Dept.

Item 23-O-113

Requested by: Coroner Roger Morris  
Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

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

**AN ORDINANCE AUTHORIZING THE TRANSFER  
OF ONE VEHICLE TO MADISON COUNTY,  
ARKANSAS.**

**WHEREAS**, A.C.A. § 14-16-116 authorizes a county to transfer personal property to another county; and,

**WHEREAS**, Coroner Roger Morris desires to transfer a vehicle to Madison County, Arkansas for use by the Madison County Coroner’s office; and,

**WHEREAS**, the Quorum Court approves of the transfer.

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

**ARTICLE 1.** The County Judge is hereby authorized to transfer the 2012 Ford Expedition (VIN 1FMJK1G59CEF39774) currently in use by the County Coroner’s office to Madison County for the sum of one dollar (\$1.00).

\_\_\_\_\_  
PATRICK W. DEAKINS, County Judge

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BECKY LEWALLEN, County Clerk

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

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43 Committee History: County Services Committee 07/31/2023: passed on to the Quorum Court  
44 Quorum Court History:

Item 23-O-116

Requested by: County Judge Patrick W. Deakins  
Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

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

**AN ORDINANCE AMENDING SECTION 5 OF THE BENEFITS AND APPROVED LEAVE SECTION OF ORDINANCE 2018-50 – THE WASHINGTON COUNTY EMPLOYEE HANDBOOK.**

**WHEREAS**, as a result of changes to employee policies over the years, an update is needed with regard to the Catastrophic Leave Bank Policy for county employees; and,

**WHEREAS**, the Quorum Court approves of these changes.

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

**ARTICLE 1.** Section 5, titled Catastrophic Leave Bank, of the Benefits and Approved Leave Section of the Washington County Employee Handbook is amended as follows:

**5. Catastrophic Leave Bank**

**A. Participation:**

~~Participation in the Catastrophic Leave Bank (CLB) is available to all full time employees who meet the eligibility requirements. These requirements include the following:~~

- ~~1. The employee must be a regular/full-time employee.~~
- ~~2. The employee must have been continuously employed by Washington County in a full-time capacity for a minimum of two years prior to the plan’s effective date.~~

~~An employee becomes a member of the CLB by contributing 8 hours of sick time to the bank annually. Eligible employees will be given an opportunity to sign up each year during open enrollment for a plan year effective January 1st of the next year. Employees not electing to sign up during the enrollment period will not be eligible to participate until the following plan year. Upon enrollment in the plan and employee will automatically be re-enrolled each year unless the employee~~



41 signs a cancellation form during open enrollment, or no longer meets the  
42 eligibility criteria as of the first day of the plan year.

43 A declaration of participation and contribution shall be made on a Catastrophic  
44 Leave Bank Election Form distributed and collected by the Human Resources  
45 Office. The CLB Form is due in the Human Resources Office between November  
46 1st and November 30th each year for employees electing to participate the next  
47 year. Once forms are submitted, the HR department sends the necessary  
48 authorization to the Comptroller's office to deduct 8 hours of sick leave from the  
49 participating employees sick leave accrued. In no case can donations to the CLB  
50 reduce the employees personal leave time to less than 80 hours. Employees not  
51 possessing 80 hours of combined sick and vacation leave time at the time of  
52 signup, will be ineligible to sign up for the program. However, individuals who do  
53 not meet the minimum hour criteria under the plan due to a catastrophic illness  
54 or injury in the prior year, may make an appeal to the Catastrophic Leave  
55 Committee for special consideration for eligibility, and the committee will review  
56 such requests on an individual basis.

57 Employees wanting to donate additional hours of sick time to the CLB can do so  
58 throughout the year as long as donations do not reduce personal accrued leave  
59 below 80 hours. Donations must be made in a minimum of 4 hour increments,  
60 and require a contribution form to be completed. Once the donation is made,  
61 donations cannot be credited back to the donating employee except in instance  
62 where a qualifying catastrophic leave request for time is made to the committee  
63 and approved.

#### 64 **B. Governance:**

- 65 1. The Catastrophic Leave Bank shall be governed by the Catastrophic Leave  
66 Bank Committee
- 67 2. The Catastrophic Leave Committee shall oversee the administration of the  
68 Catastrophic Leave Bank. The JESAP Committee shall act as the  
69 Catastrophic Leave Bank Committee. The committee shall decide on  
70 requests based on the committee's rules of operation. Requests for leave  
71 from the Catastrophic Leave Bank should be routed to the Human  
72 Resources Office.

#### 73 **C. Rules of Operation:**

- 74 1. Only those employees who have made contributions may make requests  
75 for days from the Bank.
- 76 2. Catastrophic Leave Bank days will be granted only in cases of physical,  
77 mental, or emotional illness of the employee or illness or death in the  
78 immediate family. Immediate family shall include the employee's spouse,  
79 children, parents, and any other relatives living in the same household.
- 80 3. The Catastrophic Leave Bank days may be used only upon exhaustion of  
81 all other paid leave. Days used from the Catastrophic Leave Bank are  
82 grants and do not require repayment.

- 83 4. Before approving a request, the Catastrophic Leave Bank Committee may  
84 review sick leave records and/or require appropriate documentation.  
85 (This may include a doctor's or psychologist's statement verifying  
86 disability and/or expected duration.) Disciplinary records relating to  
87 absenteeism will also be reviewed by the committee, and such records will  
88 influence the committee's decision to approve or deny requests.
- 89 5. Requests for Catastrophic Leave Bank days should be made on a  
90 Catastrophic Leave Bank request form and submitted to the Chairperson  
91 of the committee through the Human Resource Office. Forms may be  
92 obtained by contacting the Human Resource Office. Requests will be  
93 considered on a first filed, first reviewed basis.
- 94 6. Catastrophic Leave Bank days will not be granted if an applicant is eligible  
95 for or receiving income from an income protection insurance policy or  
96 similar coverage. Employees receiving Workers Compensation benefits  
97 will also be ineligible to receive benefits.
- 98 7. Unused days contributed to the Catastrophic Leave Bank will accumulate  
99 and carry forward in the Catastrophic Leave Bank. If available hour  
100 balance is exhausted, requests cannot be approved until additional hours  
101 are donated to the Catastrophic Leave Bank.
- 102 8. In instances where the requesting employee is employed by the  
103 department of one of the voting Catastrophic Leave Bank Committee  
104 members, that member will be asked to abstain from voting on the  
105 request.
- 106 9. A person receiving catastrophic leave pay will continue to accrue sick and  
107 vacation hours. However, the person will use said leave as it is accrued,  
108 and will only be allotted time from the Catastrophic Leave Bank for unpaid  
109 hours.
- 110 10. Catastrophic leave time will run concurrent with FMLA time, and  
111 necessary FMLA paperwork is required to be on file with the Human  
112 Resources Office prior to any requests being heard. FMLA rules of  
113 certification and re-certification will apply. Catastrophic leave is limited to  
114 6 months, 1040 hours, in and 24 month rolling period. Failing to return to  
115 work at the end of the catastrophic leave period will result in termination.
- 116 11. Catastrophic leave grants made from the bank shall be granted in up to 20  
117 business day increments per individual, per request. Requests in excess of  
118 20 days will be reviewed monthly by the committee for re-approval of the  
119 request. In instances where a single individual presents requests for leave  
120 in excess of 3 months, the committee will hold a special meeting to decide  
121 whether or not to grant up to a 3 month extension. In no case shall an  
122 employee receive leave from the Catastrophic Leave Bank in excess of 6  
123 months.
- 124 12. Each Elected Official may make a request to the Catastrophic Leave Bank  
125 Committee to open a special donation period, in which the employees of

126 that particular Elected Official would be able to donate hours for the  
127 expressed use of a designated employee in need of additional catastrophic  
128 leave benefits.

129 ~~13. Suspected abuse of Catastrophic Leave will be investigated, and~~  
130 ~~wrongdoing will result in termination.~~

131 **D. Timekeeper Requirements:**

132 ~~The Timekeeper will present an annual report to the Sick Bank Leave Committee with the~~  
133 ~~amounts donated by each employee, the amounts awarded, the names of recipients, the~~  
134 ~~beginning balance and ending balance.~~

135  
136 **CATASTROPHIC SICK LEAVE BANK PROGRAM**

137  
138 Washington County's Catastrophic Sick Leave Bank Program (CSLB) allows any  
139 employee to donate accrued sick leave for use by employees who have a catastrophic  
140 illness or who have an immediate family\* member with a catastrophic illness, and  
141 whose own leave has been exhausted. Some specific details of the County's program are  
142 as follows:

143  
144 **Catastrophic Illness**

145  
146 A medical condition of an employee or of the spouse, parent or dependent\*\* child of the  
147 employee as defined within this policy as certified by a physician, which requires the  
148 employee's absence from duty for a prolonged period of time and which results in a  
149 substantial loss of income for the employee because of the exhaustion of all earned sick,  
150 annual, and compensatory leave time.

151  
152 **Eligibility**

153  
154 You must be a full-time employee to participate in the CSLB. To receive benefits under  
155 the program, new employees will become eligible to join the Bank on the date of their  
156 one year anniversary. Employees that are currently on disciplinary action or have been  
157 within the last year for poor attendance or do not have the minimum hours for initial  
158 membership are not eligible to enroll in to the Sick Bank program.

159 An approved absence for illness will not be considered poor attendance.

160 All regular full-time employees must meet the following requirements before being  
161 eligible to receive catastrophic leave:

162 A. Satisfactory attendance and performance record.

163 B. Sufficient information from a healthcare provider to confirm a catastrophic  
164 illness/injury exists.

165 C. You must have exhausted all of your sick, annual, and compensatory leave, and  
166 as a result, face a substantial loss of income because of your, your spouse's,  
167 parent's or dependent\* child's medical condition.

168 D. You must have donated the equivalent of one working day to the bank  
169 previously.

170 Your own injuries or illnesses that are covered and compensated by workers'  
171 compensation are eligible under the CSLB, but your workers' compensation and

172 catastrophic leave compensation combined may not exceed the compensation you  
173 received before the onset of your illness or injury.

## 174 **Donations**

176 Donations to the CSLB are optional.

177 No one may directly or indirectly intimidate, threaten, or coerce you or any other  
178 employee in connection with donating, receiving, or using annual leave, sick leave, or  
179 catastrophic leave. You may not donate if doing so would reduce your combined accrued  
180 annual leave and sick leave balance to less than 20 hours.

181 Donations are final and cannot be reversed. Donations can only be made in one hour  
182 increments, and there is no limit to the amount of hours that may be donated. You may  
183 donate only sick leave. Donations from active employees are taken only during the  
184 annual donation drive, normally held in the fourth quarter. If you leave the County, your  
185 unused hours of sick leave will be donated to the Bank upon the termination of your  
186 employment. The Human Resource Director may extend the donation period on a case-  
187 by-case basis.

## 188 **Application for use**

189 Catastrophic leave, for the purpose of this Bank, shall be defined as sick leave required  
190 (1) for treatment or recovery of a non-job injury or illness of the participating employee,  
191 which exceeds two (2) weeks in duration as documented by an attending physician, or  
192 (2) for treatment or recovery of an illness or injury of a participating employees' parent,  
193 spouse, or dependent child as defined in IRS Publication 501.

194 In certain cases an employee may be eligible to apply for Catastrophic leave if they have  
195 suffered an on-the-job injury to equal the difference of what will be received from  
196 Workers' Compensation compared to their normal compensation at the onset of  
197 injury/illness. Once a release to work has been received the employee will be expected to  
198 return to work and the remaining approved leave time will be turned back into the bank.

199 Applications for the CSLB are available in the Human Resource Office or on the County  
200 website.

201 When you request catastrophic leave, your department head or elected official must  
202 verify that you have not been disciplined for leave abuse and you must provide a copy of  
203 your physician's diagnosis detailing your condition (an approved FMLA application is  
204 sufficient documentation) along with your completed application to your department  
205 head or elected official.

206 Applicants will forward their application and medical documentation to Human  
207 Resources for verification and for submission to the CSLB Committee for review. The  
208 CSLB Committee will be comprised of the Washington County's Human Resource  
209 Department(s). Members must have applicable knowledge of HR/payroll processes and  
210

218 be able to maintain confidentiality. The Human Resource Director at the Courthouse  
219 shall have the authority to grant leave from the Bank for a period of up to four (4) weeks  
220 providing forms are completed and all medical documentation is in order without  
221 Committee approval.

222  
223 The committee will review applications on a first-filed, first-considered basis. The CSLB  
224 Committee makes the final decision to grant or deny catastrophic leave. The decision of  
225 the committee is final. No appeals of declined leave transfer will be considered,  
226 however, the committee will clearly communicate to the employee why an application  
227 was not approved. An employee may reapply if their circumstance changes and they  
228 were originally denied a leave allocation. The Committee will meet at a minimum of  
229 once a quarter unless there is a need for additional meetings due to new applications.

### 230 231 **General Rule**

232  
233 If you are granted catastrophic leave, you will continue to receive your normal pay and  
234 benefits, such as contributions to insurance and retirement, but your next salary  
235 increase will be delayed until you return to work without retro pay. While you are on  
236 catastrophic leave, you will continue to accrue sick in accordance with County policies,  
237 but any sick leave you earn while you are on catastrophic leave must, as a condition of  
238 your voluntary participation in the program, be assigned to the CSLB. Vacation accrual  
239 will freeze while an employee is on an active catastrophic sick leave.

240  
241 You may also meet the eligibility requirements for the Family and Medical Leave Act  
242 (FMLA). All leave from the CSLB shall run concurrently with FMLA leave and shall be  
243 taken in 8, 10, or 12-hour increments depending on the shift of the employee unless  
244 approval for an intermittent leave under the FMLA has been granted. Intermittent leave  
245 may be granted in cases where a regimen of continuing treatment must be submitted  
246 with the request for intermittent catastrophic leave. A reoccurrence of the medical  
247 problem for which a leave was granted, beyond thirty (30) calendar days of return to  
248 active status, will be treated as a new case and will require submission of a new request  
249 form with medical documentation.

250  
251 Employees on a catastrophic leave will be considered to be in a pay status. Any leave  
252 granted but not used shall be returned to the Bank.

253  
254 Catastrophic leave is limited to six months, or 1,040 hours, in a 24-month period per  
255 application, unless you have been denied disability, retirement or social security  
256 benefits. In the case of being denied previous stated benefits, leave can be extended with  
257 additional medical documentation and written approval from the CSLB Committee  
258 outlining an extension. If you do not report to work at the end of your period of  
259 catastrophic leave, you may face termination at the discretion of the employee's Elected  
260 Official/Director.

261  
262 The CSLB does not create any expectation or promise of continued employment.  
263 Further information about the program is available from Human Resources.

264 \*Immediate family as defined under federal FMLA law.

265 \*\*A child who may be claimed as a dependent under the Arkansas Income Tax  
266 Act.

## 267 **Definition of Terms**

269 **Catastrophic Illness** - a medical condition (as defined under FMLA) which requires  
270 an employee's absence from duty for a prolonged period of time and which results in a  
271 substantial loss of income to the employee because of the exhaustion of all earned sick,  
272 vacation, and compensatory leave time.

274 **Catastrophic Sick Leave** - paid leave in a rolling calendar year which is transferred to  
275 a leave recipient from Washington County's catastrophic leave bank. Catastrophic leave  
276 may be granted in 8, 10 or 12-hour increments. While a leave recipient is on catastrophic  
277 leave, he or she will receive normal benefits such as county contributions to insurance  
278 and retirement.

280 **Catastrophic Sick Leave Bank** - a pool of accrued sick leave donated by employees  
281 that has been approved for use by other employees.

283 **Catastrophic Sick Leave Bank Donor** - an employee whose voluntary written  
284 request to donate accrued sick leave to the county's catastrophic leave bank has been  
285 approved. No employee shall be allowed to be a leave donor if doing so would reduce  
286 that employee's combined accrued vacation leave and sick leave balance to less than 20  
287 hours.

289 **Catastrophic Sick Leave Bank Program** - a program approved by the County and  
290 operated by the Department of Human Resources in concert with the Committee to  
291 provide for the orderly authorization and administration of catastrophic leave.

293 **Catastrophic Sick Leave Bank Recipient** - a current employee whose application  
294 to receive catastrophic sick leave has been approved.

296 **Employee** - a person who is a uniform or non-uniform employee who is compensated  
297 on a full-time basis and been employed at least one year. Part-time, seasonal or  
298 temporary employees are excluded from this definition and are not eligible to  
299 participate as a donor or recipient in the Catastrophic Sick Leave Bank Program.

301 **Medical Condition** - a personal or qualifying family member emergency limited to  
302 catastrophic and debilitating medical situations, severe complications resulting in the  
303 inability to work and severe accident cases that cause the employee to be incapacitated,  
304 require a prolonged period of recuperation and require the employee's absence from  
305 duty as documented by a physician. Disabilities resulting from elective surgery do not  
306 qualify.

308 **Medical Documentation** - documentation by a physician certifying that the  
309

310 employee is incapacitated and the period of incapacitation. The medical form for  
311 requesting Family Medical Leave may be used to request time from the Catastrophic  
312 Sick Leave Bank as well as the official Catastrophic Sick Leave Bank application.

313  
314 **Prolonged Period of Time** - a continuous period of time whereby a medical  
315 condition prevents the employee from performing the employee’s duties. A prolonged  
316 period of time is interpreted to be a minimum of two (2) weeks.

317  
318 **Substantial Loss of Income** - a continuous period of time when the employee will  
319 not have otherwise been compensated by the county due to a medical condition and the  
320 exhaustion of all earned sick, vacation, and compensatory leave, and such medical  
321 condition is not covered and compensated by Worker’s Compensation.

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327 \_\_\_\_\_ DATE

327 PATRICK W. DEAKINS, County Judge

330 \_\_\_\_\_

331 BECKY LEWALLEN, County Clerk

- 332
- 333 Introduced by:
- 334 Date of Adoption:
- 335 Members Voting For:
- 336 Members Voting Against:
- 337 Members Abstaining:
- 338 Members Absent:
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340  
341 Committee History: County Services Committee 07/31/2023-passed on to the Quorum Court  
342 Quorum Court History:

Item 23-O-125

Requested by: Sheriff Jay Cantrell  
Drafted by: County Attorney Brian Lester

**ORDINANCE NO. 2023-**

**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 IN THE AMOUNT OF \$178,208.88; AND, APPROPRIATING \$178,208.88 FROM UNAPPROPRIATED RESERVES IN THE GENERAL FUND AND THE JAIL FUND TO VARIOUS LINE ITEMS IN THE SHERIFF, JAIL, AND JAIL & MAINTENANCE BUDGETS FOR 2023.**

**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 \$178,208.88 for special events provided by the Washington County Sheriff’s Office; and,

**WHEREAS**, the Quorum Court desires to appropriate said revenue to the appropriate budgets for 2023.

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

**ARTICLE 1.** There is hereby recognized revenue in the amount of \$178,208.88 in the General Fund for 2023.

**ARTICLE 2.** There is hereby appropriated the amount of \$119,838.57 from the unappropriated reserves in the General Fund (1000) and \$58,370.31 from the unappropriated reserves in the Jail Fund (3017) to the following line items in the following budgets for 2023:

<b><u>Sheriff Budget</u></b>		
Overtime	10000400.1005	\$92,750.58
Social Security Matching	10000400.1006	\$7,095.34
Noncontributory Retirement	10000400.1008	\$14,209.52



43	Workmen's Compensation	10000400.1010	\$3,116.38
44	Dues & Memberships	10000400.3090	\$2,666.75
45			
46	<b><u>Jail Budget</u></b>		
47	Overtime	30170418.1005	\$39,080.32
48	Social Security Matching	30170418.1006	\$2,989.64
49	Noncontributory Retirement	30170418.1008	\$5,987.11
50	Workmen's Compensation	30170418.1010	\$1,313.10
51			
52	<b><u>Jail Maintenance and Operations</u></b>		
53	Overtime	30170127.1005	\$7,176.01
54	Social Security Matching	30170127.1006	\$529.99
55	Noncontributory Retirement	30170127.1008	\$1,061.36
56	Workmen's Compensation	30170127.1010	\$232.78

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PATRICK W. DEAKINS, County Judge DATE

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BECKY LEWALLEN, County Clerk

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

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Committee History: Finance and Budget Committee Meeting 09/12/23-passed to September QC  
Quorum Court History:

Item 23-O-126

Requested by: County Judge Patrick W. Deakins  
Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

**APPROPRIATION ORDINANCE**

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

**AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$13,506 IN THE LAW ENFORCEMENT GRANT FUND; AND, APPROPRIATING \$13,506 FROM THE LAW ENFORCEMENT GRANT FUND TO THE JAG GRANT BUDGET FOR 2023.**

**WHEREAS,** Washington County was notified of a grant award in the amount of \$13,506 from the Local Edward Byrne Memorial Justice Assistant Grant (JAG); and,

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

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

**ARTICLE 1.** There is hereby anticipated the amount of \$13,506 in the Law Enforcement Grant Fund (3514-1424) for 2023.

**ARTICLE 2.** There is hereby appropriated the total amount of \$13,506 from the Law Enforcement Grant Fund (3514) to the Small Equipment line item in the JAG 2023 Grant Budget (35141424.2002) for 2023.

\_\_\_\_\_  
PATRICK W. DEAKINS, County Judge

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BECKY LEWALLEN, County Clerk

42 Introduced by:  
43 Date of Adoption:  
44 Members Voting For:  
45 Members Voting Against:  
46 Members Abstaining:  
47 Members Absent:

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50 Committee History: Finance and Budget Committee Meeting 09/12/23-passed to September QC

51 Quorum Court History:

Item 23-O-128

Requested by: County Judge Patrick W. Deakins  
Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

**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 \$37.09 IN UNSPENT GRANT FUNDS IN THE 3510 JDC GRANT FUND; AND, APPROPRIATING \$37.09 FROM THE 3510 JDC GRANT FUND TO THE JDC GRANT FUND BUDGET FOR 2023.**

**WHEREAS**, there remains \$37.09 in unspent funds from a grant received in 2020 for the 3510 JDC Grant Fund.

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

**ARTICLE 1.** There is hereby recognized unspent grant funds in the JDC Grant Fund (3510.0540) in the amount of \$37.09 for 2023.

**ARTICLE 2.** There is hereby appropriated the amount of \$37.09 from the JDC Grant Fund (3510.0540) to the Small Equipment line item in the JDC Grant Fund Budget (35100540.2002) for 2023.

\_\_\_\_\_  
PATRICK W. DEAKINS, County Judge

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BECKY LEWALLEN, County Clerk

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

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Committee History: Finance and Budget Committee Meeting 09/12/23-passed to September QC  
Quorum Court History:

Item 23-O-129

Requested by: County Judge Patrick W. Deakins  
 Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

**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 \$31,167 IN THE JDC GRANT FUND; AND, APPROPRIATING \$31,167 FROM THE JDC GRANT FUND TO THE JUVENILE DETENTION CENTER GRANT-IN-AID 2023-2024 BUDGET FOR 2023.**

**WHEREAS**, the Washington County Juvenile Detention Center (JDC) has received grant-in-aid revenue in the amount of \$31,167 from the State of Arkansas.

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

**ARTICLE 1.** There is hereby recognized additional revenue of \$31,167 in the State Grants Revenue line item of the JDC Grant Fund (35101539.7010) for 2023.

**ARTICLE 2.** There is hereby appropriated the total amount of \$31,167 from the JDC Grant Fund to the following line items in the JDC-GIA 2023-2024 Budget for 2023:

General Supplies	35101539.2001	\$ 1,500
Small Equipment	35101539.2002	9,400
Janitorial Supplies	35101539.2003	2,727
Food	35101539.2005	3,000
Clothing and Uniforms	35101539.2006	3,000
Detainee Supplies	35101539.2011	4,500
Parts and Repairs	35101539.2023	1,673
Other Professional Services	35101539.3009	2,000
Dues and Memberships	35101539.3090	600
Training and Education	35101539.3101	2,667
Computer Software, Support, and Maintenance Agreement	35101539.3102	100

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PATRICK W. DEAKINS, County Judge

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DATE

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BECKY LEWALLEN, County Clerk

- Introduced by:
- Date of Adoption:
- Members Voting For:
- Members Voting Against:
- Members Abstaining:
- Members Absent:

Committee History: Finance and Budget Committee Meeting 09/12/23-passed to September QC  
Quorum Court History:

Item 23-O-130

Requested by: County Judge Patrick W. Deakins  
Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

**APPROPRIATION ORDINANCE**

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

**AN ORDINANCE ANTICIPATING ADDITIONAL REVENUE IN THE AMOUNT OF \$200,000 IN THE WHEELER ROAD BRIDGE GRANT FUND; AND, APPROPRIATING THE AMOUNT OF \$200,000 FROM THE WHEELER ROAD BRIDGE GRANT FUND BUDGET FOR 2023.**

**WHEREAS,** Washington County received notice of a grant award totaling \$200,000 from the Northwest Arkansas Regional Planning Commission to repair a bridge on wheeler road.

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

**ARTICLE 1.** There is hereby created the Wheeler Road Bridge Grant Fund (2900) in the Washington County Budget for 2023.

**ARTICLE 2.** There is hereby anticipated revenue in the amount of \$200,000 in the Wheeler Road Bridge Fund (2900.7109) for 2023.

**ARTICLE 3.** There is hereby appropriated the amount of \$200,000 from the Wheeler Road Bridge Grant Fund to the following line items in the Wheeler Road Bridge Grant Fund Budget (29000241) for 2023:

Engineering and Architectural	29000241.3004	\$ 150,000
Other Professional Services	29000241.3009	50,000

\_\_\_\_\_  
PATRICK W. DEAKINS, County Judge

\_\_\_\_\_  
DATE



43 BECKY LEWALLEN, County Clerk

44

45 Introduced by:

46 Date of Adoption:

47 Members Voting For:

48 Members Voting Against:

49 Members Abstaining:

50 Members Absent:

51

52

53 Committee History: Finance and Budget Committee Meeting 09/12/23-passed to September QC

54 Quorum Court History:

Item 23-O-131

Requested by: Prosecuting Attorney Matt Durrett  
Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

**APPROPRIATION ORDINANCE**

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

**AN ORDINANCE AMENDING THE PROSECUTING  
ATTORNEY’S BUDGET FOR 2023.**

**WHEREAS**, Prosecuting Attorney Matt Durrett requests a promotional  
increase for an employee in his office that is being promoted from Case Manager to Senior  
Case Manager; and,

**WHEREAS**, the Quorum Court approves the promotional increase and the  
funding request.

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

**ARTICLE 1.** There is hereby appropriated the total amount of  
\$1,060.76 to the following line items in the Prosecuting Attorney’s Budget (10000416) for  
2023:

Salaries Full-Time	10000416.1001	\$ 862.04
Social Security Matching	10000416.1006	65.95
Employer Retirement Contribution	10000416.1008	132.06
Workmen’s Compensation	10000416.1010	0.71

\_\_\_\_\_  
PATRICK W. DEAKINS, County Judge

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BECKY LEWALLEN, County Clerk

Introduced by:  
Date of Adoption:

42 Members Voting For:  
43 Members Voting Against:  
44 Members Abstaining:  
45 Members Absent:

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48 Committee History: Finance and Budget Committee Meeting 09/12/23-passed to September QC  
49 Quorum Court History:

Item 23-O-132

Requested by: County Judge Patrick W. Deakins  
Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

**APPROPRIATION ORDINANCE**

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

**AN ORDINANCE AMENDING THE GRANTS DEPARTMENT BUDGET AND THE COUNTY JUDGE’S BUDGET FOR 2023.**

**WHEREAS**, County Judge Patrick W. Deakins desires to de-appropriate funding from an unfilled position in the Grants Department Budget and appropriate said funds to the County Judge Budget as he implements some restructuring in the County; and,

**WHEREAS**, the Quorum Court approves of the funding change.

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

**ARTICLE 1.** There is hereby de-appropriated the total amount of \$36,029 from the following line items in the Grants Department Budget (10000120) for 2023:

Salaries Full-Time	10000120.1001	\$ 29,279.52
Social Security Matching	10000120.1006	2,239.88
Employer Retirement Contribution	10000120.1008	4,485.62
Workmen’s Compensation	10000120.1010	23.98

**ARTICLE 2.** There is hereby appropriated the total amount of \$36,029 to the following line items in the County Judge’s Budget (10000100) for 2023:

Salaries Full-Time	10000100.1001	\$ 29,279.52
Social Security Matching	10000100.1006	2,239.88
Employer Retirement Contribution	10000100.1008	4,485.62
Workmen’s Compensation	10000100.1010	23.98

43 \_\_\_\_\_  
44 PATRICK W. DEAKINS, County Judge DATE

45  
46  
47 \_\_\_\_\_  
48 BECKY LEWALLEN, County Clerk

49  
50 Introduced by:  
51 Date of Adoption:  
52 Members Voting For:  
53 Members Voting Against:  
54 Members Abstaining:  
55 Members Absent:

56  
57  
58 Committee History: Finance and Budget Committee Meeting 09/12/23-passed to September QC  
59 Quorum Court History:

Item 23-O-127

Requested by: County Judge Patrick W. Deakins  
Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

**APPROPRIATION ORDINANCE**

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

**AN ORDINANCE AMENDING THE COUNTY  
ATTORNEY BUDGET FOR 2023.**

**WHEREAS**, due to unexpected increase in litigation expenses, the County Attorney’s budget needs additional funding to defend the County in a various lawsuits; and,

**WHEREAS**, the Quorum Court desires to provide additional funding to the County Attorney Budget for 2023.

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

**ARTICLE 1.** There is hereby appropriated the total amount of \$20,000 from the unappropriated reserves in the General Fund (1000) to the Special Legal line item in the County Attorney Budget (10000122.3005) for 2023.

\_\_\_\_\_  
PATRICK W. DEAKINS, County Judge

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BECKY LEWALLEN, County Clerk

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

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43 Committee History: Finance and Budget Committee Meeting 09/12/23-passed to September QC  
44 Quorum Court History:

**Beaver Lake Tiny Homes Conditional Use Permit**

**The Planning Board Denied Beaver Lake Tiny Homes CUP request on March 30, 2023 (3 members voted “in favor of approval”, 2 members voted “against approval”, 2 members were absent, 0 members abstained).**

**County**

**Beaver Lake Tiny Homes CUP**

*Conditional Use Permit Request*

**Location: Section 01, Township 17, Range 29**

**Applicant: Jonathan McJunkins (Developer: Dave Gallo)**

**Location Address: 18664 Saddle Shop WC 383. Springdale, AR 72764**

**Coordinates: 36.17053217, -94.01552134**

**Proposed Use: Residential/Commercial**

**JP District: District 5 – Kyle Lyons**

**Approximately: +/- 4.82 acres / 1 parcel**

**Project #: 2023-053**

Conditional Use Permit sought for development of 27 tiny-home community on 4.82 acres of land. Homes have occupancy for up to two people and up to two vehicles per private driveway. Site plan indicates thirty home sites, with homes 15’x41’ or 11’x46’. Homes are owned by the resident and the spot is leased from the developer.

**Compatibility**

Project does not deviate from adjacent land uses. Adjacent uses are single family residential, agricultural and undeveloped.

**Surrounding Land Use and Zoning**

<b><i>Direction from Site</i></b>	<b><i>Land Use</i></b>	<b><i>Zoning</i></b>
North	Agricultural/Residential	Ag/SF Res 1 unit/ac
South	Agricultural/Residential	Ag/SF Res 1 unit/ac
East	Agricultural/Residential	Ag/SF Res 1 unit/ac
West	Agricultural/Residential	Ag/SF Res 1 unit/ac

**Neighbor Comments and Concerns**

Pursuant to Sec 11-204, Sec 11-71 (2a), and Sec 11-101b of the Washington County Code of Ordinances, notifications were sent by certified letter to all adjoining property owners within 300 feet.

To date, Staff has received no comments about this project. Planning Staff will update the Board should any further comments be received.



## **CONDITIONS OF APPROVAL**

### **Utilities**

#### **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.

#### **Ozarks Electric Conditions**

1. Any damage or relocation of existing facilities will be at owner's expense.
2. Any power line extension that has to be built to this property will be at the owner's expense. The cost will be determined after the owner makes application for electric service and the line has been designed.
3. All off site easements that are needed for Ozarks to extend electrical service to the property must be obtained by developer and easement documentation provided to Ozarks before work begins. On site easements must be shown on plat and recorded with the county.
4. Please contact Ozarks Electric if you have any questions.  
Wes Mahaffey At (479)263-2167 or [wmahaffey@ozarksecc.com](mailto:wmahaffey@ozarksecc.com)
5. 30FT U.E. ALONG EXISTING OZARKS OVERHEAD LINES

#### **Beaver Water District Conditions**

1. Beaver Water District is opposed to this development due to density near lakeside and establishment of precedent for further higher-density development along the lake.
2. Ensure septic waste pressure does not runoff into lake.
3. Beaver Water District asserts that Beaver Lake is not a stormwater detention basin. Development should properly assess the changes to the hydrograph that will result from the development and include appropriate measures, such as on-site detention, to ensure that no changes to the hydrograph occur as result of additional impervious surface.

#### **Springdale Water Utility Conditions**

1. The owner/developer shall be responsible for the cost of any required adjustments to the existing water and sewer facilities due to site grading, paving, lot line adjustments or other matters.
2. Please be advised, the Springdale Water Utilities GIS maps are schematic in nature, and are not intended to represent exact real-world conditions. The City of Springdale Water & Sewer Commission and Springdale Water Utilities make no claims, warranties, promises, or guarantees regarding the accuracy, adequacy, reliability, or completeness of

the information therein beyond use as an approximation or estimation, and expressly disclaim liability for any and all errors and/or omissions in its contents.

3. Field locate and verify the location of all existing water and sanitary sewer facilities. Indicate the location of these facilities on the drawing and provide adequate easements, on-site and off-site, acceptable to the Springdale Water Utilities. Easements shall be established such that a minimum 10-foot space shall be provided between the utility and any permanent structure and easements shall be provided such that a minimum 10-foot is between the utility and easement line. Easement widths shall be greater for facilities of excess depth and shall equal two times the depth plus the trench width, but not less than 20-feet.
4. Please be advised that permanent structures, buildings, footings, air conditioning units or pads, signs, retaining walls, awnings, covered walkways, or other items shall not be erected or constructed within utility easements.
5. If perimeter walls, fences, or signs are proposed for the development, detailed drawings will need to be submitted for approval to this office prior to their construction.
6. The Springdale Water Utilities will not allow the planting of trees on water or sewer mains. Please utilize shrubs or smaller plantings within utility easements. The Springdale Water Utilities will not be responsible for the replacement of any planting that may be removed during the course of water and sewer line maintenance.
7. Please be advised that private water meter and sewer service lines, including services from septic systems, cannot cross adjacent properties in order to access service or be located and run parallel within a public utility easement.
8. Verify the elevation and location of the existing water and sanitary sewer lines. Please be advised that there shall be no net decrease in cover allowed. If the cover is below the minimum standard or if the existing water or sanitary sewer lines are damaged due to construction activity, then the Owner/Developer shall be responsible for replacing the existing water and sanitary sewer lines within the proposed project area at the Owner/Developer's expense.
9. Please be advised that requests for meter services larger than a 5/8-inch meter setter for irrigation or larger than 1-inch meter setter for potable water will have to be approved in writing by the Engineering Director of Springdale Water Utilities. Appropriate request forms are available at Springdale Water Utilities Engineering Department.
10. Please be advised that if any new water meter or sewer service taps are needed in the future from existing facilities, they will be installed by Springdale Water Utilities at the owner/developer's expense should capacity exist.
11. Please be advised that both the existing and proposed fire hydrants and meters must be located in a green space a minimum of 4' behind any curb and gutter, 4' behind any sidewalk, and 10' from any permanent structure.
12. Please show on the drawing all existing and proposed utilities inside of their respective easements. There are existing 8" and 12" water lines along the north side of this property with existing easements that are not depicted on the plan.
13. Please be advised that public sanitary sewer does not appear to be contiguous to or directly available for this location.
14. Please be advised that the approval and acceptance of this project is contingent upon receiving authorization from the Arkansas Department of Health for the proposed septic application. Written approval from the Arkansas Department of Health shall be

submitted to Springdale Water Utilities. Septic systems and leach fields shall not cross or be sited on adjacent properties. Please provide dimensions showing the spacing between water service lines and proposed septic system and leach fields.

15. Water system capacity in this area is very limited whereby maximum meter sizing for new installations in this area has been limited to individual 5/8-inch meter sets per tract for new construction. Before any additional connections to the water system are allowed, the developer/engineer will be required to submit a detailed water system analysis for this proposed development showing the adequacy of the existing water system to support this type of development.

### **Telephone**

1. Please contact provider to determine requirements.

### **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
2. Nob Hill Fire Chief requires turning radius of 38 feet
3. If dead-ends exist, there needs to be a turn-around provided that will accommodate a fire engine
4. Smoke detectors required in all rooms.

### **Road Conditions**

1. Conform to Arkansas State Highway and Transportation Department requirements.

### **Addressing Conditions**

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

### **Sewer/Septic Conditions**

1. Please contact the Arkansas 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](http://www.adeq.state.ar.us))

### **Signage**

1. No signage is allowed within Washington County's road right-of-way (ROW).
2. Signage is limited to 36 square feet in signage with an approximate height of no more than 8 feet. The sign must not be lit from within, but can utilize "up" lighting.

**Lighting**

1. 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 (see attached diagram if applicable).

**Screening Conditions**

1. All outdoor storage and dumpsters must be screened with opaque material (gates must be opaque also).

**Planning Conditions**

1. Adhere to the Beaver Water District conditions mentioned above.
2. Any further additions in terms of expanding the current developed structure or building new structures for either the business or for residential purposes must come before the Planning Office and potentially the Planning Board.

**Engineering Conditions**

1. Continue to respond to County Engineer through LSD process.

**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 Adjustment.
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.



# WASHINGTON COUNTY PLANNING OFFICE

2615 S Brink Drive, Suite 102  
Fayetteville, AR 72701  
Office: (479) 444-1724  
Fax: (479) 444-1786

Email: [planning@washingtoncountyar.gov](mailto:planning@washingtoncountyar.gov)

CC2023-11

## PLANNING BOARD CONDITIONAL USE PERMIT (CUP) DECISION APPEAL FORM

I, Jonathan McJunkins  
(Name)

4389 Luper Road, Lowell, AR 72745  
(Address)

479-640-3303 jonathanmcjunkins@gmail.com  
(Phone/Email)

FILED  
2023 APR 28 AM 11:47  
BECKY LEWALLEN  
CO. & PROBATE CLERK  
WASHINGTON CO. AR

am hereby filing an appeal of a recent CUP decision of the Washington County Planning Board. My appeal is being filed within thirty (30) days of the decision as required by Ordinance 2009-33, 43, 67, and 2010-02 amending Section 11-206; "Appeals from Board" in "Chapter 11- Planning and Development, Article VI-Zoning" in Washington County, Arkansas.

During the March 30, 2023 meeting of the Washington County Planning Board, a Conditional Use Permit (CUP) was presented for approval. The CUP was for a: (circle one) Commercial Use / Industrial Use / Residential Use / Other Use, located in Section 01, Township 17, Range 29, Parcel(s) #: 001-14379-000 in Washington County.

My understanding of the decision of the Washington County Planning Board is as follows:  
Denied Generally and Specifically speaking.

**RECEIVED**  
**April 28, 2023**  
**PLANNING Dept.**  
**WASHINGTON COUNTY**

I am appealing this decision to the Quorum Court for the following reasons:

- Comparables for property and proximity that match the use and compliance for past and future.
- A vote against the By Laws of the Commission.
- A vote held contradictory without a Quorum present.
- Because the request is reasonable, acceptable, and in alignment with past decisions.
- Engineering is acceptable, reasonable, and within the confines of the property.

I understand that the Quorum Court will follow the same procedures as the Washington County Planning Board to reach a decision. The decision of the Quorum Court may be appealed to Circuit Court within thirty (30) days from said decision. I certify the above statements are correct to the best of my knowledge.

(If extra room is needed please attach additional sheets.)

**PROJECT #**  
**2023-053**  
**WASHINGTON COUNTY**  
**PLANNING Dept.**

Signature

4/28/2023

Date

Item 23-O-093

Requested by: County Judge Patrick W. Deakins (Planning)  
Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

**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 DENIAL BY THE ZONING BOARD OF ADJUSTMENTS.**

**WHEREAS**, at the March 30, 2023 meeting of the Planning Board of Adjustments, the board was presented with a Conditional Use Permit request for the Beaver Lake Tiny Homes project; and,

**WHEREAS**, an appeal of the decision of the Planning Board has been made to the Quorum Court, as allowed by the Washington County Code; and,

**WHEREAS**, after reviewing the information provided by the Planning Department, the applicant, and members of the community, the Quorum Court desires to ratify the Conditional Use Permit recommended for denial by the Planning Board.

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

**ARTICLE 1.** That the Conditional Use Permit for the **Beaver Lake Tiny Homes** project is hereby ratified.

\_\_\_\_\_  
PATRICK W. DEAKINS, County Judge

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BECKY LEWALLEN, County Clerk

42  
43 Introduced by:  
44 Date of Adoption:  
45 Members Voting For:  
46 Members Voting Against:  
47 Members Abstaining:  
48 Members Absent:  
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50 Committee History:  
51 Quorum Court History:  
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Item 23-O-094

Requested by: County Judge Patrick W. Deakins (Planning)  
Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

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

**AN ORDINANCE DENYING A CONDITIONAL USE PERMIT RECOMMENDED FOR DENIAL BY THE ZONING BOARD OF ADJUSTMENTS.**

**WHEREAS**, at the March 30, 2023 meeting of the Planning Board of Adjustments, the board was presented with a Conditional Use Permit request for the Beaver Lake Tiny Homes project; and,

**WHEREAS**, an appeal of the decision of the Planning Board has been made to the Quorum Court, as allowed by the Washington County Code; and,

**WHEREAS**, after reviewing the information provided by the Planning Department, the applicant, and members of the community, the Quorum Court desires to deny the Conditional Use Permit recommended for denial by the Planning Board.

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

**ARTICLE 1.** That the Conditional Use Permit for the **Beaver Lake Tiny Homes** project is hereby denied.

\_\_\_\_\_  
PATRICK W. DEAKINS, County Judge

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BECKY LEWALLEN, County Clerk



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43 Introduced by:  
44 Date of Adoption:  
45 Members Voting For:  
46 Members Voting Against:  
47 Members Abstaining:  
48 Members Absent:  
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50 Committee History:  
51 Quorum Court History:  
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Item 23-O-133

Requested by: County Judge Patrick W. Deakins - Planning Department  
Drafted by: County Attorney Brian R. Lester

**ORDINANCE NO. 2023-**

**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 Meyers Boys Garage CUP project on August 24, 2023; 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.** The Conditional Use Permit for the Meyers Boys Garage Project recommended for approval by the Planning and Zoning Board is hereby ratified.

\_\_\_\_\_  
PATRICK W. DEAKINS, County Judge

\_\_\_\_\_  
DATE

\_\_\_\_\_  
BECKY LEWALLEN, County Clerk

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46 Introduced by:  
47 Date of Adoption:  
48 Members Voting For:  
49 Members Voting Against:  
50 Members Abstaining:  
51 Members Absent:  
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54 Committee History:  
55 Quorum Court History:



Washington County Juvenile Detention Center  
885 Clydesdale  
Fayetteville, AR 72701  
Christopher B. Tinsley, Director  
444-1670, ext.3

Patrick Deakins  
Washington County Judge

# Memo

To: Judge Patrick Deakins  
From: Christopher B. Tinsley, **Director** *Christopher B. Tinsley*  
CC: Lance Johnson, Sabrina Mason, Jeremy Kelley, Cassie Fields, Kendrick Sexton  
Date: **September 05, 2023**  
Re: Juvenile Detention Monthly Statistics Report, **August 2023**

---

Please find attached the following statistical reporting for the Washington County Juvenile Detention Center for the month of **August 2023**:

- Daily population count
- Detention data comparisons for **2022** and **2023**
- Totals and averages, **2022** and **2023**
- Average daily population for **August : 6.39**
- Number of transports: **4**

## Washington County Juvenile Detention Center Daily Population Count for August 2023

The information contained within this report was developed using the center's daily population count forms, which were designed to provide the Juvenile Court staff with daily population information.

### August 2023

		01 Population 07	02 Population 06	03 Population 06	04 Population 03	05 Population 05
06 Population 05	07 Population 06	08 Population 05	09 Population 05	10 Population 05	11 Population 05	12 Population 06
13 Population 10	14 Population 10	15 Population 08	16 Population 05	17 Population 05	18 Population 05	19 Population 05
20 Population 05	21 Population 05	22 Population 04	23 Population 03	24 Population 04	25 Population 04	26 Population 03
27 Population 03	28 Population 04	29 Population 06	30 Population 08	31 Population 08	Day of Month	Daily Population

## Washington County Juvenile Detention Center Detention Data Comparisons

The following information is a comparison of detention data elements for the month of **August** for **2022** and **2023**.

Statistical Information	2022	2023
Average number of intakes per day	0.61	0.58
Number of intakes (total for period)	19	18
Number of days of detention (total for period)	93	116
Average age	15.00	15.50
Average length of stay	4.89	6.44

Top Five Offenses Used for Detention			
2022		2023	
Offense	# of Intakes	Offense	# of Intakes
Battery 2 <sup>nd</sup> (Felony)	3	Battery 3 <sup>rd</sup> (Misdemeanor)	4
Battery 3 <sup>rd</sup> (Misdemeanor)	2	Aggravated Assault (Felony)	3
Aggravated Assault (Felony)	2	Firearms Possession (Felony)	3
Criminal Mischief 1 <sup>st</sup> (Misdemeanor)	1	Accomplice (Felony)	2
Criminal Mischief 2 <sup>nd</sup> (Felony)	1	Disorderly Conduct (Misdemeanor)	2

\*Minor in Possession of liquor/alcohol is a status offense alone because it is not a criminal offense as an adult; therefore, this charge is generally accompanied by another criminal offense or violation.

# Washington County Juvenile Detention Center

## Totals and Averages

This report covers 31 days 8/1/2023 to 8/31/2023

The Avg. Daily Intake is 0.58

<b>Intakes</b>	18
<b>Days of Detention</b>	116
<b>Average Age</b>	15.50
<b>Average Stay</b>	6.44

## Totals and Averages by County and Percentage of Facility Use

**Start Date** 8/1/2023 **End Date** 8/31/2023

This report covers 31 days

<b>County</b>	<b># Intakes</b>	<b># Detention Days</b>	<b>Average Stay</b>	<b>Av. Daily Intake</b>	<b>Percentage of Total Days</b>
Madison	2	2	1.00	0.06	1.72 %
Washington	16	114	7.13	0.52	98.28 %
	18	116	6.44	0.58	100.00 %

## Totals and Averages by Court

<b>Court</b>	<b># of Intakes</b>	<b># of Days</b>	<b>Avg. Stay</b>
<b>Division 8</b>	10	43	4.30
<b>Division 3</b>	8	73	9.13

# Washington County Juvenile Detention Center

## Totals and Averages

This report covers 31 days 8/1/2022 to 8/31/2022  
 The Avg. Daily Intake is 0.61

<b>Intakes</b>	19
<b>Days of Detention</b>	93
<b>Average Age</b>	15.00
<b>Average Stay</b>	4.89

## Totals and Averages by County and Percentage of Facility Use

**Start Date** 8/1/2022 **End Date** 8/31/2022

This report covers 31 days

<b>County</b>	<b># Intakes</b>	<b># Detention Days</b>	<b>Average Stay</b>	<b>Av. Daily Intake</b>	<b>Percentage of Total Days</b>
Madison	1	4	4.00	0.03	4.30 %
Washington	18	89	4.94	0.58	95.70 %
	19	93	4.89	0.61	100.00 %

## Totals and Averages by Court

<b>Court</b>	<b># of Intakes</b>	<b># of Days</b>	<b>Avg. Stay</b>
<b>Division 8</b>	7	41	5.86
<b>Division 3</b>	12	52	4.33



## Average Daily Population

	March 2023	April 2023	May 2023	June 2023	July 2023	August 2023
<b>Total admits</b>	41	40	44	43	26	27
<b>Total days</b>	397	386	557	386	278	198
<b>Average daily population</b>	12.81	12.87	17.97	12.87	8.97	6.39

## August 2023

Currently Holding	Last Day of The Month
0	Sentenced
2	Adult charged youth currently holding
0	FINS
0	DYS
0	Early release to treatment or other appropriate facility (Includes other county holds)
0	CSTP
1	Sent to acute placement

## August Transports

4	Total Transports
1	Local Transports
3	Out of town transports
3/1/0	Law Enforcement/Other agency transported/parent or legal guardian
0	JDC transports



# OFFICE OF THE SHERIFF



## WASHINGTON COUNTY, ARKANSAS

A TRADITION OF SERVICE SINCE 1828

JAY CANTRELL, SHERIFF

### Activity Report

08/16/2023 - 09/15/2023

	Current	Prior Year
Calls for Service:	<b>2,238</b>	<b>2,212</b>
Detention Intakes:	<b>881</b>	<b>891</b>
Sent To Prison:	<b>39</b>	<b>31</b>
Daily Average High Count:	<b>804</b>	<b>806</b>
State Prisoner ADP:	<b>176</b>	<b>107</b>
Federal Prisoner ADP:	<b>67</b>	<b>73</b>
Pre-Trial ADP:	<b>492</b>	<b>548</b>
County Commit ADP:	<b>9</b>	<b>17</b>

\*ADP = Average Daily Population



WASHINGTON COUNTY, ARKANSAS

County Courthouse

**FINANCE & BUDGET COMMITTEE REPORT – AUGUST**

**SHERIFF/JAIL BUDGET REVIEW**

Judge Deakins

The Finance & Budget Committee met Tuesday, August 22, 2023, at 6:00PM for a budget review session for the Sheriff's Office. All members were present with the exception of JP Simons. Sheriff Cantrell led the prayer and pledge.

Sheriff Cantrell, Chief Tabor, and Captain McConnell presented the Sheriff/Jail budgets and answered questions for the committee members. Public comments were heard. Meeting was adjourned at 7:30 pm.



WASHINGTON COUNTY, ARKANSAS

County Courthouse

**FINANCE & BUDGET COMMITTEE REPORT – AUGUST**

**BUDGET REVIEWS**

**Treasurer/Circuit Court Division VII-Judge Taylor/Prosecutor**

Judge Deakins

The Finance & Budget Committee met Tuesday, August 29, 2023, at 6:00PM for a budget review session for the Treasurer, Circuit Court Division VII- Judge Taylor, and the Prosecutor. All members were present with the exception of JP Coleman Taylor.

JP Washington led the prayer and pledge.

Treasurer Hill, Judge Taylor, and Prosecutor Durrett presented their respective budgets and answered questions for the committee members. There were no public comments. Meeting was adjourned at 6:15pm.



WASHINGTON COUNTY, ARKANSAS

County Courthouse

**FINANCE & BUDGET COMMITTEE REPORT – SEPTEMBER**

**BUDGET REVIEWS**

**Assessor/Circuit Court Divisions I, III, IV, V, VI, VIII/Public Defender**

Judge Deakins

The Finance & Budget Committee met Tuesday, September 5, 2023, at 6:00PM for a budget review session for the Assessor, Circuit Court Division I- Judge Martin, Division IV- Judge Beaumont, Division VI- Judge Lindsey, Division V- Judge Storey-Bryan, Division III- Judge Zimmerman, Division VIII- Judge Warren and the Public Defender. All members were present with the exception of JP Suki Highers and JP Willie Leming.

Judge Deakins led the prayer and pledge.

Assessor Hill, Judge Martin, Judge Beaumont, Judge Lindsey, Judge Storey-Bryan, Judge Zimmerman, Judge Warren, and Public Defender Denny Hyslip/Leanna Houston presented their respective budgets and answered questions for the committee members. There were no public comments. Meeting was adjourned at 6:45pm.



## WASHINGTON COUNTY, ARKANSAS

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#### **FINANCE & BUDGET COMMITTEE REPORT – September**

David Wilson-Chair

The Finance & Budget Committee met Tuesday, September 12, 2023 at 6:00PM. Judge Deakins unable to attend asked JP Wilson to chair the meeting. All members were present. Monique Jones led the prayer and pledge at JP Coger's request.

Reports were heard from Charles Angel/Employee's Insurance, Director Wayne Story/Comptroller's report. Treasurers Report was furnished to committee members.

The Committee passed eight ordinances onto Quorum Court with seven of those being placed on the consent agenda.

Budget Reviews were presented and questions were answered by Collector Wood, County Clerk Lewallen, Circuit Clerk Sylvester, Coroner Morris, and Circuit Court Division II Judge Threet.

There were no public comments and meeting was adjourned at 7:09PM.