



WASHINGTON COUNTY, ARKANSAS
County Courthouse

REGULAR MEETING OF THE
WASHINGTON COUNTY QUORUM COURT

Thursday, December 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, November 16, 2023.
7. **COUNTY JUDGE'S REPORT** (7.1) **JUDGE DEAKINS**

OLD BUSINESS

8. **AN ORDINANCE AMENDING THE CIRCUIT COURT VIII BUDGET AND OTHER MATTERS PERTAINING THERETO.** Item 23-O-155 (8.1) **ON SECOND READING**

NEW BUSINESS
CONSENT AGENDA

1. **AN ORDINANCE LEVYING THE COUNTY, MUNICIPAL, AND SCHOOL DISTRICT TAXES FOR THE YEAR 2023.** Item 23-O-156 (9.1) JP RICKER
2. **AN ORDINANCE ANTICIPATING AND APPROPRIATING ADDITIONAL REVENUE IN THE AMOUNT OF \$74,812 (PACT) GRANT FUND BUDGET FOR 2024.**
Item 23-O-158(9.2) JP ECKE
3. **AN ORDINANCE AMENDING THE PROSECUTING ATTORNEY'S BUDGET FOR 2023.**Item 23-O-160 (9.3) JP POND
4. **AN ORDINANCE RECOGNIZING AND APPROPRIATING ADDITIONAL REVENUE IN THE AMOUNT OF \$368,610.67 TO THE BUILDINGS AND GROUNDS BUDGET FOR 2023.** Item 23-0-161(9.4) JP RICKER
5. **AN ORDINANCE AMENDING THE HR BUDGET FOR 2023.**
Item 23-O-162 (9.5) JP ECKE
6. **AN ORDINANCE APPROPRIATING \$15,650 FROM THE UNAPPROPRIATED RESERVES IN THE GENERAL FUND TO THE PLANNING DEPARTMENT BUDGET FOR 2023.** Item 23-O-163 (9.6) JP ECKE
7. **AN ORDINANCE AMENDING THE IT BUDGET FOR 2024.**
Item 23-O-165 (9.7) JP ECKE
8. **AN ORDINANCE AMENDING THE CIRCUIT COURT III BUDGET FOR 2024.**
Item 23-O-166 (9.8) JP ECKE
9. **AN ORDINANCE ANTICIPATING AND APPROPRIATING THE TOTAL AMOUNT OF \$593,764.55.** Item 23-O-167 (9.9) JP RICKER
10. **AN ORDINANCE AMENDING THE ANIMAL SHELTER BUDGET FOR 2023.**
Item 23-O-168 (9.10) JP LYONS
11. **AN ORDINANCE APPROPRIATING \$356,812.50 FROM THE UNAPPROPRIATED RESERVES IN THE ROAD FUND.** ITEM 23-O-169 (9.11) JP LYONS
12. **AN ORDINANCE AMENDING THE CIRCUIT COURT AUTOMATION FUND BUDGET FOR 2023.** Item 23-O-170 (9.12) JP LYONS
13. **AN ORDINANCE AMENDING THE BUILDINGS AND GROUNDS BUDGET FOR 2024.**
Item 23-O-171 (9.13) JP ECKE
14. **AN ORDINANCE RECOGNIZING AND APPROPRIATING ADDITIONAL REVENUE IN THE DEM BUDGET FOR 2023.** Item 23-O-172 (9.14) JP RICKER
15. **AN ORDINANCE RECOGNIZING AND APPROPRIATING ADDITIONAL REVENUE IN THE AMOUNT OF \$143,824.09.** Item 23-O-173 (9.15) JP RICKER

16. **AN ORDINANCE AMENDING ORDINANCE 2018-64 TO IMPLEMENT NECESSARY ADJUSTMENTS TO THE LAW ENFORCEMENT STEP PAY PLAN.**
Item 23-O-174 (9.16) JP RICKER
10. **AN ORDINANCE PROHIBITING THE USE OF COMPRESSION RELEASE.**
Item 23-O-139b (10.1) JP DEAN
11. **AN ORDINANCE AMENDING ORDINANCE 2018-50 TO UPDATE THE SICK LEAVE POLICY IN THE WASHINGTON COUNTY EMPLOYEE HANDBOOK.** Item 23-O-164 (11.1) JP LYONS
12. **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE IN THE AMOUNT OF \$117,953 IN THE LAW ENFORCEMENT GRANT FUND.** Item 23-O-159 (12.1) JP RICKER
13. **A RESOLUTION ORDERING THAT AN ELECTION BE HELD AUTHORIZING SALE OF ALCOHOL ON SUNDAYS WITHIN THE CITY OF GREENLAND, ARKANSAS.**
Item 23-R-012 (13.1) JP RICKER
14. **A RESOLUTION EXPRESSING CONCERN ABOUT THE USPS'S PLAN TO REDUCE MAIL OPERATIONS AT THE FAYETTEVILLE FACILITY.**
Item 23-R-013 (14.1) JP RIOS STAFFORD
15. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING BOARD - Munyon Road.** Item 23-O-176 (15.1) JP LEMING
16. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT RECOMMENDED FOR APPROVAL BY THE PLANNING BOARD - H&H Concrete.** Item 23-O-177 (16.1) JP LYONS
17. **Belle Terra Venue & Grounds CUP (17.1-17.2)**

Location: Section 31, Township 14, Range 30
Applicant: Blew & Associates (Nathan Crouch)
Location Address: 17996 Bethlehem RD WC 237. Winslow, AR 72959 \\
Coordinates: 35.84046672, -94.20367339
Proposed Use: Commercial-Wedding Venue
JP District: District 14 – Gary Ricker
Approximately: +/- 40 acres / 2 parcels
18. **APPEAL HEARING DISCUSSION BY QUORUM COURT- Belle Terra Venue**
19. **QUORUM COURT ACTION ON BELLE TERRA VENUE APPEAL (19.1-19.2)** JP RICKER
20. **COMMITTEE REPORTS-**

• COUNTY SERVICES- (20.1)
• FINANCE & BUDGET (21.2)
21. **ADJOURNMENT**

1
2
3 **MINUTES OF THE**
4 **REGULAR MEETING OF THE**
5 **WASHINGTON COUNTY QUORUM COURT**

6 Thursday, November 16, 2023
7 6:00 PM
8 Washington County Courthouse

9 Judge Patrick Deakins called the meeting to order at 6:04 PM.

10
11 The following members were present: Taylor, Wilson, Simons, Lyons, Ecke, Dean,
12 Washington, Cogger, Dennis, Highers, Rios Stafford, Leming, Ricker, and Pond.

13
14 JP Ricker led the Prayer and Pledge.

15
16 Judge Deakins moved to Item 3 on the agenda, Adoption of the agenda. Judge Deakins
17 advised there were some proposed changes to the agenda. He advised item 11
18 needed to be removed at the request of the applicant, two ordinances that failed to get
19 on the last Finance and Budget Agenda that needed to be added. JP Cogger asked to
20 remove item 8.3 off the Consent Agenda. JP Lyons motioned to remove items 8.6, 8.7,
21 11 from the consent agenda and add 23-O-154 and 23-O-155 as items 13 and 14 of the
22 agenda. JP Dennis seconded the motion, and the motion was approved by voice. JP
23 Simons made a motion to adopt the agenda, as amended. JP Dean seconded the
24 motion and the motion passed by voice vote. The amended agenda was adopted.

25
26 JP Dean made a motion to read all ordinances by title only, JP Dennis seconded the
27 motion, and the motion passed with a voice vote.

28
29 Citizen Comments were heard from Diana Scott, Julie Odom, John Comstock, and
30 Gladys Tiffany.

31
32 The judge presented Item 6, (Approval of Minutes) and asked if there were corrections
33 needed. There were no needed corrections. The minutes from October 19, 2023, were
34 approved.

35
36 Judge Deakins presented the Judge’s report, which included the October Disposal of
37 County Property Report. Judge Deakins spoke about the AWIN Radios, the 2024
38 Budget, construction update, partnership with Toys for Tots, and the Quorum Court
39 Coordinator position. Judge Deakins spoke about Veteran Fred Strecher and the
40 Proclamation honoring him. Judge Deakins reported two vacancies on the Washington
41 Water Authority Board. Brad Hardin and Teri McNaughton were unanimously approved
42 by the Quorum Court for appointment to the Washington Water Authority Board.

43
44 **New Business**

45
46 Judge Deakins moved to item 8 under new business, which was the Consent Agenda.
47 County Attorney Lester read each ordinance by title only.
48 JP Ecke motioned to adopt the Consent Agenda with a second from JP Dean. There
49 was no discussion. There were no public comments. Roll call was taken and tallied as
50 follows:

- 51
52 JP Taylor-Yes
53 JP Wilson-Yes
54 JP Simons-Yes
55 JP Lyons-Yes
56 JP Ecke-Yes
57 JP Dean-Yes
58 JP Washington-Yes
59 JP Cogger-Yes
60 JP Dennis-Yes
61 JP Highers-Yes
62 JP Rios Stafford-Yes

63 JP Leming-Yes
64 JP Ricker-Yes
65 JP Pond-Yes

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

- 67
68 1. **AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE IN THE AMOUNT**
69 **OF \$74,533.93 IN THE GENERAL FUND.** 23-O-142 (8.1) was adopted as
70 **ORD 2023-128**
71
72 2. **AN ORDINANCE APPROPRIATING \$60,000 FROM THE UNAPPROPRIATED**
73 **RESERVES IN THE GENERAL FUND TO THE COUNTY CORONER'S BUDGET**
74 **FOR 2023.** Item 23-O-144 (8.2) was adopted as **ORD 2023-129.**
75
76 3. 8.3 was removed from Consent Agenda
77
78 4. **AN ORDINANCE AMENDING THE ANIMAL SHELTER BUDGET FOR 2023, AND**
79 **OTHER MATTERS PERTAINING THERETO.** 23-0-149 (8.4) was adopted as **ORD**
80 **2023-131.**
81
82 5. **AN ORDINANCE AMENDING THE ROAD DEPARTMENT BUDGET FOR 2023**
83 **AND OTHER MATTERS PERTAINING THERETO.** 23-O-150 (8.5) was adopted as
84 **ORD 2023-132**
85
86 6. 8.6 removed from Consent Agenda
87
88 7. 8.7 removed from Consent Agenda
89

90 Judge Deakins moved to the first item removed from the Consent Agenda- **AN**
91 **ORDINANCE APPROPRIATING \$4,857,232.54 FROM THE ARPA FUND TO THE ARPA**
92 **FUND BUDGET FOR 2023.**Item 23-O-148 (8.3)

93 County Attorney Lester read the ordinance by title only. Judge Deakins introduced the
94 motion. JP Lyons spoke on the ordinance and made a motion to pass the ordinance. JP
95 Dean seconded the motion. During discussion, JP Cogger spoke on the ordinance and
96 made a motion to amend the motion and reduce the appropriation ordinance by
97 \$500,000.00 to allow for that money to be set aside for pretrial services and other justice
98 programs to help address the jail overcrowding. JP Rios Stafford seconded the motion
99 to amend. There was no discussion or comments on the motion to amend. A roll call was
100 taken and tallied as follows:

101
102 JP Taylor-No
103 JP Wilson-No
104 JP Simons-No
105 JP Lyons-No
106 JP Ecke-No
107 JP Dean-No
108 JP Washington-Yes
109 JP Cogger-Yes
110 JP Dennis-No
111 JP Highers-Yes
112 JP Rios Stafford-Yes
113 JP Leming-Yes
114 JP Ricker-Yes

115 **The motion to amend the ordinance failed.**
116

117 With JP Cogger's motion to amend the ordinance failing, Judge Deakins returned to the
118 original ordinance and JP Lyons' motion to pass and JP Dean's second. There was no
119 discussion and no public comments. A roll call vote was taken and tallied as follows:

120 JP Taylor-Yes
121 JP Wilson-Yes
122 JP Simons-Yes
123 JP Lyons-Yes
124 JP Ecke-Yes
125 JP Dean-Yes

126 JP Washington-Yes
127 JP Cogger-Yes
128 JP Dennis-Yes
129 JP Highers-Yes
130 JP Rios Stafford-Yes
131 JP Leming-Yes
132 JP Ricker-Yes
133 JP Pond- Yes

134 **Motion passed. AN ORDINANCE APPROPRIATING \$4,857,232.54 FROM THE ARPA**
135 **FUND TO THE ARPA FUND BUDGET FOR 2023.** Item 23-O-148 (8.3) was adopted as
136 **ORD 2023-130.**

137
138 Judge Deakins moved to the second item removed from the Consent Agenda- **AN**
139 **ORDINANCE AMENDING ORDINANCE 2018-50 TO UPDATE THE FAMILY AND MEDICAL**
140 **LEAVE POLICY IN THE WASHINGTON COUNTY EMPLOYEE HANDBOOK.** Item 23-O-146

141 County Attorney Lester read the ordinance by title only.

142 JP Lyons spoke on the ordinance. JP Lyons made a motion to suspend the rules and move to
143 a second reading. JP Dean seconded the motion. Judge Deakins suggested the ordinance be
144 amended with Director Burchett's suggestion that was emailed out to members of the court
145 earlier in the week. Note: the amendment was to remove lines 137-143 because those lines
146 contradicted the ordinance. JP Simons made a motion to amend the ordinance by removing
147 lines 137-143. JP Lyons seconded the motion. The amendment to the motion was passed by
148 voice vote.

149 County Attorney Lester read the amended ordinance by title only. JP Lyons made a motion to
150 suspend the rules and move to a second reading. JP Dean seconded the motion. The motion
151 to suspend the rules passed by voice vote.

152 County Attorney Lester read the ordinance by title only for a second time.

153 JP Lyons made a motion to suspend the rules and move to a third and final reading. JP Dean
154 seconded the motion. The motion to suspend the rules passed by voice vote.

155 County Attorney Lester read the ordinance by title only for a third and final reading. JP Lyons
156 made a motion to pass the ordinance. JP Dean seconded the motion. There was no discussion
157 and no public comments. A roll call vote was taken and tallied as follows:

158 JP Taylor-Yes
159 JP Wilson-Yes
160 JP Simons-Yes
161 JP Lyons-Yes
162 JP Ecke-Yes
163 JP Dean-Yes
164 JP Washington-Yes
165 JP Cogger-Yes
166 JP Dennis-Yes
167 JP Highers-Yes
168 JP Rios Stafford-Yes
169 JP Leming-Abstain
170 JP Ricker-Yes
171 JP Pond- Yes

172 **Motion passed. AN ORDINANCE AMENDING ORDINANCE 2018-50 TO UPDATE THE**
173 **FAMILY AND MEDICAL LEAVE POLICY IN THE WASHINGTON COUNTY EMPLOYEE**
174 **HANDBOOK.** Item 23-O-146 (8.6) was adopted as **ORD 2023-133.**

175
176 Judge Deakins moved to the third item removed from the Consent Agenda- **AN ORDINANCE**
177 **AMENDING ORDINANCE 2018-50 TO UPDATE THE WORKERS' COMPENSATION POLICY**
178 **IN THE WASHINGTON COUNTY EMPLOYEE HANDBOOK.** Item 23-O-147 (8.7)

179 County Attorney Lester read the ordinance by title only.

180 JP Lyons made a motion to suspend the rules and move to a second reading. JP Dean
181 seconded the motion. The motion to suspend the rules passed by voice vote. County Attorney
182 Lester read the ordinance by title only for a second time. JP Lyons made a motion to suspend
183 the rules and move to a third reading. JP Dean seconded the motion. The motion to suspend
184 the rules and move to a third reading passed by voice vote. County Attorney Lester read the
185 ordinance by title only for the third and final time. JP Lyons made a motion to pass the
186 ordinance. JP Dean seconded the motion. There was no discussion and no public comments.
187 A roll call vote was taken and tallied as follows:

188 JP Taylor-Yes
189 JP Wilson-Yes
190 JP Simons-Yes
191 JP Lyons-Yes
192 JP Ecke-Yes
193 JP Dean-Yes
194 JP Washington-Yes
195 JP Cogger-Yes
196 JP Dennis-Yes
197 JP Highers-Yes
198 JP Rios Stafford-Yes
199 JP Leming-Yes
200 JP Ricker-Yes
201 JP Pond- Yes

202 Motion passed. **AN ORDINANCE AMENDING ORDINANCE 2018-50 TO UPDATE THE**
203 **WORKERS' COMPENSATION POLICY IN THE WASHINGTON COUNTY EMPLOYEE**
204 **HANDBOOK.** Item 23-O-147 (8.7) was adopted as ORD 2023-134.

205
206 Judge Deakins moved to item 9 on the agenda, **AN ORDINANCE ESTABLISHING THE**
207 **WASHINGTON COUNTY ANNUAL BUDGET FOR THE FISCAL AND CALENDAR YEAR 2024.**

208 Item 23-O-144 (9.1). County Attorney Lester read the ordinance by title only.

209 JP Lyons spoke about the ordinance. JP Lyons made a motion to pass the ordinance and JP
210 Dean seconded the motion. There was discussion among members of the court. There were
211 no public comments. A roll call was taken and tallied as follows:

212
213 JP Taylor-Yes
214 JP Wilson-Yes
215 JP Simons-Yes
216 JP Lyons-Yes
217 JP Ecke-Yes
218 JP Dean-Yes
219 JP Washington-Yes
220 JP Cogger-Yes
221 JP Dennis-Yes
222 JP Highers-Yes
223 JP Rios Stafford-Yes
224 JP Leming-No
225 JP Ricker-Yes
226 JP Pond-Yes

227 **Motion passed. AN ORDINANCE ESTABLISHING THE WASHINGTON COUNTY ANNUAL**
228 **BUDGET FOR THE FISCAL AND CALENDAR YEAR 2024.** Item 23-O-144 was adopted as
229 **ORD 2023-130.**

230
231 Judge Deakins moved to item 10 on the agenda **AN ORDINANCE RATIFYING A**
232 **CONDITIONAL USE PERMIT - Abandoned Customs.** Item 2023-O-151 (10.1)

233 County Attorney Lester read the ordinance by title only.

234 Planning Director Sam Ata spoke on the Conditional Use Permit ordinance. JP Lyons made a
235 motion to suspend the rules and move to a second reading. JP Leming seconded the motion.
236 The motion was passed by voice vote. County Attorney Lester read the ordinance by title only.
237 JP Lyons made a motion to suspend the rules and move to a third and final reading. JP Leming
238 seconded the motion. The motion was passed by voice vote. County Attorney Lester read the
239 ordinance by title only for a third and final time. JP Lyons made a motion to pass the ordinance.
240 The motion was seconded by JP Leming. There was no discussion and no public comment. A
241 roll call vote was taken and tallied as follows:

242 JP Taylor-Yes
243 JP Wilson-Yes
244 JP Simons-Yes
245 JP Lyons-Yes
246 JP Ecke-Yes
247 JP Dean-Yes
248 JP Washington-Yes
249 JP Cogger-Yes

250 JP Dennis-Yes
251 JP Highers-Yes
252 JP Rios Stafford-Yes
253 JP Leming-Yes
254 JP Ricker-Yes
255 JP Pond-Yes
256 **Motion passed. AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT - Abandoned**
257 **Customs.** Item 2023-O-151 (10.1) was adopted as **ORD 2023-136.**

258
259 **Item 11** on the agenda needed to be removed at the request of the applicant.

260
261 Judge Deakins moved to item 12 on the agenda – **AN ORDINANCE RATIFYING A**
262 **CONDITIONAL USE PERMIT - PSR Excavation** Item 2023-O-153 (12.1)

263 County Attorney Lester read the ordinance by title only.

264 Planning Director Sam Ata spoke on the Conditional Use Permit ordinance. JP Ricker
265 made a motion to suspend the rules and move to a second reading. JP Lyons seconded
266 the motion. The motion was passed by voice vote. County Attorney Lester read the
267 ordinance by title only for a second time. JP Ricker made a motion to suspend the rules
268 and move to a third and final reading. JP Dean seconded the motion. The motion was
269 passed by voice vote. County Attorney Lester read the ordinance by title only for a third
270 and final time. JP Ricker made a motion to pass the ordinance. The motion was
271 seconded by JP Leming. There was no discussion and no public comments. A roll call
272 vote was taken and tallied as follows:

273 JP Taylor-Yes
274 JP Wilson-Yes
275 JP Simons-Yes
276 JP Lyons-Yes
277 JP Ecke-Yes
278 JP Dean-Yes
279 JP Washington-Yes
280 JP Coger-Yes
281 JP Dennis-Yes
282 JP Highers-Yes
283 JP Rios Stafford-Yes
284 JP Leming-Yes
285 JP Ricker-Yes
286 JP Pond-Yes

287 Motion passed. **AN ORDINANCE RATIFYING A CONDITIONAL USE PERMIT - PSR**
288 **Excavation.** Item 2023-O-153 (12.1) was adopted as **ORD 2023-137.**

289
290
291 Judge Deakins moved to item 13 on the agenda- **AN ORDINANCE AMENDING THE**
292 **BUILDINGS AND GROUNDS BUDGET FOR 2023 AND OTHER MATTERS THERETO.**

293 Item 2023-O-154 (13.1) Chief Johnson gave background information.

294 JP Pond made a motion to approve the ordinance and JP Ricker seconded the motion.
295 There was discussion among members of the court. There were no public comments. A roll
296 call vote was taken and tallied as follows:

297
298 JP Taylor-Yes
299 JP Wilson-Yes
300 JP Simons-Yes
301 JP Lyons-No
302 JP Ecke-Yes
303 JP Dean-Yes
304 JP Washington-Yes
305 JP Coger-Yes
306 JP Dennis-Yes
307 JP Highers-Yes
308 JP Rios Stafford-Yes
309 JP Leming-Yes
310 JP Ricker-Yes
311 JP Pond-Yes

312 Motion passed. **AN ORDINANCE AMENDING THE BUILDINGS AND GROUNDS**
313 **BUDGET FOR 2023 AND OTHER MATTERS THERETO.** Item 2023-O-154 (13.1) was
314 adopted as **ORD 2023-138.**

315
316 Judge Deakins moved to item 14 on the agenda- **AN ORDINANCE AMENDING THE**
317 **CIRCUIT COURT VIII BUDGET AND OTHER MATTERS PERTAINING**
318 **THERETO.** Item 2023-O-155 (14.1) County Attorney Lester read the ordinance by title
319 only.

320 JP Leming made a motion to pass the ordinance. The motion was seconded by JP
321 Highers. There was discussion among members of the court. There were no public
322 comments. A roll call vote was taken and tallied as follows:

323
324 JP Taylor-No
325 JP Wilson-Yes
326 JP Simons-No
327 JP Lyons-No
328 JP Ecke-No
329 JP Dean-No
330 JP Washington-Yes
331 JP Cogger-Yes
332 JP Dennis-Yes
333 JP Highers-Yes
334 JP Rios Stafford-Yes
335 JP Leming-Yes
336 JP Ricker-No
337 JP Pond-Abstain

338 Motion failed. **The Appropriation Ordinance (Item 2023-O-155) will move to**
339 **December's Quorum Court Meeting for a second reading.**

340
341 Committee Reports as follows:

342
343 The County Services Committee met Monday, October 30, 2023, at 6:00PM. Members
344 present were Kyle Lyons, Lisa Ecke, Charles Dean, Shawndra Washington, Beth Cogger,
345 Robert Dennis, Evelyn Rios Stafford, Willie Leming, Gary Ricker, and Butch Pond.
346 Coleman Taylor, David Wilson and Sean Simons were absent.

347 JP Evelyn Rios-Stafford opened with pledge and prayer.

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

349 Director Kristen McCallister did a presentation and answered questions about the
350 Northwest Arkansas Crisis Stabilization Unit for the committee members.

351 The Committee moved two ordinances on to the Quorum Court. The Committee voted to
352 table one ordinance until the next Court Services Meeting.

353 One public comment was heard and meeting was adjourned at 6:51PM

354
355
356 The Finance & Budget Committee met Tuesday, November 7, 2023 at 6:00PM. All JPs
357 were present.

358 JP Willie Leming led the prayer and pledge.

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

361 The Committee passed six ordinances onto Quorum Court with five of those being
362 placed on the consent agenda.

363 There were no public comments and meeting was adjourned at 8:04PM.

364
365 Judge Deakins recognized JP Simons for a point of privilege. JP Simons spoke about a
366 local municipal police officer that was in need of a new bulletproof vest, as his was
367 expired. JP Simons advised he was going to donate his Quorum Court compensation as
368 long as it took to cover the cost of the body armor. JP Simons invited other members of
369 the court to do the same. The Quorum Court meeting was adjourned at 7:22 PM.

370
371 *Sabrina Mason*

372 Sabrina Mason

Patrick Deakins
County Judge



WASHINGTON COUNTY, ARKANSAS
Purchasing Department Disposal of County Property

October, 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 October, 2023.

Court Order	File Date	Description
2023-156 2023-167	10/05/2023 11/22/2023	See Court Orders

THE COUNTY COURT OF WASHINGTON COUNTY, ARKANSAS

IN THE MATTER OF THE DISPOSAL
OF CERTAIN COUNTY PROPERTY

ORDER 2023-156

ORDER

Now on this 5th day of October 2023, comes on for consideration the above styled proceedings and the Court, being well and sufficiently advised in the premises, finds that in accordance with ACA 14-16-106, (c) (1) the following item listed below is junk, scrap, discarded or is otherwise of no value to the County and shall be disposed of in an appropriate manner as determined by the Court and upon concurrence by the County Assessor.

ASSET	DESCRIPTION	DEPARTMENT
I010500690	Dell Precision 5810 Monitor	Assessor
I010500664	Vizio - TV	Assessor
I010000257	Filing Cabinet – Legal size	County Judge
I010000258	Filing Cabinet – Legal size	County Judge
I010000259	Filing Cabinet – Legal size	County Judge
I010000260	Filing Cabinet – Legal size	County Judge
I010000261	Filing Cabinet – 4drawer	County Judge
I010000262	Filing Cabinet – 4drawer	County Judge
I012100080	Filing Cabinet – 4drawer	Human Resources
I012100084	Filing Cabinet – 4drawer	Human Resources
I010000233	Filing Cabinet – Legal size	County Judge

IT IS SO ORDERED.

DocuSigned by:

Patrick W. Deakins

E15B62F34A93401...

PATRICK DEAKINS, County Judge

Drafted by Jousy Facundo

FILED

2023 OCT -9 PM 7:00

BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

THE COUNTY COURT OF WASHINGTON COUNTY, ARKANSAS

IN THE MATTER OF THE DISPOSAL
OF CERTAIN COUNTY PROPERTY

ORDER 2023-167
 2023 NOV 22 AM 11:17
 BESSY LEWALLEN
 CO. CLERK
 WASHINGTON CO. AR
FILED

ORDER

Now on this 22nd day of November 2023, comes on for consideration the above styled proceedings and the Court, being well and sufficiently advised in the premises, finds that in accordance with ACA 14-16-106, (c) (1) the following item listed below is junk, scrap, discarded or is otherwise of no value to the County and shall be disposed of in an appropriate manner as determined by the Court and upon concurrence by the County Assessor.

ASSET NO	DESCRIPTION	DEPARTMENT
I030800134	Desk w/ File Cabinet	Animal Shelter
I040300179	Office Chair – Black	Circuit Court III
I040300087	Office Chair - Black	Circuit Court III
I040300427	Office Chair - Black	Circuit Court III
I010300081	Side Chair – Timberlane	Treasurer
I010300061	Side Chair – Timberlane	Treasurer
I060000061	Printer – Star TSP100	I.T.
I060000081	APC Smart U.P.S. 750 – Battery	I.T.
I060000102	APC Smart U.P.S. 750 - Battery	I.T.
I060000103	APC Smart U.P.S. 1500 - Battery	I.T.
I060000104	APC Smart U.P.S. 650 - Battery	I.T.
I060000105	APC Smart U.P.S. 650 - Battery	I.T.
I060000200	Comdial 7260 Phone	I.T.
I060000097	Keyboard KB212-B - Dell	I.T.
I060000084	Keyboard KB	I.T.
I060000100	Keyboard	I.T.
I060000096	Keyboard	I.T.
I060000098	Keyboard	I.T.
I060000099	Keyboard	I.T.
I060000057	Keyboard	I.T.
I060000101	Keyboard	I.T.
I060000114	Keyboard	I.T.
I060000118	Keyboard Deluxe 250 – Logitech	I.T.
I060000116	Dell U2410f Monitor	I.T.

I060000031	Dell E2014hc Monitor	I.T.
I060000038	Dell E2014hc Monitor	I.T.
I060000088	Dell IN1920f Monitor	I.T.
I060000086	Dell IN1920f Monitor	I.T.
I060000047	Dell S2330MXC Monitor	I.T.
I060000087	Dell E198FPb Monitor	I.T.
I060000083	Dell E170Sc Monitor	I.T.
I060000065	Dell E170Sc Monitor	I.T.
I060000117	Dell E170Sb Monitor	I.T.
N/A	Cisco Pro CPA 2501	I.T.
N/A	3Com Switch 3300	I.T.
I060000111	USRobotics NetServer	I.T.
I060000070	Motion Tablet	I.T.
I060000110	Cisco ASA 5505	I.T.
I060000073	Dell Inspiron N5010 Laptop	I.T.
I060000108	Netgear N750 Wireless Router	I.T.

IT IS SO ORDERED.

DocuSigned by:

Patrick W. Deakins

E15B02F34A93401...

Patrick Deakins, County Judge

Drafted by Jousy Facundo

Requested by: Circuit Judge Diane Warren
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 CIRCUIT COURT VIII BUDGET AND OTHER MATTERS PERTAINING THERETO.

WHEREAS, Circuit Judge Diane Warren desires to change the starting pay of one position in the Circuit Court VIII Budget for 2023; and,

WHEREAS, the Quorum Court approves the change.

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

ARTICLE 1. The salary of the Community Resource Program Coordinator position (PCN 0408008) is hereby increased to \$22.06 per hour.

ARTICLE 2. There is hereby appropriated the total amount of \$1,483.20 from the unappropriated reserves of the General Fund (1000) to the following line items in the Circuit Court VIII Budget (10000408) for 2023:

Salaries Full Time	10000408.1001	\$ 1,205.34
Social Security Matching	10000408.1006	92.21
Employer Retirement Contribution	10000408.1008	184.66
Workman’s Compensation	10000408.1010	.99

PATRICK W. DEAKINS, County Judge

DATE

BECKY LEWALLEN, County Clerk

Item 23-O-156

Requested by: County Clerk Becky Lewallen
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 LEVYING THE COUNTY, MUNICIPAL, AND SCHOOL DISTRICT TAXES FOR THE YEAR 2023.

WHEREAS, Article 7, Section 30, of the Constitution of the State of Arkansas requires the Quorum Court of each county to “sit and assist the County Judge in levying the county taxes”; and,

WHEREAS, Ark. Code Ann. § 14-14-904 provides that “The Quorum Court, at its regular meeting in November or December of each year, shall levy the county, municipal, and school taxes for the current year.”

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

ARTICLE 1. The following taxes are hereby levied for the Year 2023 for Washington County, Arkansas:

Real Estate/Personal Property

- (A) County General 4.3 mills
 - (B) County Road 1.0 mills
 - (C) County Library 1.0 mill
- *To be collected throughout the County except for property within the city limits of Fayetteville.

ARTICLE 2. The following taxes are hereby levied for the Year 2023 for the respective municipalities within Washington County, Arkansas:

- (A) Fayetteville:
 - General Fund – Operations 2.2 mills
 - Fayetteville Public Library – Operations 2.5 mills
 - Fayetteville Public Library – Expansion 1.2 mills
 - Policemen’s Pension and Relief Fund 0.4 mill
 - Firemen’s Pension and Relief Fund 0.4 mill
 - Total: 6.7 mills

43	(B) Springdale:	
44	General Fund	4.6 mills
45	Firemen’s Pension	0.5 mill
46	Policemen’s Pension	0.5 mill
47	City Fire Fund (Voluntary)	1.5 mills
48	Library (Voluntary)	<u>1.0 mill</u>
49	Total:	8.1 mills
50	(C) Prairie Grove:	
51	General Fund	4.5 mills
52	Police Department (Voluntary)	0.9 mill
53	Fire Department (Voluntary)	<u>0.45 mill</u>
54	Total:	5.85 mills
55	(D) Lincoln:	
56	General Fund	4.7 mills
57	Police Department (Voluntary)	1.0 mill
58	Fire Department (Voluntary)	<u>0.5 mill</u>
59	Total:	6.2 mills
60	(E) Elkins:	4.6 mills
61	(F) Greenland:	2.8 mills
62	(G) West Fork:	4.9 mills
63	(H) Winslow:	5.0 mills
64	(I) Farmington:	4.6 mills
65	(J) Tontitown:	3.2 mills
66	(K) Elm Springs:	4.7 mills
67	(L) Goshen:	2.9 mills
68	(M) Johnson:	4.9 mills

ARTICLE 3. The following taxes are hereby levied for the Year 2023 for the respective school districts within Washington County, Arkansas:

	<u>Debt</u>	<u>M&O</u>	<u>Total</u>
(A) Fayetteville #1	20.0	25.0	45.0 mills
(B) Farmington #6	15.5	25.0	40.5 mills
(C) Elkins #10	18.0	25.0	43.0 mills
(D) Prairie Grove #23	16.2	25.0	41.2 mills
(E) Lincoln #48	17.4	25.0	42.4 mills
(F) Springdale #50	14.8	25.0	39.8 mills
(G) Greenland #95	14.1	25.0	39.1 mills
(H) West Fork #141	16.6	25.0	41.6 mills
(I) Benton County #21	19.9	25.0	44.9 mills

ARTICLE 4. The levy of taxes for 2023 is in accordance with State law.

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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:

Committee History:

Finance and Budget 12/12/23-passed on to Dec QC

Quorum Court History:

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 AND APPROPRIATING ADDITIONAL REVENUE IN THE AMOUNT OF \$74,812 IN THE DRUG COURT GRANT FUND (1490 PACT GRANT) BUDGET FOR 2024; AND, OTHER MATTERS PERTAINING THERETO.

WHEREAS, Washington County received notice of a Parents and Children Together (PACT) grant sub-award from UAMS through a grant from SAMHSA; and,

WHEREAS, the Quorum Court desires to establish a budget and appropriate said funds for use in 2024.

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

ARTICLE 1. There is hereby created the PACT Grant Budget (1490) within the 3513 Drug Court Grant Fund in the Washington County Budget for 2024.

ARTICLE 2. There is hereby anticipated revenue in the amount of \$74,812 in the Drug Court Grant Fund (3513.7109) for 2024.

ARTICLE 3. There is hereby appropriated the total amount of \$74,812 to the following line items in the PACT Grant Budget for 2024:

Salaries, Full-time	35131490.1001	\$ 45,531
Social Security Matching	35131490.1006	3,483
Noncontributory Retirement	35131490.1008	6,976
Health Insurance	35131490.1009	5,592
Other Professional Services	35131490.3009	12,030
Mileage	35131490.3032	1,200

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, AND OTHER
MATTERS PERTAINING THERETO.**

WHEREAS, The Prosecuting Attorneys’ office had an unexpected and
unplanned expense of \$9,000 when it had to replace the security keypad for its juvenile
and drug court offices at the historic courthouse; and,

WHEREAS, the expense of the replacement will cause the Prosecuting
Attorney’s budget to be negative if not amended; and,

WHEREAS, the Quorum Court desires to amend the Prosecuting
Attorney’s Budget for 2023 to prevent the shortfall.

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

ARTICLE 1. There is hereby appropriated the amount of \$5,000
from the unappropriated reserves in the General Fund (1000) to the Small Equipment
line item in the Prosecuting Attorney’s Budget (10000419.2002) for 2023.

PATRICK W. DEAKINS, County Judge

DATE

BECKY LEWALLEN, County Clerk

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Item 23-O-161

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 AND APPROPRIATING ADDITIONAL REVENUE IN THE AMOUNT OF \$368,610.67 TO THE BUILDINGS AND GROUNDS AND IT BUDGETS FOR 2023.

WHEREAS, Washington County received an additional \$312,365.12 from insurance claims for water damage to the first floor of the courthouse; and,

WHEREAS, Washington County received an additional \$56,245.55 from insurance claims for roof damage to various county buildings; and,

WHEREAS, the Quorum Court desires to appropriate these funds to the Buildings and Grounds Budget for repairs that were previously made.

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

ARTICLE 1. There is hereby recognized additional revenue in the amount of \$368,610.67 in the unappropriated reserves of the General Fund.

ARTICLE 2. There is hereby appropriated the total amount of \$323,375.36 from the unappropriated reserves in the General Fund (1000) to the following line items in the Buildings and Grounds Budget for 2023:

Insurance Repairs	10000108.4010	\$ 261,066.86
Insurance – Roof Repairs	10000108.4011	56,245.55
Insurance Claims – IT Equipment	10000108.4099	6,062.95

ARTICLE 3. There is hereby appropriated the total amount of \$45,235.31 from the unappropriated reserves in the General Fund (1000) to the Insurance Claims – IT Equipment line item in the IT Budget (10000115.4099) for 2023.

Item 23-O-162

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 HR BUDGET FOR
2023.**

WHEREAS, the HR department is in need of additional funding for background checks for positions that were not originally included in the 2023 budget and for new positions in the 2024 budget; and,

WHEREAS, the Quorum Court approves this funding request.

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

ARTICLE 1. There is hereby appropriated the amount of \$5,000 from the unappropriated reserves in the General Fund (1000) to the Miscellaneous Law Enforcement line item in the HR Budget (10000121.3093) for 2023.

PATRICK W. DEAKINS, County Judge

DATE

BECKY LEWALLEN, County Clerk

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Item 23-O-163

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 AND APPROPRIATING ADDITIONAL REVENUE IN THE AMOUNT OF \$15,650 IN THE PLANNING DEPARTMENT BUDGET FOR 2023.

WHEREAS, the Planning Department recently sold various fixed assets in the auction held by the County; and,

WHEREAS, the sale of these items brought in \$15,650 that needs to be returned to the Planning Department budget for 2023.

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

ARTICLE 1. There is hereby recognized additional revenue of \$15,650 in the unappropriated reserves of the General Fund (1000.8711).

ARTICLE 2. There is hereby appropriated the amount of \$15,650 from the unappropriated reserves of the General Fund (1000) to the Vehicles line item in the Planning Department Budget (10000110.4005) for 2023.

PATRICK W. DEAKINS, County Judge

DATE

BECKY LEWALLEN, County Clerk

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Item 23-O-165

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 IT BUDGET FOR 2024; AND, OTHER MATTERS PERTAINING THERETO.

WHEREAS, the IT Department is restructuring in 2024 and desires to dissolve two positions and create two positions; and,

WHEREAS, the Quorum Court approves the restructure.

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

ARTICLE 1. There is hereby dissolved the positions of Assistant IT Director (PCN 0115050) and Senior Systems Analyst (PCN 0115009) for 2024.

ARTICLE 2. There is hereby created the position of Systems Administrator (PCN 0115012) in the IT Budget for 2024.

ARTICLE 3. There is hereby created the position of IT Support Specialist (PCN 0115013) in the IT Budget for 2024.

ARTICLE 4. The funding for the dissolved positions shall be re-appropriated to fund the newly created positions.

PATRICK W. DEAKINS, County Judge

DATE

BECKY LEWALLEN, County Clerk

Item 23-O-166

Requested by: Circuit Judge Stacey Zimmerman
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 CIRCUIT COURT
III BUDGET FOR 2024; AND, OTHER MATTERS
PERTAINING THERETO.**

WHEREAS, the Circuit Court III is restructuring in 2024 and desires to
dissolve one position; and,

WHEREAS, the Quorum Court approves the restructure.

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

ARTICLE 1. There is hereby dissolved the positions of Juvenile
Probation Officer – Multilingual (PCN 0403008) in the Circuit Court III Budget for 2024.

ARTICLE 2. The funding previous appropriated to the
aforementioned position is hereby re-appropriated to the Juvenile Probation Officer
position (PCN 0403017) in the Circuit Court III Budget for 2024.

PATRICK W. DEAKINS, County Judge

DATE

BECKY LEWALLEN, County Clerk

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Item 23-O-167

Requested by: Circuit Judge Cristi Beaumont
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 AND APPROPRIATING ADDITIONAL REVENUE IN THE AMOUNT OF \$593,764.55 IN THE DRUG COURT GRANT FUND (1425 AG OPIOID GRANT) FOR 2024.

WHEREAS, the Circuit Court IV received notice from the Attorney General’s Office that it will receive an opioid grant in the amount of \$593,764.55; and,

WHEREAS, this funding will provide five new positions to assist the drug court program, additional drug testing, and treatment for participants; and,

WHEREAS, the Quorum Court desires to establish a budget and appropriate said funds for use in 2024.

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

ARTICLE 1. There is hereby created the AG Opioid Grant Budget (1425) within the 3513 Drug Court Grant Fund in the Washington County Budget for 2024.

ARTICLE 2. There is hereby anticipated the total amount of \$593,764.55 in the Drug Court Grant Fund (3513.7010) in 2024.

ARTICLE 2. There are hereby created the Case Manager/Counselor positions (PCNs 1425001, and 1425002), the Probation Officer positions (PCNs 1425003 and 1425004), and the Administrative Assistant position (PCN 1425005) in the Circuit Court IV Budget (35131425) for 2024.

ARTICLE 3. There is hereby appropriated the total amount of \$593,764.55 from the unappropriated reserves in the Drug Court Grant Fund (3513) to the following line items in the Drug Court Grant Fund Budget for 2024:

43	Salaries, Full-Time	35131425.1001	\$ 200,676.00
44	Social Security Matching	35131425.1006	14,586.70
45	Employer Retirement Contribution	35131425.1008	29,211.57
46	Health Insurance Matching	35131425.1009	31,066.80
47	Workman's Compensation	35131425.1010	2,063.48
48	Life Insurance	35131425.1016	660.00
49	Medical/Dental/Hospital	35131425.3006	172,500
50	Drug Testing	35131425.3007	143,000

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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 12/12/23-passed on to Dec QC
Quorum Court History:

Item 23-O-168

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 ANIMAL SHELTER BUDGET FOR 2023.

WHEREAS, additional funds are needed to cover the costs of a promotion of the Vet Technician in the Animal Shelter Budget for 2024; and,

WHEREAS, the Quorum Court approves 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 \$219.93 from the unappropriated reserves in the general fund (1000) to the Animal Shelter Budget (10000308) for 2023:

Salaries, Full-Time	10000308.1001	\$ 178.73
Social Security Matching	10000308.1006	13.67
Employer Retirement Contribution	10000308.1008	27.38
Workman’s Compensation	10000308.1010	0.15

PATRICK W. DEAKINS, County Judge

DATE

BECKY LEWALLEN, County Clerk

Item 23-O-169

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 AND APPROPRIATING \$356,812.50 FROM THE UNAPPROPRIATED RESERVES IN THE ROAD FUND TO THE ROAD DEPARTMENT BUDGET FOR 2023.

WHEREAS, the Road Department recently sold various fixed assets in the auction held by the County; and,

WHEREAS, the sale of these items brought in \$356,812.50 that needs to be returned to the Road Department budget for 2023.

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

ARTICLE 1. There is hereby recognized that total amount of \$356,812.50 in the unappropriated reserves of the Road Fund (2000.8711).

ARTICLE 2. There is hereby appropriated the amount of \$356,812.50 from the unappropriated reserves of the Road Fund (2000) to the Fuel, Oils, and Lubricants line item in the Road Department Budget (20000200.2007) for 2023.

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Item 23-O-170

Requested by: Circuit Judge Mark Lindsay
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 CIRCUIT COURT AUTOMATION FUND BUDGET FOR 2023; AND, OTHER MATTERS PERTAINING THERETO.

WHEREAS, the Circuit Courts experienced unforeseen additional costs in 2023 which cause the Circuit Court Automation Fund Budget to have a negative balance; and,

WHEREAS, the Quorum Court desires to appropriate additional funds in said 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 \$15,000 from the unappropriated reserves in the Circuit Court Automation Fund (3002.0437) to the Other Professional Services line item in the Circuit Court Automation Fund Budget (30020437.3009) for 2023.

PATRICK W. DEAKINS, County Judge

DATE

BECKY LEWALLEN, County Clerk

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Item 23-O-171

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 BUILDINGS AND GROUNDS BUDGET FOR 2024; AND, OTHER MATTERS PERTAINING THERETO.

WHEREAS, the Buildings and Grounds Director desires to dissolve two new position within her budget and re-appropriate those salary funds to a newly created position for 2024; and,

WHEREAS, the Quorum Court approves the changes.

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

ARTICLE 1. There is hereby dissolved the positions of two Building Maintenance Technicians (PCN 0108102 and 0108103) in the Building and Grounds Budget for 2024.

ARTICLE 2. There is hereby re-appropriated the salary totals from positions 0108102 and 0108103 to the Lead HVAC position (PCN 0108008) for 2024.

PATRICK W. DEAKINS, County Judge

DATE

BECKY LEWALLEN, County Clerk

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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 AND APPROPRIATING ADDITIONAL REVENUE IN THE DEM BUDGET FOR 2023; AND, OTHER MATTERS PERTAINING THERETO.

WHEREAS, Washington County received additional revenue in the amount of \$5,200.22 from the University of Arkansas for special events worked by various DEM employees of Washington County; and,

WHEREAS, the Quorum Court desires to recognize and appropriate said funds to the DEM Budget for 2023.

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

ARTICLE 1. There is hereby recognized additional revenue in the amount of \$5,200.22 in the unappropriated reserves of the General Fund (1000.8727).

ARTICLE 2. There is hereby appropriated the total amount of \$5,200.22 from the unappropriated reserves in the General Fund (1000) to the following line items in the DEM Budget for 2023:

OT/Other Premium Compensation	10000500.1005	\$ 4,185.18
Social Security Matching	10000500.1006	320.17
Employer Retirement	10000500.1008	641.17
Workman’s Compensation	10000500.1010	53.70

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Item 23-O-173

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 AND APPROPRIATING ADDITIONAL REVENUE IN THE AMOUNT OF \$143,824.09 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 \$143,824.09 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 appropriated the amount of \$96,894.23 from the unappropriated reserves in the General Fund (1000) and \$46,929.86 from the unappropriated reserves in the Jail Fund (3017) to the following line items in the following budgets for 2023:

Sheriff Budget

Overtime	10000400.1005	\$75,058.23
Social Security Matching	10000400.1006	\$5,741.93
Noncontributory Retirement	10000400.1008	\$11,499.07
Workmen’s Compensation	10000400.1010	\$2,521.75
Dues & Memberships	10000400.3090	\$2,073.25

Jail Budget

Overtime	30170418.1005	\$36,931.45
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43	Social Security Matching	30170418.1006	\$2,825.31
44	Noncontributory Retirement	30170418.1008	\$5,657.91
45	Workmen's Compensation	30170418.1010	\$1,240.89

46	<u>Jail Maintenance and Operations</u>		
47			
48	Overtime	30170127.1005	\$217.13
49	Social Security Matching	30170127.1006	\$16.61
50	Noncontributory Retirement	30170127.1008	\$33.26
51	Workmen's Compensation	30170127.1010	\$7.30

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57 PATRICK W. DEAKINS, County Judge DATE

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61 BECKY LEWALLEN, County Clerk

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63 Introduced by:
64 Date of Adoption:
65 Members Voting For:
66 Members Voting Against:
67 Members Abstaining:
68 Members Absent:

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71 Committee History: Finance and Budget 12/12/23-passed on to Dec QC
72 Quorum Court History:

Item 23-O-174

Requested by: Sheriff Jay Cantrell
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 ORDINANCE 2018-64 TO IMPLEMENT NECESSARY ADJUSTMENTS TO THE LAW ENFORCEMENT STEP PAY PLAN; AND, OTHER MATTERS PERTAINING THERETO.

WHEREAS, the Washington County Quorum Court passed Ordinance 2018-64 at its regular meeting on December 20, 2018; and

WHEREAS, Ordinance 2018-64 was created to keep the County’s law enforcement pay competitive, provide certainty for law enforcement pay, reward the dangerous work involved in protecting and serving the citizens of Washington County, and to ensure the County could retain well-trained, qualified law enforcement officers; and,

WHEREAS, Article 6 requires the Quorum Court to reevaluate the law enforcement step pay plan and make necessary adjustments; and

WHEREAS, the Quorum Court desires to effectuate necessary adjustments to the current law enforcement step pay plan.

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

ARTICLE 1.The Quorum Court hereby amends Ordinance No. 2018-64 to read:

ARTICLE 1: Beginning with the budget year ~~2019~~2024 to be effective with the first paycheck of ~~2019~~2024, the law enforcement step pay plan that is attached as “Appendix AC” is adopted and incorporated by reference.

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Appendix C							
Sheriff's Law Enforcement STEP Pay Plan							
	Deputy First Class	Corporal	Sergeant	Lieutenant	Captain	Major	Deputy Chief
STEP 1/ Minimum	\$22.98	\$26.98	\$31.25	\$37.02	\$88,524.80	\$95,014.40	\$105,664.00
207-K	\$51,383.28	\$60,327.28	\$69,875.00	\$82,776.72			
STEP 2	\$24.09	\$28.80	\$32.89	\$39.07			
207-K	\$53,865.24	\$64,396.80	\$73,542.04	\$87,360.52			
STEP 3	\$25.21	\$30.62	\$34.52	\$41.12			
207-K	\$56,369.56	\$68,466.32	\$77,186.72	\$91,944.32			
STEP 4	\$26.33	\$32.44	\$36.16	\$43.17			
207-K	\$58,873.88	\$72,535.84	\$80,853.76	\$96,528.12			
STEP 5	\$27.44	\$34.25	\$37.80	\$45.23			
207-K	\$61,355.84	\$76,583.00	\$84,520.80	\$101,134.28			
Midpoint	N/A	N/A	N/A	N/A	\$110,396.00	\$117,530.40	\$129,157.60
STEP 6	\$28.56	\$36.07	\$39.44	\$47.28			
207-K	\$63,860.16	\$80,652.52	\$88,187.84	\$105,718.08			
STEP 7	\$29.67	\$37.89	\$41.08	\$49.33			
207-K	\$66,342.12	\$84,722.04	\$91,854.88	\$110,301.88			
STEP 8	\$30.79	\$39.70	\$42.71	\$51.38			
207-K	\$68,846.44	\$88,769.20	\$95,499.56	\$114,885.68			
STEP 9	\$31.91	\$39.70	\$44.35	\$53.43			
207-K	\$71,350.76	\$88,769.20	\$99,166.60	\$119,469.48			
STEP 10/ Maximum	\$33.02	\$39.70	\$45.98	\$55.52	\$132,267.20	\$145,059.20	\$157,872.00
207-K	\$73,832.72	\$88,769.20	\$102,811.28	\$124,142.72			

Pay Scale shall be reviewed on even-numbered years.

Pay scale will be adjusted on odd numbered years on the Federal COLA increase.

*For the ranks Deputy First Class through Lieutenant, the Sheriff's Law Enforcement Pay Step Plan applies to sworn law enforcement personnel in the Sheriff's Budget. For the ranks Captain through Deputy Chief, the Sheriff's Law Enforcement Pay Step Plan applies to sworn law enforcement personnel positions in the Sheriff and Jail Budgets.

**For the ranks Deputy First Class through Lieutenant, the Sheriff's Law Enforcement Pay Step Plan is based on an hourly rate of pay, with total pay being calculated by multiplying the hourly rate by hours of 2,236 (207-K exemption). During the 2024 Budget cycle, the Step increases will be received by the employee at half of the employee's respective Step increase listed above. However the normal Step Plan shall resume in 2025 and thereby making the deputies whole starting in 2025 and going forward.

***For the ranks Chief Deputy, Major, and Captain in the Sheriff's Budget and the Jail Budget, the Sheriff's Law Enforcement Pay Step Plan is based on an annual salary. In determining what percentage of the midpoint to use for each employee, the Sheriff shall consult with the County's salary consultant and may request that the Quorum Court adopt rules and regulations for implementation and administration of the same.

****Existing holiday pay benefits remain in full force and effect and are not altered as a result of the adoption of the Sheriff's Law Enforcement Pay Step Plan.

Item 23-O-139b

Requested by: Justice of the Peace Charles Dean
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 PROHIBITING THE USE OF COMPRESSION RELEASE ENGINE BRAKES IN WASHINGTON COUNTY; AND, FOR OTHER PURPOSES.

WHEREAS, the use of compression release engine braking systems within ~~the limits~~parts of Washington County, Arkansas, has generated excessive noise leading to complaints and disturbances among residents; and,

WHEREAS, in the interest of public health, safety, and welfare, it is deemed necessary by the Quorum Court of Washington County to regulate such noises within its jurisdiction.

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

ARTICLE 1. “Compression release engine braking system” shall refer to an engine compression release brake system or any similar engine braking system which produces excessive noise.

ARTICLE 2. The use of compression release engine braking systems is hereby prohibited within ~~the boundaries~~posted areas of Washington County, Arkansas, unless used in emergency situations where the safety of the driver or other motorists may be in jeopardy.

ARTICLE 3. Any individual, corporation, or entity found to be in violation of this ordinance shall be subject to a fine of \$500 for each offense. Each day a violation continues shall be considered a separate offense.

ARTICLE 4. Washington County shall post or cause to be posted signs ~~at appropriate locations in the areas in which the use of compression release braking systems are prohibited in Washington County~~indicating the prohibition of the use of compression release braking systems within the County.

ARTICLE 5. Should any section, subsection, provision, clause, or any part of this ordinance be adjudged to be unconstitutional or invalid, the same shall

43 not affect the validity of the ordinance as a whole or any part thereof, other than the part
44 so adjudged to be invalid.

45
46 **ARTICLE 6.** This ordinance shall be enforced by the Washington
47 County Sheriff’s Office or any other appropriate law enforcement agency.

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49 **ARTICLE 7.** This ordinance shall become effective immediately
50 upon its adoption and publication.

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55 _____
56 PATRICK W. DEAKINS, County Judge DATE
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60 BECKY LEWALLEN, County Clerk

61 Introduced by: JP Charles Dean
62 Date of Adoption:
63 Members Voting For:
64 Members Voting Against:
65 Members Abstaining:
66 Members Absent:

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69 Committee History: County Services 10/02/23: Tabled until next CS 10/30/23; postponed
70 Until next County Services Meeting 12/04/23;

71 Quorum Court History:

Item 23-O-164

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 ORDINANCE 2018-50 TO UPDATE THE SICK LEAVE POLICY IN THE WASHINGTON COUNTY EMPLOYEE HANDBOOK.

WHEREAS, the current Washington County Handbook was passed by Ordinance 2018-50; and,

WHEREAS, the County desires to update the Sick Leave policy within the handbook.

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

ARTICLE 1. Section 13 of the Benefits and Approved Leave portion of the Washington County Handbook 11-2018 is repealed in its entirety.

ARTICLE 2. The following policy is adopted:

SICK LEAVE

All full-time employees will be provided their sick leave in accordance with the below chart. Employee will receive their sick leave annually on their hire date. New hires will be eligible to utilize sick leave after 90-days of employment. If employees do not utilize their sick time throughout the year then it will rollover at the beginning of their next calendar year.*

<u>Years of Service</u>	<u>Regular Full-Time</u>	<u>Uniformed Officers***</u>	<u>Part-Time**</u>	<u>Seasonal & Temporary</u>
Up to 3 years	112 hrs.	140 hrs.	10 hrs.	0 hrs.
3+ years	116 hrs.	145 hrs.	15 hrs.	0 hrs.
10+ years	120 hrs.	150 hrs.	20 hrs.	0 hrs.
20+ years	124 hrs.	155 hrs.	25 hrs.	0 hrs.

Sick leave will be charged by the quarter hour. You will not be charged sick leave for the time that you would not normally work. There will be no cap on carryover.

36 *Calendar Year: An employee’s rolling calendar year based on their most recent hire date with the County.
37 **Part-Time Personnel: An employee who works 20 hours or less a week on a regular basis as defined on
38 the positions job description.
39 ***Uniformed Law Enforcement Officer or 207(k) exempt employee: An employee whose duties are
40 defined under the 207k exemption rules.

41

42 **Service Payout**

43

44 In the event that an employee’s term of service ends due to death in the line-of-duty
45 then unused sick leave will be paid to the next of kin or the estate of the deceased at
46 their current rate of pay. Maximum payout shall not exceed three months of gross
47 salary.

48

49 **Usage for all eligible employees**

50

51 Sick leave may be used for the following reasons:

52

53 Personal illness or physical incapacity, medical, dental and optical visits, you are
54 quarantined by a physician or health officer, illness in your immediate family which
55 requires you to take care of your family member(s).

56

57 Sick leave may also be used in the event of an emergency where an employee
58 experiences the death of a member of theirs or their spouse’s immediate family. Proof of
59 the need for leave may be required. The length of approved time for bereavement will be
60 decided on a case-by-case basis. Bereavement requests must be used within 14 calendar
61 days of the death, but time off can extend past that time if the employee has to travel
62 further than 100 miles for the funeral - proof will be required.

63

64 For sick leave purposes, immediate family includes only the following persons related by
65 blood, marriage or legal adoption: grandparents, parents, your spouse, brother, sister,
66 child, step-child, foster child/parent, grandchild, aunt, uncle, cousins, nieces, nephews,
67 any family member who lives in your household or any of your spouse’s family that falls
68 into one of the previously mentioned categories.

69

70 If you cannot come to work due to a reason listed in this section, you must notify your
71 supervisor, or someone acting for your supervisor, within at least one (1) hour of your
72 work time. If you do not, you may not be paid sick leave.

73

74 Supervisors have the discretion to ask for a doctor’s note before the employee returns to
75 work and the Human Resource Department may require one if there are continuous
76 absences from work for the same individual. If the employee is absent three (3) or more
77 days/shift(s) in a row, the employee shall be required to obtain a doctor’s note. There
78 are some circumstances where a doctor’s note may still be required such as if an
79 employee is using catastrophic sick leave or if there is a valid business need to verify the
80 legitimacy of the time off. If the employee runs out of sick leave, they will be charged
81 compensatory time and then vacation time accrued for missing work due to sick leave
82 reasons. After the employee has used all their sick leave, they will be charged

83 compensatory time then vacation time, the employee’s timecard will be coded as leave
84 without pay and they will not be paid for time not covered by the other balances. Any
85 absences not covered by an approved form of paid leave or not approved by the
86 employee’s supervisor and/or HR will be considered unexcused and subject to
87 disciplinary action up to and including termination.
88

89 Sick leave usage will run concurrently with Family Medical Leave Act (FMLA) time, if
90 applicable. In the event that an employee will be or has been absent for more than three
91 consecutive working days (or 36 hours for shift employees) for reasons covered under
92 this policy, he/she should contact the Human Resources Department as soon as possible
93 to determine whether the absence should be designated as leave under FMLA. The
94 employee’s supervisor should also contact Human Resources upon notification of or
95 absence of the employee for more than three days/shifts. For absences authorized under
96 FMLA, the Human Resources Department will request documentation to support the
97 need for absence and/or the return to work. Please refer to the county’s Family and
98 Medical Leave Policy for more information.
99

100 **Donation Rules**

101 Employees may not directly donate sick leave to another employee.
102
103

104 Remaining sick leave balances for terminated employees will automatically be
105 transferred to the Catastrophic Sick Leave Bank.
106

107 **Documentation**

108
109 A supervisor should consult with Human Resources if he/she suspects employee misuse
110 of sick leave not authorized under FMLA or workers’ compensation leave.
111

112 An employee returning from a sick leave absence for his/her own illness/injury in excess
113 of three (3) consecutive work days may be required to submit a return-to-work release
114 from his/her doctor. The employee may also be required to take a fitness-for-duty test if
115 such a test is normally required for placement in the job. Elected Officials and
116 Department Heads should contact the Human Resources Department to coordinate a
117 return-to-work release and/or fitness-for-duty test, if needed. If required, both the
118 release and a passing score on the fitness-for-duty test must be submitted to the Human
119 Resources Department before the employee resumes regular work duties.
120

121 Sick leave will not be approved for employees who have given a two-week notice of
122 resignation from employment with the county. Only vacation leave or compensatory
123 leave will be authorized during the final two-weeks of employment, unless he/she has
124 been approved for Family Medical Leave or has been utilizing Catastrophic Sick Leave.
125

126 **Abuse of Sick Leave**

127

128 Regular attendance is an essential function of every job. The misuse and abuse of the
129 sick leave benefit is grounds for disciplinary action up to and including termination of
130 employment. Misuse and abuse of sick leave may include, but is not limited to the
131 following:

- 132 A. Evidence of inappropriate patterns of sick leave usage.
- 133 B. Taking excessive leave.
- 134 C. Frequently using sick leave as soon as accrued.
- 135 D. Failure to comply with departmental procedure for the notification and
136 scheduling of sick leave.
- 137 E. Participating in actions or activities that are not consistent with the
138 requested scheduling and use of sick leave

139
140 **Grandfathering Calculation Rule**

141
142 Any employee active at the time of passage of the above mentioned policy who has
143 accrued time does not equal to a quarter hour increment will have their time
144 automatically adjusted to meet the quarter usage standards.

145
146 Example, if an employee has 3.69 hour of sick time it will be adjusted to 3.75 hours for
147 future use.

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151 _____ DATE
152 PATRICK W. DEAKINS, County Judge

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154 _____
155 BECKY LEWALLEN, County Clerk

- 156
- 157 Introduced by:
- 158 Date of Adoption:
- 159 Members Voting For:
- 160 Members Voting Against:
- 161 Members Abstaining:
- 162 Members Absent:

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164
165 Committee History: County Services 12/12/23-passed on to Dec QC
166 Quorum Court History:

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 \$117,953 IN THE LAW ENFORCEMENT GRANT FUND; AND, APPROPRIATING SAID \$117,953 FROM THE LAW ENFORCEMENT GRANT FUND TO THE SCAAP FY2023 BUDGET FOR 2023.

WHEREAS, under the State Criminal Alien Assistance Program (SCAAP), the Office of Justice Programs of the U.S. Department of Justice awards grant money to eligible local government that incur certain types of costs due to the incarceration of illegal aliens; and,

WHEREAS, Washington County anticipates a SCAAP FY2023 Grant award in the amount of \$117,953.

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

ARTICLE 1. There is hereby anticipated additional revenue in the amount of \$117,953 in the Other Federal Grants Revenue line item of the Law Enforcement Grant Fund (35147109) for 2023.

ARTICLE 2. There is hereby appropriated the total amount of \$117,953 from the Law Enforcement Grant Fund to the following line items in the SCAAP FY2023 Budget (35141441) for 2023:

General Supplies	35141442.2001	\$ 67,953
Small Equipment	35141442.2002	50,000

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Item 23-R-012

Requested by: Election Commission/County Clerk
Drafted by: County Attorney Brian R. Lester

RESOLUTION NO. 2023-

BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF WASHINGTON, STATE OF ARKANSAS, A RESOLUTION TO BE ENTITLED:

A RESOLUTION ORDERING THAT AN ELECTION BE HELD ON MARCH 5, 2024 ON THE QUESTION OF AUTHORIZING OFF-PREMISES SALE OF ALCOHOL ON SUNDAYS WITHIN THE CITY OF GREENLAND, ARKANSAS.

WHEREAS, a referendum petition was submitted to the City of Greenland by at least fifteen percent (15%) of the qualified electors calling for an election on the off-premises sale of alcohol on Sundays within the city of Greenland; and,

WHEREAS, pursuant to Ark. Code Ann. § 3-9-206, the Quorum Court shall fix the date of the election not more than ninety (90) days from the date of the order and give proper notice.

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

ARTICLE 1. The Washington County Quorum Court hereby adopts the following Order regarding the election of off-premises Sunday sales of alcohol within the city of Greenland:

ORDER

The Washington County Quorum Court hereby orders that the Washington County Election Commission hold an election on the issue of the Sunday sale of alcoholic beverages for off premises consumption in the city of Greenland, Arkansas.

This Order shall be published in a newspaper of general circulation in the county by at least two insertions, the last being not less than ten days prior to the election.

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Item 23-R-013

Requested by: JPs Evelyn Rios Stafford and Sean Simons
Drafted by: County Attorney Brian R. Lester

RESOLUTION NO. 2023-

**BE IT RESOLVED BY THE QUORUM COURT OF THE
COUNTY OF WASHINGTON, STATE OF ARKANSAS, A
RESOLUTION TO BE ENTITLED:**

**A RESOLUTION EXPRESSING CONCERN ABOUT
THE USPS’S PLAN TO REDUCE MAIL OPERATIONS
AT THE FAYETTEVILLE FACILITY.**

WHEREAS, the Washington County Quorum Court has learned that the USPS plans to transfer some processing operations from the Northwest Arkansas Processing and Distribution Center in Fayetteville to the Oklahoma City Processing and Distribution Center, which is at least 221 miles away; and,

WHEREAS, the Washington County Quorum Court wishes to express its disappointment that the initial results of the USPS’s facility review indicate a business case that supports transferring some mail processing operations to the Oklahoma City P&DC; and,

WHEREAS, while the Washington County Quorum Court appreciates the USPS’s need to modernize and become more efficient, but does not believe it should involve reducing processing capabilities in one of the fastest-growing areas of the country; and,

WHEREAS, the Washington County Quorum Court is concerned that such an action would only lead to mail delivery issues and delays for constituents we represent and the customers served by the USPS; and,

WHEREAS, a variety of essential county services may rely on the USPS, including court summonses, jury duty notice letters, absentee ballots, and other election related mail, and changes to the USPS operations in Northwest Arkansas have the potential to negatively affect the delivery times and reliability of this mail.

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

ARTICLE 1. The Quorum Court of Washington County opposes any changes to USPS operations that would negatively impact mail service in Northwest Arkansas, including essential county services that rely on mail operations.

Item 23-O-176

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 BOARD.

WHEREAS, the Planning Board voted to recommend approval of a Conditional Use Permit for the **Munyon Road Wireless Communications Facility** project on **December 7, 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 **Munyon Road Wireless Communications Facility** Project recommended for approval by the Planning and Zoning Board is hereby ratified.

PATRICK W. DEAKINS, County Judge

DATE

BECKY LEWALLEN, County Clerk

Item 23-O-177

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 BOARD.

WHEREAS, the Planning Board voted to recommend approval of a Conditional Use Permit for the **H&H Concrete Services** project on **December 7, 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 **H&H Concrete Services** Project recommended for approval by the Planning and Zoning Board is hereby ratified.

PATRICK W. DEAKINS, County Judge

DATE

BECKY LEWALLEN, County Clerk

Belle Terra Venue & Grounds Conditional Use Permit

The Planning Board Approved Belle Terra Venue & Grounds CUP on August 24, 2023 (7 members voted “in favor”, 0 members voted “against”, 0 members were absent, 0 members abstained).

County

Belle Terra Venue & Grounds CUP

Conditional Use Permit Request

Location: Section 31, Township 14, Range 30

Applicant: Blew & Associates (Nathan Crouch)

Location Address: 17996 Bethlehem RD WC 237. Winslow, AR 72959

Coordinates: 35.84046672, -94.20367339

Proposed Use: Commercial-Wedding Venue

JP District: District 14 – Gary Ricker

Approximately: +/- 40 acres / 2 parcels

Project #: 2023-224

BACKGROUND/SYNOPSIS

The applicant is requesting to build a venue that will be situated on approximately 40 acres located at 17996 Bethlehem Road, Winslow. Existing structures will be demolished, and a ~10,000 sqft event venue to be constructed for weddings and professional events utilizing only seven (7) acres. Maximum capacity will be 300 persons. At a 3:1 ratio for cars-to-guests, plus 25% for overflow parking, will be approximately 125 parking spaces provided with no less than four (4) regular handicapped parking spaces and one (1) accessible van space.

The zoning is for Agricultural and Single Family Residential uses with a maximum density of one (1) residential unit per acre.

The project parcel is solely within Washington County.

The subject parcels equal approximately forty (40) acres in size (7 acres to be developed).

The project is located on the eastern side of Bethlehem WC 237, approximately 0.25 miles from Colt Road.

Applicant desires signage to be constructed on the venue property. The sign will be a rock engraved with the venue name, located by the entrance to the property. The rock will be lightly lit at night shining up onto the rock only.

Please see the attached documents for more information.

COMPATIBILITY

Surrounding Land Use and Zoning

Direction from Site	Land Use	Zoning
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

Existing Condition of Property

The subject property is zoned Ag/SF Res 1 unit/acre. It is in an area that is mixed with agricultural and residential uses.

Future Land Use / Zoning Designation

The current zoning for the project parcel is Ag/SF Res 1 unit/ac. If the project is approved, the zoning will stay the same, but with a conditional use allowance.

County's Land Use Plan (written document):

According to the County's Land Use Plan:

Section III. Physical Development

2. LIGHT COMMERCIAL

Continuing with the primary goal of retaining the rural characteristics of Washington County, light commercial uses should be allowed if:

- a. Not incompatible with adjacent residential and agricultural uses; or by conditions placed on such to mitigate its impact. Together with community facilities and compatible residential uses, this use typically serves as a buffer between general commercial and strictly residential uses.

Staff believes with the proposed conditions and with the applicant's willingness to ensure compatibility, this project may be made more compatible with the rural residential and agricultural nature of the area.

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, planning staff has received three comments regarding this project in objection, citing noise, light, and traffic safety concerns, in addition to conditions of the road and its ability to withstand increased traffic.

Staff will update the Planning Board of any additional comments.

SUMMARY OF AGENCY COMMENTS – TECHNICAL REVIEW

Please see the attached comments.

CONDITIONS OF APPROVAL

Staff has reviewed the submitted documents with the following conditions:

Utility Conditions

1. Any damage or relocation of existing facilities will be at the owner's or developer's expense.
2. All offsite easements that are needed for utility service to the property/properties must be obtained by the developer and easement documentation may be required by the utility company.
3. All onsite easements must be shown on the plat and recorded with the County.
4. It is the owner/developer's responsibility to contact each utility provider to determine what permits and/or easements will be required.

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
5. THERE IS AN EXISTING LINE ON PROPERTY WITH A 30FT. U.E.

Water Conditions

1. If water service is required, applicant will need to satisfy water provider's requirements.

Sewer/Septic Conditions

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

Fire/Safety Conditions

1. The project will need to be constructed/developed to meet (and maintain) the Arkansas Fire Prevention Code (2021 AFPC). Code research and adherence will be the responsibility of the owner or their designee (Architect/Engineer).

Environmental/Stormwater 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

Watershed Conditions

1. No comments received.

Road Conditions

2. A permit from the Washington County Road Department or the Arkansas Department of Transportation may be required prior to any work being completed in the right-of-way.
3. There are no future plans to install hard surface (pavement) on Bethlehem Road due to the low population of residency on the road. The department stated that installing pavement on the road would only be beneficial to the applicant.

Addressing Conditions

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

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).

Engineering Conditions

1. All comments were addressed.
2. The engineering comments from the submitted CUP will be addressed with the future LSD submittal.

Planning Conditions

1. This CUP request is for the wedding and event Venue. Any deviations from this permitted use may require further permitting and review by Planning Staff.
2. Full architectural plans for the chapel must be submitted. They have to be reviewed and approved by the fire marshal prior to construction. If there are any changes to the footprint size or other site elements then additional preliminary large scale development review may be required.
3. All questions and concerns from the Technical Review must be addressed before final approval may be given.
4. Outdoor activities will be limited by owner to prevent loud noise. Amplified music to be limited to interior facilities, except in the event of outdoor ceremonial music.

5. The applicant should stay with their proposed hours of operation as listed on their application. Hours of Operation: 8:00am to 4:00pm Monday through Thursday, Friday and Saturday 8:00am to 11:00pm, and Sunday 8:00am to 10:00pm.
6. Number of events: varies based on scheduled/booked events, however, the main business days will be Fridays and Saturdays.
7. Provide appropriate screening to ensure privacy to adjacent neighbors.
8. The facility will have two (2) employees currently with the goal of a total of four (4) full-time employees in the future.
9. Any further additions in terms of expanding the current developed structure or building new structures for either the business or for gathering purposes must come before the Planning Office and potentially the Planning Board.

Standard Conditions for All Projects

1. Pay neighbor notification mailing fees within 30 days of project approval. Any extension must be approved by the Planning Office (fees will be calculated once the info is available from the post office). This total will be calculated for this project once all invoices are received.
2. Pay any engineering fees. This total will be calculated for this project once all invoices are received.
3. Any further splitting or land development not considered with this approval must be reviewed by the Washington County Planning Board/Zoning Board of Adjustments.
4. All CUPs must be ratified by the Quorum Court.
5. Final inspection approval is required prior to issuance of CUP approval letter.
6. It is the applicant's responsibility to contact the Planning Office when inspections are needed.
7. Per Washington County ordinance Sec 11-75 (7): All plats for land developments approved by the Washington County Planning Board shall be contingent upon receipt by the Developer of any Federal, State, or local or approvals, if any, whether known or unknown to the Board or the Developer.
 - This project does not require additional review. Therefore, all conditions of this CUP approval must be completed within 18 months of this CUP project's ratification.
8. All conditions shall be adhered to and completed in the appropriate time period set out by ordinance.

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September 22, 2023
PLANNING Dept.
WASHINGTON COUNTY

PROJECT #
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WASHINGTON COUNTY
PLANNING Dept.

CC 2023-23



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

PLANNING BOARD CONDITIONAL USE PERMIT (CUP) DECISION APPEAL FORM

I, Jack Butt and Butt-n-Buck Hardwood Plantation, LC and all neighbors of the proposed site
(Name)

10201 Colt Road, Winslow, AR; mailing address P.O. Box 1224, Fayetteville, AR 72702
(Address)

479-521-7600; jbutt@dbtcfirm.com
(Phone/Email)

FILED
2023 SEP 22 AM 10:05
CLERK OF COURTS
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 August 24, 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 31, Township 14N, Range 30W Parcel(s) #: 001-03749-001 and 001-00642-001 in Washington County.

My understanding of the decision of the Washington County Planning Board is as follows:

It approved the conditional use permit despite overwhelming evidence that it did not meet any of the criteria for conditional use.

I am appealing this decision to the Quorum Court for the following reasons: **Please see attachment.**

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.)

Butt-n-Buck Hardwood Plantation, LC
Jack Butt
Signature

9/22/23
Date

Attachment to Washington County Planning Office Planning Board Conditional Use Permit ("CUP") Decision Appeal Form, in behalf of Jack Butt and Butt and Buck Hardwood Plantation, LC, and all neighbors of the of proposed site.

I am appealing this decision to the Quorum Cuort for the following Reasons:

1. There are not adequate roads available to the site. (Washington County Zoning Ordinance Section 11-200(c)).
2. The proposed use is not compatible with the area. (Washington County Zoning Ordinance Section 11-200(d))
3. The establishment, maintenance and operation of the conditional use will be detrimental to and endanger the public health, safety, morals, comfort and general welfare.(Washington County Zoning Ordinance Section 11-200(e))
4. The conditional use will be injurious to the use and enjoyment of all of the other property in the surrounding area for the purposes already permitted, and will substantially diminish and impair property values within the surrounding area. (Washington County Zoning Ordinance Section 11-200(f))

There are insufficient conditions proposed to lessen the above impacts of the aforesaid conditional use, and it should not be approved unless sufficient conditions are imposed.

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WASHINGTON COUNTY, ARKANSAS

County Courthouse

COUNTY SERVICES/FINANCE & BUDGET COMMITTEE REPORT – **DECEMBER**

Judge Patrick Deakins

The County Services/Finance & Budget Committee met Tuesday, December 12, 2023 at 6:00PM. JP Coleman Taylor and JP Shawndra Washington were absent.

JP Butch Pond led the prayer and pledge.

Reports were heard from Director Chris Tinsley, Sheriff Jay Cantrell, Treasurer Bobby Hill, Employee's Insurance Report from Charles Angel and Comptroller's report from Director Wayne Story.

The Committee passed nineteen ordinances and two resolutions onto Quorum Court with sixteen of those being placed on the consent agenda. JP Coger brought two ordinances before the court (to repeal Ordinances 2022-123 and 2022-124) neither ordinance received enough votes to move on to the Quorum Court.

Public comments were heard.

Meeting was adjourned at 7:52pm.