

MINUTES OF THE
REGULAR MEETING OF THE
WASHINGTON COUNTY QUORUM COURT

Thursday, July 18, 2013
6:00 p.m.
Washington County Quorum Court Room

2013 AUG 26 PM 3:50
BECKY LEWALLEN
CO. & PROBATE CLERK
WASHINGTON CO. AR

FILED

- 184.1 The Washington County Quorum Court met in regular session on Thursday, July 18, 2013. The meeting was called to order by County Judge Marilyn Edwards.
- 184.2 E. Madison led the Quorum Court in a prayer and in the Pledge of Allegiance.
- 184.3 MEMBERS PRESENT: Rex Bailey, Harvey Bowman, Candy Clark, Rick Cochran, John Firmin, Barbara Fitzpatrick, Ann Harbison, Tom Lundstrum, Eva Madison, Jimmy Mardis, Butch Pond, Mary Ann Spears, and Bill Ussery.
- 184.4 MEMBERS ABSENT: Ron Aman and Joe Patterson.
- 184.5 OTHERS PRESENT: County Judge Marilyn Edwards, County Chief of Staff Dan Short, County Comptroller Cheryl Bolinger; Interested Citizens; and Members of the Press.
- 184.6 ADOPTION OF THE AGENDA: Judge Edwards asked if there were any additions or deletions to the agenda.
- 184.7 **A motion was made and seconded to adopt the agenda as distributed. The motion passed unanimously by voice vote by those present. The agenda was adopted as distributed.**
- 184.8 APPROVAL OF MINUTES: Judge Edwards asked for approval of the minutes of the June 20 regular meeting and the June 24 special meeting of the Washington County Quorum Court.
- 184.9 **A motion was made and seconded to approve the minutes as distributed. The motion passed unanimously by voice vote by those present. The minutes were approved.**
- 184.10 A RESOLUTION AUTHORIZING ALBERT NOLAN PENNINGTON TO SOLEMNIZE THE MARRIAGE OF SHAD WOODS AND SHAWN BACQUE ON AUGUST 24, 2013, IN WASHINGTON COUNTY, ARKANSAS: A. Harbison introduced and read **A Resolution Authorizing Albert Nolan Pennington To Solemnize The Marriage Of Shad Woods And Shawn Bacque On August 24, 2013, In Washington County, Arkansas.**

Minutes of the Regular Meeting of the
Washington County Quorum Court
July 18, 2013
Page 2

- 185.1 **B. Pond made a motion to suspend the rules and read all resolutions and ordinances by title only. R. Bailey seconded. The motion passed unanimously by those present by voice vote.**
- 185.2 **A. Harbison made a motion to adopt the resolution. B. Pond seconded.**
- 185.3 Citizen Comments: There were no citizen comments made.
- 185.4 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the resolution.**
- 185.5 VOTING FOR: T. Lundstrum, E. Madison, J. Mardis, B. Pond, M. Spears, B. Ussery, R. Bailey, H. Bowman, C. Clark, R. Cochran, J. Firmin, B. Fitzpatrick, and A. Harbison. **The motion passed unanimously by those present. The resolution was adopted.**
- RESOLUTION NO. 2013-12, BOOK NO. 3, PAGE NO. 52**
- 185.6 FINANCE REPORT: C. Clark reported that there were five appropriation ordinances on the agenda tonight that had been thoroughly discussed and forwarded from the Finance and Budget Committee.
- 185.7 AN ORDINANCE REDUCING THE AMOUNT OF \$30,273 FROM FULL-TIME SALARY LINE ITEMS IN VARIOUS COUNTY BUDGETS AND RESTORING THOSE FUNDS TO UNAPPROPRIATED RESERVES; APPROPRIATING THE AMOUNT OF \$25,073 FROM UNAPPROPRIATED RESERVES TO VARIOUS BUDGETS; AND, SUSPENDING BUDGET CONTROLS AND ANY APPLICABLE JESAP POLICIES TO CHANGE THE TITLE OF COMMUNITY RESOURCE PROGRAM COORDINATOR TO JUVENILE OFFICER IN THE JUVENILE COURT BUDGET OF THE GENERAL FUND FOR 2013: C. Clark introduced and read **An Ordinance Reducing The Amount Of \$30,273 From Full-Time Salary Line Items In Various County Budgets And Restoring Those Funds To Unappropriated Reserves; Appropriating The Amount Of \$25,073 From Unappropriated Reserves To Various Budgets; And, Suspending Budget Controls And Any Applicable JESAP Policies To Change The Title Of Community Resource Program Coordinator To Juvenile Officer In The Juvenile Court Budget Of The General Fund For 2013.**
- 185.8 **C. Clark made a motion to adopt the ordinance. R. Bailey seconded.**
- 185.9 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the ordinance.**

Minutes of the Regular Meeting of the
Washington County Quorum Court
July 18, 2013
Page 3

186.1 VOTING FOR: T. Lundstrum, E. Madison, J. Mardis, B. Pond, M. Spears, B. Ussery, R. Bailey, H. Bowman, C. Clark, R. Cochran, J. Firmin, B. Fitzpatrick, and A. Harbison. **The motion passed unanimously by those present. The ordinance was adopted.**

ORDINANCE NO. 2013-39, BOOK NO. 9, PAGE NO. 223

186.2 AN ORDINANCE RECOGNIZING AND APPROPRIATING REVENUES OF \$80,192 IN VARIOUS COUNTY FUNDS FOR 2013: C. Clark introduced and read **An Ordinance Recognizing And Appropriating Revenues Of \$80,192 In Various County Funds For 2013.**

186.3 **C. Clark made a motion to adopt the ordinance. R. Cochran seconded.**

186.4 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the ordinance.**

186.5 VOTING FOR: T. Lundstrum, E. Madison, J. Mardis, B. Pond, M. Spears, B. Ussery, R. Bailey, H. Bowman, C. Clark, R. Cochran, J. Firmin, B. Fitzpatrick, and A. Harbison. **The motion passed unanimously by those present. The ordinance was adopted.**

ORDINANCE NO. 2013-40, BOOK NO. 9, PAGE NO. 226

186.6 Judge Edwards stated as she had previously been asked about their Environmental Affairs Director, she wanted to take this opportunity to recognize and introduce Sophia Stephenson.

186.7 AN ORDINANCE APPROPRIATING THE AMOUNT OF \$39,600 FROM THE GENERAL FUND TO THE ENVIRONMENTAL AFFAIRS BUDGET FOR 2013: C. Clark introduced and read **An Ordinance Appropriating The Amount Of \$39,600 From The General Fund To The Environmental Affairs Budget For 2013.**

186.8 **C. Clark made a motion to adopt the ordinance. J. Mardis seconded.**

186.9 A. Harbison stated, for the public's information, that this is storm water funds. It is for areas where there are 1000 people per square mile. This particular area has been mapped, and that is what that money is for.

186.10 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the ordinance.**

Minutes of the Regular Meeting of the
Washington County Quorum Court
July 18, 2013
Page 4

- 187.1 VOTING FOR: T. Lundstrum, E. Madison, J. Mardis, B. Pond, M. Spears, B. Ussery, R. Bailey, H. Bowman, C. Clark, R. Cochran, J. Firmin, B. Fitzpatrick, and A. Harbison. **The motion passed unanimously by those present. The ordinance was adopted.**

ORDINANCE NO. 2013-41, BOOK NO. 9, PAGE NO. 227

- 187.2 AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE OF \$13,685 IN THE LAW ENFORCEMENT GRANT FUND FOR 2013; AND APPROPRIATING \$13,685 FROM THE LAW ENFORCEMENT GRANT FUND TO THE JAG GRANT 2013 BUDGET FOR 2013: C. Clark introduced and read **An Ordinance Recognizing Additional Revenue Of \$13,685 In The Law Enforcement Grant Fund For 2013; And Appropriating \$13,685 From The Law Enforcement Grant Fund To The JAG Grant 2013 Budget For 2013.**

- 187.3 C. Clark made a motion to adopt the ordinance. R. Cochran seconded.

- 187.4 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the ordinance.**

- 187.5 VOTING FOR: T. Lundstrum, E. Madison, J. Mardis, B. Pond, M. Spears, B. Ussery, R. Bailey, H. Bowman, C. Clark, R. Cochran, J. Firmin, B. Fitzpatrick, and A. Harbison. **The motion passed unanimously by those present. The ordinance was adopted.**

ORDINANCE NO. 2013-42, BOOK NO. 9, PAGE NO. 228

- 187.6 AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE OF \$9,993 IN THE VOTING SYSTEMS GRANT FUND FOR 2013; AND APPROPRIATING \$9,993 FROM THE VOTING SYSTEMS GRANT FUND TO THE VOTING SYSTEMS GRANT 2013 BUDGET FOR 2013: C. Clark introduced and read **An Ordinance Recognizing Additional Revenue Of \$9,993 In The Voting Systems Grant Fund For 2013; And Appropriating \$9,993 From The Voting Systems Grant Fund To The Voting Systems Grant 2013 Budget For 2013.**

- 187.7 C. Clark made a motion to adopt the ordinance. R. Bailey seconded.

- 187.8 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the ordinance.**

Minutes of the Regular Meeting of the
Washington County Quorum Court
July 18, 2013
Page 5

188.1 VOTING FOR: T. Lundstrum, E. Madison, J. Mardis, B. Pond, M. Spears, B. Ussery, R. Bailey, H. Bowman, C. Clark, R. Cochran, J. Firmin, B. Fitzpatrick, and A. Harbison. **The motion passed unanimously by those present. The ordinance was adopted.**

ORDINANCE NO. 2013-43, BOOK NO. 9, PAGE NO. 229

188.2 COUNTY JUDGE'S REPORT: Judge Edwards stated that she is requesting confirmation of the reappointments of Sharman Sturchio, John Sutherland, and John Squires to Washington County seats on the Northwest Arkansas Regional HIV Clinic Board. She noted that these gentlemen have each served a partial term on the Board which was created in 2011.

188.3 **R. Bailey made a motion to confirm the three reappointments to Washington County seats on the Northwest Arkansas Regional HIV Clinic Board. C. Clark seconded. The motion passed unanimously by those present by voice vote. The reappointments were confirmed.**

188.4 Judge Edwards stated as required by Arkansas Code, she has distributed a memorandum to the Quorum Court regarding the disposal of personal property that is no longer of value to the County. She noted that no action was required.

188.5 In response to a question from C. Clark about how the county disposes of this property, Judge Edwards explained that the majority of the property was disposed of through court orders over a period of time with the first being on February 4, 2013.

188.6 Judge Edwards reported that the Road Department continues to work on Kinion Lake Road, CR 612. She stated that chip seal projects include Bunyard Road and Pete Lee Road.

188.7 Judge Edwards reported that the following roads are ready with base to chip seal this year: Thunder Mountain Road, Battlefield Park Road and Half of Kinion Lake Road. She noted that they are continuing to work on Wyman, CR 48 (east of Fayetteville), clearing trees and brush, shaping back slopes and hauling fill material before chip sealing will begin.

Minutes of the Regular Meeting of the
Washington County Quorum Court
July 18, 2013
Page 6

- 189.1 Judge Edwards explained that they currently have a lot of projects going on; these were projects that they designated last year to be completed this year, and in the same way, they will designate which will be the better projects for them to work on next year.
- 189.2 Judge Edwards reported that they have three state aid jobs this year: Wyman Road, Bush Valley Road and Blue Springs Road. She stated that Wyman Road and Bush Valley Road were bid in June. APAC won the bid for Bush Valley Road and has completed that job. She reported that Washington County Road Department was awarded the Wyman Road job. She noted once completed, the Wyman Road will go all the way from Fayetteville to the Goshen City limits.
- 189.3 Judge Edwards reported that the Road Department continues to work on the end walls and piers of the Harvey Dowell Bridge Replacement. They have the north end wall complete and will continue to build the middle piers and south end wall. Regarding the Woolsey Bridge Project, Judge Edwards stated that they have spoken with David Mayo from the AHTD last week who reported that they have sent it on for preliminary work.
- 189.4 R. Bailey inquired about the one lane bridge on Zion Road off of Butterfield Stagecoach Road to which Judge Edwards stated she believes that is on the very edge of the Fayetteville City limits and then the County picks up from there, but she will make some inquiries.
- 189.5 COMMITTEE REPORTS: Judge Edwards reported that the only committee that met this month was the Finance and Budget Committee.
- 189.6 C. Clark, Chairman of the Finance and Budget Committee reported that sales tax revenue was up this month.
- 189.7 AN ORDINANCE RATIFYING CONDITIONAL USE PERMITS GRANTED BY THE PLANNING AND ZONING BOARD: J. Mardis introduced and read **An Ordinance Ratifying Conditional Use Permits Granted By The Planning And Zoning Board.** The Planning Board granted a Conditional Use Permit on June 27 for Teen Challenge of NWA Expansion (Administration Building). This ordinance contains an emergency clause making it effective immediately upon passage.
- 189.8 Juliet Richey, County Planning Director, addressed the Quorum Court and explained that the Teen Challenge Ranch is very near the County Quarry in Morrow. She stated that they have been there for almost 30 years and are mainly operating on a piece of property that they lease from the State of

Minutes of the Regular Meeting of the
Washington County Quorum Court
July 18, 2013
Page 7

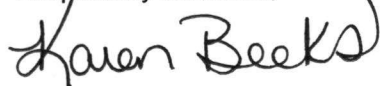
Arkansas on the site of the old Morrow School. She stated that there are some old buildings on the property that are very aged and as they want to expand their campus, it does not make sense to put a lot of money into those buildings since they do not own them. Ms. Richey stated that the Teen Challenge Ranch is a non-profit organization that helps troubled teen boys with a maximum population of 35 boys at any time. She stated that this is a beautiful setting where the boys reside and engage in many activities.

- 190.1 Ms. Richey reported that the Teen Challenge Ranch wants to build new facilities, not particularly with plans to increase their teen population but rather to provide a proper facility for counselors, a chapel, dining hall, and administration offices. She further noted that this will give them a nice place to hold their graduation ceremonies and the room that they have needed for a long time to operate. She stated that their future plans are to add some new residence halls and slowly move from the state owned property.
- 190.2 **J. Mardis made a motion to adopt the ordinance. R. Cochran seconded.**
- 190.3 Citizen Comments: There were no citizen comments made.
- 190.4 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the ordinance.**
- 190.5 VOTING FOR: T. Lundstrum, E. Madison, J. Mardis, B. Pond, M. Spears, B. Ussery, R. Bailey, H. Bowman, C. Clark, R. Cochran, J. Firmin, B. Fitzpatrick, and A. Harbison. **The motion passed unanimously by those present. The ordinance was adopted.**

ORDINANCE NO. 2013-44, BOOK NO. 9, PAGE NO. 230

- 190.6 OTHER BUSINESS: There was no other business to discuss.
- 190.7 CITIZEN COMMENTS: There were no citizen comments made.
- 190.8 ADJOURNMENT: The meeting adjourned at 6:25 p.m.

Respectfully submitted,



Karen M. Beeks
County Judge Executive Assistant