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

Thursday, June 16, 2016
6:00 p.m.

Washington County Quorum Court Room

- 159.1 The Washington County Quorum Court met in regular session on Thursday, June 16, 2016. The meeting was called to order by County Judge Marilyn Edwards.
- 159.2 A. Harbison led the Quorum Court in prayer and in the Pledge of Allegiance.
- 159.3 MEMBERS PRESENT: Daniel Balls, Harvey Bowman, Rick Cochran, Robert Dennis, Lisa Ecke, Ann Harbison, Sharon Lloyd, Tom Lundstrum, Eva Madison, Sue Madison, Joel Maxwell, Butch Pond, and Bill Ussery.
- 159.4 MEMBERS ABSENT: Gary McHenry and Joe Patterson,
- 159.5 Judge Edwards reported that JPs McHenry and Patterson were out-of-town.
- 159.6 OTHERS PRESENT: Chief of Staff George Butler, County Comptroller Ashley Farber, Jennifer Hinkle, Steve Harrison, Becky Stewart, Renee Biby, Sheriff Tim Helder, Jay Cantrell, Alexis Ward, Bill Bradley; Interested Citizens; and Members of the Press.
- 159.7 ADOPTION OF THE AGENDA: Judge Edwards asked if there were any additions or deletions to the agenda.
- 159.8 Judge Edwards stated that there were a couple additions to the agenda. T. Lundstrum requested the addition of a resolution (#18.1) expressing sympathy to the family and coworkers of Fayetteville city employee Tyrone Rogers, and that it be moved up to the next item on the agenda. Further, R. Cochran has requested the addition of Resolution (#18.2) for a grant submission.
- 159.9 **A motion was made and seconded to adopt the agenda with these additions. The motion passed unanimously by voice vote by those present. The agenda was adopted as amended.**
- 159.10 A RESOLUTION EXPRESSING SYMPATHY TO THE FAMILY AND COWORKERS OF CITY EMPLOYEE TYRONE ROGERS, AND COMMENDING THE LEADERSHIP OF THE WASHINGTON COUNTY SHERIFF'S OFFICE: T. Lundstrum introduced and read **A Resolution Expressing Sympathy To The Family And Coworkers Of City**

Employee Tyrone Rogers And Commending The Leadership Of The Washington County Sheriff's Office.

- 160.1 **T. Lundstrum made a motion to adopt the Resolution. B. Pond seconded.**
- 160.2 Citizen Comments: There were no citizen comments made.
- 160.3 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the Resolution.**
- 160.4 VOTING FOR: J. Maxwell, B. Pond, B. Ussery, D. Balls, H. Bowman, R. Cochran, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, T. Lundstrum, E. Madison, and S. Madison. **The motion passed unanimously by those present. The resolution was adopted.**
- RESOLUTION NO. 2016-12, BOOK NO. 3, PAGE NO. 146**
- 160.5 Judge Edwards called for a moment of silence for Tyrone Rogers.
- 160.6 Judge Edwards announced that gravesite services for Mr. Rogers would be held on Friday, June 17th at 1:00 p.m. at the Fayetteville National Cemetery. She noted to assist with expenses and in lieu of flowers, a "Tyrone Rogers Memorial Fund" was set up at the Bank of Fayetteville and donations could be made at any branch.
- 160.7 APPROVAL OF MINUTES: Judge Edwards asked if there were any corrections to be made to the Minutes of the May Regular Quorum Court Meeting.
- 160.8 **S. Madison made a motion to approve the Minutes of the May 19th Quorum Court meeting. S. Lloyd seconded. The motion passed unanimously by voice vote by those present. The minutes were approved as distributed.**
- 160.9 A RESOLUTION AUTHORIZING KILEY LYNCH TO SOLEMNIZE THE MARRIAGE OF STEPHEN BAIRD AND TIFFANY DARLING ON JULY 8, 2016, IN WASHINGTON COUNTY, ARKANSAS: S. Madison introduced and read **A Resolution Authorizing Kiley Lynch To Solemnize The Marriage Of Stephen Baird And Tiffany Darling On July 8, 2016, In Washington County, Arkansas.**
- 160.10 S. Madison introduced the Bride-To-Be Tiffany Darling and Kiley Lynch who were present in the audience.

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- 161.1 **S. Madison made a motion to adopt the Resolution. E. Madison seconded.**
- 161.2 Citizen Comments: There were no citizen comments made.
- 161.3 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the Resolution.**
- 161.4 VOTING FOR: J. Maxwell, B. Pond, B. Ussery, D. Balls, H. Bowman, R. Cochran, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, T. Lundstrum, E. Madison, and S. Madison. **The motion passed unanimously by those present. The resolution was adopted.**
- RESOLUTION NO. 2016-13, BOOK NO. 3, PAGE NO. 147**
- 161.5 A RESOLUTION IN HONOR OF THE PENDERGRAFT FAMILY: B. Pond and A. Harbison introduced and read **A Resolution In Honor Of The Pendergraft Family.** The Pendergraft family has been named the Washington County Farm Family for 2016.
- 161.6 B. Pond highlighted some of the Pendergraft family's accomplishments, noting that while using best management practices and putting environmental sustainability first, it farms 1000 acres of land. The family also operates 13 poultry houses producing nearly 2 million birds per year. He further noted that the Pendergraft family further has 25 mother cows and each cow can provide beef for a family of four for about one year. He stated that while they love to do what they do, the Pendergrafts keep their environment safe and clean and look for other ways to give back to the community. He stated that modern farming is a win-win process for their region and that they should encourage a farmer when possible because agri-land is lost every year and their water quality issues become more critical.
- 161.7 **B. Pond made a motion to adopt the Resolution. A. Harbison seconded.**
- 161.8 Josh Bergstrom, new Agricultural County Extension Agent for the University in Washington County, addressed the Quorum Court stating that the Pendergrafts are very proud and honored to have the title of Ambassadors of Agriculture in Washington County. He noted that agriculture is a huge industry in this county and it is so important for families who strive to do the work well and conserve the land be recognized for such.

- 162.1 A. Harbison stated that agriculture remains the backbone of Washington County bringing in millions of dollars. She stated it is an honor for the Pendergraft Family to be recognized for their work, stewardship and leadership.
- 162.2 Citizen Comments: There were no citizen comments made.
- 162.3 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the Resolution.**
- 162.4 VOTING FOR: J. Maxwell, B. Pond, B. Ussey, D. Balls, H. Bowman, R. Cochran, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, T. Lundstrum, E. Madison, and S. Madison. **The motion passed unanimously by those present. The resolution was adopted.**

RESOLUTION NO. 2016-14, BOOK NO. 3, PAGE NO. 148

- 162.5 TREASURER'S REPORT: County Treasurer Bobby Hill reported that he looked back at the revenue from the first five months of 2015 and compared it to the revenue from the first five months of 2016. In the General Fund, the County's revenue is up 4.6% and expenditures are down 1.4% for 2016. He reported from the Treasurer's Financial Summary for May that County General had \$4.5 million in revenue and expenditures of \$2.5 million. He noted that of the \$4.5 million in revenue, the County had \$3.3 million come in for property taxes; it received an unexpected \$66,000 in general turn back. The County generally gets \$33,000 of abandoned mineral proceeds whereas this year it is getting a one-time payment of \$100,000. He stated that the General Fund ended the month with just under \$14 million in the bank. B. Hill stated that the Road Fund continues to do well, beginning the month at \$1.7 million and ending at \$2.1 million. He reported that the Jail Fund is likewise doing well; ending with almost \$1.2 million in the bank of which \$300,000 was for federal and state prisoner reimbursement. This money continues to flow in nicely.
- 162.6 B. Hill reported after a big increase last month, the county's 1% sales tax did fall back a little in May with just a 1.19% increase over last year. He stated that the ¼ cent jail sales tax brought in \$761,000 for a little over a 1% increase over 2016 and for the year, an increase of \$213,000 over 2016. He reported that the Road ½ cent sales tax came in with a slight increase of 2% at almost \$216,000 for the month.

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- 163.1 B. Hill addressed Nelson Driver's Employee Insurance Fund Report showing beginning the month with \$1.5 million and ending the month with \$1.5 million.
- 163.2 COMPTROLLER'S REPORT: Comptroller Ashley Farber reported that there were no changes in the General or Jail Funds' unappropriated reserves. She addressed the Summary of Revenues and Expenditures report noting that they should be at 42% expended. She stated that the Summary Statement of Operations-Expenses by Fund and Department that shows encumbrances and percent used for each department, which should also run at 42%. In response to a question why the County Clerk's Cost Fund was showing 80% expended and the Adult Drug Court Fund at 93% expended when they should be running about 42%; A. Farber stated she would look into this and report back.
- 163.3 A. Farber addressed the 2016 Personal Services Report, noting that the County is not doing quarterly housekeeping as in the past and this report shows several departments with negative personal services line items. She explained that it is okay if the accounts are not cleared now, because they will be adjusted at the end of the year housekeeping report.
- 163.4 AN ORDINANCE CHANGING A PERSONNEL POSITION IN THE PUBLIC DEFENDER'S BUDGET FOR 2016: B. Pond introduced and read **An Ordinance Changing A Personnel Position In The Public Defender's Budget For 2016**. This ordinance is being recommended by the Personnel Committee.
- 163.5 **B. Pond made a motion to adopt the ordinance. R. Cochran seconded.**
- 163.6 Citizen Comments: There were no citizen comments made.
- 163.7 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the ordinance.**
- 163.8 VOTING FOR: J. Maxwell, B. Pond, B. Ussery, D. Balls, H. Bowman, R. Cochran, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, T. Lundstrum, E. Madison, and S. Madison. **The motion passed unanimously by those present. The ordinance was adopted.**

ORDINANCE NO. 2016-35, BOOK NO. 10, PAGE NO. 453

- 164.1 AN ORDINANCE RECOGNIZING ADDITIONAL REVENUE OF \$7,400 IN THE GENERAL FUND, AND APPROPRIATING THE AMOUNT OF \$7,400 TO THE DISTRICT COURT SECURITY BUDGET FOR 2016: R. Cochran introduced and read **An Ordinance Recognizing Additional Revenue Of \$7,400 In The General Fund, And Appropriating The Amount Of \$7,400 To The District Court Security Budget For 2016.**
- 164.2 **R. Cochran made a motion to adopt the ordinance. A. Harbison seconded.**
- 164.3 Citizen Comments: There were no citizen comments made.
- 164.4 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the ordinance.**
- 164.5 VOTING FOR: J. Maxwell, B. Pond, B. Ussery, D. Balls, H. Bowman, R. Cochran, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, T. Lundstrum, E. Madison, and S. Madison. **The motion passed unanimously by those present. The ordinance was adopted.**
- ORDINANCE NO. 2016-36, BOOK NO. 10, PAGE NO. 454**
- 164.6 AN ORDINANCE ANTICIPATING AND APPROPRIATING ADDITIONAL REVENUE OF \$940,989 IN THE FEMA FUND FOR 2016: R. Cochran introduced and read **An Ordinance Anticipating And Appropriating Additional Revenue Of \$940,989 In The FEMA Fund For 2016.**
- 164.7 **R. Cochran made a motion to adopt the ordinance. J. Maxwell seconded.**
- 164.8 Grant Administrator Renee Biby addressed the Quorum Court stating that a large portion of this FEMA money is for the Dye Creek Bridge and two low-water crossings that were washed out. She explained that most small projects are estimated and if less money is spent, then the County can keep the money; however, large projects over \$121,000 are actual costs and Dye Creek Bridge is coming in at right around \$600,000. She stated that the County is working with Garver Engineering so it will oversee the project with inspections from start to finish. She noted that there is a possibility that she may have to ask for money out of reserves to close the project until she can get a reimbursement from FEMA on an actual cost basis.
- 164.9 Citizen Comments: There were no citizen comments made.

- 165.1 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the ordinance.**
- 165.2 **VOTING FOR:** J. Maxwell, B. Pond, B. Ussery, D. Balls, H. Bowman, R. Cochran, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, T. Lundstrum, E. Madison, and S. Madison. **The motion passed unanimously by those present. The ordinance was adopted.**
- ORDINANCE NO. 2016-37, BOOK NO. 10, PAGE NO. 455**
- 165.3 **AN ORDINANCE RECOGNIZING AND APPROPRIATING ADDITIONAL REVENUE OF \$500 IN THE JDC GRANT FUND FOR 2016:** R. Cochran introduced and read **An Ordinance Recognizing And Appropriating Additional Revenue Of \$500 In JDC Grant Fund For 2016.**
- 165.4 **R. Cochran made a motion to adopt the ordinance. A. Harbison seconded.**
- 165.5 **Citizen Comments:** There were no citizen comments made.
- 165.6 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the ordinance.**
- 165.7 **VOTING FOR:** J. Maxwell, B. Pond, B. Ussery, D. Balls, H. Bowman, R. Cochran, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, T. Lundstrum, E. Madison, and S. Madison. **The motion passed unanimously by those present. The ordinance was adopted.**
- ORDINANCE NO. 2016-38, BOOK NO. 10, PAGE NO. 456**
- 165.8 **COUNTY JUDGE REPORT:** Annual Report from Washington Regional Medical Center - Bill Bradley, CEO of Washington Regional Medical Center addressed the Quorum Court to report on highlights from its annual report. He noted WRMC has been the fastest growing hospital in Arkansas for 2014 and 2015 and expects that to continue in 2016. The central issue lately has been growth and he knows in 2017, when all of the expansion opens, this will continue for that period as well. He stated from when WRMC moved to its new location until when it is through with its expansion, it will have doubled the size of its hospital campus.
- 165.9 B. Bradley noted that some of the reasons for all the growth include aging baby boomers who are becoming more healthcare consumers. WRMC is in a high growth market and keeping up with that market, the new services brought to the market in the past couple of years enables people to stay in

the community for care that otherwise they would have gone somewhere else for. He stated other than a transplant or severe major burn care; WRMC can take care of it. He further noted market share gains as there are more and more people picking WRMC for their care. The evidence to support this includes 30% of WRMC's patients coming from 17 different counties outside Washington County.

- 166.1 B. Bradley reported that by the end of the year and completion of WRMC's expansion, it will have 100 additional patient rooms. He noted that currently it is not unusual for the hospital to be full; and there have been times when patients have to be diverted to other hospitals because of this. He stated WRMC will have a 350 space parking garage that is currently partially open, and will gain 250 spaces with the additional deck. He stated that he predicts having 3,500 infant deliveries in 2017 and along with Baptist Hospital in Little Rock, deliver the most babies in Arkansas. He stated the neo-natal intensive care unit will expand by three times of what it is now and many of those babies will come from outlying areas and be hospitalized for a period of time. He stated that part of the expansion is a Ronald McDonald House which will provide a place for parents and family members to stay just one floor away from their infant. He noted the only other Ronald McDonald House in the State is at Arkansas Children's Hospital.
- 166.2 B. Bradley reported that the Medical Office Building will be complete in February of 2017 with services provided to include a convenient Imaging Center. He noted that over the past ten years, WRMC has created 683 jobs. One of the current challenges is hiring enough people to keep up with the growth. He reported that their community benefit was \$16 million to charity care, uncompensated care and community services, based on cost, not charges. He noted the main beneficiaries of that are Welcome Health, the Prenatal Clinic through the County Department of Health, HIV Clinic, County Department of Health, a lot of tuition assistance and scholarships for clinicians, and direct support to nursing schools in particular.
- 166.3 B. Bradley stated that in efforts of maintaining its own costs, WRMC joined a purchasing consortium this year with the flagship organization being Mayo Clinic. He reported there was \$6.5 billion worth of medical supplies purchased through this consortium, which gives the hospital a lot of buying power across 21 states.
- 166.4 B. Bradley addressed WRMC community outreach efforts, stating that WRMC partnered with the University of Arkansas's pre-med and nursing honor students, who work with the elderly, to help with medication

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compliance, answering any questions, and ensuring any changes in the patients' health status are reported back to the physicians. He noted this is good experience for the students and the acceptance rate for students who have gone through this in medical school is very high. To cope with some of the changes in healthcare, WRMC has put together the Partnership for a Healthy Arkansas. This program is in partnership with St. Bernard's Hospital in Jonesboro, Baptist Hospital in Little Rock, UMAS in Little Rock, and Blue Cross Blue Shield. He stated that ways to make populations healthier are being looked at. This includes ways to reduce the cost on the provider side such as centralizing overhead functions duplicated from hospital to hospital.

- 167.1 B. Bradley stated that a milestone has been celebrated with Pat Walker Center for Seniors by being open for ten years. He noted the genesis of that clinic was community feedback from patients over 65 that could not get an appointment with a doctor. This problem has been mitigated.
- 167.2 B. Bradley stated that WRMC has 400 physicians on its medical staff. He reported that the mobile Dental Clinic sees about 1,500 patients a year. This is underwritten by Delta Dental and Walmart and the Dentist drives the vehicle. He urged the Court to read about WRMC's Cancer Support Home and Faith and Action organizations. He noted that the number one recognition WRMC received this year was from an independent third party aggregator of quality and performance metrics in hospitals who put together an analysis and determined in 19 categories, WRMC was in the top ten percent of hospitals nationally, including overall hospital care.
- 167.3 B. Ussery asked B. Bradley where he believes the medical field is going over the next year as far as how Obamacare will affect them.
- 167.4 B. Bradley responded to B. Ussery stating the view healthcare years like dog years so one equals seven. He stated part of the growth is due to those people through the health exchange that have access to healthcare for the first time. He stated the first year the utilization was moderate since those people never had insurance before but have since has figured out how to use it; now the utilization is increasing. He stated he sees this as a good thing as it will result long term in healthier populations and long-term should reduce cost. B. Bradley stated that the administration of Obamacare is a major headache, which is typically where the problems come up. He stated he believes Obamacare has been around long enough that it is not going away, but will be modified and improved.

- 168.1 Annual Report from Central Emergency Medical Service (CEMS) - Becky Stewart, Chief of CEMS, the Washington County Regional Ambulance Authority, addressed the Quorum Court and reviewed the annual report provided, which was a snapshot of 2015 as compared to previous years. She noted the steady 1% increase of significance was in call volume and emergency calls. She noted the statistics shown by community, including the county area of Cincinnati where CEMS ran 61 calls in 2015 and for the unincorporated area of Washington County, it ran 2,404 emergency calls.
- 168.2 B. Stewart noted CEMS is the only accredited dispatch center in the State of Arkansas that provides emergency medical dispatch and is working on its accreditation for emergency fire dispatch. She explained that this means to the public that CEMS provides a set of protocol standards that everyone who calls for a particular complaint receives the same type of direction. B. Stewart addressed the graph showing its response times, which are obviously increasing. She reported on some of CEMS's significant events including upgrades in software, expansion, and the work done by the JPs, County Judge and Mayors in the County did for the Interlocal Agreement going forward.
- 168.3 In response to a question regarding non-emergency wheelchair transports, B. Stewart stated that this was strictly no medical attention for an individual who is typically discharged from the hospital and was more comfortable having a ride home in a wheelchair than in a private vehicle. She stated, however, as of February 11, 2016, CEMS discontinued this service and helped other providers evolve into providing the service.
- 168.4 R. Cochran addressed CEMS cardiac arrest save rate of 27% for 2016, stating when compared to the National average of 7%, this is fantastic care by the CEMS team and complimented them for this.
- 168.5 R. Dennis reported that his family put to use CEMS's service this week and thanked them for the great job they do.
- 168.6 B. Stewart stated that the CEMS paramedics and CPR instructors are with her and would like to give a 90 second demonstration on how to do hands-only CPR. She stated that the majority of the public learned 20 years ago how to do mouth-to-mouth CPR and now the American Heart Association understands the difference is with the bystander or person with someone who collapses. She reported that the first responder community in Washington County including all Fire Departments have committed to providing hands-only CPR training to over 2,000 people by the end of this year. B. Stewart explained the first thing to do when someone is unresponsive is to call 9-1-1 and then push hard and fast in the center of

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the chest to the beat of the song "Stayin' Alive". She provided handouts and business cards and urged anyone wanting further education for their family, community group, church or business to give them a call.

- 169.1 L. Ecke asked if the compression rate for an infant was the same as with an adult; to which B. Stewart responded the compression rate was the same for an infant up to one year old, but to use two fingers; from one year to age eight, use one hand; and from age 8 and older, use two hands for compressions.
- 169.2 Announcements from Grant Administrator Renee Biby - Renee Biby addressed the Quorum Court stating that Washington County currently still has people without potable drinking water who are required to haul water from water distribution sites. She reported two opportunities for rural residents of Washington County; the first program called "Section 504 Home Improvement Program" offered through U.S. Department of Agriculture (USDA) that offers grants to residents who are over 62 years of age, own and occupy their homes, have an income of 50% of the area median income, and are unable to obtain affordable credit elsewhere. She stated that these residents can get up to a \$7,500 grant to pay for removing health and safety hazards from their homes, i.e., septic systems, tie into public water systems, install potable drinking water source, or install a well.
- 169.3 In response to a question from Judge Edwards about who anyone interested in this program should contact, R. Biby stated those residents can contact her office at 444-1895 and she will refer them to the right person. R. Biby further reported that this program offers loans as well with a 1% interest rate over a 20 year period for up to \$20,000.
- 169.4 In addition, R. Biby stated that there is a program called the "Water Well Trust Fund", which is also a USDA funded program to assist qualified residents in obtaining potable drinking water that have been unable to be reached because of the steep terrain or other cost-prohibitive factors. Grants up to \$11,000 can be obtained from the Water Well Trust Fund, in order to give those people clean, potable water by having a well dug or to rehabilitate a current well using today's techniques.
- 169.5 Judge Edwards reported that back in April, the Quorum Court adopted a resolution supporting the Springdale City Council request to name the Springdale north bypass as the "John Tillman Hussy Highway" and she has received notice from the State Highway Department that this request has been approved.

- 170.1 Judge Edwards announced that she is calling a Special Quorum Court Meeting on Thursday, July 7, at 5:30 p.m. for the purpose of beginning discussion on items pertaining to the upcoming 2017 budget process. She stated financial information will be provided at that time; however the main focus of this meeting will pertain to the 2017 Employment Health Insurance Program.
- 170.2 Judge Edwards stated with the recent animal issue arisen out in the County, she has reestablished memberships on the Animal Concern Advisory Board and called an organizational meeting of the board for Tuesday, June 21st at 6:00 p.m. at the Animal Shelter. She stated that those who have agreed to serve on this board are Mike Emery, animal advocate; Mary Beth Lohr, animal advocate; Amy Smith, formerly from Humane Society of the Ozarks (HSO); Christine Mere from HSO, Gloria Stewart, farmer from Elkins; LaJoyce Duncan, farmer from West Fork; Dr. Lloyd Keck, West Fork Veterinarian; Dr. Nicolette Lunsford, Springdale Veterinarian; and Theresa Driver, Mental Health Therapist for animals.
- 170.3 In response to a question from A. Harbison regarding Woolsey Bridge, Judge Edwards stated that she is meeting with some State Highway people who are moving forward with this project. The easements are currently in the process of being confirmed.
- 170.4 COMMITTEE REPORTS: E. Madison stated that the County Services Committee did not meet this month due to lack of an agenda.
- 170.5 H. Bowman reported that the Public Works Committee did not meet this month due to lack of an agenda.
- 170.6 B. Pond reported that the Personnel Committee met on June 6 and had a JESAP Committee report from Human Resources Director Lindsy Huffaker. He noted the JESAP Committee considered a number of requests including a reorganization of positions at JDC and some positions changed several grades that will result in some salary increases and some decreases. These requests will be brought to the Personnel Committee at a future meeting.
- 170.7 B. Pond reported that the Committee had a request from Public Defender Denny Hyslip to upgrade the Investigator Court and Trial Assistant position, grade 15, to an Investigator Court and Trial Coordinator position, grade 18, in the Public Defender's budget for 2016. He noted that the committee voted to forward this request to the Full Quorum Court with a do-pass recommendation.

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- 171.1 B. Pond reported that the Committee had an overview presentation on the Arkansas Public Employees Retirement System (APERS) from Human Resources Director Lindsi Huffaker, which was televised and very informative.
- 171.2 T. Lundstrum reported that the Jail/Law Enforcement/Courts Committee met this month and heard a report from the Juvenile Detention Center when the health problem with Mr. Rogers arose and the Sheriff and his deputies went in to assist him. At that time, the meeting was cancelled and will resume any business at next month's meeting.
- 171.3 B. Ussery, Chairman of the Ordinance Review Committee, reported that this committee is meeting next week instead of the current week due to scheduling conflicts. He stated that the Committee will also be meeting with the IT Department for an ordinance review. He further noted that the Court has an ordinance on this agenda amending the Washington County Code Sections 2-2 through 2-17.
- 171.4 AN ORDINANCE AMENDING WASHINGTON COUNTY CODE SECTIONS 2-2 THROUGH 2-17: B. Ussery introduced and read **An Ordinance Amending Washington County Code Sections 2-2 Through 2-17.**
- 171.5 **B. Ussery made a motion to suspend the rules and read the changes only in Ordinance #16.1. A. Harbison seconded. The motion passed with the majority in favor of the motion.**
- 171.6 T. Lundstrum stated that he voted against B. Ussery's motion because the "Whereas" and "Articles" should be read since that defines what the ordinance is about, plus the underlined wording.
- 171.7 **B. Ussery made a motion to suspend the rules and place the ordinance on second reading by title only. R. Cochran seconded.**
- 171.8 E. Madison stated that given how scattered the reading of this ordinance went; she is a little concerned about moving through the readings at this meeting and believes that the Court should leave it on first reading.
- 171.9 **Judge Edwards called for a roll call vote on the motion to suspend the rules and place the ordinance on second reading by title only.**
- 171.10 VOTING FOR: J. Maxwell, B. Pond, B. Ussery, D. Balls, H. Bowman, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, and T. Lundstrum. VOTING AGAINST: R. Cochran, E. Madison, and S. Madison. **The motion**

passed with ten members voting in favor and three members voting against the motion.

- 172.1 B. Ussery read **An Ordinance Amending Washington County Code Sections 2-2 Through 2-17** by title only.
- 172.2 **B. Ussery made a motion to suspend the rules and place the ordinance on third and final reading by title only. A. Harbison seconded.**
- 172.3 S. Madison stated that the Court generally always read an ordinance in full the first time and due to the absence of County Attorney Steve Zega at this meeting, suggested that the Court ask former County Attorney George Butler if there are statutory requirements for an ordinance to be read in full the first time.
- 172.4 Chief of Staff George Butler stated that the rules can be suspended and an ordinance be read by title only all the time if the Court chooses, but usually an ordinance is read in full the first time.
- 172.5 S. Madison questioned reading the ordinance just by the changes as the reading did not really follow the motion; to which G. Butler responded that it has been done before and it can be somewhat awkward at time; however, as long as the Court suspends the rules and get a two-thirds majority vote, then it is okay in the way it was read.
- 172.6 R. Cochran asked if the first reading was in order and G. Butler responded that he believes it was.
- 172.7 **Judge Edwards called for a roll call vote on the motion to suspend the rules and place the ordinance on the third and final reading by title only.**
- 172.8 VOTING FOR: J. Maxwell, B. Pond, B. Ussery, D. Balls, H. Bowman, R. Cochran, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, T. Lundstrum, and S. Madison. VOTING AGAINST: E. Madison. **The motion passed with twelve members voting in favor and one member voting against the motion.**
- 172.9 B. Ussery read **An Ordinance Amending Washington County Code Sections 2-2 Through 2-17** by title only.
- 172.10 **B. Ussery made a motion to adopt the ordinance. A. Harbison seconded.**

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- 173.1 H. Bowman stated that he does not see any problems with this ordinance and he would like those voting against it to point out issues they are concerned about.
- 173.2 E. Madison responded to H. Bowman stating that she will vote for the ordinance, but she was voting against moving the readings forward.
- 173.3 Citizen Comments: There were no citizen comments made.
- 173.4 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the ordinance.**
- 173.5 VOTING FOR: J. Maxwell, B. Pond, B. Ussery, D. Balls, H. Bowman, R. Cochran, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, T. Lundstrum, E. Madison, and S. Madison. **The motion passed unanimously by those present. The ordinance was adopted.**
- ORDINANCE NO. 2016-39, BOOK NO. 10, PAGE NO. 457**
- 173.6 AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. 2016-24 CONCERNING COMMUNITY SEWER SYSTEMS: R. Cochran and R. Dennis introduced and read **An Emergency Ordinance Amending Ordinance No. 2016-24 Concerning Community Sewer Systems.** This ordinance contains an emergency clause making it in effect immediately upon passage.
- 173.7 **R. Cochran made a motion to adopt the ordinance. B. Ussery seconded.**
- 173.8 J. Maxwell stated he believes this ordinance is very helpful because it closes some vulnerable spots, but in the spirit of not being too cumbersome, asked about the thought process behind daily written reports submitted on a weekly basis.
- 173.9 Renee Biby responded to J. Maxwell's question stating that her intent with the daily written inspection report was that she had an engineer inspector monitoring the contractor while holding a diary of everything going on. With the diary, the engineer can document to her that he or she has actually been on the site. She stated that she wants the engineers to be watching whenever these drip fields are being installed properly. She does not believe a visit to the site once a week after missing four days of construction is what she is looking for.

- 174.1 S. Lloyd voiced similar concerns that the County is micro-managing and causing some backlash with this, which will cause the developer additional burdensome expense.
- 174.2 Renee Biby responded to S. Lloyd stating that anytime waterlines or sewer lines are being installed within the city limits of Springdale or Fayetteville, it is a common requirement that the developer incurs the expense to ensure that those lines are installed properly. She stated in this case these lines will not eventually belong to the County, but she still wants to make sure that the systems are installed properly. She does not believe that this is too cumbersome, noting when the County does water projects, it requires an engineering inspector to be on site during the construction of all lines. R. Biby stated that she is asking that the inspectors keep a daily written diary and submit inspection reports on a weekly basis.
- 174.3 H. Bowman asked what an "engineer's representative" refers to; to which R. Biby responded that it can be someone who the engineer deems represents him because he is signing off for the engineer at the end of the week. She further noted that most engineering firms have staff that can help out in situations like this.
- 174.4 In response to a question from L. Ecke, R. Biby stated that this is more for accountability than micro-management. She stated that historically these systems have been installed without any inspections taking place. Additionally, systems designed in 2005 that are in the ground today do not even come close to matching the plans that were approved by the Department of Health, ADEQ, and the County, as no one required any oversight or inspection. She stated this is a way to prevent that from happening in the future. She believes this will stop a lot of cost and headache to the homeowners ten years from now.
- 174.5 L. Ecke added that it is elevating the standards of the county as well.
- 174.6 J. Maxwell stated that since there is an emergency clause, he is assuming that there is a project in the county currently under construction.
- 174.7 R. Biby responded to J. Maxwell that the reason for the emergency clause is that it came to her attention after the Court passed the ordinance that the words "any public entity" was inadvertently left out; improvement districts are considered a public entity. She stated that the County currently has approximately 12 of these subdivisions, of which at least 8 are improvement districts that are completely exempt from the ordinance that was passed as an emergency in April. R. Biby stated that the reason

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for the emergency clause has nothing to do with the engineer or inspector, but to make sure that improvement districts comply with their ordinance for financial assurances.

175.1 J. Maxwell stated therefore, the emergency clause is just for the wording, not for a specific project that is ongoing.

175.2 In response to S. Lloyd's inquiry, R. Biby stated that it is common practice for developer engineers to write daily on engineering specifications.

175.3 R. Dennis stated if 500 homes are put around a sewer plant that is not constructed properly the first time, it ruins the entire community. He stated that he had this situation at Valley View and reported the same to the Quorum Court 20 years ago. He was reassured that the county would be there to take care of it, but has not seen anything with regard to accountability from the previous owner who installed it, declared bankruptcy, and walked away. He stated that the Court should not worry about this being big government, but just doing things right.

175.4 Citizen Comments: There were no citizen comments made.

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

175.6 VOTING FOR: J. Maxwell, B. Pond, B. Ussery, D. Balls, H. Bowman, R. Cochran, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, T. Lundstrum, E. Madison, and S. Madison. **The motion passed unanimously by those present. The ordinance was adopted.**

ORDINANCE NO. 2016-40, BOOK NO. 10, PAGE NO. 460

175.7 A RESOLUTION AUTHORIZING THE COUNTY JUDGE TO APPLY FOR A GRANT FROM THE ARKANSAS ECONOMIC DEVELOPMENT COMMISSION (AEDC) DIVISION OF RURAL SERVICES: R. Cochran introduced and read **A Resolution Authorizing The County Judge To Apply For A Grant From The Arkansas Economic Development Commission (ADEQ) Division Of Rural Services.**

175.8 **R. Cochran made a motion to adopt the resolution. A. Harbison seconded.**

175.9 Citizen Comments: There were no citizen comments made.

- 176.1 **With no further discussion, Judge Edwards called for a vote on the motion to adopt the resolution.**
- 176.2 **VOTING FOR: J. Maxwell, B. Pond, B. Ussery, D. Balls, H. Bowman, R. Cochran, R. Dennis, L. Ecke, A. Harbison, S. Lloyd, T. Lundstrum, E. Madison, and S. Madison. The motion passed unanimously by those present. The resolution was adopted.**
- RESOLUTION NO. 2016-15, BOOK NO. 3, PAGE NO. 149**
- 176.3 **OTHER BUSINESS: There was no other business addressed.**
- 176.4 **CITIZEN COMMENTS: Yelena Buyalova addressed the Quorum Court to lodge a complaint against Sheriff Tim Helder who she has been working to remove from his post since 2007. She stated that she is a victim of harassment from his department; has been arrested 8 times and falsely accused. She asked for an emergency meeting where she can present facts in her situation.**
- 176.5 **ADJOURNMENT: The meeting adjourned at 8:30 p.m.**

Respectfully submitted,



Carly Sandidge
Quorum Court Coordinator/Reporter