

QUORUM COURT MINUTES

06/24/2019

June 24, 2019 Quorum Court Minutes

All 13 Justices of the Peace Present.

Judge Day called the meeting to order at 5:30 p.m.

Judge Day welcomed Justice Cline back from his recovery period due to surgery. Justice Cline thanked the Court and Judge Day.

The first order of business was the approval of the minutes from the June 10, 2019 meeting. Justice Weinstock made a motion to approve the minutes and was followed with a second by Justice Tennison. The motion unanimously passed. A copy of same is attached hereto as **Addendum A**.

Committee Reports: Justice Rogers read the Public Service Committee meeting minutes from June 10, 2019. A copy of same is attached hereto as **Addendum B**.

Justice Cline read the Road Committee meeting minutes from June 10, 2019. A copy of same is attached hereto as **Addendum C**.

Justice Longmire read the Finance Committee meeting minutes from June 10, 2019. A copy of same is attached hereto as **Addendum D**.

Old Business: None to discuss.

New Business: The first item of new business was an ordinance amending Ordinance 2006-17. The Deputy Clerk read the ordinance. A copy of same is attached hereto as **Addendum E**. Judge Day opened the floor for discussion. Justice Cline started off by stating that he believed the ordinance was good and should have been done a long time ago. Justice Longmire asked about page 13 Section B, when would the county take over responsibility for the upkeep after the developer has completed the development? Judge Day stated that the responsibility of the county will start when the one-year maintenance agreement has expired. Justice Williams asked who is responsible for determining the metes and bounds? Judge Day stated that 2 lots are considered a subdivision and that developers sometimes try to deed their properties as metes and not lots. Judge Day continued to say that this part of the ordinance is to prevent that from happening and at the end of the day the Road Committee and the Judge's office will have the responsibility of determining the metes and bounds. Justice Cook then asked for clarification if this emergency ordinance is in addition to Ordinance 2006-17 or replacing it. Judge Day confirmed that this is an emergency ordinance that is only amending points in Ordinance 2006-17. Justice Noel asked that even if there is a 100-lot development, would it still have to be complete in 3 years? Judge Day confirmed and stated that if the overall plan is for 100 acres, the only plat that would need to be filed is the plat for the acres that will be developed in the first few years. Justice Cook asked if there was a way to protect the

taxpayer without hurting the developer? Judge Day reiterated that phasing the development out and being detailed on how the development is going to be done is the best way for both the tax payer and developer. Judge Day then opened the floor to the public for discussion. Tim Ray, a Century 21 representative, made comment that developers sell in metes and bounds for agricultural tax and not in lots to prevent subdivision tax. Judge Day informed the court that large tracks are metes and bounds and acreage is a subdivision. Judge Day then stated that someone's driveway off a county road is not the county's concern except for making sure that the width is proper. Mr. Ray then asked who establishes the BFE (Base Flood Elevation) if not already done? Judge Day said that you would apply to FEMA (Federal Emergency Management Agency) and they would establish the BFE. Justice Pasmore asked if we have access to the flood maps? Judge Day stated that the maps haven't been released yet but there is one set available for the public to view. Justice Longmire asked if the county foresees hiring more personnel in the future to work specifically on this issue and the personnel to be paid by fines collected from people breaking the ordinance? Judge Day stated he doesn't believe additional personnel would be needed and not to look forward to a whole lot of money from fines. After the discussion ended, Justice Cline made a motion to adopt the emergency ordinance and Justice Tennison seconded. Votes were taken and the motion to adopt the emergency ordinance passed unanimously.

The second item of new business was discussion regarding the Bono Lake Dam. Judge Day informed the Court that the NRCS (Natural Resources Conservation Service) has pointed out a piping issue in the dam which is water coming off the top of the dry side of the dam. There are no terribly frightening holes at this time but there is cause for concern, Judge Day stated. He went on to say that we are currently waiting on a recommendation letter from Carl Garner, a Geotech Engineer, to start fixing the issue. Judge Day then stated the expected budget is between \$100,000 and \$200,000 and a grant has not been applied for at this time. There was no further discussion.

The last order of new business was an appropriation ordinance to amend the 2019 Annual Operating Budget to include Arkansas Historic Preservation Program grant that has been awarded to Craighead County. The Deputy Clerk read the appropriation ordinance. A copy of same is attached hereto as **Addendum F**. Judge Day informed the Court that an architect would be hired to advise on what needs to be done to continue preservation of the Courthouse. Justice Rogers made a motion to approve and Justice Weinstock seconded. Roll was called, and the motion unanimously passed with all votes in favor of.

Announcements: The first announcement made by Judge Day was the Crisis Stabilization Unit's ribbon cutting ceremony is on September 12, 2019. Judge Day also stated that the CSU has created 40 full time jobs and that Mid-South Health Systems will begin advertising for employment opportunities.

The second announcement made was to inform the Court that the Highway Department has finally given a letter of notice to close the bridge on CR 108 and Strawfloor.

Judge Day announced that the State Hazard Culvert Mitigation projects on CR 315 and CR 155/160 have been completed with an expected reimbursement of \$93,729.77. Judge Day commended Lisa Lawrence and Jan Biggers on all their hard work and effort they put into grants for the county.

The last announcement made was regarding donations to the CSU. Judge Day announced that Justices Cook and Pasmore visited the Little Rock CSU and viewed the type of beds they have for the patients. Justice Pasmore's brother, Fred, is a master carpenter and he along with Justice Pasmore have donated their time and labor to build the beds that will be in the CSU. Judge Day also announced that Widner and Penter have confirmed they have furniture they will be donating to the CSU as well.

With no further business to discuss, Justice Cline made a motion to adjourn the meeting and Justice Weinstock seconded. Judge Day adjourned the meeting at 6:50 p.m.