

RESOLUTION 2009-02-163R

A RESOLUTION DECLARING THAT CERTAIN ACTIONS OF THE MAYOR OF TONTITOWN WERE NOT AUTHORIZED BY THE CITY OF TONTITOWN, DISAVOWING THOSE ACTIONS BY THE MAYOR OF TONTITOWN, AND NOT AUTHORIZING THE USE OF CITY FUNDS TO DEFEND THESE ACTIONS

WHEREAS, Joseph E. Edgmon, in his capacity as Mayor of Tontitown, Arkansas, has filed with the Office of the Prosecuting Attorney for the Fourth Judicial District, Washington County, Arkansas, criminal complaints against Mick Wagner and others, including an alderman of Tontitown, Arkansas, as well as the City Attorney for Tontitown, Arkansas; and

WHEREAS, Joseph E. Edgmon, in his capacity as Mayor of Tontitown, Arkansas, has also filed with the Arkansas Ethics Commission a complaint against Mick Wagner, and said complaint was filed on letterhead of the City of Tontitown, and signed by Mr. Edgmon as "Mayor of Tontitown"; and

WHEREAS, the aforesaid complaints by Mayor Edgmon were not authorized by the Tontitown City Council; and

WHEREAS, the Tontitown City Council did not direct Mayor Edgmon to assert these complaints; and

WHEREAS, the Tontitown City Council desires to disavow any involvement that the City of Tontitown may have with these complaints;

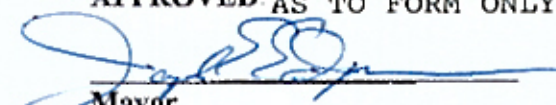
BE IT THEREFORE RESOLVED by the City Council of Tontitown, Arkansas, that:

1. The complaints filed by Mayor Edgmon with the Arkansas Ethics Commission as well as the Washington County Prosecutor's Office were not authorized by the Tontitown City Council.

2. The Tontitown City Council disavows any involvement that the City of Tontitown may have with these actions by Mayor Edgmon. Furthermore, the City of Tontitown does not condone these actions.

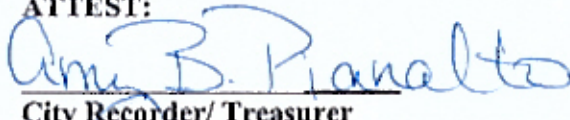
3. In the event that litigation is filed against Mayor Edgmon for his actions, the Tontitown City Council will not authorize any city funds to be expended on Mayor Edgmon's defense, including paying his attorneys' fees and litigation expenses.

PASSED AND APPROVED this 3RD day of Feb., 2009.

APPROVED AS TO FORM ONLY and to confirm


Mayor that city council
action took place.

ATTEST:



City Recorder/ Treasurer

Sponsor: _____

Roll Call

Shall the Ordinance Pass:

	Yea	Nay
Alderman David Bolinger	<u>✓</u>	_____ Ward 1, Position 1
Alderman Henry Piazza	<u>✓</u>	_____ Ward 1, Position 2
Alderman Arthur Penzo	<u>✓</u>	_____ Ward 2, Position 1
Alderman Bobby Pinalto	<u>✓</u>	_____ Ward 2, Position 2
Alderman Julie Bowling	<u>✓</u>	_____ Ward 3, Position 1
Alderman Ken Robertson	<u>✓</u>	_____ Ward 3, Position 2
Mayor Joe Edgmon	<u>✓</u>	_____
TOTALS	<u>6</u>	_____