

Mayor – Angela Russell
Recorder – Rhonda Ardemagni
City Attorney –Justin Eichmann
Law Firm--Harrington-Miller
City Engineer – Garver Engineers



Ward 1 Position 1-Gene McCartney
Ward 1 Position 2– Amber Ibarra
Ward 2 Position 1—Arthur Penzo
Ward 2 Position 2—Larry Ardemagni
Ward 3 Position 1—Penny Baskin
Ward 3 Position 2—Tim Burress

Committee of The Whole

August 16, 2022

Minutes

The Tontitown Committee of the Whole meeting is scheduled for **Tuesday August 16, 2022**, at 6:00 p.m. at the Tontitown City Hall, Tontitown, Arkansas and via Zoom and YouTube visit <https://zoom.us/j/95097016958>

Meeting ID: **950 9701 6958** or join by phone at +1 (312) 626-6799. When prompted for Meeting ID: **950 9701 6958#**
If you do not have a Participant Number: press #

If you wish to watch Online without interactively participating, you can stream the meeting online via YouTube, from our YouTube Channel:

- By PC, Mac, iOS (iPhone), or Android: Navigate to the “Tontitown City Hall” channel:

<https://www.youtube.com/channel/UCIbUv481CeNFF2JNwoOsrNQ>

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1. Meeting Call to Order
 2. Roll Call
All in attendance
 3. Pledge of Allegiance
 4. Approval of Agenda

Penny Baskin motioned to approve
Second by Amber Ibarra
Motion Passes Unanimously

5. Approval of **July 19, 2022**, COW Minutes

Tim Burress motioned to approve
Second by Amber Ibarra
Motion Passes Unanimously

6. Monthly Financials-
Reference the city website for the detailed report.

7. Comments from Citizens

Misty Piazza (782 Piazza Rd) wanted to publicly thank the Tontitown police Department for assisting with the school traffic due to the lack of bus drivers.

Logan Geels (2151 Liberty Ave.) wanted to reiterate the amount of water that comes through that property, Mr. Geels presented pictures to the council the floods that come from highway 412.

Nina Brown (1851 S. Pinalto) said her concern is the PUD that they're wanting to expand or expand rezone, she also has flooding concerns. Mrs. Brown came to City Hall to find out information on what the development is there at Klenc and Kelly.

Tom Hennly with Craton Tull Engineering addressed the flooding issues/concerns the citizens have for the rezoning request for the approximately 23.63 acers located on 2384 Liberty Ave., and he will be available to take any questions.

Rebecca Timmons (2024 S. Pinalto) family has 40 acres on Bossinger and Hickory Meadows subdivision is on the east side and a new subdivision is north of that, Mrs. Timmons said her neighbors say they are being flooded from water coming from her 40 acres, well that was coming form the subdivision on the other side and now there is another one north of that. Mrs. Timmons asked if there is an increase of houses and would that make it even worse flooding.

LaTonya Foster (287 Arlington Way) had a fence installed on her property, she was later told her fence was approximately 3,400 square feet on a city owned lot. Mrs. Foster would like to purchase the property instead of moving her fence and Mrs. Foster has all documentation which she presented to the council, also Mrs. Foster thinking the property was hers, has been maintaining the city property at her own expense since 2014.

Tammy Graham (1984 S. Pinalto) she was here tonight in support of Nina, Rebecca, and Mr. Glenn regarding the flooding.

Dennis Boyer (1969 Dowell) said it seems the growth here is willy-nilly, hit and miss and then we find out about these problems after the developments are already in. Mr. Boyer suggest that the entire city do a GEO gradient runoff study to find out where the problem spots are and where the water is running and incorporate that into a Master Plan including traffic

8. Department Reports

a) Police Department – Chief Corey Jenison

Tontitown Police Monthly Report

Month: July 2022

Calls for Service – 1035

Accident Reports – 15

Warrants Served – 86

Warrants Outstanding - 1022

Warrants Amount - \$ 1,359,369.50

Training Hours (YTD) - 1706

Citation Total - 410

Speeding Citations - 23

(Other) Traffic Citations - 205

Criminal Citations – 55

Improper Driving (City Ordinance) - 127

Warning Total - 564

Speeding Warnings – 333

(Other) Traffic Warnings – 231

b) Fire Department—Interim Operations Chief Mark Ramsey

Fire Department Report

July 2022

City Calls 30

Rural Calls 14

	Call Type	City Rural
EMS	18	11
Fire	5	2
MVA	5	0
False Alarm	2	0

Service Call	0	1
Total	30	14

- c) **Public Works Department – James Clark**
Reference the city website for detailed report
- d) **New Build Permit Report – James Clark**
Reference the city website for detailed report
- e) **Planning Department – Planning**
Reference the city website for detailed report
- f) **Tontitown Museum Board – Misty Piazza**
Reference the city website for detailed report

9. Old Business:

- A.** Discussion of a Resolution authorizing the Mayor to negotiate and enter into an agreement to sell approximately 3,400 Square feet of property owned by the City of Tontitown, Arkansas – Angie

Larry Ardemagni motioned to move to the special meeting
Second by Arthur Penzo

Penny Baskin Voted- YES
Amber Ibarra Voted- YES
Gene McCartney Voted- NO
Larry Ardemagni Voted- YES
Arthur Penzo Voted- YES
Tim Burress Voted- YES

Motion Passes

- B.** Discussion of an Ordinance establishing standards for small wireless facilities with the city of Tontitown, Arkansas; declaring an emergency and for other purposes – Gene

The mayor is to schedule a time for more discussion and review of ordinance and possible changes.

Amber Ibarra motioned to discuss in a work session
Second by Penny Baskin

Motion Passes Unanimously

- C.** Discussion of an Ordinance to rezone approximately 40.13 acres of real property located on Klenc Road within the city limits of Tontitown, Arkansas from single family residential (R-3) to planned unit development (PUD) – Planning

Tabled at the owner’s request

- D.** Discussion of an Ordinance rezoning approximately 23.63 acres of property located on 2384 Liberty Ave (parcel no.830-37976-400) from residential estates (R-E) to residential (R-1) in the City of Tontitown, Arkansas – Planning

Arthur Penzo motioned to move to the special meeting
Second by Amber Ibarra

Amber Ibarra Voted- YES
Tim Burress Voted- NO
Gene McCartney Voted- YES
Penny Baskin Voted- YES
Arthur Penzo Voted- YES
Larry Ardemagni Voted- YES

Motion Passes

- E. Discussion of an Ordinance authorizing the execution of a government obligation contract with First Capital Equipment Leasing Corporation; and prescribing other matters pertaining thereto – Angie/ Corey Jenison

Penny Baskin motioned to move to the special meeting
Second by Larry Ardemagni

Motion Passes Unanimously

- F. Discussion of an Ordinance to amend chapter 111 : Sale of Fireworks in order to include and define regulations for the use of fireworks in the Tontitown Municipal Code – Angie

Tim Burress motioned to move to the special meeting
Second by Larry Ardemagni

Motion Passes Unanimously

- G. Discussion of a Resolution waiving competitive bidding and authorizing the purchase of one (1) Caterpillar Skid Steer Loader from Riggs Equipment for the City of Tontitown, Arkansas – James Clark

Tim Burress motioned to move to the special meeting
Second by Arthur Penzo

Motion Passes Unanimously

10. New Business:

- A. Discussion of roads within the City of Tontitown; Presented by Tom Joseph – Angie

Tom Joseph with the Tontitown Planning Commission wanted to bring awareness to the council in reference to the Tontitown’s traffic issues.

East/West artery

Growth

Infrastructure

The here forward plan (Example: possible tax, bonds, impact fees, grants, donations etc.)

Hire a company to do a study and help guide us.

- B. Discussion of an Ordinance to amend section 31.01 Planning Commission in the Tontitown Municipal Code: Declaring an emergency and for other Purposes – Angie

Tim Burress motioned to move to the special meeting
Second by Amber Ibarra

Motion Passes Unanimously

- C. Discussion of a Resolution authorizing the Mayor to negotiate and execute an amendment to the solid waste and recyclables agreement with Waste Management of Arkansas, Inc for the City of Tontitown, Arkansas – Angie
Jamie Vernon with WM was present to answer questions

Larry Ardemagni motioned to move to the special meeting
Second by Arthur Penzo

Arthur Penzo Voted- YES

Tim Burress Voted- NO

Larry Ardemagni Voted- YES

Amber Ibarra Voted- YES
Gene McCartney Voted- YES
Penny Baskin Voted- NO

Motion Passes

D. Discussion of the removal of Rocky Clinton from the Planning Commission – Tim and Penny

Larry Ardemagni motioned to Table
Second by Arthur Penzo

Gene McCartney Voted- YES
Larry Ardemagni Voted YES
Tim Burress Voted- NO
Penny Baskin Voted- NO
Arthur Penzo Voted- YES
Amber Ibarra Voted- NO

Vote was tied - Motion Fails

Discussion followed

11. Comments from Council Members

Tim Burress said it was a long night and appreciates everyone for being here.

Gene McCartney read aloud a statement from Rocky Clinton resigning as the Planning Commission Chair. Gene also stated his views on the situation.

12. Comments from Mayor

Hired a Code Officer

**Thursday is a community meeting @6:00 PM, volunteers needed to sign up for city events –
September 17, 2022, Bocce Tournament, Classic Car, and Motorcycle Show
October 31, 2022, Halloween in the Park**

Thanked everyone for coming

James Dean for bringing the collages

13. Comments from Attorney- None

14. Adjournment- All in Favor