

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

City Council September 6, 2022 Minutes

The Tontitown City Council is scheduled for Tuesday, September 6, 2022, at 6:00 p.m. at Tontitown City Hall and via Zoom and YouTube visit <https://zoom.us/j/97053037337>

Meeting ID: 970 5303 7337# or join by phone at +1 (312) 626-6799

When prompted for Meeting ID: 970 5303 7337# If you do not have a Participant Number: press #

City Council

1. Meeting Call to Order

2. Roll Call

All in attendance

3. Pledge of Allegiance

4. Approval of Agenda

The new sign saying “IN GOD WE TRUST” was hung in the council chambers.

The mayor requested items F and H be moved to the top.

Amber Ibarra motioned to approve

Second by Larry Ardemagni

Motion Passes Unanimously

5. Approval of City Council August 1, 2022, Minutes

Tim Burress motioned to approve

Second by Amber Ibarra

Motion Passes Unanimously

6. Approval of the City Council Special Meeting August 16, 2022, Minutes

Amber Ibarra motioned to approve

Second by Arthur Penzo

Motion Passes Unanimously

7. Comments from Citizens

NOTE: The mayor read aloud to the council Ordinance Section 30.06 Public Comments- The city council **shall listen, but not enter into discussions or debate the person commenting**. The council may take note of any comment and offer to make arrangements to speak further with that person after the Council meeting concludes or a later date.

Mike Odette 1575 Pinalto Rd. said coming to tonight’s meeting was a difficult one because he is here to make a complaint against his neighbor Penny Baskin who is on the council. Mr. Odette has been building a fence since November and has been constantly harassed by Penny Baskin. He has dealt with the city attorney and the offices at City Hall trying to resolve the issues. Mrs. Baskin has called the City Code Enforcement everyday for two weeks straight and no violations were reported, so she calls the police to further harass him. So, after speaking with the attorney and the city we may have the fence issues resolved.

Mr. Odette has a more serious complaint against Penny Baskin, she was not a registered voter until April 24, 2022, yet she sat on the Planning Commission 3/2/21 and now on City Council 11/2/21, she was still registered to vote in Oklahoma and has lived here for many years. Mr. Odette has presented to the council the complaint letter and the Arkansas Voter Registration Application and voting record for Oklahoma under the name Penny L. Ramsey. He is asking the council to ask her these questions because these are felony violations and shouldn't be let go.

8. Approval by City Council Members to Waive the 3 Reading Rule for All Ordinances on Agenda

Arthur Penzo motioned to approve
Second by Gene McCartney
Motion Passes Unanimously

9. Old Business:

- A. Approval 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 approve
Second by Larry Ardemagni
Motion Passes Unanimously

10. New Business:

- F. Approval of a Resolution to accept the low bid submitted by SSI Incorporated of NW Arkansas for construction services for the Central Fire Station Project in the City of Tontitown and authorize the Mayor to negotiate and enter into a contract with SSI Incorporated of NW Arkansas – Angie

Penny Baskin motioned to approve
Second by Amber Ibarra

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

Motion Passes

- H. Approval to appeal a decision by the planning commission. Original request was a waive in regards to street improvements on Bandini Ave – Planning

Tim Burress motioned to approve
Second by Amber Ibarra

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

Motion Passes

A. Appointment of planning commissioner to fill vacancy – Angie

The following applicants submitted a Letter of Intent for the open Planning Commission seat.

Clint Ingle
Carmen Anderson
Laura Wells
Candy Black

Laura Wells and Candy Black were the only two applicants present, and they had a chance to address the council, before the council went into executive session.

Gene McCartney motioned to accept Candy Black as to the Planning Commission
Second by Penny Baskin

Motion Passes Unanimously

At this time Gene McCartney had to leave to be with his family.

B. Approval of an Ordinance rezoning approximately 5.38 acres of real property located at 710 Sbanotto Ave, located within the city limits of Tontitown, Arkansas from Agricultural (A) to single family residential (R-3). – Planning

Amber Ibarra motioned to approve
Second by Larry Ardemagni

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

Motion Passes

C. Approval of a Resolution approving an amended Tontitown Bike/Pedestrian Community Plan for the City of Tontitown, Arkansas – Planning

Penny Baskin motioned to approve
Second by Arthur Penzo

Motion Passes Unanimously

D. Approval of an Ordinance accepting the final plats from July 2021 to December 2021 – Planning

Penny Baskin motioned to approve
Second by Amber Ibarra

Amber Ibarra Voted- YES
Tim Burress Voted- Abstained
Penny Baskin Voted- YES
Arthur Penzo Voted- YES
Larry Ardemagni Voted- YES

Motion Passes

E. Approval of an Ordinance accepting the final plats from January 2022 to August 2022 – Planning

Amber Ibarra motioned to approve
Second by Penny Baskin

Arthur Penzo Voted- YES
Tim Burress Voted- Abstained
Larry Ardemagni Voted-YES
Amber Ibarra Voted- YES
Penny Baskin Voted- YES

Motion Passes

G. Approval of a Resolution to accept the low bid submitted by Tomlinson Asphalt Co. for construction services on Ardemagni Road in the City of Tontitown and authorize the mayor to negotiate and enter into a contract with Tomlinson Asphalt Co – Angie

Larry Ardemagni motioned to approve
Second by Penny Baskin

Motion Passes Unanimously

11. Comments from Aldermen

Penny Baskin reminded everyone of the Bocce Tournament, Car, and Motorcycle Show.

Tim Burress thanked everyone for attending tonight’s meeting and for those applicants that showed interest for the Planning Commission seat. He thanked the mayor for an incredible job she is doing and announced that Gene McCartney father passed, also wanted to thank Gene for his services.

Arthur Penzo asked who was digging up the right-of way located on Klenc Rd. The rented of the 40 acres where the digging was done has asked James Clark who did this because there is big mess to clean up and he doesn’t want to get equipment tour up do to all the large rocks, James Clark was to get the information but has yet to respond.

Also, Arthur asked if mobile homes are allowed in Tontitown? The City Attorney will research this and will be in contact.

Arthur asked what was going on behind the liquor store and donut shop? The mayor said she would find out and be in contact.

12. Comments from Mayor

Committee meeting is scheduled for September 27, @ 6:00 PM.

A Newsletter is available and will be post on the city website.

Waste Management contract has been signed and new trash cans will be distributed.

Volunteers are needed for the Bocce Tournament, Car, and Motorcycle Show- Please contact City Hall.

13. Comments from City Attorney- None

14. Adjournment- Arthur Penzo motioned to adjourn Second by Tim Burress All in Favor

Approved on this ____ Day of _____, 2022.

Angela Russell, Mayor

Rhonda Ardemagni, Recorder/Treasurer