

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  
October 4, 2022  
Minutes**

**The Tontitown City Council is scheduled for Tuesday, October 4, 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

The mayor read a statement to the council in reference to Penny Baskin, not complying to the city's request to turn in her Oath of Office and Financial Statements that is required by law for all elected officials. The mayor has reached out to Mrs. Baskin verbally, text message, and email. Mrs. Baskin said she would bring the documents to City Hall; however, the mayor is still waiting, and it has been over a month. The city has asked for legal advice from the Attorney General on this issue. It is the mayors' opinion that Mrs. Baskin step down or at the very least "Abstain" from voting until this matter is resolved. But it is Mrs. Baskin's choice to do that, and we must do what is in the best interest of Tontitown.

Penny Baskin was absent

3. Pledge of Allegiance
4. Approval of Agenda  
Arthur Penzo motioned to approve  
Second by Gene McCartney

Motion Passes Unanimously

5. Approval of City Council September 6, 2022 Minutes  
Larry Ardemagni motioned to approve  
Second by Amber Ibarra

Motion Passes Unanimously

6. Comments from Citizens

Mike Odette 1575 S. Pianalto Tontitown, AR spoke at the last meeting of the constant harassment from his neighbor and council member Penny Baskin over a fence and after that meeting, she went into the mayor's office and made screaming comments saying someone is going to get hurt if this keeps up and she lets everyone know she carries a gun

and that is concerning. The next day Mrs. Baskin installed a camera and spotlights that shines in Mr. Odette's master bedroom, the Odette's had to stay in their spare bedroom. Mr. Odette called the city police, code enforcer and the mayor to get the light redirected. This behavior is unbecoming of a city council member and Mr. Odette is not in violation.

Mr. Odette said he took a trip to Creek County, OK to check out some reports that he found online against Mrs. Baskin. Four disturbing protective orders, 2 of them were from a tenant that Mrs. Baskin screamed and yelled at and said she carries a gun, and she wasn't afraid to use it and the tenants felt threatened enough to file a protective order against her. The other 2 were more disturbing, this involved child abuse towards her adoptive children, and one is here to speak tonight. Some of the abuse involved putting a hot spoon in the children's mouth, locking them a shed for days at a time, showering them outside with a water hose in the winter. What she did is disgusting and this behavior is unbecoming of a city council member of a city he wants to live in. Mr. Odette is asking the council to hold an emergency session and find her unbecoming of a city council member, she has not filed an Oath of Office and her seat can be declared vacant and if she wants to challenge it then let her challenge it, and with everything we have against her she doesn't have a leg to stand on. Please get rid of Penny Baskin she doesn't belong here.

Nicole Baskin of Oklahoma- Penny Baskin adopted Nicole when she was 6 ½ years old, Nicole said she endured years of abuse and neglect from that woman (Penny Baskin). Nicole was locked in the well house in the back yard, with nothing but a jar to go to the bathroom in, they allowed Nicole out once a day and it was at night to empty the jar. Penny Baskin would shower Nicole with a water hose, and it did not matter if it was in the winter, Penny Baskin made Nicole's sister hold up a tarp around Nicole so no one would see, Penny Baskin would stick a spoon on the stove and let it get hot and put it on Nicole's tongue for lying about getting food because Nicole went days without eating. Penny Baskin should not be on this council and Nicole drove from Oklahoma to tell everyone this and Penny Baskin isn't here today, but Nicole said she would have said this even if Penny Baskin was sitting in that chair. That woman (Penny Baskin) doesn't deserve the council seat and she doesn't deserve the 7-year-old child that she is living with now.

Kenneth Lovett 18702 Clearwater Rd, Fayetteville, AR – and outside the city limits of Tontitown

The air quality equipment is custody of the Tontitown Fire Department and has been use once and the equipment didn't come up with anything specific because the correct test needs to be used. No help from Waste Management and A.D.E.Q. is finally talking to Mr. Lovett. Kenneth says Tontitown needs to hire a consultant since Tontitown is the host city and responsible for citizen safety. We Need to work through codes and need attention at Waste Management. Mr. Lovett has more on his list for the city of Tontitown to do but not enough time to read them all.

James Dean 1025 Trailwood Street Tontitown, AR said he received his water bill, and it was lower than normal and noticed the trash bill was not included and asked it this has already

gone into effect where waste Management is going to bill separately and will that information be on the water bill.

Mike Waskowiak 1092 Morsani Ave. Tontitown, AR asked that the zoning P.U.D. not be allowed.

Nina Brown 1851 S. Pianalto Tontitown, AR asked to please be mindful of the drainage and low density says we are asking for more trouble with flooding. Wase Management questions went unanswered at last meeting and is very concerned with the gases we are breathing.

Terry Williams 615 Tuscan Sun Ln. Tontitown, AR had question about the subdivision coming is behind their subdivision and the possibility of connecting the two from Barrington west bound. He said the connection would be a safety issues and traffic. The second thing is the number of houses to be built and the size. How will this affect the property value of their homes and will fences be installed for separation, privacy and as a sound barrier?

Missy Compton 671 Tuscan Sun Ave. Tontitown, AR agrees with Mr. Williams that no connection is needed and please do not allow 1300 square foot homes.

Kim Carny 685 Tuscan Sun Ave. Tontitown, AR agrees with her neighbors and said they do not need Fletcher to open to Tuscan Sun and flooding off Klenc Rd. will be more issue if proper drainage is not done.

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

No Ordinances on this agenda

8. Old Business:

A. Approval of the Bariloche Planned Unit Development and Preliminary Subdivision Plat – Planning

Gene McCartney motioned to approve  
Second by Larry Ardemagni

Amber motioned to amend the motion and add condition #24 to update verbiage to said applicant will utilize 70% brick, stone hardy fiber siding on the beauty description  
Second by Larry Ardemagni

**Vote to Amend**

Gene McCartney Voted- YES

Larry Ardemagni Voted- YES

Tim Burress Voted- NO

Arthur Penzo Voted- YES

Amber Ibarra Voted- YES

Motion Passes

**Original Motion**

Gene McCartney motioned to approve P.U.D. with conditions  
Second by Larry Ardemagni

Gen McCartney Voted- YES  
Larry Ardemagni Voted- YES  
Tim Burress Voted- NO  
Arthur Penzo Voted- NO  
Amber Ibarra Voted- YES

3-YES

2- NO

4 is needed to pass and Mayor chose not to vote.

Motion Fails

9. New Business:

- A. Approval of a resolution authorizing the rate of property tax for the City of Tontitown, Arkansas for the year of 2022 to be collected in 2023 – Angie

Arthur Penzo motioned to approve and leave at 3.5  
Second by Larry Ardemagni

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

Motion Passes

- B. Approval of a resolution waiving competitive bidding and authorizing the purchase of one (1) 2022 Dodge Ram 1500 SSV crew cab 4X4 from Superior Dodge Chrysler Jeep Ram of Northwest Arkansas for the City of Tontitown, Arkansas – Angie

Larry Ardemagni motioned to approve  
Second by Amber Ibarra

Motion Passes Unanimously

- C. Approval of a cost-of-living adjustment at an agreed upon percentage – Angie

Tim Burress motioned to Table to the next Committee of the Whole Meeting  
Second by Amber Ibarra

Motion Passes Unanimously

- D. Approval of a resolution authorizing the mayor to execute a memorandum of understanding for the lift station project in the city of Tontitown, Arkansas – Angie

Larry Ardemagni motioned to approve  
Second by Amber Ibarra

Motion Passes Unanimously

#### 10. Comments from Aldermen

Tim Burress said the decorations outside look good  
Thanked the council for their hard work.  
Thanked everyone for coming to tonight's meeting

Gene McCartney thanked everyone for being here and giving their input.  
Ordinances help guide the council to the decisions the council has to make and if developers meet those guidelines there should be no reason for them to be denied. If you feel those ordinances need changed then speak with your council and help to make those changes.

Arthur Penzo asked James Clark again about impact fees.

**James Clark said there is a meeting on Monday to discuss a study on impact fees**  
Is the Fletcher Rd. to Klenc Rd. still being discussed.

**James Clark said yes**

The city should purchase property if possible.

Amber Ibarra- Halloween in the Park, October 31, 2022- 5:30 PM to 7:30 PM, need volunteers, money, candy. There will be a meeting Thursday at 6:00 PM City Hall.

Larry Ardemagni Thanked those who attended tonight's meeting and stay safe.

#### 11. Comments from Mayor

Happy Birthday to Leslee and Nicole

Thanked everyone for coming out and for their support.

#### 12. Comments from City Attorney- None

#### 13. Adjournment- Adjourned All in Favor