

A special meeting of the Farr West City Council was held on Tuesday, December 11, 2012 at 7:00 p.m. at Farr West City Hall. Council members present were Mayor Lee Dickemore, Tom Burkland, Ava Painter, Paul Dinsdale, Boyd Ferrin and Tim Shupe. City Attorney Ryan Shaw, Andrea Zweifel, Mike Beal and Bonnie Beal were also present.

Mayor Dickemore called the meeting to order. Mayor Dickemore led the pledge of allegiance. Tom Burkland offered a prayer.

1 - Enter Order of Special Meeting into Minutes

Tom Burkland read the order to hold this meeting. He stated pursuant to section 10-3-502 of the Utah Code, a special meeting of the Farr West City Council is ordered to take place on Tuesday, December 11, 2012 at 7:00 p.m. He stated the order was signed by Council Members Tim Shupe and Boyd Ferrin. (see attached order)

2 - Discussion - City Policies, Procedures and Council Member Assignments

Tim Shupe stated after going through state code, some actions by the new Mayor during the last month are very concerning to the Council. He stated that according to the code, a mayor cannot order a public meeting and make any commitment dollar wise over \$4,000 without the advise and consent from city council. He stated Mayor Dickemore meeting with Sheriff Thompson to discuss the law enforcement contract concerned him. He stated had Mayor Dickemore gotten the Council together in a work session, they might have gone right along with it, but he stated they didn't know about the meeting until the City Council Meeting. Mayor Dickemore stated he invited Tom because he has been the biggest negotiator with the contract. He stated he knew Tim has spoken with the Sheriff and the negotiation wasn't final. He stated he was going to approach the City Council and see if they were okay with what he had spoken to the Sheriff about. He stated a copy of negotiations were to be given to each member of the City Council. Tim stated that legally Mayor Dickemore presented to the Sheriff that the city isn't interested in paying the discussed amount. Tim stated the Mayor didn't have advice and consent from the Council when he went in with that proposal. Tim stated they are all elected by the city and the Council may feel it is time to adjust the tax rate and pay the contract. Paul Dinsdale stated the control over the City budget rests with the governing body, and they want to know what we are going to get for the price negotiated. Mayor Dickemore state he asked John Cardon if the City saved \$100,000 would we be able to afford it and John stated we would be close. Paul stated that based on comments in foyer, he called John and Paul wanted to know where the brush fire was that forced the meeting. He asked why it could not wait until January. Paul stated he and Tim asked the Sheriff about the reduction in service and the Sheriff stated Farr West would be 2nd or 3rd in line behind cities that are paying full price. Mayor Dickemore stated the Sheriff never said that to him. Tim stated that meetings taking place behind the scenes are not helpful to anyone. Paul stated the other thing it turns into, is next July if the City goes with the full contract, there is a big question as to why we started at \$300,000 and ended up at \$433,000. He stated the City shouldn't have to deal with that if negotiations are handled correctly. Tim stated he doesn't want to have to deal with this down the road whether it's the Sheriff's Office contract or something else. He asked the Mayor to work with the City Council. Tim stated we have the makings of a great City and City Council and he wants to make sure that continues and not get involved in

disputes that make it hard. Tim Shupe then address the Council assignments. He stated there is no real code that says how that is supposed to work. He stated he felt that was rushed and ram rodded and there was not a lot of discussion. Mayor Dickemore asked all members if he discussed their assignments with them before the meeting, they all stated yes. Paul stated he raised an issue with the Bona Vista Board assignment and felt there was no discussion. Mayor Dickemore state he talked to Paul in the parking lot at Jeremiah's after the senior dinner. Paul stated the Mayor is in no position to dictate that because it is under the advice and consent of the Council. Mayor Dickemore stated Paul said in the parking lot "I'll fight you for it". Paul state he did not make that comment, he stated he said they would discuss it. Mayor Dickemore stated that in the 7 years he has been on the Council no one has ever asked him what assignments he wanted. He stated the Council never complained about the assignments, they just took them and ran with them and tried to do the best for the City. Paul stated he would trade you 4th of July with the Mayor for the beautification assignment. Paul stated the whole Bona Vista thing that offended him the most was there was no discussion. He stated he could live with it if there was anything back and forth. He stated the Council acknowledges that this whole process is six people, not just the Mayor. Paul stated there is history here. He stated he has met with Jerry twice and there is a history and an interest. He stated that if as a group, the City Council feels someone else needs to have it, that's fine. Tim stated he would like to back up to previous years assignments. He stated the Mayor did make the assignments and presented them and the Council took them, but there was some complaining. He stated there were actually some changes made. Mayor Dickemore asked if the complaining is what made the change. Ava Painter stated she is in her 9th year as a City Council Member and in all that time, the only time there was change was when Jimmie wasn't here when they were handed out. Tim stated that the fact is we have a new beginning and we need to follow the statutes as they are written. Boyd asked what is legally correct then. Tim stated there is nothing in the state code nor the municipal code with the Mayors duties. Paul stated he feels the City has had a good, constructive year. He stated once the assignments are in place, communication needs to continue and the person assigned to each assignment is the chair of that and everyone needs to move forward in a positive manner. Boyd stated the Mayor is the head of the City and the Council should show him respect. Tim stated that he, having been involved in the City on and off for 22 years, that watching what has taken place may not have been kosher, but Mayor Papageorge left a legacy behind we need to make sure to protect. He stated the Mayor and Council need to make sure the transition and move forward is with communication, agreement, comradery and with the interest of the City in mind. Tim stated he does not think Mayor Dickemore did not have the best interest in mind, but the manner in which he proceeded in his first 4 weeks of office need to be adjusted. Tim stated the City does not need bad press and needs to make sure it is on legal ground. City Attorney Ryan Shaw stated there is no guidance in the ordinance on Mayor or Council assignments. Mr. Shaw stated it has just been done the same way for the last 20 years and has for the most part worked well. He stated there is not much regarding Council assignments in state law either. Mr. Shaw also stated he does not feel it was illegal that the Mayor sat down with the Sheriff to begin negotiations. He stated that was just a negotiation technique and nothing was signed and no commitments were made. Mr. Shaw stated he thinks going forward, if the Council decides they are not going to follow the pattern we have for 20 years, then they need to work together to lay the framework going forward. Mr. Shaw stated he does not want to see anyone under fire for following the example set for 20 years. Tim stated there was a lot of complaining that there was not an open government or that it was kosher. Paul stated that the meeting with the Sheriff may

have not been illegal, but perhaps ill advised. Tom Burkland stated the City is in a gray area right now and he is going to suggest the 6 members need to have respect for each other. Ava stated she has a lot of respect for everyone. She stated everyone has a strong personality and also a strong investment in the community. Ava stated the City has suffered a loss and whoever steps into that role has a very difficult task in pulling it back together and keeping the communication open. She stated up until Jimmie was gone we all functioned together in unison pretty much and she thinks it is ridiculous that at this juncture when we need to support each other, we start fighting. Tim stated that is the reason for the meeting. He stated they need to address the discontent and need to decided that they are going to be a unified group. Ava stated everyone needs to have a mutual respect for each other. Tim stated he certainly does not want to lose anyone on this Council. Ava stated she does not neither. Tim stated he feels everyone has contributed a lot. Ava stated she does not think there is anyone that doesn't bring something great to the Council. Tim stated he sees the makings of a great Mayor, he just needs to move forward properly. Ava stated everyone needs to recognize the loss and move forward. Tim asked Mayor Dickemore where we are at this point. Mayor Dickemore stated we are moving forward. Tim asked Mayor Dickemore if he is okay with the Council. Mayor Dickemore stated yes, he stated he was upset that Boyd felt he was a partial cause of this situation. Ava stated the City and Council are feeling transition pains and we need to get beyond that. Tim stated he feels there are a lot of things the Council needs to be paying close attention to. Ava stated she has a lot of respect for everyone and believes everyone has value to add to the community. Tom stated that in addition to the Council assignments already listed, there needs to be an assignment for the hybrid study with Pleasant View City on 2700 North. He stated he feels there should be a smaller group with 2 City Council members from each city that can sort through the center section of that map. Paul stated he is fine with stepping back from the Bona Vista assignment and stated he just didn't like the way it was handled. He stated he will maintain the public safety and web interface assignments and see where the 2700 North project lands. Ava stated she would like to see Paul given that assignment since he has been so involved with it. Paul stated another item that needs to be added to the assignments is the North Park project. Tom stated that item may be further down the line. Paul stated perhaps the City could get a RAMP grant for the North Park project. Tom stated if we get a large grant like that it could certainly be moved up. Ava stated the RAMP application is due the end of January and she is seriously looking at that. Tim stated we do not have time if it is the first of January. Ava looked online and stated the due date is mid-January. Ryan Shaw stated that according to City Ordinance, one of the only items listed regarding Mayoral duties has to do with roads. Ava stated she would like to see what the preliminary plan is, not just the property the City wants to purchase. Tom stated there is approximately \$20,000 in the sanitary sewer to increase the sewer capacity. He stated one option for the City would be to potentially install that for a developer and they could offset the property purchase by that amount. He stated there was some engineering done on the lift station in Remuda and the results of study showed that it is 50% capacity. Paul stated there is about a 5 to 6 year period to develop and the City can look at signing a contract giving us that time to purchase. Tim suggested to end the meeting and go home and think about it. Ava asked if they were going to decide on the 2 Council Members to represent Farr West for the 2700 North assignment. Paul stated he is going to call Bruce with Pleasant View in the morning and then go from there. Bonnie Beal stated she saw an item on the Council agenda regarding a quit claim deed from Weber County Commission for a detention basin and wondered what this was. Tom stated it is the detention basin next to the Del Taco.

3 - Adjournment

**AT 8:20 P.M. TIM SHUPE MOTIONED TO ADJOURN THE MEETING. AVA PAINTER
SECONDED THE MOTION, ALL VOTING AYE.**

Andrea Zweifel, Clerk

Z. Lee Dickemore, Mayor

Date Approved _____