

Minutes of the Special Meeting of the Syracuse City Council held on February 2, 2010, at 6:00 p.m., in the Council Conference Room, 1979 West 1900 South, Syracuse City, Davis County, Utah.

Present: Councilmembers: Alan Clark
Douglas Hammond
D. Matthew Kimmel
Douglas Peterson
Larry D. Shingleton

Mayor Jamie Nagle
City Administrator Rodger Worthen
City Recorder Cassie Z. Brown

City Employees Present:
City Attorney Todd Godfrey

1. Meeting Called to Order/Adopt Agenda

Mayor Jamie Nagle called the meeting to order at 6:00 p.m. as special meeting, with notice of time, place, and agenda provided 24 hours in advance to the newspaper and each Councilmember.

Mayor Nagle stated that prior to moving forward she wanted to address a few things with the Council. She distributed a copy of a letter from the United States Office of Special Council to the entire Council and explained that there is one Councilmember along with the former Mayor and his wife who are trying to make very certain that Mayor Nagle has been elected to her position in a legal fashion. She explained that the US Office of Special Council, the Lieutenant Governor's Office, the Governor's Office, the Utah Attorney General, two local newspapers, and her employer have all weighed in on this issue and all have determined that her candidacy for Mayor was not a violation of the Hatch Act. She stated that now that everyone knows that she is here to stay, she hopes that everyone can work together rather than work against each other, because it is time for the City to move forward.

Mayor Nagle then stated the next issue she wanted to discuss was the fact that the City Council attended training on January 14 during which there was discussion about the appropriate way to handle information disclosed during a Closed Session, as well as how to correspond with the Council regarding any issue. She stated that last week there was already an issue that contradicted the information provided to the Council; one of the Councilmembers had already forgotten the training they received. She stated that the Council was told that they should not be sending out group emails and they should not be disclosing information that was shared in a closed session and both of those things were done. She stated that City Administrator Worthen was included in a group email in which the topic of the most recent closed session was discussed, even though Mr. Worthen was not in attendance at the meeting. She stated that she would suggest that, as soon as possible, an item be added to a Council agenda to put in place some rules that the Council must abide by as well as a process for sanctioning any member of the Governing Body for violating those rules. She stated that the Council must also be sure to follow the policies and procedures currently in place.

Councilmember Clark stated that he had one item to add. He stated that in the future when a Councilmember wants to call a meeting such as this one, he would recommend that rather than emailing a request for a meeting that the Councilmember contact each member of the Governing Body via telephone to make sure that they can attend the meeting. He stated it was very inconvenient for him to attend this meeting tonight and it would have been helpful for someone to have called him rather than just sent him an email. Mayor Nagle agreed and stated that she felt that each person requesting the closed session should make a call to each member of the Governing Body because she got the distinct impression that there were a lot of phone calls going on about scheduling tonight's meeting, but everyone on the Council was not privy to those phone calls. She stated everyone should have the same information in order to make the best decisions. Councilmember Peterson added that he must leave the meeting no later than 7:00 p.m. and he hoped that all the necessary conversation can take place before that time.

2. Consideration of adjourning into Closed Executive Session pursuant to the provisions of Section 52-4-205 of the Open and Public Meetings Law for the purpose of discussing the character, professional competence, or physical or mental health of an individual; pending or reasonably imminent litigation; or the purchase, exchange, or lease of real property

COUNCILMEMBER SHINGLETON MOVED THE COUNCIL ADJOURN INTO A CLOSED EXECUTIVE SESSION PURSUANT TO THE PROVISIONS OF SECTION 52-4-205 OF THE OPEN AND PUBLIC MEETINGS LAW FOR THE PURPOSE OF DISCUSSING THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL. COUNCILMEMBER CLARK SECONDED THE MOTION, WITH THE FOLLOWING ROLL CALL VOTE: VOTING "AYE" – COUNCILMEMBERS CLARK, HAMMOND, KIMMEL, PETERSON, AND SHINGLETON. VOTING "NO" – NONE.

The meeting adjourned into Closed Executive Session at 6:11 p.m.

The meeting reconvened at 7:17 p.m.

At 7:17 p.m. COUNCILMEMBER CLARK MADE A MOTION TO ADJOURN. COUNCILMEMBER SHINGLETON SECONDED THE MOTION; ALL VOTED IN FAVOR.

Jamie Nagle
Mayor

Cassie Z. Brown, CMC
City Recorder

Date approved: February 9, 2010