

1 **NORTH OGDEN CITY COUNCIL MEETING MINUTES**

2  
3 February 28, 2012

4  
5 The North Ogden City Council convened in a regular meeting on February 28, 2012 at 6:30 pm in the  
6 North Ogden City Council Chambers at 505 East 2600 North. Notice of time, place and agenda of the  
7 meeting was delivered to each member of the City Council, posted on the bulletin board at the municipal  
8 office and posted to the Utah State Website on February 23, 2012. Notice of the annual meeting schedule  
9 was published in the Standard-Examiner on January 16, 2012.

10  
11 **PRESENT:** Richard G. Harris Mayor  
12 Kent Bailey Council Member  
13 Wade Bigler Council Member  
14 Justin Fawson Council Member  
15 Dave Hulme Temporary Council Member  
16 Cheryl Stoker Council Member

17  
18 **STAFF PRESENT:** Annette Spendlove City Recorder/HR Director  
19 Edward O. Dickie III City Manager  
20 Debbie Cardenas Finance Director  
21 Dave Carlson City Attorney/Economic Development Director  
22 Craig Barker Community Development Director  
23 Polo Afuvai Police Chief  
24 Julia LaSeure Deputy City Recorder

25  
26 **VISITORS:** Kevin Burns Larry G. Florence  
27 Lana Tolman Kandace Marsh  
28 Tennice Thomas Jenny Marsh  
29 Paxson Marsh Dan Carter  
30 Dave Marsh Bob Napoli  
31 Terel Grimley Jim Suhr  
32 Brian Russell Tom Woolsey  
33 Bradin Hodgson Jaden Marietti  
34 Gina Kochendorfer Bill Aeschlimann  
35 Carl Turner Robyn Bitton  
36 Clark Crowther Tiffany Turner  
37 Elaine Jensen Rachel Trotter  
38 Don Mathewson Brian Bott

39  
40  
41 Mayor Harris called the meeting to order at 6:32 pm and welcomed those in attendance.

42  
43 Council Member Bailey offered the invocation and led the audience in the Pledge of Allegiance.

44  
45  
46 **CONSENT AGENDA**

- 47 **1.** Consideration and/or action to approve the minutes of the February 7, 2012 joint work session  
48 with the Planning Commission.  
49 **2.** Consideration and/or action to approve the minutes of the February 14, 2012 City Council  
50 meeting.  
51 **3.** Consideration to approve Business Licenses.

52 **Council Member Bailey moved to approve the consent agenda. Council Member Fawson seconded**  
53 **the motion.**

54

55 Council Member Hulme asked, regarding the minutes, whether Council needs to clarify that these are the  
56 most recent minutes that were received tonight. Annette Spendlove, City Recorder, replied that is  
57 understood.

58

59 **Voting on the motion:**

60 **Council Member Bailey**            **yes**

61 **Council Member Fawson**        **yes**

62 **Council Member Bigler**        **yes**

63 **Council Member Hulme**        **yes**

64 **Council Member Stoker**       **yes**

65

66 **The motion passed unanimously.**

67

68 **ACTIVE AGENDA**

69 **4. PUBLIC COMMENTS.**

70

71 Kandace Marsh, 173 E 2000 N, read a document, included as Attachment 'A', requesting permission to  
72 have a pig in the City limits temporarily for a Weber County Fair project. Mayor Harris said he thinks  
73 swine are specifically prohibited. He stated that if one person is allowed to do it then everyone has to be  
74 allowed to do it and it gets to be kind of a problem. He said it will be discussed and the City will get back  
75 to Ms. Marsh.

76

77 Council Member Bigler stated that he would like to study a little bit about pigs and suggested the Council  
78 does the same and see exactly why that one was excluded. He said it would not necessarily open it up for  
79 everybody in the city but stated that there are different zones. He said he would like Council to do a little  
80 homework and research on it and perhaps make it an agenda item at least to discuss it after looking into it.

81

82 Mayor Harris said we have to adhere to our zoning ordinances and need to be careful when we make  
83 exceptions. He asked Craig Barker, Community Development Director, which animals are prohibited in  
84 the City even though property may be zoned for agricultural uses. Craig Barker replied that not a lot of  
85 domestic animals are excluded but swine have been excluded for a number of reasons; the activity that  
86 swine have and the odor. He said we will ask the County health department and the Utah State extension  
87 office to talk about those issues so we are well versed in the impact of raising those animals. He said  
88 most of what we exclude is some wild animals that may be of some danger and some pet birds that are  
89 subject to avian flu and those types of things. He said he is not aware of one city that allows hogs. It was  
90 a big issue about 15 to 20 years ago a lot of people wanted to have the Asian potbellied pigs. He said he  
91 doesn't know of any cities that allowed those for health reasons also the odor and other criteria that they  
92 may not be suitable for closer urban living.

93

94 Council Member Bigler asked that this item be put on the next Council agenda for March 27, so we can  
95 respect this request. Mayor Harris said that it will be on that agenda.

96

97 Council Member Hulme said he would like us to think about, rather than changing the ordinance about  
98 swine, to put some sort of provision in the ordinance that has to do with educational purposes and animals  
99 for those. Perhaps by permit only so in the handful of cases we might get, we can do something. There  
100 may be other kids that come in some may not meet the zoning requirements either but may like to have an  
101 animal under these type of circumstances. Perhaps for school kids we could write a provision that would  
102 allow that. He said that is the direction he would like to go.

103  
104 Robyn Bitton, 4813 W 2150 N, Plain City, stated that she is a hog raiser for Weber County fairgrounds  
105 and the extension service. She said she has spoken with Donna Carter who would be willing to come and  
106 visit with the council. She mentioned that this request is for a four month period and the hog is butchered  
107 after that. She wanted to make sure the Council is aware of the limitations.

108  
109 Dave Marsh, 173 E 2000 N, said a City employee told him that pigs are not allowed because they stink,  
110 they are noisy and dirty. He said if you were raising a whole bunch of pigs the odor would be a little  
111 harder to control. These kids are only raising one or two hogs and they do a great job of keeping the pens  
112 clean and dry.

113  
114 Carl Turner, 2673 N 950 E, expressed his thanks to Edward O. Dickie III for his time in North Ogden  
115 City. He wished him good luck and stated that Ed is a good friend and will be missed.

116  
117 Mayor Harris said this will be Edward O. Dickie III's last City Council meeting before he leaves to be  
118 City Manager for Santa Clara City. He thanked Mr. Turner for bringing that up.

119  
120 **5. DISCUSSION AND/OR ACTION TO CONSIDER A MEDIA POLICY.**

121  
122 Council Member Fawson said this is pretty straightforward this is a policy that has been drafted in order  
123 to better communicate with the media in the community. There are also guidelines for elected officials  
124 and city employees and our course of action when communicating with the media. He indicated that he  
125 received an email from one media contact. He acknowledged Rachel Trotter from the Standard-Examiner  
126 in the audience and asked if she would like to speak. She responded that she expressed all of her  
127 concerns in the email.

128  
129 Council Member Fawson said this proposal is in no way meant to limit our communication with the  
130 media. It was drafted to ensure that we are capturing accurate information from the media in the form of  
131 their request and sharing it through proper channels. He said he assumes that everyone has taken time to  
132 read the draft policy and he would like to take action on it tonight.

133  
134 Council Member Bigler said he liked of idea of having a media link that was originally brought up but  
135 that is not included here with the revisions. He referred to a few places in the policy where it states that  
136 the City Manager will email or call after the media contact to let the City Council know what is going on.  
137 He indicated that he would prefer that to be a link so the City Council knows exactly what is going on  
138 both ways; to and from the media. He said the Council Members are held to a higher standard and the  
139 media can be too. He said he would like a media link included so that when the media requests  
140 something they push that link and it goes to all the elected officials and the City Manager with the  
141 question and whoever it is directed to so everyone gets the request and the response will go through that  
142 same link so everyone also sees what information is being told to the media. That way there won't be he  
143 said/she said misinformation that causes bad feelings. He said some of that has happened in the past and  
144 this is important in order to move on in a positive manner and so we know exactly where the information  
145 is coming from.

146  
147 Council Member Fawson said the way it was drafted we didn't want to restrict contacts in the media from  
148 calling and placing a request with any member of the Council or staff or Mayor but when the request is  
149 made we wanted to capture that in an email. He said he is fine with the distribution list as long as it  
150 includes the Public Information Officer (PIO) and the elected officials. Basically the information from  
151 the request will be captured and sent in an email to everybody and we will have a chance to respond via  
152 email. He said the reason he likes this is primarily because it will provide us a way to communicate  
153 clearly and he doesn't see it in any way as restrictive. Any one of us can communicate with the media at

154 any time but it also captures what we are saying accurately and it becomes public record that anyone can  
155 request and it is right there in writing. He explained that he didn't want to restrict the incoming request  
156 from the media to just email because he did feel that would be too restrictive given their timelines and  
157 their constraints.

158  
159 Council Member Bigler said his one question is the phone call and then capturing that in an email. What  
160 does that mean? You are summarizing so we don't really have what was said. Council Member Fawson  
161 said if we are capturing the question and then responding to the media, the media is also seeing what the  
162 question was originally and if that's not what they were asking or if we reworded it or messed it up  
163 somehow they have an opportunity to clarify. Council Member Bigler said then we are on the record but  
164 the media is not. He asked Council Member Fawson if that is what he is saying. Council Member  
165 Fawson said if we take the phone call and then put it in writing and send it to everyone on the distribution  
166 list and our responses to that go back to the media and if our translation of what they asked was incorrect  
167 they can clarify the email too.

168  
169 Mayor Harris asked if we are talking about 2-8 specifically. Council Member Fawson replied yes.  
170 Mayor Harris said he thinks that needs to be clarified a little bit then to loosen that up some. He  
171 understands what Council Member Fawson is saying is that if a verbal request is made it can be  
172 responded to but followed up in writing. Council Member Fawson said not necessarily, no, his concept of  
173 2-8 is that if he is contacted directly by a representative of the media and they have a question he can take  
174 the question and respond to it summarizing the question and giving his response via email but it goes out  
175 to all the elected officials and the PIO. Council Member Bigler said he doesn't see that as taking care of  
176 the concern because we still don't know what was really said.

177  
178 Mayor Harris said he is uncomfortable with that. He asked what happens when he as the Mayor gets a  
179 call from the media. Does he have to have them send it in writing? Council Member Fawson replied no,  
180 he could put it in writing and send the question and his response to the distribution list. Council Member  
181 Hulme said you are stating what you thought the question was and your answer which will reflect what  
182 you understood the question to be. If that is not what the media contact was really asking they could  
183 clarify so there is no misunderstanding. Mayor Harris said he would not be allowed to answer the  
184 question? He would have to take the question verbally and write an email and send the questions and his  
185 answer out. He said he disagrees with that.

186  
187 Council Member Stoker asked what the purpose of the PIO is. The way she reads it all requests go  
188 through them and they do the responding. Council Member Fawson said it is the PIO's responsibility to  
189 log all the correspondence; that is 2-7. Mayor Harris said the City Manager is the PIO in our City right  
190 now and he does regulate how the staff responds to media inquiries. He said he is not sure it is  
191 appropriate for the City Council Members or the Mayor to be limited in this. He said as elected officials  
192 they have not only the opportunity but the duty to respond to the press.

193  
194 Council Member Fawson said he agrees and added that we need to respond in a timely manner. He said  
195 his concern is who knows what he said on the phone. He wants it to be a matter of transparency. He is  
196 happy to put whatever he has to say in writing so it is a matter of public record. He then has better odds  
197 of being quoted by his comments that he is writing.

198  
199 Council Member Bigler said he thinks this is very good now that he explained it. As a quick example, he  
200 doesn't see it as limiting anybody. It is completely transparent for us and the public and the media. In the  
201 last month there have been two newspaper articles that said he put forth a motion to change City  
202 employees' benefit package from 90% to 80%. He said he never did that, it never happened. It even said  
203 there was a 4 to 1 vote against that. He said that would never happen against something because there  
204 wouldn't be a second. There has to be a second that agrees with it for there to be a vote so you're never

205 going to get a 4 to 1 against it. That's just the way the law works. So if someone puts forth a motion and  
206 no one is for it they just don't second it. He has never put forth a motion that died right there. He said he  
207 never has but it was reported that way and he wondered whether that was reported inaccurately or if the  
208 Mayor really said that. So for example so we can move on in a positive way if we all had more  
209 transparency and would know if there is misprinting, we would know exactly where it is coming from.  
210 He said he thinks the residents deserve to hear the truth of what's going on instead of things that are  
211 inaccurate and not true and so forth. He said it is just transparency to him and he is fine with putting all  
212 his responses in writing.

213

214 Council Member Fawson said we really just addressed two paragraphs in this entire document. The rest  
215 of it really speaks about City spokespersons, records requests, privileged and private information,  
216 personal points of view, City initiated information, public safety issues, and crisis or emergency issues.  
217 There are some exceptions with the way our police department communicates with the media during a  
218 crisis or emergency. He stressed that in no way does he want to limit the communication with the media  
219 or put anyone in a position where they feel like their communication with the media is limited. It is  
220 simply a measure to clarify what we are saying and clearly communicate and do so in a timely manner.

221

222 Council Member Bigler said this does not pertain to the police force at all because they have their own set  
223 of media rules and procedures obviously that they go by. Mayor Harris said the policy does address the  
224 police force but he thinks it is pretty much in line. He said generally it looks like a good policy but he  
225 questions whether it is very practical to try to put everything in writing. He asked if there is any more  
226 discussion.

227

228 Council Member Hulme said regarding section 2-8 whether the primary purpose is to protect the City or  
229 the individual making the statement. He said if it is the individual making the statement he would be  
230 comfortable with each person making that determination on their own. We can choose to use our  
231 discretion to make comments then no one feels like they have been limited. He said on the other hand if it  
232 is felt that this is necessary to protect the City in general in all media requests that would be a different  
233 story. Council Member Fawson stated that he thinks it is for both purposes.

234

235 Council Member Hulme said, referring to Mayor Harris' comment that he isn't sure the Council has the  
236 authority to limit the Mayor in this fashion, he thinks that needs to be addressed prior to a vote on this.  
237 Mayor Harris said they types of policies are common throughout a lot of cities and he doesn't have an  
238 issue with the policy that relates to everybody but thinks that paragraph 8 under section 2 is a little too  
239 restrictive. Council Member Fawson said it is a self-imposed restriction that he is willing to subject  
240 himself to. He said it certainly doesn't make it easier for him to pick up the phone and answer media  
241 requests but it does ensure clarity. Council Member Bailey said transparency too which he thinks is an  
242 important part of the process. It is important at least for the elected officials to know what is being said  
243 and what is being requested. He stated his feeling is that it is really hard to be blindsided to read  
244 something in the paper that we should have known about.

245

246 Mayor Harris said there has been some controversy recently but he feels the City has always had a good  
247 working relationship with the press and he wants to maintain that. It is very important that we not be  
248 viewed as trying to censor. He said Council Member Fawson has made it clear that is not his intent.

249

250 Council Member Bailey asked whether this will be added to the City Council policy. Mayor Harris said it  
251 will go into the City's personnel policy. Edward O. Dickie III said it be in the City Council policy also.

252

253 **Council Member Fawson moved to approve the media relations policy as presented. Council**  
254 **Member Bigler seconded the motion.**

255

256 Council Member Hulme said he thought we were going to clarify Section A regardless to say that we  
257 could take a phone call and then send a summary out. It still says that any requests have to be sent in  
258 writing. Council Member Fawson said that is what he is proposing in section 2-8. The verbal request  
259 comes in to the elected official but at some point it goes out to the City PIO and elected officials. That  
260 doesn't mean they can't send requests by email; that would be great. The policy states 'Responses to the  
261 media shall be sent in writing and copied to the CITY PIO and elected officials and other spokespersons  
262 as needed'. Council Member Hulme thanked him for the clarification.

263  
264 Council Member Bigler said he thinks this will do exactly what the Mayor said to have positive relations  
265 with the media. It protects us and the media and the writer of the articles as well because on both ends  
266 there will be transparency. It's not just us being transparent with them so they can't be accused of saying  
267 something or doing something that they didn't do either. He said he thinks both sides ought to agree with  
268 this so it's transparent on both ends.

269  
270 Council Member Hulme said the Mayor was involved in a media interview not that long ago and asked  
271 how this policy would affect something like that. Is there a provision for a back and forth live interview?  
272 How would that be handled? Is that spelled out in the policy? He said he doesn't remember seeing  
273 anything like that. Mayor Harris said it is not in the policy; if he received a phone call and this was in  
274 effect he would say that he would respond in writing. Council Member Hulme said we could take care of  
275 that if there was an effective way to record something like that. Mayor Harris said his initial reaction to  
276 that is that it is getting too complex, too tied up with details.

277  
278 Council Member Bigler said he thinks if the Mayor was going to have a news interview on TV that would  
279 be ok. He wouldn't be opposed to that at all. Like Council Member Hulme was referring to a general  
280 interview not talking about ongoing current issues. There is a difference between that vs. an interview  
281 with the Mayor of North Ogden City. Mayor Harris said if it is recorded by radio or TV it is on the  
282 record. Council Member Bigler said that is his point exactly.

283  
284 Annette Spendlove, City Recorder, asked for clarification that #8 is being left as written. Mayor Harris  
285 replied yes that is his understanding of the proposal.

286  
287 Council Member Hulme asked are we saying this doesn't apply in that sort of instance that the Mayor  
288 does an interview or do we need to write a provision in there that spells that out. Mayor Harris said he is  
289 willing to work with this and if it turns out to be a problem with any of us then we need to look at it again  
290 but he is willing to work with this and this point so we can move ahead.

291  
292 Council Member Bailey said that can be dealt with within the context of what is written here. If any of us  
293 were asked to be interviewed by some media outlet we could provide the request and that would take care  
294 of transparency issues without having to write any new verbiage in.

295  
296 **Voting on the motion:**  
297 **Council Member Fawson**        **yes**  
298 **Council Member Bigler**        **yes**  
299 **Council Member Hulme**        **yes**  
300 **Council Member Stoker**       **yes**  
301 **Council Member Bailey**       **yes**

302  
303 **The motion passed unanimously.**

304  
305 **6.        PUBLIC HEARING TO RECEIVE COMMENTS CONCERNING AN INCREASE IN**  
306 **UTILITY RATES.**

307  
308 Debbie Cardenas, Finance Director, explained that a public hearing concerning utility rate increases was  
309 held on November 2011 and those fees were adopted in December of 2011. The discussion only included  
310 the base rates and the incremental increases were not discussed the Council asked that those calculations  
311 be made on an average bill. Those calculations were made and posted to the City's website. The Council  
312 approved the base rates but moved to hold another public hearing to discuss the incremental water rate  
313 increases. All the residents will see a base increase of \$2.80 as follows: water \$.49, sewer \$.12 for North  
314 Ogden City and \$1.67 for Central Weber Sewer District (CWSD), storm water \$.25, and garbage \$.27.  
315 Those increases were adopted at the last Council meeting. We have two separate rate structures in the  
316 water bill right now the first one is from 1,000 to 19,999 gallons. Calculating the average bill of 5,000  
317 gallons, right now the old rate is \$1.50 per 1,000 gallons. If we adopt the new rate it would be \$1.62 per  
318 1,000 gallons. Under the old rate the user would have been billed \$6.00 for the base rate and \$7.50 for  
319 the 5,000 gallons for a total charge of \$13.50 total for water. Under the new rate the user will be charged  
320 \$6.49 for the base rate and \$8.10 for the 5,000 gallons that they've used for a total of \$14.59 for water.  
321 The total increase on an average water bill would be \$1.09 for average usage of 5,000 gallons. If you  
322 look at the total bill including water, sewer, storm water and garbage for the base only that's \$1.13, the  
323 CWSD pass through fee is \$1.67 and the \$.60 increase for the 5,000 gallons of usage for a total of \$3.40.  
324 For the second part of the rate structure for those who use over 19,999 gallons, the average use there is  
325 4,000 gallons over the 19,999 gallons. On the old rate they were charged \$6.00 for the base rate and  
326 \$2.00 per 1,000 gallons. For the first 19,999 gallons of water used they were charged \$28.50. For the  
327 4,000 gallons over 19,999 gallons they were charged \$8.00 for a total bill of \$42.50 for the water. On the  
328 new rate it's \$2.16 per 1,000 gallons. The base rate goes to \$6.49, the first 19,999 gallons it's \$30.78 and  
329 then for the 4,000 gallons that are used over the 19,999 gallons it is \$8.64 for a total of \$45.91 for the  
330 water. The total increase in the water bill for those using average 4,000 gallons over the 19,999 gallons is  
331 \$3.41. The increase including water, CWSD, sewer, storm water, and garbage is \$5.72. She stated that  
332 the increase will be more or less depending on water usage.

333  
334 Mayor Harris opened the public hearing at 7:21pm.

335  
336 There were no public comments.

337  
338 Mayor Harris closed the public hearing at 7:21pm.

339  
340 **Council Member Bigler moved to close the public hearing. Council Member Fawson seconded the**  
341 **motion.**

342  
343 **Voting on the motion:**  
344 **Council Member Bigler**        **yes**  
345 **Council Member Hulme**       **yes**  
346 **Council Member Stoker**       **yes**  
347 **Council Member Bailey**       **yes**  
348 **Council Member Fawson**       **yes**

349  
350 **The motion passed unanimously.**

351  
352  
353 **7.        DISCUSSION AND/OR ACTION TO CONSIDER A RESOLUTION AMENDING THE**  
354 **CONSOLIDATED FEE SCHEDULE TO INCLUDE CHANGES TO THE UTILITY**  
355 **RATES.**

356  
357 Council Member Fawson said he is glad for the public hearing.

358 Council Member Bailey moved to adopt Resolution 5-2012 amending the consolidated fee schedule  
359 to include changes to the utility rates. Council Member Hulme seconded the motion.

360

361 Voting on the motion:

362 Council Member Hulme yes

363 Council Member Stoker yes

364 Council Member Bailey yes

365 Council Member Fawson yes

366 Council Member Bigler yes

367

368 The motion passed unanimously.

369

370 8. PUBLIC HEARING TO RECEIVE COMMENTS ON AMENDING SECTIONS 11-22-2  
371 “DEFINITIONS” AND 11-22-8F “COMMUNITY SIGNS” THAT WOULD ALLOW  
372 SIGNS TO BE LEFT OUT LONGER.

373

374 Craig Barker, Community Development Director, stated this was on the previous agenda. He explained  
375 that whenever you amend the zoning ordinance it requires a recommendation from the Planning  
376 Commission and a public hearing to get input from the residents though sometimes you don't get any.  
377 Once the public hearing is held the City Council is able to take action. Normally the Council will hear the  
378 information from the public hearing and consider it at a following meeting but the way this is proposed  
379 the City Council could take action tonight if they desire. He said community signs are only one type of  
380 temporary sign and are meant to be placed in the public right-of-way or on city property to advertise city-  
381 wide events. So far it has only been used for the Arts Festival, Cherry Fays, and advertising for the hiring  
382 of summer employees. We had a limit of ten days prior to the special event but the Community Services  
383 department felt like they needed more time and perhaps others would like that also. The Planning  
384 Commission recommended extending that time to 21 days. He said that is the only proposed change.

385

386 Council Member Fawson asked whether community signs included election notices. Craig Barker replied  
387 that they do not apply for individuals.

388

389 Council Member Hulme asked about caucus meetings. Craig Barker said he thinks that would be useful  
390 and a good use of that tool.

391

392 Council Member Bailey asked if the park strip would be appropriate for use for caucus signs. Craig  
393 Barker replied that he thinks so. He said the ordinance requires that the applicant show where the signs  
394 will be posted and Staff reviews that.

395

396 Council Member Bailey said as he reviewed the Planning Commission discussion on this there was a lot  
397 of concern about the condition of the signs and that they be taken down on time. He asked how we can  
398 encourage the city to comply. Craig Barker said we need to police ourselves and added that staff brings  
399 those things to the department's attention from time to time.

400

401 Council Member Fawson said there is no difference between the commercial restrictions and our own  
402 community sign restrictions. Craig Barker said that is true, they are very close to being the same.

403

404 Council Member Bailey said reading back through the Planning Commission's minutes there seemed to  
405 be some concern that some signs were made of materials not allowed in the ordinance. Craig Barker said  
406 that is part of the general overall appearance of the signs.

407



408 Council Member Stoker said she assumes the policy on real estate signs is the same; on the park strip  
409 only. Craig Barker replied yes and added that they cannot be on anyone else's property. Those are only  
410 permitted on the lot for sale but that could be brought up for the Planning Commission to review and  
411 comment on. He said we do have some issues with those signs. They come up on the weekends when  
412 there isn't much staff. Those are technically not allowed in the public right-of-way. Council Member  
413 Stoker said she would like to reconsider this because she was told that North Ogden City used to have a  
414 great policy on that. She asked that be put on the agenda. Mayor Harris said it has only been a few years.  
415 The problem was that temporary signs were cluttering the public right-of-way. Craig Barker said we are  
416 talking about off-premise signs not signs in the public right-of-way. Mayor Harris said there were a lot of  
417 signs and they were unsightly and they didn't want them there. Craig Barker said he has had some calls  
418 from people concerned with us allowing those signs again and he told them that is not what is being  
419 discussed tonight.

420  
421 Mayor Harris said that will be on a future agenda.

422  
423 Mayor Harris opened the public hearing at 7:37pm.

424  
425 There were no public comments.

426  
427 Mayor Harris closed the public hearing at 7:37pm.

428  
429 **Council Member Hulme moved to close the public hearing. Council Member Fawson seconded the**  
430 **motion.**

431  
432 **Voting on the motion:**  
433 **Council Member Stoker**           yes  
434 **Council Member Bailey**        yes  
435 **Council Member Fawson**        yes  
436 **Council Member Bigler**         yes  
437 **Council Member Hulme**         yes

438  
439 **The motion passed unanimously.**

440  
441  
442 **9.        DISCUSSION AND/OR ACTION TO CONSIDER AN ORDINANCE AMENDING**  
443 **SECTIONS 11-22-2 "DEFINITIONS" AND 11-22-8F "COMMUNITY SIGNS" OF THE**  
444 **NORTH OGDEN CITY ZONING ORDINANCE.**

445  
446 **Council Member Fawson moved to approve Ordinance 2012-6 amending sections 11-22-2**  
447 **"Definitions" and 11-22-8F "Community Signs" of the North Ogden City Zoning Ordinance.**  
448 **Council Member Bailey seconded the motion.**

449  
450 **Voting on the motion:**  
451 **Council Member Bailey**         yes  
452 **Council Member Fawson**        yes  
453 **Council Member Bigler**         yes  
454 **Council Member Hulme**         yes  
455 **Council Member Stoker**         yes

456  
457 **The motion passed unanimously.**

458

459 **10. DISCUSSION AND/OR ACTION TO CONSIDER AN ORDINANCE VACATING ALL**  
460 **OF ROYLANCE FARMS PLANNED RESIDENTIAL UNIT DEVELOPMENT PHASE II**  
461 **SECOND AMENDMENT EXCLUDING ALL PUBLIC STREETS THEREON.**  
462

463 Craig Barker said this is rather complicated in order to vacate the PRUD. This development was recorded  
464 back in about 2000-2001 and in that development the yard space is common space and the only land you  
465 own is the land under your house. If this was originally developed the way it was conceived it may have  
466 worked but the developer went belly up and people were left holding properties that were not very useful  
467 to them and they have taken the steps to bring them more in conformity with what they would like to  
468 have. The new lots will reflect the property they have. There will still remain a couple common areas but  
469 they will convert most of it to private ownership. They are leaving the streets as they are. When you do  
470 this you have to vacate what is on public record and record the new plat in order to erase the original plat.  
471 That is the procedure through the County Recorder's office. We will not record this vacating instrument  
472 until they have the new plat ready to record in its place and they will be recorded at the same time. This  
473 does not become effective until it is recorded with the County. He explained that they are going to come  
474 back immediately and want to change this again to get the final alignment of what they want.  
475

476 Council Member Bigler asked who 'they' is. Craig Barker replied that he is referring to the Home  
477 Owners Association because there is no developer and all the lots have been sold. All the property  
478 owners have signed the plat. They want to do it as quickly as possible because as soon as someone sells  
479 their home they have an issue because they don't have the signature of the new owners.  
480

481 Council Member Bailey said the Council will be considering another resolution. Craig Barker replied that  
482 is correct; the next action will be Roylance Farms Phase 2 Amendment 3 because there are a few more  
483 changes that they want to make.  
484

485 Council Member Bailey asked how fast we can move to do this in the interest of these poor people. Craig  
486 Barker said we are just waiting for them to finish their documents.  
487

488 **Council Member Hulme moved to approve Ordinance 2012-7 vacating all of Roylance Farms**  
489 **Planned Residential Unit Development Phase II second amendment excluding all public streets**  
490 **thereon. Council Member Bigler seconded the motion.**  
491

492 **Voting on the motion:**

493 **Council Member Fawson**        **yes**  
494 **Council Member Bigler**       **yes**  
495 **Council Member Hulme**       **yes**  
496 **Council Member Stoker**      **yes**  
497 **Council Member Bailey**      **yes**  
498

499 **The motion passed unanimously.**  
500  
501

502 **11. DISCUSSION AND/OR ACTION TO CONSIDER FINAL ACCEPTANCE OF THE**  
503 **LEGACY NORTH PHASE III PLANNED RESIDENTIAL UNIT DEVELOPMENT.**  
504

505 Dave Carlson, City Attorney/ Economic Development Director, said this was on the last agenda but there  
506 were some questions from the Council. He explained that during the flooding a few months ago it came  
507 to the attention to the City staff that the basin was never constructed like it was supposed to. That was a  
508 punch list item that the developer was required to complete but didn't. Contact was made with the  
509 developer who has since made the corrections.

510

511 Council Member Bigler asked if this was just completed. Dave Carlson replied yes.

512

513 Council Member Fawson asked what fail safes we have in place to avoid this. Dave Carlson said there is  
514 no fail safe when you are dealing with human beings. Council Member Fawson said it seems like it fell  
515 through the cracks.

516

517 Gary Kerr, Building Official, said he and his staff are working diligently to make sure that a development  
518 is completed within the two years. North Ogden City went through a big boom years ago and there were  
519 a large number of developments that were never finalized. He said we have been working to complete  
520 those when the two years are up so this doesn't happen again. Council Member Fawson said this would  
521 have been caught whether there was a flooding issue or not. Gary said that is correct but added that  
522 luckily the flooding caused a problem so we found it and got it corrected.

523

524 Council Member Bailey asked if there was no incentive on the part of the developer to finish this. Gary  
525 Kerr said there should have been because there was money in escrow to cover these things but sometimes  
526 the amount isn't enough for the developer to worry about.

527

528 Gary Kerr said once a development is completed and the two years are up we are working with them at  
529 that time. Edward O. Dickie III said this was part of the detention basin but it wasn't an obvious thing  
530 that staff could drive by and see that it wasn't done. Because of the flooding and rain storm it became  
531 clear to us that there was a problem with it. Gary Kerr said that is correct.

532

533 Council Member Fawson said his question really is whether we have a solid review process on these now.  
534 Gary Kerr replied that right now Bruce Higley is the subdivision inspector and he is now required to keep  
535 a record of all the subdivisions and the approvals.

536

537 Gary Kerr said from now on we will just be taking the escrow money and finishing the project. We just  
538 need to do it in a timely manner. He explained that typically when a letter is sent to the bank regarding  
539 taking the escrow money the developer will call and see what needs to be done because it looks bad for  
540 them to have their escrow money taken to finish a project.

541

542 **Council Member Bailey moved to grant final acceptance of the Legacy North Phase III PRUD.**

543 **Council Member Bigler seconded the motion.**

544

545 **Voting on the motion:**

546 **Council Member Bigler**            yes

547 **Council Member Hulme**        yes

548 **Council Member Stoker**        yes

549 **Council Member Bailey**        yes

550 **Council Member Fawson**        yes

551

552 **The motion passed unanimously.**

553

554

555 **12. DISCUSSION AND/OR ACTION TO CONSIDER THE APPOINTMENT OF TWO CITY**  
556 **COUNCIL MEMBERS TO THE EMPLOYEE APPEAL BOARD.**

557

558 Annette Spendlove stated we have an ordinance that explains how we form an Employee Appeal Board.  
559 She said two members of the City Council sit on that board. The vote is done by secret ballot and each  
560 Council Member will vote for two members. She said Council Members can vote for themselves but they

561 must vote for two different people. The Member receiving the highest number of votes will be Chair, the  
562 Member with the next highest number of votes will sit on the board and the Member with the third  
563 highest number of votes will be the alternate.

564

565 Council Member Hulme asked if the original ordinance predates the open meetings law and whether the  
566 secret ballot is still allowed. Mayor Harris said he had asked that question too but this is the right  
567 procedure. Council Member Fawson recommended updating the verbiage in Ordinance 2000-04.

568

569 The votes were read as follows:

570

571 Council Member Bailey received 2 votes

572 Council Member Stoker received 3 votes

573 Council Member Bigler received 3 votes

574 Council Member Fawson received 2 votes

575

576 Because they tied for the highest number of votes Council Member Stoker's and Council Member  
577 Bigler's names were put into a hat to draw the Chair. Council Member Stoker's name was drawn first  
578 making her the Chair. Council Member Bigler will sit on the Board. Because they tied for the second  
579 highest number of votes Council Member Fawson's and Council Member Bailey's names were put into a  
580 hat to draw the Alternate. Council Member Bailey's name was drawn making him the Alternate.

581

582 Council Member Hulme mentioned that Ordinance 2000-04 still refers to the North View Fire  
583 Department. Annette Spendlove explained that was updated in a more recent ordinance.

584

585

586 **13. DISCUSSION AND/OR ACTION TO CONSIDER AMENDMENTS TO SECTION 6-1-3**  
587 **OF THE NORTH OGDEN CITY ANIMAL CONTROL ORDINANCE AS IT RELATES**  
588 **TO ANNUAL ISSUANCE OF DOG TAGS.**

589

590 Dave Carlson stated that right now we issue new tags every year and there is really no reason to do that.  
591 There is a big expense to the City to issue them annually and the proposal is to eliminate that requirement.

592

593 Council Member Hulme asked if this means that dog licenses should be cheaper. He asked whether we  
594 have a study that says we can justify that cost? Dave Carlson said he thinks it will be cheaper because  
595 they won't have to buy a tag.

596

597 Gina Kochendorfer, Police Executive Administrative Assistant/Office Manager, said the main goal of this  
598 change is to make it more convenient for the residents. During the renewal period there are 1,300 people  
599 coming in person to the office. She said email reminders are sent out and they are trying to make it  
600 possible for residents to pay online like they do their utility bill but right now they have to physically  
601 come into the office every year. She said there isn't a lot of money savings but there is a lot of staff time  
602 involved in this.

603

604 Mayor Harris asked how the rabies certification comes in. Gina Kochendorfer said they can email, fax or  
605 mail it in with their check. The email reminders state whether rabies is required.

606

607 **Council Member Stoker moved to pass Ordinance 2012-8 amending Section 6-1-3 of the North**  
608 **Ogden City Animal Control Ordinance as it relates to the annual issuance of dog tags. Council**  
609 **Member Bigler seconded the motion.**

610

611

612 **Voting on the motion:**  
613 **Council Member Bigler**           yes  
614 **Council Member Hulme**        yes  
615 **Council Member Stoker**        yes  
616 **Council Member Bailey**        yes  
617 **Council Member Fawson**        yes

618  
619 **The motion passed unanimously.**  
620

621  
622

623 **14.     DISCUSSION AND/OR ACTION TO CONSIDER A RESOLUTION CALLING FOR A**  
624 **SPECIAL ELECTION TO BE HELD JUNE 26, 2012.**

625

626 Annette Spendlove stated that we had a referendum that passed and the Council has two options. They  
627 can call for a special election on this referendum and the special election can take place on June 26, 2012  
628 or in November 2012 or wait until June 2013. She said the Council needs to make a decision on if what  
629 they would like to do. Edward O. Dickie III said if there is no special election it will go on the regular  
630 election in November 2013.

631

632 Council Member Hulme asked what the deadline is for a question to be put on the ballot if the committee  
633 decides that they want to do that and the Council approves. Annette Spendlove asked if he is talking  
634 about a bond election. Council Member Hulme replied yes, on June 26<sup>th</sup>. Annette Spendlove said this  
635 election needs to be held and the Council can put a bond election on but they will have to go through the  
636 entire process and there is no time for us to do it in June. She explained that we have to have all the  
637 public hearings and create the voter pamphlets that have to go out. She added that we have not budgeted  
638 for this. She stated that the law requires us to send a pamphlet out to every household in the City; we  
639 have over 5,000 of them and they cost about \$1 each. She said Weber County will also charge us to put it  
640 on the ballot.

641

642 Council Member Bigler asked if there are specifications for the brochure and whether we can send it with  
643 the utility bill. He asked why it would be \$1 each. Annette Spendlove replied that the law says it has to  
644 go out separate to each household and there are specifications for it. She said we are in bit of a quandary  
645 here because the sponsors of the referendum can give their argument against and the Council chooses the  
646 argument for. There is a certain amount of language required.

647

648 Council Member Fawson asked if there are rules about the size and whether we could do a postcard.  
649 Annette Spendlove replied that there are. She said there is a law being proposed that would change that  
650 and allow us to send out postcards and refer people to our website or the front desk to pick one up but it is  
651 not in effect right now.

652

653 Council Member Bigler said those are the only two options on dates; June or November. Annette  
654 Spendlove said those are the only possibilities for special elections. She said if we do it in June it will  
655 come out of this year's budget. If we wait until November it will be in the budget for next year. Mayor  
656 Harris said it could be less expensive to do it in November if that legislation passes.

657

658 Council Member Hulme said there is nobody to write a 'for' argument. Council Member Bigler said the  
659 new Council would need to redo that now. Dave Carlson said there already is a 'for' argument drafted  
660 that the Council could review and decide if they are ok with that or if they want to do something else.

661

662 Council Member Bailey said he is unclear as to what seems to be a second item that Council Member  
663 Hulme is asking citizens. Council Member Hulme said in the discussions before the referendum there  
664 were a lot of comments from the public about whether we should be bonding at all. He said he doesn't  
665 look at the numbers, for example \$4.5 million and \$7 million, and presume to know how the residents  
666 feel. He said he doesn't know if someone would say no to \$7 million how can we know they would say  
667 yes to \$4.5 million? He said if they vote no for \$7 million we can't assume they are ok with \$4.5 million.  
668 It puts us in a vacuum where we don't really know if they are going to come out and say 'we voted  
669 against this why did you pass this'? He said he has seen things like this before with the pool. It's a  
670 different story but with the pool the voters said no and then the pool got built using a different method of  
671 funding. He thinks there are still some residents out there who question whether the City went around  
672 them or not. He doesn't want us to be in a situation where the public can come back and say they said no  
673 and the City built it anyway. He would like the committee to come up with a number and put it to a vote.  
674

675 Council Member Fawson said he agrees with that and he would be in favor of postponing it until  
676 November. He indicated that he would like to come up with a solution to the problem and work through  
677 some of this with the committee and let the residents vote on a lower cost solution. He said we want the  
678 residents to have a voice and this way they would be voting for one or the other.  
679

680 Dave Carlson said it could be a little confusing with two bond measures on there and conceivably they  
681 could vote for or against both of them but there is no reason you couldn't have two on the same ballot.  
682

683 Council Member Bailey asked what we would accomplish in doing something like that other than just  
684 confusing everybody. He said he understands the sentiment but in a lot of ways it seems to him like we  
685 are creating something that's just going to be really confusing. Dave Carlson said another option is to just  
686 go ahead with the referendum election in June, let the voters vote on it and do it again when there is  
687 another proposal. Council Member Bailey said he doesn't know that the voters feel like they need to vote  
688 on a number. He feels that we need to move forward with the election on the current one and move  
689 forward on the committee. He is not sure there is an expectation in the community that everything we do  
690 that's big has to be voted on.  
691

692 Council Member Bigler said he agrees with Council Member Bailey on that. He would like to have the  
693 vote. If we vote in June instead of November it could give us some time to get going on this project. He  
694 said he thinks there is no way there could be any misunderstanding by residents as to what that vote was  
695 for. If there is only one thing on it so there is absolutely no confusion. He said he mentioned last time  
696 that he would like the City Council to be able to present to them and have plenty of opportunity to have  
697 the residents come and show them exactly where we are at and what we are proposing and get the costs  
698 on it. He said if the majority wants to wait until November and have both things on there voted upon he  
699 thinks just having a dollar amount he thinks that would be a mistake. He thinks before that point we need  
700 to have some public meetings where we clearly show the residents what they are getting for their money  
701 because what is expensive is all relative. We need to make sure we include the public every step of the  
702 way and show them what it is. He said he would prefer to just have the one thing on the vote so it's  
703 perfectly clear to residents and then go through the process of keeping them informed and show them  
704 exactly what the plan is and what the estimated cost is. He said because of the process and what has gone  
705 on in the last several months on this last one he thinks if we did that the majority of residents would be  
706 satisfied. He said the majority of residents did not say 'no bonding', 'don't build the thing', he thinks that  
707 might satisfy it and then we could proceed in June.  
708

709 Council Member Stoker said she agrees. If we get this bond issue out of the way that we signed the  
710 petition for then we have a clear slate and we can move forward. Until that \$7 million is out of the  
711 ballpark she thinks it would be confusing. We need to get this over with and then move forward.  
712

713 Council Member Hulme said just to be clear the majority of the residents didn't say anything; we  
714 probably have comments from less than 20% of all the residents. He said that because to him an election  
715 is the easiest way to be sure that you've gotten input from everyone that was interested. He said he  
716 wonders what happens if this goes on the ballot and wins. Edward O. Dickie III said if it wins it really  
717 just means that is a not to exceed number. The Council could still come down to \$1 million.  
718

719 Council Member Hulme said with a new Council in place that was interested in having this lower will we  
720 have residents that signed the petition saying yes because they trust you more? Mayor Harris said that  
721 could be.  
722

723 Council Member Bailey asked what that binds us to. It binds us to a set of bond parameters? He said the  
724 Resolution gives the Mayor and the City Finance Director the power to move forward with the bond.  
725

726 Annette Spendlove said it is just giving you numbers not to exceed; you might find your interest rate  
727 lower. Edward O. Dickie III said the Council could still form the committee and look at different  
728 alternatives. It would just mean that they are willing to bond for an amount up to \$7 million. Mayor  
729 Harris said the Council always had the power to stop that project but the former Council didn't want to  
730 stop it. Council Member Bailey said that approval by the electorate doesn't lock the Council into a \$7  
731 million bond. Mayor Harris said all that does is say the Council can bond if they want to but can't spend  
732 any more than \$7 million.  
733

734 Council Member Bigler said this brings up, for him, the root of this point. At the danger of this being  
735 misconstrued as me not wanted residents to have their voice. This election thing would not be on a  
736 specific public works facility plan, it's just not to exceed \$7 million. Putting the political agendas aside  
737 and not worrying about the paper saying we are renegeing on the bond, if we really wanted to save the  
738 residents money we wouldn't even need to have the election because what we are going to do will be  
739 under \$7 million and that's all that their voting on; the \$7 million bond or not, not a specific plan. We  
740 want to include them and so we are spending several thousand dollars doing this but we aren't going to go  
741 up to that amount anyway. He said we need to be transparent with the public and everything but if we  
742 were just really going to get down to brass tacks and do what's right, we are not going to exceed \$7  
743 million and it could save residents a lot of money at this point. He said he hopes this is not construed to  
744 mean don't allow the residents to have their voice because even if the residents said yes and it's not to  
745 exceed \$7 million that's not going to change the process at all that we go through it's just costs thousands  
746 of dollars for residents.  
747

748 Council Member Bailey said he thinks it sounds like we are legally bound to do this. Dave Carlson said  
749 that is correct, no one has the power to not hold that election. Council Member Bailey said the only  
750 choice we have is when to have the election. Dave Carlson said if the citizens were to vote for the  
751 resolution that the City Council adopted or against the resolution that the City Council adopted. If per  
752 chance they were to vote for it he thinks the City would be obligated; he thinks the City Council would  
753 have the obligation to issue bonds because the public's power is greater than the City Council's on that.  
754 The authority the Council would have would be to not exceed \$7 million. The Council would have to  
755 issue bonds but could issue them at a lower amount.  
756

757 Council Member Bigler said they are voting on up to \$7 million not on if we have to issue a bond. Dave  
758 Carlson said it is a bond parameters resolution to issue bonds not to exceed a certain amount, within  
759 certain interest rate and within those parameters the City Council or the City would then have the  
760 authority to issue bonds. Council Member Bigler interjected that they don't have to issue bonds. Dave  
761 Carlson said we could go back and check but though they don't have to be at that amount it does say that  
762 they 'shall' issue bonds. Council Member Bigler disagreed. Council Member Bailey asked if there was a  
763 second resolution that authorized the Mayor to issue the bonds or the bond parameters resolution all

764 inclusive. Mayor Harris said as he recalls there were two resolutions. The first one was the \$10 million  
765 not to exceed and there was a public outcry that Council listened to that and came back with the second  
766 resolution which did a couple of things. It limited the amount to not exceed \$7 million but it authorized  
767 the Mayor and the Finance Director to purchase bonds.  
768

769 Council Member Hulme said, to reiterate his point, if you say we are not going to bond for \$7 million so  
770 we don't really need to have an election. If we spend \$6.9 million that argument could be made. If we  
771 spend \$6.8 that argument could be made. He asked how we arbitrarily assign that. He said we really  
772 have not gotten a lot of feedback. We don't have a number and we really don't have feedback at all and  
773 that is going to be his concern all the way going along is that anything more than \$0 but less than \$7  
774 million, he doesn't know. He said he feels like a Dad who said 'We're going to California for vacation  
775 this year instead of Oregon' and then my kids get together and say 'We are petitioning you because we  
776 don't want to go to California. We want to go to Oregon' so I say 'Ok; well we're going to California'.  
777 After giving them the opportunity and authority to ask the question I don't know how I can then take it  
778 away. He said he argued all last year that the Council has the authority to do this in the first place. Of  
779 course that is overridden by a petition but he feels like the Council ceded our authority to the people by  
780 asking them the question. He feels like now we have to let them give us an answer and short of no on \$7  
781 million he doesn't know that we're asking enough questions.  
782

783 Council Member Fawson said his view of this is to give them their voice in the special election and in the  
784 interim we form a committee that comes up with an appropriately sized complex, appropriately priced  
785 complex how we see it. He said certainly it lies with the Council to sort of move forward with a new  
786 plan. And then we have public meetings, we listen to the public. That's how he sees it; we give them their  
787 voice. Once we have another proposal then they have their voice again. If they don't agree with what  
788 we've come up with he thinks we ought to give them the opportunity to vote.  
789

790 Edward O. Dickie III agreed and said that is his recommendation as well but added that he thinks it needs  
791 to be a general obligation bond instead of a revenue bond to let the people decide. He thinks because of  
792 the history and where we've been, it may pass but it will have to be sold; we need to have the public  
793 hearings and try to get the people onboard.  
794

795 **Council Member Bigler moved to approve Resolution 6-2012 calling for a special election to be held**  
796 **June 26, 2012. Council Member Hulme seconded the motion.**  
797

798 **Voting on the motion:**

799 **Council Member Hulme**            **yes**  
800 **Council Member Stoker**       **yes**  
801 **Council Member Bailey**       **yes**  
802 **Council Member Fawson**       **yes**  
803 **Council Member Bigler**       **yes**  
804

805 **The motion passed unanimously.**  
806  
807

808 **15. DISCUSSION AND/OR ACTION TO CONSIDER CANCELLING THE CITY COUNCIL**  
809 **MEETING SCHEDULED FOR MARCH 13, 2012 DUE TO CAUCUSES.**  
810

811 **Council Member Bigler moved to cancel the City Council meeting scheduled for March 13, 2012**  
812 **due to caucuses. Council Member Hulme seconded the motion.**  
813  
814



815 **Voting on the motion:**  
816 **Council Member Stoker**        **yes**  
817 **Council Member Bailey**       **yes**  
818 **Council Member Fawson**       **yes**  
819 **Council Member Bigler**       **yes**  
820 **Council Member Hulme**       **yes**

821  
822 **The motion passed unanimously.**  
823

824 Annette Spendlove reviewed the dates and stated that the information is on the website.  
825  
826  
827

828 **16.     PUBLIC COMMENTS.**  
829

830 Don Matthewson, 2277 N 515 E, said regarding item 11 his feeling is that the detention basin and the  
831 diversion box are not complete. He said he wished Gary Kerr hadn't left because he would have liked to  
832 talk with him about that. He indicated that he will get in touch with Gary. He expressed his support for  
833 the Council, the Mayor and Staff with what is going on with the public works complex. His feeling is  
834 that he trusted the City Council to do the right thing so there is no need for the petition.  
835

836 Brian Russell, 1151 E 3400 N, said he is saddened to see the media relations policy passed. He thinks we  
837 are limiting the press exposure and he doesn't think it is protecting the residents because they can come  
838 and listen, they can read the media reports and make their decision. He thinks you may regret this  
839 decision and wish that you could have expressed yourself verbally but you have limited yourself. He said  
840 he thinks it is a matter of a degree of trust that you earn over time. He recommended that the Council  
841 reconsider that.  
842

843 Council Member Fawson replied to Mr. Russell that he is not privy to the information that is shared over  
844 the phone with members of the press but this works to improve transparency for the residents because  
845 now you can request the email and be more aware of that. We have meeting minutes that we are able to  
846 amend and approve and that is the written record of the meeting.  
847

848 Carl Turner, 2673 N 950 E, said he thinks the Council did a good job on item 14. He thinks they had an  
849 obligation to the people that signed the petitions and the people who were running for City Council.  
850  
851  
852

853 **17.     COUNCIL, STAFF, AND MAYOR COMMENTS.**  
854

855 Council Member Bigler said to be clear in our discussions we had quite a lengthy discussion on the vote  
856 for the public works facility and he is and always has been all for the public voting for this. That is what  
857 he has wanted for many months all along. He doesn't want that misconstrued. He is thrilled that it is  
858 going to a public vote. When we get finished with the project he thinks it will be a very useable good  
859 product for now and the future and it will be done at a good cost. He said he thinks the residents will be  
860 happy with it when they look at the final product. He wanted to make sure that was clear. There hasn't  
861 been anybody in the city more pro-vote on this for the residents than he has been and that has not  
862 changed.  
863

864 Council Member Fawson said we don't often recognize what he would call special guests but he would  
865 love to be able to recognize the Scouts when they come. He thinks it is important. They are here on a

866 regular basis and he wants them to feel like we are calling them out individually. He also wished Edward  
867 O. Dickie III all the best. He said he has enjoyed working with him.

868  
869 Council Member Bailey echoed Council Member Fawson's comments about Edward O. Dickie III. He  
870 thanked him for your service with the City and wished him good luck down south.

871  
872 Council Member Stoker wished Edward O. Dickie III the best and said he will be missed. She said she is  
873 sorry she didn't have more time to work with him. She said she thinks the whole point of that petition  
874 was to hear what the people wanted and to have a vote. That's all she wanted also, to know that we all  
875 have a say.

876  
877 Council Member Hulme asked if staff is going to get back with the City Council about the election. Is  
878 somebody going to write the 'for' section? Annette Spendlove replied that was already written and sent  
879 out and added that we will follow the process again. Council Member Hulme asked who in the city  
880 approves the section stating the 'for' statement. Dave Carlson said the City Council approves it but there  
881 may be some City Council Members who have a conflict of interest. Council Member Hulme said he was  
882 just asking about the logistics.

883  
884 Council Member Bailey said he was with Mayor Harris and Annette Spendlove at the Utah League of  
885 Cities and Towns Legislative Policy Committee meeting yesterday and sitting right in front of them were  
886 the Washington Terrace City officials who thanked us for taking so much of the media attention.

887  
888 Annette Spendlove reminded everyone that the budget retreat is March 1, 2012 beginning at 8am sharp.  
889 She said we will have the agenda out before we leave tonight. Council Member Bigler asked when they  
890 will get the information on the budget so they can be prepared. Annette Spendlove said they will get it  
891 that morning. Mayor Harris said they will not be passing the budget that day only becoming familiar with  
892 what is in there. The tentative budget has to be passed the first week of May.

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894 Edward O. Dickie III thanked the City Council for the kind words. He said they have a lot on their plate  
895 coming up. He expressed his thanks to Carl Turner, Joan Brown, Jim Suhr and Rachel Trotter. He said he  
896 hopes with the new media policy that we will still get the kind of attention she has given us.

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900 **18. ADJOURNMENT.**

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902 **Council Member Hulme moved to adjourn. Council Member Bigler seconded the motion:**

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904 **Voting on the motion:**

905 **Council Member Stoker**        **yes**  
906 **Council Member Bailey**       **yes**  
907 **Council Member Fawson**       **yes**  
908 **Council Member Bigler**       **yes**  
909 **Council Member Hulme**       **yes**

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911 **The motion passed unanimously.**

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914 The meeting adjourned at 9:02pm.

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919 Richard G. Harris, Mayor  
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923 \_\_\_\_\_  
924 S. Annette Spendlove, MMC  
925 City Recorder  
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929 \_\_\_\_\_  
930 Date approved  
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NOT APPROVED

ATTACHMENT A

My name is Kandace Marsh and I live ~~at 100 East~~<sup>on</sup> 2000 N. in North Ogden.

I am here to request special provisions for 2012 - Weber County 4-H Livestock program. I am actively involved in raising and producing, and ~~domestication of~~<sup>Rambson</sup> different farm animal.  
~~taming~~

I have studies about showmanship and as an exhibitor, have had the opportunity to train, feed, and care for each animal that I have shown.

This year I want to be the best in Showmanship. This takes ~~commitment~~<sup>S</sup> to study and handle my project in a way that is pleasing to me and others.

There are several ways in training and caring for a hog. As I interact with my project I will be judged on my ability to control and present my animal in the show ring, along with holding pens. Being able to answer question about my project.

Always showing the strengths more than the weakness. This is one of the main purpose to produce such a fine hog. Weber County 4 -H programs has had a large demand for swine, with our economy.

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It seem that each animal has its own personality. Just as everyday life has for us. In doing this project I have learned a lot about myself. Animal are trusting and want to please their owners. Even hogs!

This will be a large responsibility on myself as the exhibitor and presenter. I must adhere to the given outline and ordnances given by Weber County and North Ogden. I have spoken to "Donna Carter" about the mentoring of my 4-H advisors. Christie Davis - We have had ongoing clinics and classes given by the Utah State. Dealing with hogs and their environment.

We are just asking for special provision from April 1-2012 until Aug. 31 2012. In order to have this project started and completed.

I feel that my dedication and work ethic, will teach others along with myself, lesson that we can use in our everyday life. I feel that I can benefit my community by being responsible for the outcome of my project.

I use the money that I get from my the sale of my pig to go towards college.  
Thank you for your time.