

NORTH SALT LAKE CITY  
CITY COUNCIL MINUTES  
JULY 12, 2010

PRESENT: Mayor Len Arave  
Council Member Brian Horrocks  
Council Member Conrad Jacobson  
Council Member Matt Jensen  
Council Member Stan Porter

EXCUSED: Council Member Stewart Harman

STAFF PRESENT: Barry Edwards, City Manager; David Church, Council Attorney; Chief Craig Black, City Police Chief; LaRae Dillingham, City Recorder.

OTHERS PRESENT: Carolyn Jacobson, resident; Jen Wardell, *Davis County Clipper*; Brice Wallace, *Deseret News*; Sandra Yi, *KSL*; Loretta Park, *Standard Examiner*; Cathy McKittrick, *Salt Lake Tribune*.

Mayor Len Arave called the meeting to order at 12:03 p.m.

1. APPROVAL OF AN EXCLUSIVE RIGHT-OF-WAY AND EASEMENT, A STORAGE YARD LEASE OF 10.2 ACRES AND AGREEMENT WITH KERN RIVER GAS TRANSMISSION COMPANY.

This was on the July 6, 2010 agenda but was listed only as a discussion item, not an action item. (Refer to July 6<sup>th</sup> minutes for more detail.)

**Council Member Jacobson moved to grant a fifty (50) foot wide permanent easement and right-of-way to Kern River Gas Transmission Company with the adjustment of renegotiated compensation as per the City Manager plus the allowance of the 10.2 acre staging area. Council Member Horrocks seconded the motion. The motion was approved by Council Members Horrocks, Jensen, Porter and Jacobson. Council Member Harman was excused.**

Council Member Porter asked that it be noted that the Council is acting under duress.

2. CLOSED SESSION

**At 12:05 p.m. Council Member Jensen moved to go into closed session to discuss the character, professional competence or physical or mental health of an individual. Council Member Horrocks seconded the motion. The motion was approved by Council Members Horrocks, Jacobson, Jensen, and Porter. Council Member Harman was excused.**

**At 12:35 p.m. Council Member Jacobson moved to go back into regular session. Council Member Jensen seconded the motion. The motion was approved by Council Members Horrocks, Jacobson, Jensen and Porter. Council Member Harman was excused.**

3. CONSIDERATION AND POSSIBLE ACCEPTANCE OF CITY ATTORNEY  
D. MICHAEL NIELSEN'S RESIGNATION

Mayor Arave stated that the actions of Mike Nielsen are not acceptable and the City cannot condone what he has done. Council Member Jacobson lamented that it is a personal tragedy.

**Council Member Jacobson moved to accept the resignation of D. Michael Nielsen as the City's attorney and prosecutor. Council Member Porter seconded the motion. The motion was approved by Council Members Horrocks, Jacobson, Jensen and Porter. Council Member Harman was excused.**

Mayor Arave stated that Mike Nielsen has a lot to offer society and wishes him the best.

4. CONSIDERATION AND POSSIBLE APPOINTMENT OF AN INTERIM CITY  
ATTORNEY

Barry Edwards, City Manager, recommended that the Council appoint David Church as the interim City Attorney and Russell Mahan as the interim City Prosecutor.

**Council Member Porter moved to appoint David Church as the interim City Attorney and Russell Mahan as the interim City Prosecutor. Council Member Horrocks seconded the motion. The motion was approved by Council Members Horrocks, Jacobson, Jensen and Porter. Council Member Harman was excused.**

Council Member Jacobson asked who was covering prosecution duties for court tomorrow. Barry Edwards responded that David Peters will be filling in tomorrow and after that Russ Mahan will take over.

5. ADJOURN

Mayor Arave adjourned the meeting at 12:40 p.m.

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Mayor

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Secretary