

**CITY OF FIRCREST  
SPECIAL CITY COUNCIL MEETING MINUTES**

**May 15, 2017  
6:00 P.M.**

**COUNCIL CHAMBERS  
FIRCREST CITY HALL, 115 RAMSDELL STREET**

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**CALL TO ORDER, PLEDGE OF ALLEGIANCE AND ROLL CALL**

Mayor Matthew Jolibois called the special meeting to order at 6:00 P.M. and led the pledge of allegiance. Councilmembers Blake Surina, Shannon Reynolds, Brett Wittner, Hunter T. George and Jason Medley were present. Councilmember Denny Waltier was attending telephonically.

**General discussion of hiring process for Interim City Manager**

There was a general discussion regarding the hiring process moving forward to hire an Interim City Manager.

**Interview of Interim City Manager applicants**

Applicants Dennis R. Richards and David W. Johnson were interviewed and responded to Council inquiries.

**Agenda Modifications**

Jolibois requested that Council convene into Executive Session to discuss the qualifications of both applicants.

There was consensus that the discussion takes place in public and not in Executive Session.

**Evaluation of the qualifications of applicants for public employment**

Councilmembers expressed opinions and comments about the qualifications of Dennis R. Richards and David W. Johnson.

**Resolution authorizing the Mayor to execute an agreement for Interim City Manager services – Personnel Officer Keely**

Keely stated that Council was provided a copy of the agreement with Prothman Company and a Resolution that if adopted, would authorize the Mayor to sign an agreement with Prothman Company to provide Interim City Manager services. She stated the term of the agreement is ongoing but can be terminated at any time. Keely concluded by noting that the fees and expenses are outlined in the agreement.

**RESOLUTION NO. 1480**

**Moved by Reynolds, seconded by Wittner, to adopt Resolution No. 1480 authorizing the Mayor to sign an Agreement with Prothman Company to provide City Manager services.**

Responding to George's concern about a lack of a cap to the number of hours that can be worked, City Attorney Smith stated (1) in every contract there is an inherent assumption of good faith and fair dealing, (2) the invoice is submitted every two weeks and will be reviewed by Finance, and (3) Fircrest can terminate the agreement at any time. Smith further clarified that a Finder's Fee is to be paid only if the Interim City Manager is ultimately hired as the permanent City Manager.

Discussion ensued on the B&O taxes identified in the Prothman Company agreement and it was requested that staff review if the taxes are required to be paid by Fircrest and if language could be revised in the agreement to provide some sort of cap to the number of hours worked.

**MOTION TO TABLE RESOLUTION NO. 1480**


**Moved by Jolibois, seconded by Reynolds, to table Resolution No. 1480 authorizing the Mayor to sign an Agreement with Prothman Company to provide City Manager services.**

**VOTE**

**Upon vote, motion carried unanimously.**

**ADJOURNMENT**

Moved by Medley, seconded by Wittner, to adjourn at 8:12 P.M. Upon vote, motion carried unanimously.

  
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Matthew Jolibois, Mayor

  
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Lisa Keely, City Clerk