

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

NOVEMBER 09, 2005

PRESENT: Mayor Eric Christensen
Council Members: Lorin Croft, Steve Cederberg, John Lent, Charlotte
Fredrickson
Police Chief: Alan Dial
Public Wks Dir: Rick Anderson (absent)
Recreation Dir.: Dawn Lloyd (absent)
City Clerk: Sandy Gaydusek
City Attorney: B.J. Driscoll

PLEDGE OF ALLEGIANCE: Sandy Gaydusek
PRAYER: Steve Cederberg

Lorin moved, Steve seconded to approve the consent agenda as follows:

Approval of the minutes of October 25, 2005 Council meeting
Approval of the following Building Permits:
Quentin Siems - re-roof
Deana Poole - re-model
Phillips Edison - sign
Jeff Cox - re-roof

A roll call vote was held. Lorin voted aye, Charlotte voted aye, Steve voted aye, and John voted aye. Motion approved.

Darlene Balter, who resides at 174 E. Pine Street addressed the council to discuss her neighbor's property appearance. Mr. Khamone Kong, her neighbor residing at 190 E. Pine was not in attendance. Mrs. Balter said they had their property surveyed and it appears Mr. Kong owns some of the land they thought was their property. Mr. Kong asked the Balters if he could move the fence to reflect the new property boundaries. Mrs. Balter said Mr. Kong and her husband are moving the fence, and putting an eight-foot sight-obscuring fence between the properties. She said it would probably be a chain link fence with privacy slats. Sandy said the fence cannot be sight obscuring and over three feet high within fifteen feet from the right-of-way, and a building permit must be obtained. Mrs. Balter said she would inform Mr. Kong about the building permit. She said she still has a problem with the weeds and the rugs that Mr. Kong still has on his property. Sandy will review the ordinance to see if it is being met.

Ron Anderson on Hansen Avenue recently received permission from the Council to access the city water system and paid \$1800 for the tap fee. Mr. Anderson has changed his mind and would like a refund for the tap fee. Lorin moved, Steve seconded to rescind permission for access to the city water system for Ron Anderson, and refund his payment for his tap fee in the amount of \$1800. Approved unanimously.

Boyd Peterson representing Monte Barnett addressed the council to discuss LID #12 that was established on Edwards Avenue. Mr. Peterson said he tried to come up with some figures that will be used to pay off the delinquency on the LID under Mr. Barnett's mother's name. He proposed that Mr. Barnett would be able to pay \$145 per month towards the LID beginning in approximately February or March. Mr. Peterson said according to his calculations the LID should be completely paid off by 2010 when the estimated pay off schedule for the entire LID will be completed. He said Mr. Barnett's retirement through Alaska will go directly to the Bank of Commerce and the bank will direct payments to the city, county, and the care facility that Mrs. Barnett was staying in. Mr. Peterson said Mr. Barnett will have the ability to change this set up, but in that case if Mr. Barnett becomes delinquent at any time the city will have the ability to file a tax deed. The Council discussed this, and was concerned that they may set precedence if this payment plan was agreed to. BJ said the Council should determine what the basis is for making any decision; that way the precedence will be set for the reason any agreement is being approved. The Mayor and Council agreed to work with Mr. Barnett and Mr. Petersen on this matter as presented if the other creditors agreed to the plan Mr. Peterson presented tonight.

Alan said he would like the council to consider adopting a no tobacco use policy for the police department. He said there is no smoking allowed in public buildings at this time, but some of the officers are smoking and chewing in the police vehicles. Alan said he would like to establish a policy of no smoking or chewing in the city building or police vehicles. He said it is unhealthy for everyone, and reduces the resale value of the city vehicles. The council discussed this matter and felt this policy should be established for the entire city, not just the police department. Steve moved, John seconded to implement a tobacco less work place policy in the buildings, vehicles, or equipment. This means no employee shall use any tobacco product in any city equipment or buildings. Approved unanimously.

Sandy presented the votes that were cast at the November 8, 2005 election for Mayor and three councilperson seats. She said there were 349 ballots cast at the election and 14 absentee ballots received. This is a total of 363 ballots cast. The votes were tallied as follows:

Mayor	Eric R. Christensen	334 votes
Council Seat #1	Steve Cederberg	204 votes
Council Seat #1	Earl Beattie	155 votes
Council Seat #2	Charlotte Fredrickson	333 votes
Council Seat #4	Lorin Croft	225 votes
Council Seat #4	Jed Lewis	131 votes

John moved, Charlotte seconded to canvas and accept the votes as presented above for the city election held November 8, 2005. Eric Christensen re-elected as Mayor. Steve Cederberg re-elected for Council Seat #1. Charlotte Fredrickson re-elected for Council Seat #2. Lorin Croft re-elected for Council Seat #4. Approved unanimously.

Sandy presented comment sheets she received from Bingham County for the River Vista Estates being developed by Holland Dredge. Mayor Christensen said his only comment was to

encourage the developer to develop per city specifications, due to possible future annexation. Even though this is not pursuant to city ordinance since the development will be over ¼ of a mile away from the city, we would like to request it be developed as a city subdivision would be. The Mayor and Council briefly discussed the Impact Area. Commissioner Jolley was in attendance and asked Sandy to remind him to check the status of the negotiation of the land use agreement.

Alan said he attended a 911 Committee meeting in Bingham County. He said the County received a grant to purchase a 700 mb radio system, however it will not work very well with the city's radiophones. Alan said John, his Mountain Land representative plans to attend the next meeting with him to obtain more information and come up with some options for the city. Alan said at this time one option is to have the County do all of the dispatching, which will make the city lose a little bit of their control. Steve said the radiophones are a bit outdated, and maybe other alternatives should be looked at. He wondered if cell phones might be a better option. Alan said cell phones might be considered, but there are some downfalls. Alan said he would continue to work on this matter. He said the new standards for emergency radios are not required until 2015.

Alan said the new cameras for the police cars would be installed the last week in November.

John wanted to congratulate everyone on the election results. He said he is also glad that Mayor Ard was re-elected in the City of Ammon.

John said he met with the Tree Committee earlier tonight. He said they are planning to hold an Arbor Day celebration some time in May.

John said the Urban Renewal Agency is planning to host an open house sometime in January to discuss a master plan for the city. John said they might consider making the walking path the focal point of the city's master plan. He suggested beginning to obtain easements to extend the walking path when the opportunity becomes available. John said he would brief the council more on the open house when the details are set up. Commissioner Jolley asked John to talk to Craig Rowland about any grants that may be available to help with the extension of the walking path. John said the façade project is still going very well also.

John said Diane Mickelson is trying to set up a chili cook off to be held during the Lighting Up the City Ceremony on the day after Thanksgiving. He said he would continue to work with Diane on these festivities.

Steve said there was an Idaho Parks and Recreation workshop held yesterday. He said he received some information on grant packets for several projects. He said any grant applications must be submitted by December 15, 2005.

Steve said the Mayor and he attended a Bingham County Economic Development meeting at the Shilling House. He said this was a very informative meeting.

Lorin said the city hall addition is moving along fairly well, but there is still a lot of work to be done before it snows.

Lorin discussed the growth that the city is seeing. He feels the city has some prime real estate with high value.

Mayor Christensen said that Laurel Hall at Senator Simpson's office said 2.9 million dollars in congressional funds has been received for several projects in the State of Idaho. He said there are other entities that are eligible for these funds, but he is hoping the regional wastewater project will get a good share of these funds. Mayor Christensen said there is a tentative meeting scheduled for December 8, 2005, at 10:00 a.m. at city hall with some state senators, representatives, and the regional board.

Mayor Christensen said there was an article in the Blackfoot News regarding the City of Blackfoot being sued for inappropriate annexation. The article stated there were several businesses seeking a moratorium against annexation. BJ said he did not know what legal grounds they have to seek this moratorium, but they must have something. He said he would need to research the annexation laws further. BJ said this may set precedence in a district for annexation, but he would have to look at this matter further.

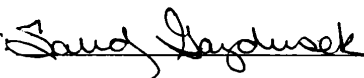
Commission Jolley asked if there is anything Bingham County could help the city with to strengthen their relationship. The Council responded by stating they would like to finish the impact area negotiations. They felt all of the other workings between the city and the county are going great, and we have been working well with each other. Commissioner Jolley said working together on the Regional Waste Water Project has been great.

Steve discussed the areas on Highway 91 that may not be annexed, but should be for traffic enforcement. He said there is a portion of highway heading north that is unclear on the map if it is annexed or not. He said there is also a portion of Highway heading south that should be annexed. Alan said he spoke with Sheriff Johnson about executing a Joint Powers Agreement so the city could patrol the area of impact. He said this may be possible, and he would continue working on this matter. Sandy said she would review the map in city hall further, because she is very sure the northern portion of Highway 91 that is in question has been annexed.

Charlotte said she has had several people talk to her about a city emergency preparedness plan. Sandy said there is a joint city/county plan available at city hall. Charlotte said she would like to summarize the plan and place it on our web site. John and Charlotte will work on this matter.

Adjourned: 9:10 p.m.

ATTEST



APPROVE



OCTOBER CLAIMS

<u>DATE</u>	<u>CLAIMS</u>	<u>AMOUNT</u>	<u>CHECK #</u>
4-Oct-05	US Trust	78,794.32	
12-Oct-05	John Deere Credit	24,830.27	29166
18-Oct-05	Association of Idaho Cities	1,582.00	29167
18-Oct-05	Code 4	79.00	29168
18-Oct-05	Eagle Rock Sanitation	3,882.69	29169
18-Oct-05	Forsgren Associates/P.A.	1,800.00	29170
18-Oct-05	Government Training Institute Inc	316.00	29171
18-Oct-05	harlow Automation& Electric	462.50	29172
18-Oct-05	ICRMP	17,152.50	29173
18-Oct-05	IDHW/DEQ Drinking Water	4,800.00	29174
18-Oct-05	Bret G. Jones	75.00	29175
18-Oct-05	JRW and Associates	5,625.00	29176
18-Oct-05	McGrath Meacham and Smith PLLC	737.00	29177
18-Oct-05	Michael Curnutt	75.00	29178
18-Oct-05	Rod Mohler	45.00	29179
18-Oct-05	Pioneer Publications	350.91	29180
18-Oct-05	Public Transportation Dept	1,100.00	29181
18-Oct-05	Regional Waste Water Trust Fund	76,926.00	29182
18-Oct-05	S.E. Idaho Council of Governments	686.34	29183
18-Oct-05	Sams Club	624.37	29184
18-Oct-05	Shelley Kiwanis Club	250.00	29185
18-Oct-05	Shelley /Firth Rural Fire District	4,220.00	29186
18-Oct-05	State Insurance Fund	2,714.00	29187
18-Oct-05	Utah Power and Light	9,448.86	29188
18-Oct-05	WM Construction LLC	20,462.00	29189
31-Oct-05	A Core	450.00	29190
31-Oct-05	American Red Cross	12.00	29191
31-Oct-05	Bloomin Acres	29.00	29192
31-Oct-05	Bureau of Occupational Licenses	21.00	29193
31-Oct-05	Business Phone Specialists Inc.	60.00	29194
31-Oct-05	Cable One	154.90	29195
31-Oct-05	Cal Ranch	62.99	29196
31-Oct-05	Computer Arts Inc	820.00	29197
31-Oct-05	Corey Eaton	19.73	29198
31-Oct-05	David John	54.50	29199
31-Oct-05	Davies Aqua Chem Supply Co	575.00	29200
31-Oct-05	Design West Co/Carpenter Decorating	69.69	29201
31-Oct-05	Exxonmobil Fleet/GECC	178.91	29202
31-Oct-05	Fastenal	275.03	29203
31-Oct-05	First Responders	182.00	29204
31-Oct-05	H-K Contractors Inc.	396.60	29205
31-Oct-05	IAS-Envirochem	213.00	29206
31-Oct-05	Idaho Business Forms	105.40	29207
31-Oct-05	Intermountain Gas Co.	111.78	29208
31-Oct-05	John Lent	266.83	29209
31-Oct-05	Kirkham Auto Parts Service Co. #8	36.29	29210
31-Oct-05	Lexisnexis Mathew Bender	343.55	29211
31-Oct-05	Mathews Plumbing & Heating	38.10	29212
31-Oct-05	Mcleodusa	479.70	29213
31-Oct-05	Mountain Valley Plumbing	4,500.00	29214
31-Oct-05	Mountainland Communications Inc	42.65	29215
31-Oct-05	National Recreation and Park Assoc	60.00	29216
31-Oct-05	OK Trailer Sales	148.74	29217
31-Oct-05	Pacific Steel	385.12	29218
31-Oct-05	Petty Cash	33.75	29219
31-Oct-05	Phillips 66 Co.	1,036.33	29220
31-Oct-05	Pioneer Publications	381.50	29221
31-Oct-05	RDJ Specialties	1,114.46	29222
31-Oct-05	Reliable	288.32	29223
31-Oct-05	Ruth Mains	137.50	29224
31-Oct-05	Scott Machinery Co.	66.00	29225
31-Oct-05	Shelley Police Officers Association	45.00	29226
31-Oct-05	Signarts	95.00	29227
31-Oct-05	Cheryl Simmons	250.00	29228
31-Oct-05	Staples Credit Plan	93.44	29229
31-Oct-05	State Insurance Fund	2,873.00	29230
31-Oct-05	Stephenson Computer Consulting	75.00	29231

31-Oct-05	US Post Office	284.74	29232
31-Oct-05	United Laboratories	2,130.47	29233
31-Oct-05	United States Cellular	241.91	29234
31-Oct-05	Watson Roto Rooter/Thayne Watson	150.00	29235
7-Oct-05	City of Shelley Payroll	43,422.76	
<u>21-Oct-05</u>	<u>City of Shelley Payroll</u>	<u>39,407.44</u>	
	Total	359,257.89	