

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

APRIL 08, 2014

PRESENT: Mayor Stacy Pascoe
Council Members: Earl Beattie, Jeff Kelley, Kim Westergard, and Adam French
Police Chief: Rod Mohler
Public Wks Dir: Chuck Lloyd
Recreation Dir.: Dawn Lloyd
City Clerk/Treasurer: Sandy Gaydusek
City Attorney: BJ Driscoll

PLEDGE OF ALLEGIANCE: Dawn Lloyd

PRAYER: Jeff Kelley

Mayor Pascoe opened the meeting at 7:31 p.m.

Kim moved, Jeff seconded to approve the following consent agenda:

Approval of March 25, 2014 Council Meeting Minutes
Building Permits:
Matthew Fackrell - addition
Nick Fawcett - re-roof

Roll Call Vote: Jeff – aye, Adam – aye, Earl – aye, and Kim -aye. Approved unanimously.

Jeff moved, Earl seconded to suspend the reading of Ordinance #566 regarding the rezoning of 131 N. Holmes to Multi-Family Dwelling on three different days and read the title of Ordinance #566 once. Approved unanimously. Jeff read the title of Ordinance #566 in full.

Jeff moved, Earl seconded to adopt Ordinance #566 rezoning a parcel of property at 131 N. Holmes owned by the Williamson Family Trust from Manufacturing to Multi-Family Dwelling. A roll call vote was taken: Jeff – aye, Adam – aye, Earl – aye, and Kim – aye. Approved unanimously.

Sandy presented some plans she received from Century Link regarding laying buried cable under Emerson Avenue from the east side of the street to the west side of the street to furnish Shelley Medical Center fiber optic service. Chuck said he could not see any problems with the plan that would interfere with the city's infrastructure. Earl moved, Adam seconded to approve Century Link's request to lay buried cable as requested. Approved unanimously.

Mayor Pascoe said EIRWWA voted to raise the sewer connection fee by 5% which is \$175 per ERU. He said the city pays EIRWWA \$3675 per ERU within the city at the new rate. He said the city currently collects \$4000 per ERU, with \$3500 previously going to ERU. The remaining portion is for the city's collection system. Mayor Pascoe said a study is being completed by ERIWWA to determine the value of each connection. Jeff said he is concerned about this being just a drop in the bucket, and will not help anyone. He said he is concerned about the developers

not wanting to develop because of the high cost. Jeff said he feels the study will come back with a value of \$6500 to \$8000 which will prohibit developers. He said the city will have to bond any upgrades that are needed anyway. He said he is not in favor of raising these fees. Kim said if someone wants to build a home in the city, \$175 is probably not going to hold them back. Earl moved, Kim seconded to raise the connection fees for sewer by 5% or \$175 per ERU. Approved three in favor, Jeff opposed. Sandy presented resolution 14-01 adopting the new fee of \$4175 per ERU which \$3675 will go to EIRWWA. Earl moved, Adam seconded to adopt Resolution 14-01 increasing the sewer connection fee to \$4175 per ERU. Approved three in favor, Jeff opposed.

Sandy presented a list of surplus property which included a Toshiba fax machine serial #03120347, and the following pieces of playground equipment removed from Pillsbury Park: Covered Wagon, four rocking horses, one lighting rocker, one pole log style cabin, one twisted ladder, one round slide and one climbing giraffe. Earl moved, Jeff seconded to declare the above list as surplus property to be sold at auction. Approved unanimously.

Sandy said pursuant to Idaho Code, the County Clerk must be notified by April 30th of when the city's budget hearing will be held. She recommended the hearing be held on September 3, 2014. Kim moved, Adam seconded to schedule the budget hearing for the fiscal year 2014-2015 for 7:30 p.m. on September 3, 2014. Approved unanimously.

Sandy presented a list of uncollectible accounts left outstanding from 1998 to 2005 in the amount of \$2604.65. She said all of these accounts have been sent to the Credit Bureau, but none have been collected. Sandy said most of these accounts were accrued by tenants of the property. She said since the ordinance was changed and the property owner is now responsible, only 6 to 10 accounts per year get sent to the Credit Bureau. Sandy said if there are any known assets she can file a small claims action and get a judgment so she can garnish, but if there is no information regarding the debtor available she turns it over to the Credit Bureau. Jeff moved, Earl seconded to write off the amount of \$2604.65 in uncollectable accounts. Approved unanimously.

Chuck said Mike Carlson gave the city an estimate on pouring new sidewalk and replacing the asphalt in front of the swimming pool. He said to replace the full length of the sidewalk and asphalt it will cost approximately \$12,500. He said the city may be about to get a grant from the Kiwanis for the curbing and the handicap accessible walk way to the new playground equipment in the amount of \$3600. The Council discussed the dis-repair the sidewalk and asphalt is in. Jeff said he felt the retaining wall on the south side should be repaired eventually also. Adam moved, Kim seconded to approve the expense of \$12,500 to replace the sidewalk and asphalt at the pool to eliminate any potential dangers to pedestrians. Approved unanimously.

Mayor Pascoe said he had Sandy do some research on the formation of a Recreation District to fund the pool. Sandy said she got the information based on the boundaries of the North Bingham County Library District. She said the total valuation is \$513,744,576 and with the maximum levy the District could generate \$305,345 each year. Sandy said a petition with 20% of the

registered voters must be presented to get the issue on a ballot. Mayor Pascoe said the city's budgets about \$96,000 to operate, and we usually go in the red about \$20,000 to \$30,000. He said if a District is formed, there will be a separate Board and they will own the pool. The Mayor asked the members of the Council to think about this idea and review it. He said when he goes to the pool there is really nothing to do after about the first twenty minutes. He said he would like to see more activities such as a kids wading pool adjacent to the existing pool. Mayor Pascoe said with a Recreation District there may be that potential to add on to the pool. Jeff said there are two problems; he said it will be hard to get all of the signatures on the petition and then hard to get voter approval. He said he would like to be able to control the outside city user rates a little better. He said he is in favor of checking into a District though. Mayor Pascoe said there are some negatives about a District, however he asked everyone to keep this in mind and research the matter.

Mayor Pascoe said he is interested in placing some cameras in the pool area. He said he would like cameras placed at the front of the pool, by the sno-shack, in the office and looking out at the pool. He said this will help for safety purposes, etc. and keeps the honest, honest. Jeff said he feels cameras need to be put up there. Mayor Pascoe said he has the cameras if the crew can put up the system. He said you can go on the internet and watch, or if there is not internet the footage can be put on a disk. Mayor Pascoe said this will cost nothing. Earl said he has worked with cameras, and they are a lot of work. He said we need to educate the employees, and usually the employees resent cameras being put up. Earl said he like the idea, but the city needs to set a policy. The Council determined it is a good idea to place cameras at the pool and will have the crew install the cameras. Mayor Pascoe said he has discussed cameras being put up at city hall with Sandy. He said a system can be purchased for about \$456. He would like to see cameras over the counters and to see who's coming and going into the office. Rod said he would like to get some cameras in the Police Department as well, over time. He said maybe we can get an expandable system when looking for a system for city hall.

The sleeve has been installed underneath the canal on the North Water Line Loop project. Sandy said Forsgren will have the design for the remaining portion of the line to DEQ by the end of the month. BJ said he is still working on the easement for Golden Valley to sign.

Sandy reminded the Mayor and Council that the AIC meeting will be June 18th through the 20th in Boise. She said there is also a meeting at the Firth Grange on Thursday, April 17th at 7:00 p.m. where Jim McNall of AIC will be presenting on Open Meeting Law, Public Records, Executive Sessions, etc. Sandy said there will be a meeting on April 22nd regarding Fair Housing in Pocatello.

Sandy said Patricia Judy was given a six month extension on her temporary occupancy certificate since her driveway has not been constructed. She said that six month extension will expire April 11th, and Mrs. Judy was notified over a month ago. Sandy said she will send Mrs. Judy a Notice to Appear at the next Council meeting.

Sandy discussed the situation with the Madrigal account. She said she has worked with Lorena Zamora for a few years on this account. Sandy said she has had previous renters that have not paid past due balances, and every time she gets a new tenant, she promises to get it caught up but never does. She said the last renter she had paid the monthly bills, but none of the past due. Sandy said the outstanding balance on the account is \$3558.12. She said the water has been shut off, however she continues to operate her market. Sandy said she sent her a letter stating her business license was being held because she was operating without a public restroom. She said Rod went and explained that she was in violation of the ordinance by operating without a license. Sandy said she came in and talked to her, and said she could not afford to pay anything towards the past due amount. Mrs. Zamora said the rent she collected from her other tenants barely paid the mortgage. She said the mortgage on her buildings would be paid off in five months and then she could pay the city. Sandy said Mrs. Zamora said she would be willing close her doors for five months until she could pay the city bill. She said Mrs. Zamora does not want to operate illegally. The Council discussed this situation and determined the city has tried to work with Mrs. Zamora and we have still been unable to collect on the account. BJ was instructed to write a demand letter to Mrs. Zamora and give her fourteen days to pay or she will be sued. Once the city obtains a judgment from the courts we can garnish for payment. Jeff moved, Earl seconded to request the account be paid in full or the business would need to close. BJ will send the demand letter. Approved unanimously.

Dawn said the city crew has been working on the shelter at Brinkman Park.

Dawn said there were not enough children that wanted to participate in boys major or minor leagues. She said most have joined the Cal Ripkin League in Idaho Falls.

Dawn said they have been working on repairs at the pool.

Chuck said the Spring Clean Up will be held April 14th through the 18th.

Chuck said the concrete at city hall will be tore out on Thursday to replace part of the sidewalk and the walk way that have become a hazard for the pedestrians. He said it will take about 1 ½ days and a detour will be set up for entrance to city hall.

Rod said the crosswalk at Fir and Longhurst is getting used quite a bit now. He said the lines are faded and he requested that the crosswalk be repainted. He would also like to request a couple more crosswalks signs to make it more visible.

Adam asked Sandy if the change in the delinquency policy has helped. She said yes, there are more residents paying their bill in full at the present. Sandy said a lot of the carry over if from vacant billings that the banks own, such as the apartments on Opal Court. She said usually when the bank sells the home, the outstanding balance is paid at the closing.

Kim said she is working on getting a chairman for the Tree Committee. She said she should have an answer tomorrow regarding a new chairman. Kim said Arbor Day will be held sometime in June.

Jeff announced that the groundbreaking ceremony for the new Golden Valley Plant will be held Monday, April 14th at 1:30 p.m.

Kim moved, Jeff seconded to adjourn into executive session pursuant to I.C. 67-2345 (1)(d) regarding records exempt from public disclosure. A roll call vote was taken: Jeff – aye, Earl – aye, Kim – aye, and Adam – aye. Approved unanimously.

Jeff moved, Earl seconded to reconvene into regular session. Approved unanimously.

During executive session public records exempt from disclosure were discussed.

Adjourned: 9:42 p.m.

ATTEST: *Lucy E. J. J. J.* APPROVE: *[Signature]*

<u>DATE</u>		<u>AMOUNT</u>	<u>CHECK #</u>
4-Mar-14	Comdata	1,312.04	47555
5-Mar-14	Robert G Tincher	75.00	47556
10-Mar-14	Snake River Valley Irrigation	50.00	47557
14-Mar-14	AAA Giles Cleaning and Restoration	675.00	47558
14-Mar-14	Adrenaline Performance	120.00	47559
14-Mar-14	American Linen	538.04	47560
14-Mar-14	Army Surplus Warehouse	160.80	47561
14-Mar-14	Batteries Plus #209	84.99	47562
14-Mar-14	Bonneville County Solid Waste	5,136.80	47563
14-Mar-14	Broulim's	25.96	47564
14-Mar-14	Centruylink	152.30	47565
14-Mar-14	Computer Warehouse	249.99	47566
14-Mar-14	Dales Repair Inc	105.32	47567
14-Mar-14	DBS Inc	3,106.74	47568
14-Mar-14	Eagle Rock Sanitation	1,820.82	47569
14-Mar-14	Eastern Idaho Regional Wastewater Auth	16,479.00	47570
14-Mar-14	Electrical Wholesale Supply Co Inc	5.47	47571
14-Mar-14	Falls Plumbing Supply Co	40.44	47572
14-Mar-14	Fasterners of Washington Idaho Montana	17.83	47573
14-Mar-14	FBINAA Montana-Idaho Chapter	180.00	47574
14-Mar-14	First Class	50.00	47575
14-Mar-14	First Responders	327.98	47576
14-Mar-14	Forsgren Associates/P.A.	1,018.00	47577
14-Mar-14	Frank Edwards Co #17	514.54	47578
14-Mar-14	Hammon Teton Delivery	12.55	47579
14-Mar-14	HD Supply Waterworks LTD	671.12	47580
14-Mar-14	IAS - Envirochem	70.00	47581
14-Mar-14	Idaho Business Systems	5,010.00	47582
14-Mar-14	Idaho Falls Peterbilt	80.00	47583
14-Mar-14	Idaho Transportation Dept	23.00	47584
14-Mar-14	IDEACOM ESCI	189.54	47585
14-Mar-14	Interstate Billing Service	48.24	47586
14-Mar-14	Kings No. 21	5.96	47587
14-Mar-14	Life Assist Inc	73.50	47588
14-Mar-14	Matkin Auto Parts	188.55	47589
14-Mar-14	MPH Industries Inc	795.01	47590
14-Mar-14	R & S Distributing	229.46	47591
14-Mar-14	Rocky Mountain Power	916.66	47592
14-Mar-14	Rocky Mountain Power	4,984.44	47593
14-Mar-14	Salt Lake Wholesale Sports	221.00	47594
14-Mar-14	Sams Club	374.10	47595
14-Mar-14	Shelley Auto Care	74.57	47596
14-Mar-14	Smith Driscoll & Associates Pllc	679.30	47597
14-Mar-14	Southeast Idaho Council Governments	793.62	47598
14-Mar-14	Specialty Construction Supply	50.00	47599
14-Mar-14	Stephenson Computer Consulting	206.25	47600
14-Mar-14	The Radar Shop	413.00	47601
14-Mar-14	United States Welding Inc	91.60	47602
14-Mar-14	Verizon Wireless	418.97	47603
14-Mar-14	2M Company Inc	70.91	47604
14-Mar-14	20th Century Ford	2,884.68	47605
24-Mar-14	Bank of Commerce	27,160.00	47606
28-Mar-14	Cindy Malm	320.00	47607
28-Mar-14	A & B Transmission & Service CTR	30.96	47608
31-Mar-14	Advanced Diagnostics Inc	180.00	47609
31-Mar-14	A1 Road Runner Towing	78.00	47610
31-Mar-14	Bingham County	2,248.51	47611
31-Mar-14	BISCO	406.05	47612
31-Mar-14	Cable One	170.00	47613
31-Mar-14	Centurylink	2.88	47614
31-Mar-14	Doug Keele	348.15	47615
31-Mar-14	Earl Beattie	110.88	47616
31-Mar-14	Falls Plumbing Supply Co	856.13	47617
31-Mar-14	Ferguson Enterprises Inc	36.32	47618
31-Mar-14	First Responders	138.50	47619
31-Mar-14	Garrett Polson	28.52	47620

	Void		47621
31-Mar-14	HD Supply Waterworks LTD	22.68	47622
31-Mar-14	Home Depot	19.28	47623
31-Mar-14	ICRMP	18,028.50	47624
31-Mar-14	IDEACOM ESCI	189.54	47625
31-Mar-14	Intermountain Gas Co	732.48	47626
31-Mar-14	International Code Council	309.95	47627
31-Mar-14	Jeff Hintze	39.20	47628
31-Mar-14	Mary Wray	50.00	47629
31-Mar-14	Matkin Auto Parts	284.20	47630
31-Mar-14	Oldcastle Precast Inc	280.00	47631
31-Mar-14	Phillips 66 Co	1,901.17	47632
31-Mar-14	R & S Distributing	41.38	47633
31-Mar-14	Shelley Auto Care	18.50	47634
31-Mar-14	Specialty Construction Supply	50.00	47635
31-Mar-14	State Insurance Fund	3,762.00	47636
31-Mar-14	Steel Design LLC	2,176.00	47637
31-Mar-14	Tractor Sales	50.95	47638
31-Mar-14	US Post Office	452.20	47639
3-Mar-14	City of Shelley Payroll	50,385.93	
<u>28-Mar-14</u>	<u>City of Shelley Payroll</u>	<u>46,672.92</u>	
	Total	<u>209,404.87</u>	