

CITY OF SHELLEY  
COUNCIL MEETING  
MINUTES

JULY 12, 2022

PRESENT: Mayor Stacy Pascoe

Council Members: Jeff Kelley, Kim Westergard, Adam French, and Leif Watson

Police Chief: Chad Purser  
Public Wks Dir.: Justin Johnson  
Recreation Dir.: Mikel Anderson  
City Clerk/Treasurer: Sandy Gaydusek  
City Attorney: BJ Driscoll  
City Building Insp/Plann.: Jordon Johnson

PLEDGE OF ALLEGIANCE: Justin Johnson

PRAYER: BJ Driscoll

The meeting was opened at 7:31 p.m.

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

Approval of the Minutes of Council Meeting on June 28, 2022

Approval of June Expenditures

Approval of June Overall Budget & Treasurer's Rpt.

Building Permits:

Andrew Stewart/493 S. Holmes	- fence
Correy Romrell/290 N. Emerson	- addition
Richard Ottley/299 Spud Alley	- re-roof
Lisa Burnett/395 Brent Way	- solar panels
Jesus Martinez/142 N. Lincoln	- accessory building
Jacob Leal/ 375 E. Elm	- re-roof
John Richardson/725 Twilight	- new home

A roll call vote was taken: Jeff – aye, Adam – aye, Kim – aye and Leif - aye.  
Approved unanimously.

Eric Wittwer said he was raised in Mesquite Nevada which now has a population of about 25,000. He said when he was growing up the population was about 1000. He said he feels eventually the city limits will reach out to the Bingham County Park. Mr. Wittwer said he feels that park is a very valuable asset and he appreciates the city for bringing the water truck to the park to help water it. He said growth can happen very fast.

Dallan Jolley discussed the snow bird ordinance. This ordinance allows those that leave their homes in the winter to pay a reduced rate for utilities while they are gone. However, this is the only exception to the regulation charging everyone monthly services when they purchase a water and sewer connection. Mr. Jolley said he feels things are voted on without understanding the effect this has on people. Mayor Pascoe said when a contractor is going to build a home and comes in and pays for the building permit and water and sewer connections this guarantees capacity in our municipals systems. Therefore, monthly rates are billed to help maintain the system. Mayor Pascoe said there are builders that are turning on the water and using it without telling the city. Mr. Jolley said EIRWWA

doesn't bill for services when not occupied. He said he feels decisions are being made that doesn't affect the Council. He said if this is a means to see if people have water, there are other ways to do it. Leif said we need to look at ways to maintain our system. He said we do not charge impact fees at this time. Dave Noel, the city engineer said when a connection is sold, the city is obligated to have a functional system when the connection is made. He said the city has to maintain the system, and there are benefits that the entire community gets by having access to that system. He said in the past, connections have been obligated but not used for sometimes years and those contractors never help maintain the system, but water has to be available when they do want to use it. Dave said there are other communities that do this exact same thing. He said enterprise funds which is what the water, sewer and sanitation funds are, cannot be profitable. Dave said it is detrimental when we obligate the connections and the purchaser is not paying to help maintain the system. Mr. Jolley said this is frustrating for him as a citizen and not as a contractor.

Next on the agenda is to consider adopting regulations for citizens in the city limits to have laying hens. Adam prepared some ideas that could be used to draft the ordinances. Some of the ideas included where to locate the coop, six hens but no roosters to be allowed, the permit fee would be \$25, etc. Chad asked if a chicken is running loose how the owner of the chicken is identified and where will the stray chicken be kept if caught. The council briefly discussed options such as having talon strips which could be registered by the owner and put on the chicken. Adam and BJ will work on creating an ordinance to be considered at a future meeting.

BJ presented Ordinance 638 amending title 10-8-2 to add the R1A and R2A setbacks to the chart and the wording that the side setbacks will be measured from the drip edge. BJ explained the changes he made to consolidate this information in one place. However, he said the changes were a little confusing due to the complexity of the different requirements. It was determined that BJ should remove the specifics from the chart and list the code section the information can be found in. Leif moved, Adam seconded to suspend the reading of Ordinance 638 on three different days and read the title of Ordinance 638 once. Approved unanimously. Leif read the title of Ordinance 638. Leif moved, Adam second to adopt Ordinance 638 regarding the R1AS and R2A specifications with the following amendments: Row 1 columns 2-7 marked with \*\*\* will state see title 10-9-A. Row 2 column 2-7 marked with \*\*\*\* will state see title 10-9-b. The drip edge clarification will remain and the remainder of the ordinance will be deleted. A roll call vote was taken: Kim – aye, Leif – aye, Adam – aye, and Jeff – aye. Approved unanimously. BJ will make those changes and get the ordinance to Sandy.

BJ presented Ordinance 639 regarding the Tree City Committee members. This amendment will allow residents outside the city limits to serve on the Tree Committee, and also to codify this ordinance into Title 2 of the city code. Kim moved, Leif seconded to suspend the reading of Ordinance 639 on three separate days and read the title of Ordinance 639 once. A roll call vote was taken: Kim – aye, Adam- aye, Leif – aye and Jeff – aye. Approved unanimously. Kim read the title of Ordinance 639. Kim moved, Leif seconded to adopt Ordinance 639 amending Ordinance 447 regarding the tree Committee. A roll call vote was taken: Kim – aye, Leif- aye, Adam – aye, and Jeff – aye. Approved unanimously.

Dave discussed the FPS for the water and wastewater system. He said they have applied for an ARPA grant which is a 50/50 match for each. He said both these grants have been allocated to the city and now we need to fill out the applications to move forward. Jeff moved, Leif seconded to approve Dave to move forward and submit the applications for the ARPA funds to complete the FPS for the water and wastewater systems. Approved unanimously.

Jeff recommends that Paul Voelker be appointed as a Planning and Zoning member. Mayor Pascoe asked for a motion. Jeff moved, Leif seconded to appoint Paul Voelker to the Planning and Zoning Board. Approved unanimously.

A budget work meeting was scheduled for July 14, 2022 at 6:00 p.m.

Adam discussed the Bingham County Park. He asked if we want to move ground water rights or surface water rights. He said the park will be using water from the river this year, but next year they will need other means. If we transfer ground water we will not need a line, they can use their own line that currently exists. He said we could just transfer water rights to their system. Adam presented a real estate transfer agreement he received from the county. John Dewey, the county attorney said they turned off the water to that area because they wanted to follow the law in regards to using the water, whereas they have not in the past. Adam said if the city is looking at acquiring the side of the property where the historical park is located the IDEA's group will do all of the maintenance including mowing, trimming, fixing sprinklers, etc. They are however asking that the city pay \$200 to \$300 per month for the electricity for about five months. Also, the city would need to pay for the insurance, and they are asking if the city can mow the larger weeds about four times per year. Justin said he is okay to mow it four times per year since that is about the amount of times the lagoon area is mowed. The city will also need to provide sanitation cans and servicing. IDEA's agreed that they will sign a lease with the city but would like it put in the lease that they can continue running it as it is now. BJ said he would like to email the council to get feedback on some of the concerns he has with the transfer agreement. The Council felt a lease will need to be drawn up between the city and the IDEA's group. Adam felt the city should move forward with acquiring the land and a lease with IDEA's.

Sandy said Jasmine has given her notice since she will be taking employment with the City of Idaho Falls. Her last day will be the 20<sup>th</sup>, and Lisa Ybarra has been moved into the Deputy Clerk position.

Justin said the motor in Well 3 burnt up last week. He said this is one of the larger wells and without it we began losing about two feet of water per night. He said a new motor was available immediately, but to repair our existing motor it would take two to three weeks. He said he bought the new motor and will have the old motor fixed as a backup. He said he will be playing catch up with water the parks since everyone was asked to conserve water due to the well being down.

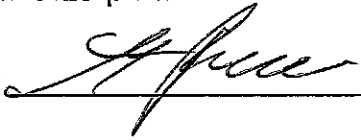
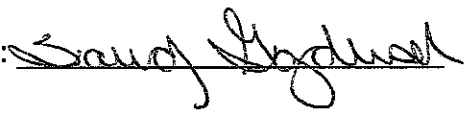
Justin said at the last council meeting he said HK was delayed on the street projects due to an oil shortage, but that was not the case. It was due to an equipment shortage.

Chad said Officer Dannehl and Hero are now certified as a narcotic detection team.

Chad said he has received verbal approval from ITD that we have been awarded a \$15000 for hand held radar detectors.

Adam said the police department is in the process of hiring a new officer. He said he will present a new employee name at the next meeting for consideration.

Adjourned: 9:25 p.m.

APPROVE:  ATTEST: 

DATE	June	AMOUNT	CHECK #
6/6/2022	AAA Giles	\$ 675.00	548626
6/6/2022	Bingham News Chronicle	\$ 516.65	548627
6/6/2022	Bonnie Kelley	\$ 226.58	548628
6/6/2022	Broulim's	\$ 55.53	548629
6/6/2022	Centrylink	\$ 241.12	548630
6/6/2022	Chuck Higham	\$ 30.34	548631
6/6/2022	Collin Anderson	\$ 50.00	548632
6/6/2022	Comdata	\$ 809.12	548633
6/6/2022	Garrett H Sandow	\$ 1,650.00	548634
6/6/2022	Google	\$ 72.00	548635
6/6/2022	H-K Contractors	\$ 65.00	548636
6/6/2022	Idaho Central Credit Union	\$ 4,772.39	548637
6/6/2022	Idhao Rual Water Assoc.	\$ 570.00	548638
6/6/2022	Jill Robertson	\$ 50.00	548639
6/6/2022	R&S Distributing	\$ 57.45	548640
6/6/2022	Solid Waste Systems Equipment	\$ 693.04	548641
6/6/2022	Valley Office System	\$ 10.00	548642
6/6/2022	Verizon Wireless	\$ 258.01	548643
6/6/2022	2m Company	\$ 443.21	548644
6/15/2022	A & B Trans	\$ 214.02	548645
6/15/2022	Advanced Diagnostics	\$ 300.00	548646
6/15/2022	Alien Gear Holsters	\$ 613.52	548647
6/15/2022	Ali American Sports	\$ 220.00	548648
6/15/2022	American Construction	\$ 465.99	548649
6/15/2022	American linen	\$ 289.78	548650
6/15/2022	Mikel Anderson	\$ 77.00	548651
6/15/2022	Briggs Lewis	\$ 50.00	548652
6/15/2022	Brittany Torgerson	\$ 50.00	548653
6/15/2022	Cambree Lewis	\$ 50.00	548654
6/15/2022	Conner Johnson	\$ 50.00	548655
6/15/2022	Custom Canvas	\$ 85.00	548656
6/15/2022	Diamond B Specialties	\$ 111.38	548657
6/15/2022	Digline	\$ 20.57	548658
6/15/2022	Eastern Idaho Reg. Wastewater Aut	\$ 840,000.00	548659
6/15/2022	Forsgren	\$ 23,241.25	548660
6/15/2022	Freedom mailing	\$ 628.97	548661
6/15/2022	Adam Fench	\$ 396.41	548662
6/15/2022	Sandy Gaydusek	\$ 396.41	548663
6/15/2022	H-K Contractors	\$ 3,234.39	548664
6/15/2022	Hammon Teton	\$ 16.00	548665
6/15/2022	Hardtimes sales	\$ 6,591.54	548666
6/15/2022	IAS-ENVIROCHEM	\$ 125.00	548667
6/15/2022	IDEACOMESCI	\$ 189.54	548668
6/15/2022	Intermountain Gas	\$ 1,295.04	548669
6/15/2022	Isaac Vernon	\$ 50.00	548670
6/15/2022	Julian Redman	\$ 50.00	548671
6/15/2022	Justin Johnson	\$ 77.00	548672
6/15/2022	Jeff Kelley	\$ 77.00	548673
6/15/2022	Laurn yancey	\$ 50.00	548674
6/15/2022	Leif Watson	\$ 396.41	548675
6/15/2022	Mastercraft Pool	\$ 2,320.64	548676
6/15/2022	Mcguire Bearing	\$ 301.71	548677
6/15/2022	Number one Printing	\$ 50.88	548678
6/15/2022	O'reilly	\$ 45.15	548679
6/15/2022	Paramount	\$ 3,663.17	548680
6/15/2022	Stacy Pascoe	\$ 2,396.41	548681
6/15/2022	PSI	\$ 17,615.38	548682
6/15/2022	Rocky Mnt Power	\$ 8,860.58	548683
6/15/2022	Sams Club	\$ 1,555.04	548684
6/15/2022	Security Pro	\$ 1,217.00	548685
6/15/2022	Shelley Ace	\$ 4,038.23	548686
6/15/2022	Smith Driscoll	\$ 4,649.65	548687
6/15/2022	T.J's Auto	\$ 180.00	548688
6/15/2022	Union Pacific	\$ 250.00	548689
6/15/2022	Valley Offcie	\$ 27.19	548690
6/15/2022	Wilbur-Ellis	\$ 1,755.09	548691
6/15/2022	2m Company	\$ 62.47	548692
6/15/2022	NLK9	\$ 5,000.00	548693
6/15/2022	A&B Trans	\$ 332.67	548694
6/15/2022	Allied Business	\$ 31.80	548695
6/15/2022	Amy Gemar	\$ 45.00	548696
6/15/2022	Bingham News Chronicle	\$ 191.95	548697
6/15/2022	Bonneville Blue Print	\$ 20.16	548698
6/15/2022	Cammans MVP	\$ 150.00	548699
6/15/2022	Centrylink	\$ 241.12	548700
6/15/2022	Commercial Tire	\$ 243.24	548701
6/15/2022	Core & Main	\$ 864.62	548702
6/15/2022	Eastern Idaho Reg. Wastewater Aut	\$ 27,819.66	548703
6/15/2022	Ferguson Waterworks	\$ 52.18	548704
6/15/2022	Garrett H Sandow	\$ 1,650.00	548705
6/15/2022	Human Dynamics	\$ 490.00	548706
6/15/2022	IAS-ENVIROCHEM	\$ 2,534.00	548707
6/15/2022	Justin Johnson	\$ 2,000.00	548708
6/15/2022	Kershaw Curb	\$ 3,867.50	548709
6/15/2022	Lumen Century Link	\$ 3.04	548710
6/15/2022	Maureen Strausbaugh	\$ 53.82	548711
6/15/2022	Napa Auto	\$ 34.44	548712
6/15/2022	Petty cash	\$ 104.75	548713
6/15/2022	Point S Ron Tire	\$ 105.40	548714
6/15/2022	Rattlesnake landfill	Void	548715
6/15/2022	Rocky Mnt Power	\$ 930.00	548716
6/15/2022	Shelley Auto Care	\$ 51.23	548717
6/15/2022	Sparklight	\$ 243.25	548718
6/15/2022	Uniforms 2 Gear	\$ 401.18	548719
6/15/2022	Valley Office System	\$ 85.58	548720
6/30/2022	2m Company	\$ 587.48	548721
6/10/2022	Payroll	\$ 73,239.77	
6/24/2022	Payroll	\$ 76,110.85	
	<b>Total</b>	<b>\$ 1,137,130.94</b>	