

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

MAY 09, 2023

PRESENT: Mayor Stacy Pascoe

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

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

PLEDGE OF ALLEGIANCE: Mikel Anderson

PRAYER: Adam French

The meeting was opened at 7:36 p.m.

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

Approval of the Minutes of Council Meeting on April 25, 2023

Building Permits:

Iron Ridge Builders	- new home
Iron Ridge Builders	- new home
Sunlight Electric	- solar panels
Protech Fence	- fence
New Peak Homes	- new home
Steel Design	- new home

A roll call vote was taken: Kim – aye, Leif – aye, and Adam – aye. Approved three in favor, one absent.

Mayor's Youth Advisory Council

Kim said the MYAC group is under the direction of Mikel Anderson. She said they learn about government procedures and complete community service projects. She said there were four that attended the ACI program last year, and five are planning to go this year. She thanked Mikel for leading this group and the MYAC group for their service to the community.

Kim introduced the Presidency of the Council for the new year 2023-2024. William Anderson is the President, Jadalyn Hanson is the Vice President. Hudson Tyger is the Secretary, and Sadie Erickson is the Media Co-Ordinator. Kim said the Council will meet every week and have service projects every month.

Boy Scout Troop #891

Ryker Soto thank the Council for allowing his presentation tonight. He said Troop #891 is requesting permission to use the City Park shelter on May 20th and June 3rd to hold a yard sale and to sell candy, pop, water, and cotton sandy. They will be using the funds for scout camp. He said there are five boys going and the cost is \$260 each. Mr. Soto said they will set up and then clean up all of the debris afterwards. They intend to advertise by putting flyers around town. Kim moved,

Leif seconded to approve the use of the city park shelter and waive the fee for the shelter on May 20, 2023 and June 3, 2023. Approved three in favor, one absent.

Oaths of Office

Sandy swore in the following officers by administering an oath of office:

Zachary Jensen - Police Officer
Kole Jensen - Police Officer
Connor Lewis - Reserve Police Officer

Jenna Layton – Child Craft Fair

Jenna Layton, 978 E. 1200 N., Shelley said she would like to propose a craft fair to be held June 30, 2023 at the City Park. This would be for the youth in Shelley to hold a craft fair. She said youth up to 16 years old would be able to sell food, and crafts that they have made. She said it teaches them how to interact with money, adults, and product exchange. Ms. Layton said this is a great opportunity for the kids. Kim moved, Adams seconded to allow Jenna Layton to use the City Park on June 30, 2023 for a Child Craft Fair. Approved three in favor, one absent.

Tennis Court Improvements

Kim said there are a group of parents along with others that are interested in establishing a tennis program. She said a contractor said he would donate his labor to install four courts at Brinkman Park. He said he would supply the concrete at cost which would cost about \$120,000. This will include 5 inches of concrete with rebar. She said there may be other donations for a new fence and lights around the tennis courts. Sandy will check with AIC regarding procurement procedures when there are donations involved. Mikel said he also obtained bids from two other companies. Kim said she is not sure if the prep work is included in the donated labor. Justin said his crew will demo the existing courts, and will talk to John Richardson about what prep work needs to be done. Adam said this will be collaborated with the Recreation District, School District and the City.

Irrigation Project

Leif moved, Kim seconded to table this issue due to potential litigation. Approved three in favor, one absent.

Public Comments

Becky Quick, 1256 N. 590 E. said she is sorry this has happened, but would like to make a few suggestions for future projects. She suggested the project be researched to see if the project is necessary. The ditch could have handle the water without being expanded. Also, to have a written plan and to get consultation and have communication. She thanked Justin, Jason and Dave for their efforts. Mrs. Quick feels some of her property value has been lost. She needs new sod and she has lost potential buyers due to the enlargement of the ditch. She thanked everyone for everything else and appreciates what has been done.

Ashlie McLane, 1255 N 590 E said she appreciates all who have helped with this project. She said it has been stressful to work through this project. She is hoping their sod will be replaced. Mrs. McLane felt the city has violated the procurement process, there has been lack of communication and no written contact with the contractor. She said the city knew about the project a year ago and should have

discussed it with the property owners sooner. She said the city is only one of the many with water rights in this ditch. Everyone's rights should have given them an opportunity to comment on this project. Mrs. McLane said she would like state statutes followed in the future.

Brent McLane, 1255 N 590 E said he understands easements and understands damage outside of the irrigation easement. Mr. McLane felt the property owners should not have to pay for sod.

Gary Quick, 1256 N. 590 E. said there is 1100 square feet of sod that needs to be replaced immediately. His property is for sale and he feels some people won't look at the property because of the safety issue of the ditch. He said he expects the sod to be replaced immediately, and would like something in writing stating the city will do this. He asked BJ when he would get something in writing. BJ said his analysis is not done and he will not commit that anything will be done in writing. He said the city cannot make any decision tonight of what, if anything that will be done on their property. BJ said he has reviewed some of the records and what has been submitted by both home owners. He will communicate with the city regarding his analysis.

Fee Schedule for Solar Panels

Leif said he spoke with Jordon after the last council meeting where the contractor was upset regarding the cost for the building permit fee for solar panels. Jordon said he looked at other cities. Jordon felt the fee schedule should remain the same but to change the way the job is valued such as not to include the battery and the finance charges. Sandy will create a resolution for the next council meeting to be considered.

Business License

Leif moved, Adam seconded to approve a business license for Looking Glass Memories at 449 Brentway. Approved three in favor, one absent.

RE Fence Setbacks

Currently the city code states a sight obscuring fence over three feet in height must be at least fifteen feet from the right of way. A contractor questioned the distance in an RE zone and ended up putting in a slated fence that was not sight obscuring. Jordon said the RE zone has twelve and a half feet at the back of the curb and this uses up a lot of the property to have a site obscuring fence on the street side of the property. He said other zoned areas in the city typically have eight feet from the back of the curb. Jordon recommended the setbacks should be reduced in the RE zone on lots inside of the subdivision to two feet. This would not include any exterior entrances of the subdivision. Jordon said he would like to be able to give a diagram of zones a setback to contractors before building a fence. Leif moved, Kim seconded to send this modification for fencing setbacks in a RE zone to the Planning and Zoning to consider a two-foot setback on a street side setback. Approved unanimously.

Liquor by the Drink Ordinance

BJ asked if there are any questions regarding the draft he presented for the proposed ordinance. BJ said he will create the ordinance to be presented at the next council meeting.

Department Head Reports

Sandy said she was reviewing vacation procedures and it appears that after the P&Z gives recommendation, the City Council holds a public hearing to consider vacating an alley or street. She asked BJ to review the statute as well.

Sandy presented a letter she received from IDWR regarding a call on water with the priority date of 1959 or later.

Sandy said the AIC Conference in Boise is June 21st through the 23rd. She asked who would be attending. Mayor Pascoe, Adam, Kim, Jeff, Chad, Justin, Sandy and Mikel will be going. Leif and Jordon will not be able to go this year. Mikel is going as a chaperone for the Youth Program.

Mikel said soccer and baseball practices have started. He said some of the Boy Scouts will be helping with cleaning up the parks.

Mikel said the pool has been cleaned and the plaster fixed. He said they will begin filling the pool and is getting the staff together.

Mikel said there are five kids that want to go to the AIC Youth Program. He said he will need two people to transport the kids. Sandy said she would be able to go over on Tuesday and take two of the kids.

Bingham County Sheriff Officer Jake Van Orden Introduced himself.

Chad said he and Officer Dannehl went to a free ICRMP training. He said Officer Dannehl is attending a K-9 Conference in Twin Falls during which Hero will be competing.

Chad said both officer Jensen's have finished POST and will now begin FTO.

Chad said May 17th through the 30th will be a seatbelt task force.

Chad said Officer Webb is attending a free CIT training on how to deal with people in mental crisis. He said the City of Shelley is planning to host a CIT training next year.

Jordon said everything is great in his department.

Jordon said Justin would like everyone to be thinking about what movies they would like to present this year. He said Justin would like to continue having the movies on Thursday nights, possibly every other week beginning the middle of June.

Jordon reported that the LTACH Pedestrian grant is moving forward. The bidding documents have been sent out to four contractors, and must be submitted by May 11, 2023.

Jordon said everything has been completed on the irrigation ditch that Public Works was asked to do. He said Kyson's last day was May 3rd, and the crew is working on spring cleanup up still.

Council Reports

Leif said thanks to Justin's crew and the police for the presence they are showing in the city.

Adam said he appreciates the police force for stepping up and utilizing the grant funds as should be.

Mayor Pascoe said he appreciates the police department and all of the training they've have been done. He said he also appreciates the Public Works crew.

Adjourned: 8:50 p.m.

APPROVE:  ATTEST: 

DATE	April	AMOUNT	CHECK #
4/10/2023	Comdata	\$ 474.00	549418
4/10/2023	Idaho Irrigation Pumpers Association	\$ 150.00	549419
4/10/2023	Robyn Longhurst	\$ 727.96	549420
4/15/2023	Eddie Ballesteros	\$ 204.00	549421
4/15/2023	ICOPA	\$ 500.00	549422
4/15/2023	Idaho Central Credit Union	\$ 2,885.68	549423
4/15/2023	American Linen	\$ 343.72	549424
4/15/2023	Broulim's	\$ 46.63	549425
4/15/2023	Cammins MVP	\$ 135.12	549426
4/15/2023	Computer Warehouse	\$ 71.10	549427
4/15/2023	Domino's	\$ 28.00	549428
4/15/2023	Electrical Equipment	\$ 937.16	549429
4/15/2023	Eriks North America	\$ 372.22	549430
4/15/2023	Forsgren	\$ 12,478.00	549431
4/15/2023	Freedom Mailing	\$ 780.85	549432
4/15/2023	Hammon Teton	\$ 16.00	549433
4/15/2023	Hard Times	\$ 8,606.05	549434
4/15/2023	HD Fowler	\$ 78,922.72	549435
4/15/2023	IAS-Envirochem	\$ 150.00	549436
4/15/2023	Industrial Hose	\$ 527.12	549437
4/15/2023	Intermountain Bobcat	\$ 52.17	549438
4/15/2023	Intermountain Gas	\$ 1,013.96	549439
4/15/2023	Jackson Group Peterbuilt	\$ 9,399.61	549440
4/15/2023	O'Reilly	\$ 2,467.87	549441
4/15/2023	Pacific Steel	\$ 899.04	549442
4/15/2023	Petty Cash	\$ 124.29	549443
4/15/2023	Point s Ron Tire	\$ 4,588.62	549444
4/15/2023	Pool Petty cash	\$ 400.00	549445
4/15/2023	PSI	\$ 17,101.40	549446
4/15/2023	R&S Distributing	\$ 39.55	549447
4/15/2023	Readign Truck	\$ 4,812.28	549448
4/15/2023	Rocky Mountain Power	\$ 8,927.46	549449
4/15/2023	Sams Club	\$ 339.72	549450
4/15/2023	Schaeffers	\$ 118.44	549451
4/15/2023	Shelley Ace	\$ 789.97	549452
4/15/2023	Sherwin Williams	\$ 386.94	549453
4/15/2023	Smith Driscoll & Assoc.	\$ 2,349.00	549454
4/15/2023	Symmetry Garage Doors	\$ 2,039.50	549455
4/15/2023	Tractor sales	\$ 15.40	549456
4/15/2023	United Laboratories	\$ 689.94	549457
4/15/2023	Upper Case Printing Ink	\$ 960.00	549458
4/15/2023	Valley Office	\$ 59.88	549459
4/15/2023	2m Company	\$ 45.20	549460
4/15/2023	Josheph Pacheco	\$ 255.00	549461
4/15/2023	Miguel Lopez	\$ 2,880.00	549462
4/27/2023	Rocky Mountain Power	\$ 2,513.53	549463
4/30/2023	A&B Trans	\$ 1,888.78	549464
4/30/2023	Advanced Industrial	\$ 127.08	549465
4/30/2023	Airgas	\$ 353.87	549466
4/30/2023	Allied Business Solutions	\$ 36.57	549467
4/30/2023	Army Surplus	\$ 91.80	549468
4/30/2023	Bingham County Public Works	\$ 64.00	549469
4/30/2023	Blue Cross of Idaho	\$ 698.60	549470
4/30/2023	Boot Barn	\$ 171.69	549471
4/30/2023	Cammins MVP	\$ 405.36	549472
4/30/2023	Centurylink	\$ 280.44	549473
4/30/2023	Diamond B Specialties	\$ 4,352.50	549474
4/30/2023	Dummies Unlimited	\$ 426.43	549475
4/30/2023	Eatern Idaho Rgional Sewer Dist.	\$ 30,871.19	549476
4/30/2023	Eriks North America	\$ 168.43	549477
4/30/2023	Garrett H Sandow	\$ 1,650.00	549478
4/30/2023	Weston Hayman	\$ 255.00	549479
4/30/2023	HD Fowler	\$ 14,575.32	549480
4/30/2023	Hennery Dannehl	\$ 255.00	549481
4/30/2023	Home Depot	\$ 435.72	549482
4/30/2023	Honne Equipment	\$ 454.17	549483
4/30/2023	IDEACON ESCI	\$ 392.54	549484
4/30/2023	Industrial Hose	\$ 361.07	549485
4/30/2023	Jeff hintze	\$ 89.50	549486
4/30/2023	Javelin Arms	\$ 5,060.00	549487
4/30/2023	Kenworth Sales	\$ 136.57	549488
4/30/2023	Lumen Century Link	\$ 2.62	549489
4/30/2023	McGuire Bearing	\$ 97.62	549490
4/30/2023	Metroquip	\$ 567.88	549491
4/30/2023	Oldcastle Precast	\$ 2,016.75	549492
4/30/2023	Pacific Steel	\$ 435.00	549493
4/30/2023	R&S Distributing	\$ 39.55	549494
4/30/2023	Radar Shop	\$ 728.00	549495
4/30/2023	Rockin St Ranch	\$ 454.56	549496
4/30/2023	Schaeffers	\$ 154.20	549497
4/30/2023	Schows Truck Center	\$ 202.66	549498
4/30/2023	Shiley Auto Care	\$ 17.50	549499
4/30/2023	Shelley Vet	\$ 107.14	549500
4/30/2023	Southeastern Dist. Health Dept.	\$ 50.00	549501
4/30/2023	Sparklight	\$ 288.19	549502
4/30/2023	State Insurance Fund	\$ 7,216.00	549503
4/30/2023	Tri-State Hydraulics	\$ 341.27	549504
4/30/2023	U&I Kiwanan	\$ 45.00	549505
4/30/2023	Uniforms 2 Gear	\$ 216.79	549506
4/30/2023	Valley Office	\$ 732.05	549507
4/30/2023	Verizon Wireless	\$ 257.61	549508
4/11/2023	Payroll	\$ 71,223.72	
4/28/2023	Payroll	\$ 78,774.18	
	Total	\$ 399,195.02	