

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

October 22, 2019

PRESENT: Mayor: Stacy Pascoe, absent
Council President: Earl Beattie
Councilpersons: Jeff Kelley, Kim Westergard and Adam French
Police Chief: Rod Mohler
P.W. Director: Justin Johnson
Rec Director: Mikal Anderson
City Clerk: Sandy Gaydusek, absent
Assist. City Clerk: Jasmine Marroquin
City Attorney: B.J. Driscoll

Earl called the meeting to order at 7:35p.m.

Rod Mohler led the Pledge of Allegiance and B.J. Driscoll gave the invocation.

Adam moved to accept the following items on the Consent Agenda:

- a. the minutes of October 08, 2019 Council Meeting
- b. September Overall Budget & Treasurer's Report
- c. September Expenditures
- d. approval of the Building Permits:
MHD Developments

Kim seconded the motion. Earl -aye; Jeff -aye; Kim -aye; and Adam -aye. The consent agenda was approved unanimously

Chad Shanks from Safelink on considering lease agreement matter has been tabled.

Janel Servas would like to ask for a \$500 donation from the city council for Mayors Youth Council. Kim moved to donate \$500 to Mayor Youth Council. Jeff seconded the motion. Earl -aye; Jeff -aye; Kim -aye; and Adam -aye. The donation of \$500 was approved unanimously.

Bingham County would like to discuss impact area requirements. Jeff met with the county to discuss the re-negotiation of the impact agreement and that it will be helpful for the county to come and voice some of their concerns and ideas that they may have. Also, would like to schedule a work meeting once the mayor is back in town. Chase Hendricks, attorney for Bingham county; the impact area agreement in place is from 2006 and states that new subdivisions located within a ¼ mile of the city or subdivisions located within a ¼ of a mile that connect to the city infrastructure has to develop streets, curb and gutter, city approved street lights, municipal water

and sewer when available, and storm water drainage. Also fire hydrants installed and the roads are wider than the county roads. The impact area agreement is a balancing act; you have to create the incentives for developers to build close to our populations but not make it so cumbersome that they go out and build in the county. The problem is that the county is not set up to take over a city ran situation; they do not have the infrastructure and vehicles or equipment.

Mr. Hendricks said he wanted to address the Crystal Lake subdivision and a letter received from DEQ that states that they have to hook up to city water and sewer. There is another subdivision that is across for where Crystal Lake will be that the city is requiring to hook up city sewer. Jeff let Mr. Hendricks know that it is not a subdivision it is the Elizabeth Cache property that was annexed into the city. Mr. Hendricks continued; we would like to discuss getting services to the area of growth which is around the Taylor highway. What if we allowed this developer to build to the county specs instead of using the area of impact standards? That would make it cheaper for them and then we would require them to hook up to city sewer. Also having the developer increase the lots to one acer lots would give the property owner enough property to park vehicles and allow the roads to be not as wide. As municipals we have the Developer bare the grunt of developing to our systems that works to a point. More than anything we would like to work with the city. The county is currently redoing its ordnance on the allowance of septic tanks. Jeff commented that a work meeting between the city and the county is needed and will be scheduled once the Mayor is back in town. The issue is the cost of the sewer. In order to bring sewer to the property it is cost prohibited.

Mr. Hendricks stated that he is aware of some jurisdictions in the state that form an impact commission. It is formed by half of city people and half of the county people and they are the body of who make the decision on these types of developments in the impact area. That may be something to consider. B.J mentioned that the statutes state that there are three from the county typically commissioners and three city officials of who the council designates and three people from the county or the city who would have an interest or familiarity with the impact area.

Blake Jolley with Connect Engineering, 1150 Holipark Dr, Idaho Falls ID

There are government agencies that are set up to handle certain criteria DEQ is one of those to ensure that our ground water and things like that meet such codes and standards. I think it's great to look for opportunities to connect to sewer and water but there are times when it is not feasible. We need to look for alternative options and there are standards that have to be met for those to work. Specifically, distances between sewer lines to water lines. I understand that state statue allows if you have either water or sewer you can go down to ½ acer lot. DEQ states in the letters they send out with information of what they encourage everyone to do but if that does not work there is an alternative if you meet certain criteria. I want everyone to keep that in mind as we look back at the state statues that are already in place of what is allowed and what is required.

I would like to recommend that at that work meeting you invite the department of health and

welfare to attend and DEQ so everyone is aware of those laws and regulations.

Jeff stated the Cache property was annexed in either May 24 or 25th. It was prior to the 29th.

Blake said the septic system currently is 1600 ft west of our current western link property line. If you run that sewer system down Taylor road and down to us, that would be about 3000 feet to get sewer hookups. Now we can see why there is such a large cost to for a sewer hook up that is available. At this point we need to look at what there now not what will be there in the future.

The county would like the city to consider alterations to the impact area agreement to have smaller streets which would be down to 32ft with a 2ft vee curb, and homes 60ft from the right away sewer and water, less lighting, no curb and gutter and fewer fire hydrants.

Recognizing Citizens from the floor

Randy Adams, Fire Chief would like comment that when fighting a fire in the county with the narrow roads it's not really a problem due to vehicles not being parked on the road. The homes are on one acer lots. I am concerned if we go to ½ acre lots and the narrow road, will we still be able to get emergency vehicles through.

Steven Adams 895 E. 1300 N, Shelley ID

My concern is how are you going to protect our wells with so many septic tanks that are planned to go into the new subdivision. Does the city plan to send city water to us? It needs to be considered how it is going to affect who is already there. That needs to be considered in the impact agreement.

Resolution for policy for water line size and meter replacement Jeff motioned to accept and approve Resolution 19-07 City of Shelley Bingham County ID. Adam second. Approved unanimously.

Resolution to amend unoccupied sewer rates for fiscal year 2019-2020 from \$37.75 to \$38.33. Adam motioned to approve resolution 19-03 with the approved rates. Jeff second. Approved unanimously.

Consider Employee discount for recreation sports: An employee's wife asked if a discount would be possible for recreation sports.

Kim motion to approve a 50% employee discount for recreation sports Adam second. Approved unanimously.

Consider criteria for the marquee: There was a situation where a dance studio asked if an open house for their studio could be on the marquee. Mikel was not aware that open house meant come and register. Another business was upset why were we promoting one studio over the

other. What should be the guide line for the marquee? If it benefits the community it should be allowed. It will be left to Mikel's discretion.

Consider lease/ purchase agreement for police vehicles. This matter will be tabled we are waiting on the auditor's recommendations. Adam motion that we table to police vehicles lease agreement. Jeff seconded. Approved unanimously.

No comment for Motocross track in NA/a Zone and Amendment to Greenfield plat.

Approval for the Business license for Wright Physical Therapy.

Kim motioned the approval of Wright Physical Therapy Business license. Jeff Seconded. Approved unanimously.

B.J would like to report that he is waiting on the agreement form Chad Shanks. He will follow up with Milon Neilson on the maintenance agreement for Willow Estates.

Jasmine would like to report that the fourth quarter Finance Reports is available and behind the minutes.

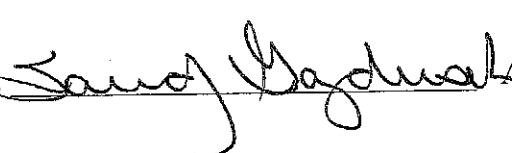
Mikel would like to report that Jazz sign ups are currently going and everything is going well.

Justin would like to report that North Park over by Parkview was paved today. Hopefully tomorrow or Thursday they will pave the subdivision and then they will begin in Copper Meadows. We installed a new fire hydrant over by highway 91 and Locust last week. I spoke to Mrs. Winder on the 6 inch water line and we are still on the same page. Bubba Ricker and Ed Harlow got with me and will be working on the siren on Friday. We will start fall clean up this week and the flower pots have been painted red.

Chief Mohler would like to report unit 1107 is running. We are waiting on getting unit 1105 running and I will have the other three ordered. The new officer is doing great at the academy.

The meeting adjourned at 9:20 pm.

ATTEST

 APPROVE:

