

CITY OF SHELLEY  
COUNCIL MEETING  
MINUTES

MAY 12, 2009

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

PLEDGE OF ALLEGIANCE: Scout Colton Cowley  
PRAYER: Steve Cederberg

Lorin moved, Charlotte seconded to approve the following consent agenda:

Minutes of April 28, 2009 Council Meeting

Building Permits:

Kerry Judy - new home  
Claudia Carrillo - move on mobile home  
Kimberly Young - re-roof

A roll call vote was called for: Steve – aye, Lorin - aye, Charlotte - aye. Approved three in favor, one absent.

Mayor Christensen invited Travis Davis to be presented with the 2008-2009 Junior NBA Coach of the Year award. Dawn read a letter submitted by the Community Regulations Committee of the Jazz stressing the important impact Mr. Davis has on the youth by being a good role model. She said there were thirty two out of fourteen hundred chosen as Coach of the Year. Mayor Christensen presented Mr. Davis with a plaque to honor him.

Wes Cook, a representative of Forsgren Engineering said Rocky Mountain Power needs a utility easement to access the site for maintenance of their line at the new wastewater treatment facility. He said this matter was tabled at the last council meeting waiting for BJ's review of the easement. BJ said he has reviewed the easement document, and he needed some clarification on a few items. He said there were some changes made by Rocky Mountain Power, and now he feels comfortable about recommending approval by the city. Steve moved, Charlotte seconded to accept the Utility Easement Agreement with Rocky Mountain Power and approve execution of the document. Approved three in favor, one absent.

Wes Cook said the next application for a payment request from RSCI will be approximately 1.9 million dollars. He said many pieces of the equipment have been received, but not installed yet at the treatment plant. He said many of the buildings have been erected also. Wes said there will be a forty two inch line installed between County Club and the wastewater treatment site. He said this project will go out to bid within the next few weeks. Wes said during the installation of that line some of the walking path will be torn up, but will be replaced after the construction is completed.

Wes said the well design for Well #5 is 95% complete. He said they are at an internal review process with DEQ, etc. Wes said Forsgren would be happy to look for funding sources for the well if the city would like them to help.

Olin Barkdull presented an updated analysis for Assurant Insurance and asked that the old proposal be shredded. He said the prior calculations had an error made, and the new calculations were in favor of the city. Mr. Barkdull discussed the benefits of Assurant versus Blue Shield. Sandy said she received a soft quote from Blue Shield as if the city had not submitted Health Statements from the employees. She felt comparing our current Blue Shield rates with Assurant's soft quote rates were not comparing apples with apples. Sandy said the soft quote with Blue Shield was \$5796 per month, which happened to be less than Assurant's soft quote. However, Assurant's quote also included Nexstep which will supplement the deductible for the employee. Mr. Barkdull said Blue Cross and Blue Shield have been the dominant companies in Idaho, and now Assurant may be competing with them with this new program. He said the competition could bring down Blue Cross and Blue Shield's premiums. Lorin said he spoke with some of the police officers who are very reluctant to change insurance companies. The Mayor and Council thanked Mr. Barkdull for the presentation.

Stephanie Gallup discussed the cat problem that was brought up at the last council meeting. She said a neighbor of hers is trapping cats in the neighborhood and removing them from the city. Mrs. Gallup felt this is not right. She said there is an Idaho Code that states an animal that has been trapped has to be given food, water, and shelter. She felt the Council needs to make people accountable for what they are doing with animals that they trap. Steve said he felt the animal owners need to be held accountable for their animals. Mrs. Gallup said she understands there is a problem with feral cats in the city, however cats should be taken to a place where a cat owner is able to retrieve their domestic cats. She suggested that domestic cats be required to be collared, and then trap the feral cats. Mr. Gallup said he would support cat licensing and paying a fee, but he wants to be able to get his cat back if it is trapped. Mayor Christensen said it would be a hard ordinance to enforce herding cats. Roger Wood said he would like to have an animal impound facility in the city, and an animal control officer to enforce the animal ordinances. Alan said probably 15% of the dogs impounded get retrieved by their owners. He said only 40% of the pet owners purchase tags each year. Alan said the city could spend the money for a new building and an officer, but out of 100 dogs that were impounded last year, only 20 were picked up by their owners. He said an option to this matter is to build a building where animals could be held for one week before Bingham County Animal Control picks up the animals. Mayor Christensen said the city plans to build a new impound facility which could have an area for cats, but it is not available right now. Mrs. Wood said she has had a lot of problems with cats ruining her garden area and lawn. She said she has not been able to grow a garden for the past two years because of the cat feces. Charlotte asked Shirley if she could publish a story stating these citizens concerns, and ask the citizens to collar their domestic cats. Mrs. Gallup asked that she be contacted when a collared cat gets caught. Mr. Wood said after the article was published in

the paper, his pickup truck was vandalized with the words "cat killer", etc., and his grandson is being harassed in school.

Alan said the 2004 Dodge Intrepid has a blown engine that will cost about \$4500 to repair. He said he telephoned the Council to declare this as surplus property so it could be hauled off by Bonneville Trucking. Lorin moved, Steve seconded to ratify the declaration of a 2004 Dodge Intrepid with a blown engine as surplus property. Approved three in favor, one absent.

Lorin moved, Steve seconded to approve a general business license for Suds Studs – 1409 N. 1000 E. for 2009. Charlotte declared the business owner is her grandson. Approved three in favor, one absent.

Sandy clarified that a general business license has an annual fee of \$25, however if the license is purchased after July 1, 2009, for half of the year, the fee is \$15. Council agreed.

Sandy presented two plats she received from Bingham County asking for comments regarding the establishment of a gravel pit at 700 E. 1100 N. and an amendment to the Journey's End Subdivision Plat. Council had no comments or concerns on either matter.

BJ said he contacted a few developers regarding the purchase of water rights and did not receive much of a response. He said Ball Development has not responded, and he discussed the matter with Mr. Willard Price, but Mr. Price seemed to have no immediate interest.

BJ said there are no updates in the Kelley Acres annexation appeal. He said their attorney did file a motion of stay pending the Idaho Supreme Court's decision.

BJ said there is a dog that has been impounded as a vicious animal and set for potential euthanization. He said there is a hearing before the Judge on Friday. BJ said he would like to request an executive session to discuss this item further.

Sandy said there will be a Ground Water Protection Workshop on May 21, 2009 in Idaho Falls. She asked if there was anyone who wished to attend. There was no response, and she will inform John of the meeting since he was not in attendance tonight.

Rick said he has received the backhoe from Bingham County. He said this piece of equipment will be used at the transfer station.

Dawn said the slide on the playground equipment at Brinkman Park has been damaged. She said the cost to replace the slide is \$1200 to \$1700 and there has been no money budgeted in the Parks fund for this type of repair. Sandy said there are funds in the State Revenue Sharing Fund that could be utilized. Council granted permission to replace the slide and expend the cost from the State Revenue Sharing Fund.

Dawn said the summer baseball program has started, and she has begun to fill the swimming pool for the season.

Alan said mobile lap tops are being installed in the police vehicles as budgeted in his department. He said the may possibly cut down on dispatch expense. Alan said the department may eventually be able to move to e-tickets.

Alan said two more dogs have been impounded as vicious animals. He said both of the owners are trying to get injunctions to stop the euthanization.

Charlotte said she worked with the District Golf Tournament the last few days. She said both he Shelley Boy and Girl's teams won.

Charlotte said she attended the Tree Committee meeting earlier tonight. She said Arbor Day will be held June 6, 2009.

Steve said he received a letter from Brandon Bird of the Bingham County Economic Development Council requesting a contribution for the year in the amount of \$4000. Steve said the funds have been budgeted, and he will present the invoice to Sandy.

Steve said the new cars that the police department is receiving are substantial savings to the city. He said the vehicles are coming out of Utah and will be purchased for \$1 on the final year of the lease.

Mayor Christensen thanked Steve for working with the Bingham County Economic Development Council for the past several years.

Lorin said John asked him earlier to discuss the cat and dog issue the city is having. He said John would be in favor of an ordinance regarding cats, but the animal owner should be held responsible for their pets. He said it would be hard to regulate animal responsibility.

Mayor Christensen discussed building a new dog pound. He said the funds have been saved for the past three years and there is now \$45000 budgeted to build a new pound. Mayor Christensen said the new building should be built this summer at the transfer station property. He suggested the facility be built so it can be accessed from both sides of the fence for animals to be dropped off. Mayor Christensen also suggested a secure area be built for cat traps to be left. Rick said he will work on a design for the new facility and work with the appropriate staff.

Lorin moved, Steve seconded to adjourn into executive session pursuant to Idaho Code 67-2345(f) to discuss pending litigation. Lorin – aye, Steve – aye, and Charlotte – aye. Approved three in favor, one absent.

Lorin moved, Charlotte seconded to reconvene into regular session. Approved three in favor, one absent.

Mayor Christensen said in executive session the council discussed pending litigation.

Adjourned: 9:45 p.m.

ATTEST: Sandy Bagdikian APPROVE: Eric R. Christensen

**APRIL CLAIMS**

<u>DATE</u>		<u>AMOUNT</u>	<u>CHECK #</u>
3-Apr-09	Comdata	774.55	32799
3-Apr-09	Bret G. Jones	211.94	32800
<b>14-Apr-09</b>	<b>Searle Hart and Associates PLLC</b>	<b>9,000.00</b>	<b>32801</b>
<b>16-Apr-09</b>	<b>A &amp; B Transmission &amp; Service CTR</b>	<b>1,004.43</b>	<b>32802</b>
16-Apr-09	AAA Giles Cleaning and Restoration	675.00	32803
16-Apr-09	All Occasion Floral & Gift LLC	58.95	32804
16-Apr-09	Alltel	296.10	32805
16-Apr-09	American Linen	532.28	32806
16-Apr-09	Auto Body Paint & Supply	234.64	32807
16-Apr-09	AW Works Inc	390.90	32808
16-Apr-09	Bateman Brothers	400.00	32809
16-Apr-09	BISCO	68.08	32810
16-Apr-09	BMC West Shelley	241.98	32811
16-Apr-09	Broulim's	8.98	32812
16-Apr-09	Business Phone Sprcialists Inc	66.50	32813
16-Apr-09	Cascade Fire Equip	510.54	32814
16-Apr-09	Central Transfer Station	72.25	32815
<b>16-Apr-09</b>	<b>Circular Butte Landfill</b>	<b>5,581.13</b>	<b>32816</b>
<b>16-Apr-09</b>	<b>Daniel Acevedo</b>	<b>1,650.00</b>	<b>32817</b>
<b>16-Apr-09</b>	<b>DBS Inc</b>	<b>1,543.93</b>	<b>32818</b>
16-Apr-09	Dee Rays Auto Body	508.00	32819
16-Apr-09	Doug Keele	295.37	32820
16-Apr-09	Doug's Meat	229.54	32821
<b>16-Apr-09</b>	<b>Eagle Rock Sanitation</b>	<b>3,073.78</b>	<b>32822</b>
16-Apr-09	Fastenal	667.67	32823
16-Apr-09	First Responders	820.95	32824
<b>16-Apr-09</b>	<b>ForsgrenAssociates/P.A.</b>	<b>2,825.00</b>	<b>32825</b>
<b>16-Apr-09</b>	<b>Gunarama</b>	<b>1,789.32</b>	<b>32826</b>
16-Apr-09	Hammon Teton Delivery	54.00	32827
16-Apr-09	IAS-Envirochem	392.00	32828
16-Apr-09	Idaho Business Systems	51.45	32729
<b>16-Apr-09</b>	<b>Idaho Dept of Employment</b>	<b>1,441.12</b>	<b>32730</b>
16-Apr-09	Idaho Falls Peterbilt	62.76	32731
16-Apr-09	Idaho Rural Water Association	600.00	32832
16-Apr-09	Industrial Hose & Fittings	106.08	32833
16-Apr-09	Mike Johnson	68.89	32834
16-Apr-09	Laser Max Inc	229.00	32835
16-Apr-09	LC Insulation and Supply Co	380.00	32836
16-Apr-09	Les Schwab Tire Center	52.92	32837
16-Apr-09	Lifeloc Technologies	101.65	32838
<b>16-Apr-09</b>	<b>Maintenance Engineering</b>	<b>1,460.70</b>	<b>32839</b>
16-Apr-09	Petty Cash	63.70	32840
16-Apr-09	Pioneer Publication	166.38	32841
16-Apr-09	Qwest	46.10	32842
16-Apr-09	R&S Distributing	68.84	32843
<b>16-Apr-09</b>	<b>Rocky Mountain Power</b>	<b>4,667.17</b>	<b>32844</b>
16-Apr-09	Sams Club	178.27	32845
16-Apr-09	Scott Machinery Co.	763.14	32846
<b>16-Apr-09</b>	<b>Shelley Quick Lube and Auto Center</b>	<b>1,175.75</b>	<b>32847</b>
<b>16-Apr-09</b>	<b>ShelleyFirth Rural FireDistrict</b>	<b>5,033.00</b>	<b>32848</b>
16-Apr-09	Siems Enterprises	21.95	32849
<b>16-Apr-09</b>	<b>State Insurance Fund</b>	<b>3,053.00</b>	<b>32850</b>
16-Apr-09	Stephenson Computer Consulting	535.50	32851
16-Apr-09	United States Welding Inc	200.04	32852
17-Apr-09	Allen L Hall	600.00	32853
30-Apr-09	<b>Advanced Industrial Supply</b>	<b>331.07</b>	<b>32854</b>
<b>30-Apr-09</b>	<b>AG Parts</b>	<b>13.40</b>	<b>32855</b>
30-Apr-09	Alexander Clark Business Forms	318.00	32856
30-Apr-09	All American Sports	151.50	32857
30-Apr-09	All Occasion Floral & Gift LLC	30.95	32858
30-Apr-09	American Flag & Banner Company Inc	300.00	32859
30-Apr-09	Auto Trim	199.00	32860
30-Apr-09	Bearing & Ind. Sales Inc	13.54	32861
30-Apr-09	Brent Clark	79.69	32862
30-Apr-09	Cable One	164.95	32863
30-Apr-09	Circular Butte Landfill	4,749.56	32864

30-Apr-09	Dougs Sale	105.00	32865
30-Apr-09	Dwayne Swearingen	800.00	32866
30-Apr-09	Exxonmible Fleet/Gecc	198.97	32867
30-Apr-09	Fastenal	337.68	32868
30-Apr-09	Ferguson	3,837.32	32869
30-Apr-09	First Responders	722.98	32870
30-Apr-09	IAS-Envirochem	516.00	32871
30-Apr-09	Idaho Transportation Dept	253.00	32872
<b>30-Apr-09</b>	<b>Intermountain Gas</b>	<b>1,036.61</b>	<b>32873</b>
<b>30-Apr-09</b>	<b>Justs Sports</b>	<b>1,102.00</b>	<b>32874</b>
<b>30-Apr-09</b>	Kirkham Auto Parts Ser Co #8	190.94	32875
30-Apr-09	L&S Metal Products	54.00	32876
30-Apr-09	Mountainland Communications Inc.	300.00	32877
30-Apr-09	Northland Security Products	180.38	32878
30-Apr-09	Oldcastle precast Inc	150.00	32879
30-Apr-09	PAETEC	481.00	32880
30-Apr-09	Stanley J Peterson	82.62	32881
30-Apr-09	Phillips 66 Co	24.61	32882
30-Apr-09	Pro Power	57.53	32883
30-Apr-09	Pro Wench	58.00	32884
30-Apr-09	Qwest	89.80	32885
<b>30-Apr-09</b>	<b>Shelley/Firth Rural Fire District</b>	<b>5,033.00</b>	<b>32886</b>
30-Apr-09	Sportsmans Warehouse	63.98	32887
30-Apr-09	Steve's Radiator Shop	240.00	32888
30-Apr-09	US Post Office	340.20	32889
<b>30-Apr-09</b>	<b>Utah Jazz Youth</b>	<b>1,503.00</b>	<b>32890</b>
<b>30-Apr-09</b>	Valley Office System	245.89	32891
<b>4-Apr-09</b>	<b>City of Shelley Payroll</b>	<b>48,516.57</b>	
<b>17-Apr-09</b>	<b>City of Shelley Payroll</b>	<b>50,080.76</b>	
	<b>Total</b>	<b>178,058.72</b>	