

CITY OF SHELLEY  
COUNCIL MEETING  
MINUTES

JUNE 28, 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

PLEDGE OF ALLEGIANCE: Chad Purser

PRAYER: Mayor Pascoe

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

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

Approval of the Minutes of Council Meeting on June 14, 2022

Approval of the Minutes of Work Meeting on June 14, 2022

Building Permits:

Wholesale Unlimited	- Accessory Building
Ascencion	- deck
Hidden Treasurers	- re-roof
Doug Buzzel	- new home
Sarah Cox	- Accessory Building
Monte Waters	- re-roof

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

Approved unanimously.

Kent and Carolee Carlson are requesting annexation and a zone change for a parcel of property on the west side of the city. Kim recued herself from this discussion. Sandy said the Planning and Zoning Board held a public hearing to take testimony on this issue. However, there was some confusion about the zoning request. Sandy said the rezone application listed the zone change as commercial however there is no commercial zone; there is Heavy Commercial or Central Business. Sandy said she contacted Carolee and discussed the different uses in each zone and Carolee said she would like it rezoned to Central Business so that is what was published for consideration in the public hearing. Sandy said during the hearing Carolee’s engineer said the zoning should be Heavy Commercial so that is what the Planning and Zoning Board recommended approval for. Sandy said since this was not advertised to be considered as Heavy Commercial it will need to be republished and another hearing held or the P&Z Board will need to rescind their motion and change it to Central Business. Adam moved, Jeff seconded to send this matter back to the P&Z Board for review and consideration as Central Business or republish for Heavy Commercial. Approved three in favor, Kim recued herself. Motion carried.

Jacqueline Wittwer with Shelley Supporter of the Arts said the \$5000 grant received from UPRR needs to be used within the next two months. She has

presented plans for a design for Centennial Park upgrades. Mrs. Wittwer asked that the city engineer be used to design this park with the \$5000 grant money. She said they have also applied for another \$25,000 from UPRR. Justin and Leif with discuss this further with Dave from Forsgren.

Jacqueline Wittwer thanked the city for helping them get water to the North Bingham County Park. She said there were fifty volunteers that helped water the trees, bushes, and gardens. She said she would appreciate it if the city could continue bringing the water truck to the park for as long as they need it.

Adam said he thinks Shelley should allow and regulate the ability to have chickens in the city limits. He said he has talked to the police department and they did not see a problem. Adam said he doesn't think we'll be chasing chickens all over the city. He said we can create regulations to keep the coup away from the property lines. Jeff said we can have a permit system and if the chickens get out of the yard then there will be a fine and the second time they owner will lose their permit. Mayor Pascoe said he is concerned about the smell and the noise. After further discussion Adam moved, Jeff seconded to move forward and pursue the creation of the regulations to allow chickens in the city limits. Approved unanimously.

Leif moved, Adam seconded to approve an Itinerant license for Sno-Ventures that are located in the Broulims parking lot. Approved unanimously.

BJ presented Ordinance 636 regarding the definition and regulation for city utilities for those who own and occupy a home at least six months of the year and are gone between October and April. Adam moved, Kim seconded to suspend the reading of Ordinance 636 on three separate days and read the title of Ordinance 636 once. A roll call vote was taken: Kim – aye, Adam – aye, Leif – aye, and Jeff – aye. Approved unanimously. Adam read the title of Ordinance 636. Adam moved, Leif seconded to adopt Ordinance 636 regulating Snow Bird occupancy. A roll call vote was taken: Kim – aye, Adam – aye, Leif – aye, and Jeff – aye. Approved unanimously.

Sandy presented Resolution 22-06 regarding the amendment of the Country Club Road Urban Renewal Area. This would allow the TIF to be extended six years with Golden Valley Natural to complete an improvement to take care of some environmental concerns. Kim moved, Adam seconded to approve Resolution 22-06 regarding the Country Club Road URA. Approved unanimously.

Kim moved, Leif seconded to suspend the reading of Ordinance 637 on three separate days and read the title of Ordinance 637 once. A roll call vote was taken: Kim – aye, Adam – aye, Leif – aye, and Jeff – aye. Approved unanimously. Kim read the title of Ordinance 637. Kim moved, Leif seconded to adopt Ordinance 637 extending the TIF with Golden Valley Natural for six years. A roll call vote was taken: Kim – aye, Adam – aye, Leif – aye, and Jeff – aye. Approved unanimously.

Leif moved, Jeff seconded to amend Ordinance 447 which established the Tree City Ordinance. This ordinance states the members of the Tree Committee must reside within the city limits. The amendment will strike the words citizen and residents of the city. A roll call vote was taken: Kim – aye, Leif – aye, Jeff – aye, and Adam – aye. Approved unanimously.

Dave was not in attendance to discuss the update to the Wastewater Facility Planning Study. The city received some grant money with a 50-50 match. The city needs to update and improve our FPS to help us when applying for grants.

Sandy said the Planning and Zoning Commission held a public hearing to consider amending the chart in 10-8-2. This will add the setbacks for R1A and R2A which were established some time ago, but not added to section 10-8-2. Also to note would be the working that all side setbacks are measured from the drip edge. The P&Z recommended approval of these amendments. Leif moved, Jeff seconded to amend the section 10-8-2 of the city code to include the setbacks for R1A and R2A and to include the wording regarding the drip edge. Approved unanimously.

Chad said he would like to promote Henery Dannehl to a Corporal position and would like to bump him four levels on the wage scale. Adam moved, Kim seconded to promote Henery Dannehl and increase his pay accordingly. Approved unanimously.

Justin said the wage scale should be reviewed to cover a Building Inspector/Planner or a stipend should be established for Jordon who is covering both duties now. This can be done during the budget cycle.

Mikel said we have two concessionaires at the city park right now. Selling times need to be clarified. Are they allowed to set up and sell anytime at the city park or just during sporting events. Adam moved, Jeff seconded to allow sale at the city park by approved concessionaires only during events at the city park. Approved unanimously.

Adam said he spoke with Joan Winston and Rocky Mountain Environmental about getting water to the North Bingham County Park. Bingham County has said that they do not have water rights to water one side of the park where the Historical section is. Adam said we need a temporary fix for the water so the foliage can be kept alive this year. He said they can pull water out of the river according to IDWR but they will need a regulator to do so. This will pull the water out the IDWR pool and is only temporary. Adam said he would like to move forward with the transfer of city water rights to the park. He said this would only be for four to six months. Adam said he would like to run a line from our well to the park to be used next year. He said they will need water for about five to six acres for the Historical Park. He said the water rights will still be owned by the city but the location of use will be changed. Mayor Pascoe said he talked to the county and they could lease water rights from the city for one year but their attorney will need to handle it. Kim said this park is great for our community but we need to put more of a push on the County. Adam said the IDEAs Group will need to decide about pulling the water out of the river, but we could move forward with the transfer of the water rights for next year. Adam asked about if the city wants to take over the ownership for the south side of the park where the Historical Park lies. He said IDEA's is willing to sign a contract for all maintenance, and the city will not be called out to help them at all, so there will be no city expense. Leif said we need to research our cost and liability to take over the Park. Adam said he will move forward with the IDEA's Group and the County and look at an agreement and the cost to the city.

Sandy said she attended a really great workshop at the AIC Conference on how to recruit and retain new employees. She said the new employee we have in the office is doing great. She said she will be working on the payroll portion of the budget in the next few weeks.

Mikel said the pool is running great. He said Connor Johnson is an awesome life Guard.

Mikel said four youth went to the AIC Youth Program in Boise and had a great time. They learned a lot about communities and some of our youth placed first in an Urban Development project.

Mikel said baseball is completed for this season. He thanked Katelyn Anderson for helping out while he was gone to Boise.

Justin said he appreciated being able to attend the AIC Conference. He said he attended a great round table.

Justin said the crew has been striping lines and working on the sprinkler systems on the trail. He said he will be setting up for the Movie in the Park this Thursday which ICCU will be sponsoring. The movie is American Underdog.

Justin said HK is having a hard time getting oil so they will be doing improvements later this summer.

Chad said Officer Dannehl is about a week away from getting certified with Hero. He said he has received some complaints about speeding vehicles coming into the city. He said he has moved the solar light to make motorists aware of the speed.

Chad said he has been working on setting up a new evidence room. He said last week they tested for a new officer. He said they have been narrowing down the applicants.

Chad said P&Z has been reviewing a fence on East Center Street next to the Parks Subdivision. He said this is considered a safety issue and they should possibly come up with a vision triangle regulation to clarify how vision will be preserved. Maybe create an ordinance or a policy.

Jeff said EIWWA has put a temporary moratorium on sewer ERUS's. He said the engineer for EIWWA informed the Board that until basins can be constructed there is no more capacity. Jeff said only pending approvals will be honored at this time. The Board will meet on August 4<sup>th</sup> to discuss this further.

Leif commended the employees for running the city efficiently with everyone was gone to the AIC conference.

Leif said he learned that there are a lot of other cities that are having a lot of growth issues also.

Adam said he is grateful to live in our city. He said we have great residents and employees. He said he received some great information during the round tables. He said he was a little disappointed in some of the classes.

Adam said the Grand Opening of Cox's Honey's new facility will be July 8<sup>th</sup>.

Mayor Pascoe said he appreciates all.

Adjourned: 9:15 p.m.

APPROVE:  ATTEST: 