

CITY OF IDAHO FALLS  
COUNCIL MEETING  
11/26/13

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NOVEMBER 26, 2013

PRESENT: Mayor Eric Christensen  
Council Members: Earl Beattie (absent), Kurt Russell, Stacy Pascoe, Jeff Kelley  
Police Chief: Rod Mohler  
Public Wks Dir: Chuck Lloyd  
Recreation Dir.: Dawn Lloyd  
City Clerk/Treasurer: Sandy Gaydusek  
City Attorney: BJ Driscoll

PLEDGE OF ALLEGIANCE: Dawn Lloyd

PRAYER: Jeff Kelley

Stacy moved, Kurt seconded to approve the following consent agenda:

Minutes of November 12, 2013 Council Meeting  
October 2013 Expenditures  
October 2013 Overall Budget & Treasurers Report  
Building Permits: None

Roll Call Vote: Jeff – aye, Stacy – aye, and Kurt aye. Approved three in favor, Earl absent.

Sid Page said when he was campaigning for office he heard a lot of thoughts from residents regarding chickens. He said he checked with some other cities, and some of the bigger cities allow chickens. Mr. Page said in Salt Lake City they allow up to fifteen chickens, and some are even allowed in multi-residential zones. He said even Blackfoot allows chickens. Mr. Page said he understood that about one third of the police calls are regarding animal control. He said he would like that number verified. Mr. Page said he was also told that there are no bad animals, just bad pet owners. He said some cities allow different animals according to size. Mr. Page said he would like the council to look at what it costs for animal control, and to consider allowing chickens with regulations in place. He presented a hand out that he drafted with his ideas for consideration. Mr. Page said the positive considerations for allowing chickens are the city recognition of citizens property rights, it teaches families self reliance, it teaches children responsibility, it is an economic benefit to families, and it provides healthier food for the family. He said he would like a committee formed that he would head up to look at what the costs are for animal control in the city. Mr. Page shared an ordinance that was drafted regarding keeping chickens in the city. Stacy said he went to a meeting with the City of Idaho Falls and they are having a problem with chickens in the city. He said the problem is, that some of the chickens quit laying, and then are being dropped off in empty lots, etc. Stacy said on December 10<sup>th</sup> the

only way chickens would be allowed is with a special use permit. He feels it becomes a private property right to the person who may be harmed in some manner by chickens also. Jeff asked Rod to find out how many barking dog complaints there are compared to dog at large complaints. He said depending on the outcome of the survey, he may like to see a committee formed.

Mike Carter, the Shelley/Firth Fire Chief addressed the Council to request the annexation and rezoning of the property where the proposed fire station will be constructed. This property is on the north side of West Fir and the west side of Hanson Avenue. The Fire District is requesting the property be zoned as R1 (Single Family Residential). A public hearing was held by the Planning and Zoning Commission on November 20, 2013, and the Board recommends approval of the rezone contingent upon annexation. Jeff said he has heard some concerns from residents since the proposed fire station is so close to the High School. Mike said they have studied this; looked at the traffic, the size of the highway, etc. and believe there will not be any problems. He said a representative from the rating bureau come into town, and his comments were that he liked the proposed area since it is located in the downtown area. Mike said there has been some concern regarding the side of the railroad tracks that it will be located on. He said however, it has to be on one side or the other. Mike said the students at the High School will be educated regarding the fire station and call outs through their assemblies. Stacy moved, Jeff seconded to approve the annexation of the property were the new fire station will be located on the west side of Hansen Avenue and zone the property as R1 (Single Family Residential). Approved three in favor, one absent.

BJ presented a draft to amend Title 10-8-6 (c) and (d) regarding private driveways and easements. The amendment will allow a private driveway or easement to one residential, commercial, etc. building. A private drive will not service more than one building. Sandy said Planning and Zoning held a public hearing regarding this matter and recommend approval of the amendment. Stacy moved, Kurt seconded to amend the ordinance in title 10-8-6 (c) and (d) to allow private driveways and easements that service one building only. Approved three in favor, one absent.

Jeff moved, Kurt seconded to approve a Beer License (Carry Out Only) for Shelley Exxon for 2014. Approved three in favor, one absent.

Kurt moved, Stacy seconded to approve a Cabaret (Dance) license for the Shelley Senior Citizens (Elite Retreat) for 2014 and to waive the \$75 fee. Approved three in favor, one absent.

election on November 5, 2013 are as follows: A total of 858 ballots were cast which is a 45.8% turn out for registered voters. Mayor – Terry Johnson – 292 votes, Stacy Pascoe – 554 votes. Council Seat #1 – Earl Beattie – 424 votes, Heather Goodworth – 407 votes. Council Seat #4 – Alan Dial – 268 votes, Sid Page – 225 votes, Sean Crystal – 22 votes, Kim Westergard – 317 votes.

Stacy said the needed easements for the water line loop between State Street and New Sweden have been obtained. He said now the engineers will need to review the location and design it. Stacy said Harper Leavitt is engineering the sewer, road, etc. on the Golden Valley project, and wondered if they should provide the design for the water line loop. Jeff said he felt it would be healthy for the city to use a different engineer from time to time. Mayor Christensen said he is concerned about duplicating services. He said if another engineer other than the city engineer designs a line that will be accepted by the city, the city engineer must review and okay the design. Mayor Christensen said Forsgren is our designated engineer, and different engineering companies do things differently. Jeff said this may not be the right project to hire another engineer to do then. He said it's not that we're turning out back on Forsgren, but feels it's healthy to dabble with other engineers that could potentially save the taxpayers money. Stacy said he understands what Jeff is saying where Harper Leavitt is doing the engineering for other infrastructure, and having them include the loop line in their entire project, however Forsgren will still need to review the design. Jeff said he recommends that the city move forward on this project and use Forsgren to design the loop line which should be saving the taxpayers money so services are not duplicated.

Dawn said she has approximately forty teams drafted for Jazz Basketball.

Dawn said she ordered the new piece of playground equipment for Pillsbury Park. She said the colors are purple, green, and orange, and will have several activity toys including one with an airplane.

Dawn said the Mayor's Youth Committee will be helping at the Tree Lighting and Chili Cook Off the day after Thanksgiving. She said for a service project they have been raking leaves at Goodsell School.

Chuck said the Christmas lights and decorations are ready for the Tree Lighting Ceremony. He said the new employee, Mike Worlton has started working. Mayor Christensen conveyed his thanks to Justin for the construction of the Merry Christmas sign.

Mayor Christensen reminded everyone about the Tree Lighting Ceremony and Chili Cook Off on Friday.

Adjourned: 8:45 p.m.

ATTEST: Sandy Gajewski APPROVE: Tom R. Ehlert

**CITY OF SHELLEY  
BUSINESS LICENSE  
APPLICATIONS  
SUBMITTED NOVEMBER 26, 2013  
FOR 2014**

<u>NAME</u>	<u>ADDRESS</u>	<u>TYPE OF BUSINESS</u>
<u>SPECIALIZED LICENSES:</u>		
<u>RENEW:</u>		
SHELLEY SENIOR CITIZENS	193 W PINE ST	DANCING
JOHN BERRY/EXXON	510 S STATE ST	BEER SALES, CARRY OUT ONLY
THE MAGIC BUS	691 N 700 E, FIRTH	MOBILE FOOD VENDOR
KATHERINE BUTCHART	680 LONGHURST LN	KAIRN SHELTY DOG KENNEL

GENERAL LICENSES:

NEW: \$25 EACH

LIFETIME WELLNESS/CHIROPRACTIC	528 N STATE ST	CHIROPRACTIC CLINIC
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RENEW: \$5

ADRENALINE PERFORMANCE	606 N STATE ST	AUTO REPAIR, ACCESSORIES...
BANK OF COMMERCE	270 S EMERSON AVE	FINANCIAL INSTITUTION
BASELINE CONTRACTORS, INC	985 RIMROCK CANYON	CONSTRUCTION/LAND SURVEY
BASIC AMERICAN FOODS	434 S EMERSON AVE	FOOD MANUFACTURING
BEATTIE ENTERPRISES, LLC	174 E CENTER ST	RETAIL/WHOLESALE GUNS, COLLECTABLES...
CARLISLE CUSTOM WOODS, INC	270 S SPUD ALLEY	SALES OF DOORS, MOLDINGS, STAIRS, ETC
CHINA KING	196 N STATE ST	RESTAURANT
COMMERCIAL METAL WORKS, INC	612 N STATE ST	HVAC SALES & SERVICE
COX HONEY FARMS, INC	456 S STATE ST	HONEY PACKING/RETAIL SALES
DIAMOND B SPECIALTIES	111 OCTOBER COVE	SCREEN PRINTING/PROMO PRODUCTS
EARTHWISE CURBSIDE RECYCLING	430 S BYRON AVE	CURBSIDE RECYCLING PICK UP
EATON TOWING & RECOVERY, LLC	335 S EMERSON AVE	VEHICLE TOWING & RECOVERY
ECHO'S DESIGN SALON	761 S PARK AVE	HAIR SALON
EMBROIDERY IN DESIGN, INC	585 FLAMINGO AVE	EMBROIDERY
(CHANGED NAME FROM: ONCE UPON A BLANKET)		
ERI'S SALON AND SPA	120 N EMERSON AVE	HAIR SALON AND SPA
THE GIGGLY PIGLET-HANDMADE ITEM	171 W PINE ST	HAND CRAFTED ITEMS SALES
LITTLE LADYBUG LEARNERS PRESCH	396 BERRETT AVE	PRE-SCHOOL
M H KING COMPANY	600 N STATE ST	RETAIL SALES
MARK'S AUTO SALES	648 S STATE ST	AUTO SALES
MICK'S HOMECOOKING	398 S STATE ST	RESTAURANT
OK TRAILER SALES	480 N STATE ST	RV SALES & SERVICE
PHYSICIAN & SURGEON'S CLINIC OF S	275 W LOCUS T ST	MEDICAL CLINIC
RIVER VALLEY DENTAL CARE	371 W FIR ST	DENTAL CLINIC
SHELLEY AUTO CARE	580 S STATE ST	AUTO REPAIR

SHELLEY FAMILY MEDICAL CENTER  
SNAP-ON TOOLS  
STONE RIDGE DENTAL, PC  
SUGAR PLUM PRE-SCHOOL  
SUNNY TIMES PRE-SCHOOL  
U-COPY  
USBANK  
V & L ENTERPRISES, LLC

210 S EMERSON AVE  
2815 S 55 W, I.F.  
295 ANDERSON RD  
756 CEDAR ST  
426 WALNUT ST  
104 S. EMERSON AVE.  
201 W. PINE ST.  
760 ASPEN AVE

MEDICAL CLINIC  
TOOL SALES & SERVICE  
DENTAL CLINIC  
PRE-SCHOOL  
PRE-SCHOOL  
COPY CENTER  
FINANCIAL INSTITUTION  
CONSTRUCTION SALES & CONSULTING

37 TOTAL LICENSES

**BINGHAM COUNTY  
COMMISSIONERS  
CANVAS**

**CITY OF SHELLEY  
ELECTION**

**November 5, 2013**

**SAMPLE BALLOT**  
CITY OF SHELLEY  
BINGHAM COUNTY, IDAHO  
NOVEMBER 5, 2013

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**SAMPLE BALLOT**  
CITY OF SHELLEY  
BINGHAM COUNTY, IDAHO  
NOVEMBER 5, 2013

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**INSTRUCTIONS:** Vote for such candidate(s) as you desire by placing an X in the small square at the right of the name(s), or by writing in the name(s) of the person(s) you desire to vote for, and place an X in the square at the right of their name.

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**CANDIDATES FOR CITY OF SHELLEY**

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**FOR MAYOR**  
Four Year Term  
(Vote for One)

Terry D. Johnson .....

Stacy Pascoe .....

.....

(Write-In)

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**FOR COUNCIL MEMBER, SEAT 1**  
Four Year Term  
(Vote for One)

Earl Beattie .....

Heather Goodworth .....

.....

(Write-In)

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**FOR COUNCIL MEMBER, SEAT 4**  
Four Year Term  
(Vote for One)

Sean Crystal .....

Alan Dial .....

Sid Page .....

Kim Westergard .....

.....

(Write-In)



**BINGHAM COUNTY ELECTION RESULTS  
NOVEMBER 5, 2013 ELECTION**

<p align="center"><b>VOTING STATISTICS City of Shelley</b></p>						
<b>Precinct</b>	<b>Total Number of Registered Voters at Cutoff</b>	<b>Number Election Day Registrants</b>	<b>Total Number of Registered Voters</b>	<b>Number of Ballots Cast</b>	<b>% of Registered Voters That Voted</b>	<b>Personal Identification Affidavits</b>
Shelley 13	830	27	857	366	42.7%	6
Shelley 14	741	30	771	322	17.2%	4
Shelley 21	239	3	242	88	36.4%	0
Absentee 31	X	2	X	82	4.4%	1
<b>TOTAL</b>	<b>1,810</b>	<b>62</b>	<b>1,872</b>	<b>858</b>	<b>45.8%</b>	<b>11</b>

**BINGHAM COUNTY ELECTION RESULTS  
NOVEMBER 5, 2013 ELECTION**

<p align="center"><b>ABSENTEE STATISTICS City of Shelley</b></p>							
<b>Precinct</b>	<b>Mailed Absentee Ballots</b>	<b>Homebound Absentee Ballots</b>	<b>Early Voting or In-Person Absentee Ballots</b>	<b>Total Absentee Ballots Issued</b>	<b>Total Absentee Ballots Returned</b>	<b>Total Absentee Ballots NOT Returned</b>	<b>% of Absentee Ballots Returned</b>
Shelley 13	35	1	3	39	30	9	76.9%
Shelley 14	44	0	12	56	49	7	87.5%
Shelley 21	4	0	0	4	3	1	75.0%
<b>TOTAL</b>	<b>83</b>	<b>1</b>	<b>15</b>	<b>99</b>	<b>82</b>	<b>17</b>	<b>82.8%</b>

**BINGHAM COUNTY**  
**November 5, 2013 ELECTION**

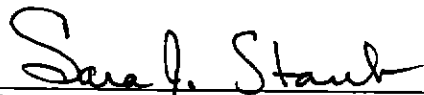
RESULTS								
City of Shelley								
Precinct	MAYOR		COUNCIL MEMBERS					
	Johnson	Pascoe	Seat 1		Seat 4			
			Beattie	Goodworth	Crystal	Dial	Page	Westergard
Shelley 13	101	264	208	149	13	108	91	149
Shelley 14	132	184	147	166	5	109	97	101
Shelley 21	17	68	40	42	3	28	15	39
Absentee 31	42	38	29	50	1	23	22	28
<b>TOTAL</b>	<b>292</b>	<b>554</b>	<b>424</b>	<b>407</b>	<b>22</b>	<b>268</b>	<b>225</b>	<b>317</b>
<b>%</b>	<b>34.0%</b>	<b>64.6%</b>	<b>49.4%</b>	<b>47.4%</b>	<b>2.6%</b>	<b>31.2%</b>	<b>26.2%</b>	<b>36.9%</b>

STATE OF IDAHO

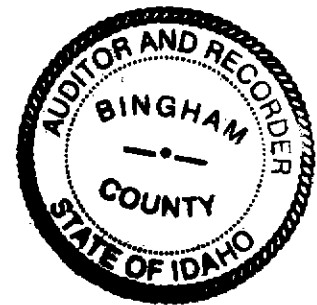
COUNTY OF BINGHAM

} ss.

I, Sara J. Staub, County Clerk of said county and state, do hereby certify that the attached is a full, true and complete copy of the abstract of votes for the candidates therein named and/or the questions as they appeared on the election ballot on November 5, 2013 for the City of Shelley Election as shown by the record of the Board of Canvassers filed in my office this 12<sup>th</sup> day of November, 2013.

  
County Clerk

(County Seal)



STATE OF IDAHO

COUNTY OF BINGHAM

} ss.

We, the commissioners of the county and state aforesaid, acting as a Board of Canvassers of Election, convened on November 12, 2013, do hereby state that the attached is a true and complete abstract of all votes cast within this county for the candidates and/or questions as they appeared at the election held on November 5, 2013, as shown by the records now on file in the County Clerk's office.

A Ladd Carter  
A. Ladd Carter

Mark R. Bair  
Mark R. Bair

Whitney Manwaring  
Whitney Manwaring

County Board of Canvassers

Attest: Sara J. Stahl  
County Clerk

(County Seal)

