

CITY OF SHELLEY  
COUNCIL MEETING  
MINUTES

AUGUST 25, 2020

PRESENT: Mayor Stacy Pascoe  
Council Members: Earl Beattie, Kim Westergard (absent), Adam French, and Leif Watson  
Police Chief: Rod Mohler  
Public Wks Dir.: Justin Johnson  
Recreation Dir.: Mikel Anderson  
City Clerk/Treasurer: Sandy Gaydusek  
City Attorney: BJ Driscoll

PLEDGE OF ALLEGIANCE: Mikel Anderson  
PRAYER: Earl Beattie

Mayor Pascoe opened the meeting at 7:35 p.m.

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

- Minutes of Council Meeting on July 28, 2020
- Minutes of the Council Meeting on July 11, 2020
- Building Permits:
  - Collin Hunter - re-roof
  - Irinda Passino - re-roof
  - Angela Miller - re-roof
  - Everett Sterling - re-roof
  - Ron Christensen - re-roof
  - Kirk Stommel - re-roof
  - Hidden Treasures - addition to steel building

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

The Planning and Zoning Commission held a public hearing on August 18, 2020 to consider a rezone and special use permit (SUP) for 307 N. Spud Alley. This property is owned by Shane Wooton who has requested a rezone from Single Family Dwelling (R1) to Manufacturing (M) with a special use permit to allow him to operate storage units. The Planning and Zoning Commission recommends approval of both requests. James Peron who owns property on the back of the Wooton property had presented a petition signed by property owners against the rezone of the property to Manufacturing citing that their property would be devalued. However, some of the property owners on the petition are over 300 feet from the Wooton property. The property to the north of Mr. Wooton property lies between his property and Manufacturing zoning. The property owner is not against Mr. Wooton's request. Mayor Pascoe said he visited the property and understands why Mr. Wooton would like to rezone the property to Manufacturing and understands the neighboring property owners' concerns. He said he is concerned about having zero setbacks for building on the property as allowed in a Manufacturing zone. He said his concern is that in ten years, maybe the property is sold by Mr. Wooton and then any business allowed in a

Manufacturing zone could come in and be operated. He said he understands the house on the property is in very rough shape, and it is personal opinion that a new house could not be built and sold in that location. There is no city sewer available, the current sewer system is an air system which is covered by a wooden top. Adam said he is concerned that the Manufacturing zone would allow an open ticket for a lot of different businesses. He said he is more in favor to consider a Central Business zone (CB) with a SUP so conditions can be placed on the SUP and controlled, although he is a little concerned about spot zoning if CB is looked at. Adam said he is not in favor of rezoning it to Manufacturing. Earl said he walked the property and looking at what is on the property now, a new storage building, or storage units would be an improvement to the property. This would clean up the property, get rid of the rodents, eliminate destruction by children, etc. Earl said he feels it should be approved. Mr. Wooton said he would like to build larger storage units that a vehicle or RV or boat could fit in. He said he would like to knock the house and trees down and clean up the property. He said he would put in a road base and French drains for storm water runoff. Mr. Wooton said the property is 1.1 acres. Mr. Peron said he understands there would be a five-foot easement between the building and the properties. He said he is afraid of the garbage that will accumulate between the buildings and the fence and other things such as people staying between that area. Mr. Wooton said there is a ditch on the property that has a thirty-foot easement. He said the buildings will not be built on the property lines. Leif said looking at the map, there are people that live across the side of the highway that is zoned Heavy Commercial and they have lived there for years. Adam said there is a clear line of where the residential is at. He feels there should be a buffer and could be done by making it Central Business. BJ said the Council can consider a change from the P&Z recommendation; however, another hearing must be held. Earl moved, Adam seconded to reconsider the application submitted by Shane Wooton for a rezone and SUP but to amend the request for a rezone to Central Business with a SUP to operate storage units. Approved three in favor, one absent. Leif moved, Earl seconded to hold a hearing on September 22, 2020 at 7:30 p.m. to consider the rezone from Single Family Dwelling to Central Business at 307 N. Spud Alley owned by Shane Wooton with a SUP to be considered as well for storage units. Sandy will publish and send the necessary notifications as required.

Adam moved, Earl seconded to proclaim September 17<sup>th</sup> through the 23<sup>rd</sup> as Constitution Week. Approved three in favor, one absent. Sandy said at 2:00 p.m. on September 17<sup>th</sup>, City Hall will participate in ringing the bells to commemorate the actual signing of the constitution.

Sandy presented some comment sheets she received from Bingham County on upcoming public hearings in the area. The first hearing is for an indoor/outdoor horse arena at 1271 N. 1100 E. The Mayor and Council had no comments or concerns. The second hearing is for a three-lot subdivision in River bend Estates owned by Steve Nielsen. Adam moved, Earl seconded to comment to Bingham County that our Bingham County Commissioners have not got enough guts to stop up and do the right thing for the citizens of Bingham County before it becomes a problem by allowing someone to place three lots against the sewer plant. Approved three in favor, one absent.

Sandy presented the audit agreement from Searle, Hart and Associates. She said she has worked with this company for the past 29 years and they are an asset to

our city. Sandy said she recommends the contract be approved. Leif moved, Adam seconded to approve the agreement with Searle, Hart and Associates. Approved three in favor, one absent.

Sandy said she contacted the Bingham County Commissioners Secretary before she got sick about a joint meeting to discuss the Impact Area Agreement and the Secretary said she would have to check everyone's schedule. She said she contacted her again just yesterday and she said the Commissioners said to hold off scheduling a meeting for a while. Sandy said she would report this to the Mayor and Council.

The City Picnic for the employees was rescheduled for September 9, 2020 at 6:00 p.m. at the Pillsbury Park.

BJ said he received a letter form TJ Budge to Rob Harris reminding everyone about the law regarding surface water.

Sandy said the Shelley branch of US Bank will be temporarily closing as of August 28<sup>th</sup> for sixty days due to staffing problems. She said the two staff members available will be helping the branch on Broadway and Shoup in Idaho Falls. Regina, the branch manager assured her that they will be coming back to Shelley. Sandy said we will need to take deposits to Idaho Falls during this time. She said Mikel has to go for supplies every so often and Jasmine lives in Idaho Falls and could take the deposits also. We will try and take the deposits once or twice each week.

Mikel said the pool will be closing on August 29<sup>th</sup>. He said football will be starting soon as well as the Mayor's Youth Committee.

Adjourned: 8:50 p.m.

APPROVE:  ATTEST: 

DATE	JULY	AMOUNT	CHECK #
7/7/2020	<b>Comdata</b>	\$ 1,188.10	53537
7/7/2020	<b>Sandra Gaydusek</b>	\$ 1,463.43	53538
7/15/2020	A & B Trans.	\$ 554.68	53539
7/15/2020	AAA Giles	\$ 675.00	53540
7/15/2020	All American Sports	\$ 128.00	53541
7/15/2020	American Construction Supply	\$ 396.15	53542
7/15/2020	American Linen	\$ 140.18	53543
7/15/2020	<b>Association of Idaho Cities</b>	\$ 1,831.40	53544
7/15/2020	Broulim's	\$ 96.56	53545
7/15/2020	Brunson 35.00	Void	53546
7/15/2020	Cammans MVP	\$ 350.00	53547
7/15/2020	Commercial Tire	\$ 153.49	53548
7/15/2020	Digline	\$ 23.66	53549
7/15/2020	Edge Construction	\$ 415.48	53550
7/15/2020	Ferguson Waterworks	\$ 449.91	53551
7/15/2020	<b>Forgren Associates</b>	\$ 10,012.50	53552
7/15/2020	Freedom Mailing	\$ 519.72	53553
7/15/2020	<b>Garrett H Sandow</b>	\$ 1,650.00	53554
7/15/2020	<b>H-K Contractors</b>	\$ 1,734.49	53555
7/15/2020	<b>Hard Times</b>	\$ 4,352.17	53556
7/15/2020	HD Fowler	\$ 213.80	53557
7/15/2020	IAS-envirochem	\$ 800.00	53558
7/15/2020	Idaho Post	\$ 300.00	53559
7/15/2020	<b>Idaho Traffic Safety</b>	\$ 4,667.00	53560
7/15/2020	Industrial Hose & Fittings	\$ 72.00	53561
7/15/2020	Intermountain Gas	\$ 839.31	53562
7/15/2020	Jim Cotterell	\$ 250.00	53563
7/15/2020	<b>Mastercraft Pool and Spa</b>	\$ 1,744.93	53564
7/15/2020	Matthew Bender	\$ 573.75	53565
7/15/2020	McGuire Bearing	\$ 170.46	53566
7/15/2020	<b>Mike Worlton</b>	\$ 1,187.50	53567
7/15/2020	O'Reilly	\$ 552.45	53568
7/15/2020	Paramount Supply	\$ 205.64	53569
7/15/2020	Porter's	\$ 81.12	53570
7/15/2020	<b>PSI Environmental</b>	\$ 27,360.04	53571
7/15/2020	R&S Distributing	\$ 251.94	53572
7/15/2020	<b>Rocky Mountain Power</b>	\$ 13,101.50	53573
7/15/2020	<b>Sams Club</b>	\$ 1,344.94	53574
7/15/2020	Shelley Ace	\$ 810.23	53575
7/15/2020	Shelley Auto Care	\$ 15.00	53576
7/15/2020	<b>Smith Driscoll</b>	\$ 3,212.25	53577
7/15/2020	Tacoma Screw	\$ 58.64	53578
7/15/2020	Tery Herbst	\$ 35.00	53579
7/15/2020	Toby Jefferies	\$ 650.00	53580
7/15/2020	Valley Office System	\$ 41.93	53581
7/15/2020	Wilbur-Ellis	\$ 327.04	53582
7/15/2020	Woodland Enterprise	\$ 28.96	53583
7/31/2020	A & B Trans.	\$ 72.40	53584
7/31/2020	AACE	\$ 240.00	53585
7/31/2020	Airgas	\$ 117.09	53586
7/31/2020	Allied Business	\$ 24.04	53587
7/31/2020	Bingham News Chronicle	\$ 218.72	53588
7/31/2020	Bret Waters	\$ 200.00	53589
7/31/2020	Century Link	\$ 2.96	53590
7/31/2020	Dawn Highberger	\$ 79.80	53591
7/31/2020	<b>ECIPDA</b>	\$ 11,000.00	53592
7/31/2020	Edge Construction	\$ 271.50	53593
7/31/2020	Falls Plumbing	\$ 34.27	53594
7/31/2020	Ferguson Waterworks	\$ 911.00	53595
7/31/2020	Footwear Outfitters	\$ 428.24	53596
7/31/2020	<b>Garrett H Sandow</b>	\$ 1,650.00	53597
7/31/2020	Sandra Gaydusek	\$ 449.61	53598
7/31/2020	HD Fowler	\$ 345.94	53599
7/31/2020	Home Depot	\$ 161.55	53600
7/31/2020	IAS-envirochem	\$ 235.00	53601
7/31/2020	IDEACOM-ESCI	\$ 459.54	53602
7/31/2020	Jacob Lingard	\$ 67.79	53603
7/31/2020	Jenifer Fredrickson	\$ 45.00	53604
7/31/2020	<b>Mastercraft Pool and Spa</b>	\$ 1,314.88	53605
7/31/2020	Oldcastle Precast	\$ 40.00	53606
7/31/2020	Pacific Steel	\$ 451.19	53607
7/31/2020	Porter's	\$ 53.49	53608
7/31/2020	<b>Scheffers</b>	\$ 1,059.24	53609
7/31/2020	Sherwin Williams	\$ 170.57	53610
7/31/2020	Solv Business	\$ 396.99	53611
7/31/2020	Sparklight	\$ 219.51	53612
7/31/2020	<b>State Insuracne Fund</b>	\$ 6,150.00	53613
7/31/2020	Sydal Watternbarger	\$ 35.00	53614
7/31/2020	Tacoma Screw	\$ 37.09	53115
7/31/2020	Verizon	\$ 436.40	53616
	<b>Payroll 7-08-2020</b>	\$ 67,850.55	
	<b>Payroll 7-24-2020</b>	\$ 68,241.27	
	<b>Total</b>	\$ 248,500.98	