

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

JULY 22, 2014

PRESENT: Mayor Stacy Pascoe
Council Members: Earl Beattie, Jeff Kelley, Kim Westergard (absent), and Adam French
Police Chief: Rod Mohler
Public Wks Dir: Chuck Lloyd
Recreation Dir.: Dawn Lloyd
City Clerk/Treasurer: Sandy Gaydusek
City Attorney: Doug Bowen

PLEDGE OF ALLEGIANCE: Scout Jordan Shigihara

PRAYER: Mayor Pascoe

Mayor Pascoe opened the meeting at 7:30 p.m.

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

Approval of July 8, 2014 Council Meeting Minutes
Approval of June 2014 Overall Budget & Treasure's Rpt.
Approval of June 2014 Expenditures
Building Permits:
Shelley Community United Methodist Church - flagpole
Virginia Foote - reroof

Roll Call Vote: Jeff – aye, Adam – aye, Earl – aye, and Kim absent. Approved three in favor, one absent.

Gerry Bates said he was unable to attend the city's Arbor Day Celebration. He said is here tonight to present the city's thirteenth consecutive Tree City USA award. Mr. Bates discussed the criteria to receive the award, and stated that he also serves as the city's arbor advisor. He presented the Mayor and Council with a flag and signage update for the city's Tree City signs.

Beverly Beach and Dave Dresler spoke to the city regarding their company, Resource Recovery International. They handle municipal solid waste and turn it into compost. Ms. Beach said their goal is to try and reduce the water that goes into the landfills. She said they did some testing at the Rattlesnake Landfill in 2010. Mr. Dresler said he has worked for several years on this project. He presented pictures of their process to the Mayor and Council. He said they have to test at a State approved facility such as a transfer station or a landfill. Mr. Dresler said he spoke with Chuck and he is concerned about their equipment being at the transfer station. He said they could bring their equipment in on a mobile trailer. Mr. Dresler said he talked to Scott Barry about using the treatment plant property to help in the compost procedure. He said he will not have to sort the garbage, the machine will handle that with a conveyor belt. Jeff clarified what Mr. Dresler was requesting; he said they want to take the trash from the city's transfer station, and reduce it down to a smaller size, then it would be taken to the treatment plant and made into compost. Mr. Dresler said yes, and this would save the city about 10% in their current tipping fees. He said plastic and glass is taken out of the material for compost with screens. He said

after the compost is made in about seventy days, it will be sold to the farmers in the area. The Mayor asked if there is noise or smell. Mr. Dresler said in a building both would be minimal. He said he would bring a generator that would run about one to one and a half hours per day. He said they will bring all of the machinery in, and the city would not be asked to provide anything but the municipal waste. He said if there is any problem at all, they can pull all of their equipment out. Ms. Beach said she would like to do year long testing, as they have already been to several other areas. Mr. Dresler said they have a few investors that help with their operation, but would like the city to pay them their normal tipping fees, but less 10% in savings. He said they have already talked to DEQ and they will write up any documentation that they may require. Mr. Dresler said their process has not generated any complaints regarding odor,. He said they may be able to have a hauling company haul the shredded water to the treatment plant. Chuck said he has a few concerns; one is that when the city needs access to the transfer station, they need it immediately. He said asked if their company would need to use the city's electricity or other amenities and if so, should they be charged a fee. Chuck said another concern is once the garbage is on the floor and their equipment may break down, who would be responsible to get rid of the garbage. Ms. Beach clarified that they intend to shred the garbage or haul it off for the next year, and it will be their responsibility. Mayor Pascoe asked about the reduction of sludge at the treatment plant. Mr. Dresler said the manager at the plant said if they get rid of all of the existing sludge, they could use that area for free. The Council determined they will need a written proposal, before making any decision. Chuck suggested brining in the City of Firth and maybe Grandpas Trash. Sandy was instructed to email the Mayor and Council members email addresses to Ms. Beach for her proposal.

Blake Johnson and Treavor Goodenough addressed the Mayor and Council to request a rezone and a special use permit to operate storage units on Mr. Johnson's property. The request is to rezone the property from Single Family Residential (R1) to Multi-Family Residential (RM) with a special use permit. The zoning was chosen as Multiple Family Residential to insure the neighboring property owners that no commercial business could be placed on the proposed property other than the storage units being requested through a Special Use Permit. The Planning and Zoning Commission has held a public hearing and recommend denying the rezone request, however if the Council chooses to approval the rezone request, the P&Z approved the Special Use Permit. Mayor Pascoe asked if there is legal access to the property. Mr. Goodenough said the street known as Mallard Avenue was vacated twenty years ago. He said since that time, Mr. Johnson has tried several times to utilize the property, but could not. Mr. Goodenough said he felt that Mr. Johnson has had some "damage" by not being able to utilize his property. Blake Johnson said he had a twenty five foot easement from Sharon Jones, but not Jon Cox, however there was nothing done in writing. Jeff said he may need to speak with an attorney and obtain a quite title for an easement. Sandy said at this time there does not appear to be any recorded easement for Mr. Johnson or Mrs. Stumbo, who also owns a home on the adjacent property. Mr. Goodenough asked if the city landlocked this property by vacating Mallard Avenue. Mayor Pascoe said they need to address the easement issue before any zoning or other requests could be considered. Jeff agreed that this issue needs to be handled first. Linda Johnson asked about the legality of land locking the property. Mr. Bowen said it depends on the

various factors. Jeff said they are entitled to the property, but it has to go through a Judge. Mr. Goodenough said there are five lots on the property that could be sold if they could be accessed. Jeff said the city wants to work with them, but this council cannot grant access to the property. Mr. Goodenough said he does not feel that what was done by vacating the property was right, and it may have to involve other attorneys. Mr. Johnson said he had a verbal easement from Sharon Jones when this was done in 1996. Jeff moved, Earl seconded to table this matter indefinitely until the easement issue has been worked out. Approved three in favor, Kim absent. The Council informed Mr. Johnson that they will not be required to go through the hearing process again since the matter was tabled. Once the easement is taken care of the Council can consider approving or denying the request, or they may choose to obtain more public testimony, or they can review the P&Z minutes from the public hearing they held and make a decision.

Sandy presented an ordinance that BJ drafted regarding the clarification that 2 inches of compacted asphaltic material is required for a driveway. Jeff moved, Earl seconded to suspend the reading of Ordinance #571 on three different days and read the title of Ordinance #571 once. Jeff read the title of Ordinance #571 amending the driveway regulations. Jeff moved, Earl seconded to adopt Ordinance #571 requiring two inches of compacted asphaltic material for driveways. A roll call vote was taken: Jeff – aye, Earl – aye, Adam – aye, Kim - absent. Motion carried three in favor, one absent.

Sandy presented the following figures to be transferred into separate funds per the Auditors recommendation:

Sewer Fund to Sewer Guarantee Fund	\$165793.18
Sewer Fund to Sewer Bond Fund	\$436,441.93

Adam moved, Jeff seconded to approve the above transfers that Sandy presented based on the Auditors recommendation. Approved three in favor, one absent.

Sandy discussed the budget for the new fiscal year 2014-2015. She said she has not had any response from Blue Cross yet as to what the rates will be doing in January when our contract is renews. She said Dental Insurance will not be increasing, and Persi has postponed its rate increase for one year. Sandy said the new construction roll for ad valorem taxes will generate an additional \$4200 in revenue. She said the current tax levy is .005799227. Sandy said according to our last discussion she has used the figures in the budget showing a 3% property tax increase plus using the \$97,000 in forgone amount. She said with those additional taxes \$30,000 will be appropriated to the General Fund to pay our portion for the SRO and \$90,000 to the Streets Fund to help maintain and replace our city streets. Sandy said she did discover that the \$176,000 in an LID Fund could be transfer to the Street Fund upon approval of the Council since there are no active LID's. She said this could also help with street replacement. Sandy said EIRWWA will be requesting a \$.45 increase with their budget to cover O&M fees. She said our sewer fund cannot handle this without passing the increase onto the citizens since we collect only \$4.69 to maintain our collection system. She said upon reviewing the past three trends the city's collection system cost about \$135,000 to operate and we collect only \$103,000; basically we are short approximately \$32,000 annually. She said we have enough in contingency to subsidize the

difference, however we should look gradually at increasing the rates to all the sewer fund to be self sufficient. Sandy said based on our current ERU's we would need to increase the fee by \$1.50, which does not include the \$.45 EIRWWA is proposing. The items that the Department Heads would like to propose to be purchased this year are a new Police vehicle, new Public Works vehicle, carpet for the police department, lap top computer for the police department, climbing wall for the swimming pool, computer for the general office, office chairs for the general office, laser level for public works, picnic tables for the parks, paint for the pool locker room floor, computer and printer for public works, and salt to be added with the cinders for snow removal. There will be a work meeting on August 6, 2014 at 6:00 p.m. to discuss the budget further.

Sandy said the city received a rebate from Regence Blue Shield since they did not meet premium regulations. She said they must pay out at least 80% of their premiums in claims each year, and they only paid out 78%. The city's rebate is \$2467.97 and will be used to fund future health care premiums.

Chuck said Well #5 is up and operating. He said it is running at 70-75 psi. Chuck said it seems to be running great and is working off of the SCADA system.

Rod said the Police Department is continuing to move forward with the screening process for an SRO.

Rod said there have been a lot of auto burglaries occurring. He said they are happening mostly at night with unlocked vehicles. Rod recommended to everyone that they should lock your car. He asked Shirley and the Council to help get the word out.

Jeff thanked Sandy for her work on the budget. He asked Chuck about widening the railroad crossing on the north end of the city. Chuck said they are looking into the matter.

Mayor Pascoe said they are hauling sludge off of the property at the treatment plant. He said there are still quite a few loads left, and there have been some problems with the odor. Mayor Pascoe said they have repaired the ozone system, and pile the sludge in a larger pile to try and help with the odor problem.

Mayor Pascoe thanked Sandy for a great job.

Adjourned: 9:02 p.m.

APPROVE:



ATTEST:

