

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

June 10, 2014

PRESENT: Mayor: Stacy Pascoe
Council President: Earl Beattie, absent
Councilpersons: Jeff Kelley, Kim Westergard and Adam French
Police Chief: Rod Mohler
P.W. Foreman: Chuck Lloyd
City Clerk: Sandy Gaydusek
Assist. City Clerk: Beth Williams
City Attorney: Doug Bowen, B.J. Driscoll absent

The Mayor called the meeting to order at 7:31p.m.

Rod Mohler led the Pledge of Allegiance and Kim Westergard gave the invocation.

Earl Beattie was excused; he was out of town.

Jeff moved to accept the following items on the Consent Agenda:

- a. the minutes of May 27, 2014 Council Meeting
- b. the May Expenditures
- c. the May Overall Budget
- d. approval of the Building Permits:

Rico Ventura	-	fence
Tomlinson & Assoc.	-	sign
Erica Ellsworth	-	fence
Scott Palmer	-	fence
Alex Creek	-	sign
Arlyn Hendricks	-	fence

Kim seconded the motion. Jeff voted yes; Kim voted yes; and Adam voted yes. The consent agenda was approved unanimously, one absent.

Sandy presented pictures for two properties. They had weeds that were a fire hazard. The first one was for Antony Eaton at 400 Walnut St. He is deceased and Green Tree Servicing would not get back with her regarding this matter. The other one at 456 E. Center St. was owned by Rod Sainsbury and he did not respond. The Mayor looked at both properties and confirmed the problem. Sandy explained the legal process for notification and city cleanup that could go to a tax lien. Jeff made a motion to call a hearing on both properties for July 8, 2014, at 7:30 pm to

begin the process. Kim seconded the motion and it was passed with three ayes; one absent.

Dave Noel, Forsgren Engineers, reported the bids for the north loop water line. The low bid was \$177,497.02 from Jerome Bowen Construction. Dave had worked with them before and they did a good job. Dave had expected the low bid to be higher, so he recommended they accept it. Adam made the motion to accept the low bid and award the project to Jerome Bowen Constr. Jeff seconded it and the vote was three in approval, one absent.

Josh Newell, 550 Juniper Court, asked for a Public Fireworks Display permit and showed a diagram of the area to be used. He had the same documentation presented last year that they turned down. He explained the type of fireworks they wanted to use. It would run from about 9:30 pm to 11 pm. There would be three adults lighting them. They would mow the dry areas and water the ground for safety prior to the display.

David Frei, 526 N. Hanson Ave., opposed the display. His house was in the fallout zone if the wind blew at all. He quoted Idaho codes regarding the type of fireworks involved. He requested the law be followed. He still had horses there and they would be spooked. After discussion, Mr. Frei asked the Council to table it and he would get more information. Mr. Newell was okay with tabling it until the next meeting. The Mayor wanted to talk to the Fire Chief regarding the matter, so it was tabled.

The Mayor asked if there were any Citizens from the floor that would like to address the Council. Shirley Thompson asked why there were no flowers in the pots on State Street. Kim said she had a 4-H group putting them in next week.

Kim moved to approve the fireworks permits for TNT Fireworks/Shelley Youth Baseball, Broulim's Supermarket, Flowerworks Fireworks, and King's. Jeff seconded the motion and they voted to approve it with three ayes; one absent.

The State Tax Commission notified Sandy that the Urban Renewal District they just established had to have a different name. They proposed Country Club Road Urban Renewal Area. Jeff moved to suspend the reading of ordinance #569 on three different days and to read the title of Ordinance #569. Kim seconded and they voted unanimously with three ayes to suspend the reading; one absent. Jeff read the title of Ordinance #569 once. Jeff moved to adopt Ordinance #569 changing the name of the Urban Renewal District. Kim seconded the motion and it passed with three ayes; one absent.

Dan Acevedo, City Prosecuting Attorney, was moving. Two names were suggested as a replacement: Mr. Dave Cannon and Mr. Garret Sandow. Rod said they would both do a good

job. Mayor Pascoe said they had others show an interest, but Mr. Cannon was the least expensive by a substantial amount. After discussing the needs of the position Mayor Pascoe appointed Dave Cannon as the new Prosecuting Attorney contingent upon a contract negotiated between him and the Mayor. Jeff made a motion to appoint Dave Cannon contingent upon the contract negotiation. Adam seconded it and they voted three ayes; one absent.

Mayor Pascoe reported that he went to the Special Assistance United States Attorney (SAUSA) meeting. The federal government no longer ~~gave~~^{give} enough money for prosecuting criminals, so they would remain in the state for Idahoans to deal with. The State of Idaho offered a program to cover the problem. The pilot program was in the ~~eastern~~^{western} part of the state, but they opened it to the rest of the state now. It was too difficult to get criminal cases before the federal courts because they were too backed up. If the city wanted to be a part of the program, the cost would be \$490 per year. That would enable Shelley criminals to be sent before a special federal attorney that only worked with Idaho criminals. That way the criminals would be removed from Idaho and sent to federal prisons for interment. Adam said he thought we should participate. Jeff made the motion to join SAUSA. Adam seconded it and it was approved with three ayes; one absent.

Sandy said she had a response to the letter she had sent regarding repair of the sidewalks on the corner of W. Locust St. and S. State St. The property owner said they are acting on the repairs.

Dawn reported that the pool was doing well and baseball was doing the same.

Chuck said he was waiting for the test results of the test submitted just that day for well #5. He said they wanted the final test results, then it would be ready to operate.

Rod said he would be gone for the next Council meeting; Lieutenant Jed Lewis would be in attendance. If anything arose during his absence Jed or Officer Kent Swanson were assigned to handle the department.

Adam asked if the lights at the pool were motion lights. Dawn said they were. Adam saw young people were over there late last Saturday night. The Mayor said the cameras would soon be installed inside and outside the pool.

Adam said Chad Christensen was not able to provide curbside cans for recycling. He would keep looking for a solution to the recycling bin problem.

Kim reminded them that the 4-H group would be planting the flowers on State St. and asked Chuck if they could have use of the Kaboda for watering them.

Jeff asked if the County helped with recycling as he had complaints about the mess at the current location. The Mayor said the County did nothing with recycling because of the cost. He suggested that those who wanted to recycle should get on board with the curbside pickup at \$5 per month.

Jeff asked Rod if there was a plan for school shootings. Rod said they are trying to get an School Resource Officer if the school district would pay half of the cost. The Mayor said they were trying to get one before the beginning of the next school year, but they were waiting for long-term funding from the school.

Mayor Pascoe asked Dawn to get a porta-pottie at Pillsbury Park and she said she would call them for it again the next day; they hadn't responded to her other two calls.

The meeting adjourned at 8:53 pm.

ATTEST: Sandy Bagdash

APPROVE: [Signature]