

CITY OF SHELLEY  
COUNCIL MEETING  
MINUTES

DECEMBER 08, 2020

PRESENT: Mayor Stacy Pascoe  
Council Members: Earl Beattie, Kim Westergard, 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

This meeting was held virtually through Zoom Software.

PLEDGE OF ALLEGIANCE: Sandy Gaydusek

PRAYER: Mayor Pascoe

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

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

Minutes of Council Meeting on November 10, 2020

Approval of October 2020 Expenditures

Approval of October 2020 Overall Budget & Treasurer's Rpt.

Building Permits:

Bradley Starks	- remodel
Jacob Yedica	- solar panels
MHD Development	- new twin homes
MHD Development	- new twin homes
Ben Nagel	- solar panels
Bradley Starks	- re-roof
Donna Empey	- re-roof

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

Approved unanimously.

Elissa Turpin was not in attendance.

Ross Foster said the Food Bank and the Methodist Church in Shelley is closing. He said a group of people want to see the Foodbank remain active. Mr. Foster said a 501C3 has been formed and is called Heart to Hand Bingham County Food Pantry. He said they are in the process of obtaining a non-profit status. A Board has been formed. He said Jenn Worlton will be the Director of the Food Pantry. Mr. Foster said he feels they are heading in the right direction to keep the food bank going and to help it grow. He said the Board will be going to the County, Basalt, Firth etc. to look for funding to help with the transition. He said they will also be applying for grants once the non-profit status is obtained which will cost them money. Mr. Foster said he is asking the city to contribute \$1500 to get things going. Kim said she has been involved in this and feels it is a great thing. Adam feels it is a worthy cause and it is a duty to look after the city residents. Earl said

it is a worthy thing to do but doesn't want to continue funding this organization after the start up. Mr. Foster said once it is started, they should be able to keep it going; they have no intention to come to the city for that. Leif said he feels it's a great idea and good for the community. Kim moved, Adam seconded to contribute \$1500 to the Heart to Hand Food Pantry. A roll call vote was taken: Earl – aye, Adam – aye, Leif – aye, and Kim – aye. Approved unanimously.

Jeff Kelley, Community Pioneer said he would like to provide equipment in the Council Chambers to live stream meetings. He said this gives the opportunity for all to attend the meetings without having to leave their homes. He would like to bring the community closer together. Adam asked how much of a burden this would put on Sandy. Jeff said the equipment will be set up and she will just need to hit a button. Mayor Pascoe said he likes to meet with people and see them in person. He said expressions mean a lot, and he doesn't really like Zoom meetings. Leif asked if it is going to be live or close captioned. Jeff said the meeting will be live and archived. Mayor Pascoe said he is worried about everyone being able to express their views while being on camera. BJ said anyone who wishes to participate would need to attend in person. Jeff said people would be able to watch on Facebook at the time of the meeting and then on you-tube later. Leif said he is concerned about all of the comments that come through when other cities have live meetings. Jeff said he thinks the comments could be turned off during the live stream. Adam agreed, he felt comments should not be allowed. He said some are degrading to the city and may not be said if the people were in attendance at the meeting. He said sometimes its easy to hide behind a screen. BJ asked about public record laws. Jeff said the live stream would belong to the paper. He said he is trying to live stream a lot right now especially with COVID-19. Kim said she would not mind the live stream but would not like it on You Tube. She said people tend to perceive things differently. Jeff said he could leave it up for a week then he would take it down and archive it. BJ said the meeting is already being recorded by the city for the public. Earl thinks what Jeff is doing is honorable especially with the pandemic, but he also likes to see people come into the meetings. He said he appreciates what Jeff is trying to do, but not sure he really likes the idea. Adam said he thinks the streaming is okay without the comments but not sure about archiving. BJ said this is not city sponsored, this is just if the city wants to co-operate with Jeff. Kim said maybe some of the residents would not want to be on You Tube and live streamed due to what is being addressed. Chuck Lloyd said he likes the idea of being able to see what's going on in the city. Sandy said sometimes people perceive things when maybe all of the information is not given during one meeting but has been discussed over several meetings. People tend to form an opinion without all of the facts. Mayor Pascoe said maybe we could try live streaming. Adam moved, Kim seconded to allow Jeff to set up his equipment to live streaming the council meetings with no comments being allowed. This will be for a three-month trial period. The meeting will be left up for one week and then removed and archived. A roll call vote was taken: Adam – aye, Kim – aye, Earl – aye, and Leif – aye. Approved unanimously.

Jason Tam at 449Cardinal said he received an order for construction of a sidewalk adjacent to his property. He said he was served the order on November 11th, and it expires on December 11<sup>th</sup>. Mr. Tam said there was a problem ever since he moved in ten years ago. He said the curbing and the pavement was ended about sixty feet short from the end of his property. He said this was on both sides of the

street. Mr. Tam said when the next phase of the development was done it was not completed by the Developer. He said he has been trying to get in contact with the Developer and they have agreed to pay for the sidewalk installation. He said Jim Lott, the contractor said due to time it will be better to wait until the spring. Earl moved, Kim seconded to extend the order of construction for sidewalk to May 15, 2021 for Jason Tam at 449 Cardinal. A roll call vote was taken: Adam – aye, Kim – aye, Earl – aye, and Leif – aye. Approved unanimously.

Mayor Pascoe said EIRWWA held a public hearing to increase the sewer connection fees by \$1395 per ERU. The EIRWWA Board voted to increase the fee effective December 18, 2020. The city needs to hold a public hearing to increase our fees as well. This will raise the sewer connection fee from \$4744 to \$6139. Leif moved, Kim seconded to call for a public hearing on January 12, 2021 to consider increasing the sewer connection fees up to \$6139 per ERU. A roll call vote was taken: Kim – aye, Leif aye, Earl -aye, and Adam was absent. Approved three in favor, one absent.

Mayor Pascoe discussed implementing a moratorium on Commercial, Manufacturing, and Multi-Family housing construction until our ordinances can be reviewed and revised. BJ said this action requires a public hearing. He said it may be good to have some public meetings to get input on the ordinances to be amended. He said the Council must make a finding that there is an imminent peril to public health, safety, or welfare. This can be adopted on selected classes of permits. A public hearing will allow public testimony on whether or not a moratorium should be adopted. BJ said a moratorium cannot last longer than 182 days. He said the Council can hold a hearing anytime; the meeting does not have to meet specific timelines of notice for this. Mayor Pascoe said he feels we should call for a public hearing; he doesn't want to stop growth, yet we need to get a handle on this. Adam moved, Leif seconded to call for a public hearing on Monday, December 14, 2020 at 11:00 a.m. This hearing will be held virtually through Zoom. A roll call vote was taken: Kim – aye, Leif – aye, Adam -aye and Earl – aye. Approved unanimously.

Earl moved, Kim seconded to cancel the council meeting scheduled for December 22, 2020 due to the holidays. A roll call vote was taken: Kim – aye, Leif – aye, Adam -aye and Earl – aye. Approved unanimously.

Leif moved, Earl seconded to correct the minutes of September 22, 2020 to reflect the hours of operation for City Hall will be Monday through Thursday from 8:00 a.m. until 5:30 p.m. and on Friday from 8:00 a.m. until noon. A roll call vote was taken: Kim – aye, Leif – aye, Adam -aye and Earl – aye. Approved unanimously.

Kim moved, Earl seconded to ratify the hiring of Maureen Strausbaugh for the City Office DMV at level 6 and eligible to move to level 8 after her one-year anniversary. She will be on the typical one-year probationary period. A roll call vote was taken: Kim – aye, Leif – aye, Adam -aye and Earl – aye. Approved unanimously.

Earl moved, Adam seconded to ratify the approval to hire Adam Mann at entry level with one-year probation in the Police Department. A roll call vote was taken: Kim – aye, Leif – aye, Adam -aye and Earl – aye. Approved unanimously.

Sandy said Bingham County sent a comment sheet for a public hearing to consider a CUP for Bracken and Katie Abrams to operate a kennel, grooming and boarding facility at 701 E. 1400 N. Shelley. The Mayor and Council had no concerns or comments.

Leif moved, Adam seconded to adopt a proclamation regarding Nation School Choice Week January 24<sup>th</sup> through the 30<sup>th</sup>. A roll call vote was taken: Kim – aye, Leif – aye, Adam -aye and Earl – aye. Approved unanimously.

Adam moved, Earl seconded to ratify the approval for Justin Johnson’s merit raise to increase by two levels. A roll call vote was taken: Kim – aye, Leif – aye, Adam -aye and Earl – aye. Approved unanimously.

The Mayor and Council discussed updating the city’s Transportation Study. Harper Leavitt Engineering applied for a grant to help us with this update so it may help us obtain future grants. Kim moved, Adam seconded to ratify the application and the need to update the Transportation Plan. A roll call vote was taken: Kim – aye, Leif – aye, Adam -aye and Earl – aye. Approved unanimously.

BJ presented an ordinance he drafted regulating snow removal; mainly pushing snow into the public street from a private property. This will regulate the citations that will be issued for those violating this ordinance. Earl moved, Kim seconded to dispense with three readings on three separate days and read Ordinance #607 once by title only. Leif read Ordinance #607. Leif moved, Adam seconded to adopt Ordinance #607 as read regulating citations that will be issued for violations of pushing snow into the street. A roll call vote was taken: Kim – aye, Leif – aye, Adam -aye and Earl – aye. Approved unanimously.

The Mayor and Council discussed the creation of a Residential Estate zone. This would regulate subdivisions with lots ½ acre or more in size. BJ presented a draft of the ordinance for review. He asked the council to review this for the next meeting and it will also be sent to the Planning and Zoning Commission for their review and to hold a public hearing to consider a recommendation for its adoption. Earl moved, Leif seconded to table this issue until the next meeting. Approved unanimously.

Sandy presented an information packet regarding COVID and the Broadband efforts in Idaho. She also discussed the submittal for COVID reimbursement to the city. Sandy said the State determined that cities could request the balance of their allocated funds to reimburse safety personnel, however the funds could be used for anything at the Mayor and Council’s discretion. Sandy said Maureen was working out great in the office. She is a hard worker and loves learning her job.

Justin said all is going well in his department, and with the widening project of Highway 91. Justin said he has been working with Mr. Christensen on the recharge ditch.

Justin said he has had two of his employees off of work due to having COVID.

Justin said the snow loader parts have come in and they have rebuilt this piece of equipment and its ready for winter. He said the piping for the water line came in

last week, and the Winders have been awesome to work with on the line running through their property.

Justin said thank you for the raise he received.

Mikel said Basketball is going well. He said the parents are helping with coaching due to COVID. Mikel said unless the schools shut down or the County regulations prohibit it, he will continue on with the basketball program. Mayor Pascoe said we are going to limit attendance to one parent and the coach during the games due to COVID. Kim said the city should be respectful of the School and the Governor's regulations. The games will start in January and we will look at the status of the State at that time. Mikel said he can send out information to the parents and the coaches a week before the games start.

Mikel said he received two texts stating how well the lights look in the city, so kudos to the city crew.

Rod said his department is investigating the drive by shooting on South Park.

Rod said he will be having surgery on his should December 10<sup>th</sup> and will be gone from work for about four to six weeks. He said Sgt. Tincher will be filling in for him.

Leif said as the city is growing, we should look at what the city needs for the future. Do we need more officers, neighborhood watches, etc. He said he is very concerned about the drive by shooting.

Mayor Pascoe told Justin to tell the city crew they did a fantastic job with the Christmas decorations.

Adam moved, Kim seconded to adjourn into executive session pursuant to I.C. 74-206 (1) (f) regarding potential or pending litigation at 9:28 p.m. A roll call votes was taken: Adam – aye, Kim – aye, Earl – aye, and Leif – aye. Approved unanimously.

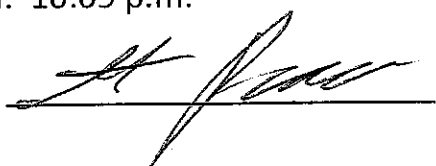
Adam moved, Kim seconded to reconvene into regular session at 10:08 p.m. A roll call vote was taken: Adam – aye, Leif – aye, Kim – aye, and Earl – aye. Approved unanimously.

During executing session pending litigation was discussed.

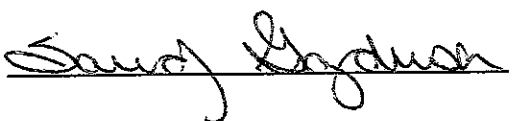
Adam moved, Earl seconded to table the reconsideration of the Emerson Avenue rezone until January 12, 2021. A roll call vote was taken: Adam – aye, Kim – aye, Earl – aye, and Leif – aye. Approved unanimously.

Adjourned: 10:09 p.m.

APPROVE:



ATTEST:



DATE	November	AMOUNT	CHECK #
11/3/2020	Mikel Anderson	\$ 156.00	53839
11/3/2020	<b>Comdata</b>	<b>\$ 2,105.73</b>	<b>53840</b>
11/3/2020	<b>Eastern Idaho Regional Wastewater</b>	<b>\$ 24,499.26</b>	<b>53841</b>
11/3/2020	IBM Corporation	\$ 578.08	53842
11/3/2020	Rod Mohler	\$ 121.00	53843
11/3/2020	Sparklight	\$ 219.51	53844
11/3/2020	Verizon Wireless	\$ 448.70	53845
11/3/2020	Weston Haymen	\$ 96.27	53846
11/15/2020	<b>Javier Hernandez</b>	<b>\$ 1,888.00</b>	<b>53847</b>
11/15/2020	A & B Trans	\$ 526.42	53848
11/15/2020	AAA Giles	\$ 675.00	53849
11/15/2020	All American Sports	\$ 18.00	53850
11/15/2020	American Linen	\$ 140.18	53851
11/15/2020	Bingham News Chronicle	\$ 179.16	53852
11/15/2020	Broulim's	\$ 5.18	53853
11/15/2020	Cammans MVP	\$ 200.00	53854
11/15/2020	Cintas	\$ 83.54	53855
11/15/2020	Digline	\$ 45.50	53856
11/15/2020	Eden Valley	\$ 12.00	53857
11/15/2020	<b>Electrical Equipment</b>	<b>\$ 21,636.41</b>	<b>53858</b>
11/15/2020	Electrical Wholesale	\$ 369.12	53859
11/15/2020	Eriks North America	\$ 128.73	53860
11/15/2020	<b>Forsgren asso.</b>	<b>\$ 11,025.00</b>	<b>53861</b>
11/15/2020	Frank Carter	\$ 75.43	53862
11/15/2020	Freedom Mailing	\$ 523.98	53863
11/15/2020	Garrett H Sandow	\$ 1,650.00	53864
11/15/2020	Gordon Mathews	\$ 29.81	53865
11/15/2020	H-K Contractors	\$ 9,124.75	53866
11/15/2020	Hammon Teton	\$ 16.00	53867
11/15/2020	<b>Hardtimes</b>	<b>\$ 4,398.53</b>	<b>53868</b>
11/15/2020	Weston Haymen	\$ 62.50	53869
11/15/2020	HD Fowler	\$ 318.50	53870
11/15/2020	IAS-ENVIROCHEM	\$ 100.00	53871
11/15/2020	Idaho Bureau of Occupational	\$ 70.00	53872
11/15/2020	Idaho Peace Officers	\$ 155.00	53873
11/15/2020	Intermountain Gas	\$ 145.63	53874
11/15/2020	<b>Jim Cotterell</b>	<b>\$ 2,100.00</b>	<b>53875</b>
11/15/2020	Jims Trophy Room	\$ 51.00	53876
11/15/2020	<b>Law Enforcement Policy Center</b>	<b>\$ 1,500.00</b>	<b>53877</b>
11/15/2020	Michelle Volonte	\$ 25.00	53878
11/15/2020	O'Reilly Auto	\$ 135.48	53879
11/15/2020	Pacific Steel	\$ 40.67	53880
11/15/2020	<b>PSI</b>	<b>\$ 12,657.90</b>	<b>53881</b>
11/15/2020	Rick Betzer	\$ 270.54	53882
11/15/2020	<b>Rocky Mont. Power</b>	<b>\$ 11,528.98</b>	<b>53883</b>
11/15/2020	<b>Ryan Cook</b>	<b>\$ 1,350.00</b>	<b>53884</b>
11/15/2020	Sams Club	\$ 202.04	53885
11/15/2020	Shelley Ace	\$ 359.66	53886
11/15/2020	Sherwin Williams	\$ 161.59	53887
11/15/2020	<b>Snake River Valley Irrigation</b>	<b>\$ 2,085.35</b>	<b>53888</b>
11/15/2020	Sonja Criddle	\$ 7.86	53889
11/15/2020	Sonja Criddle	\$ 33.85	53890
11/15/2020	Uniforms 2 gear	\$ 193.27	53891
11/17/2020	<b>Valley Office System</b>	<b>\$ 3,112.15</b>	<b>53892</b>
11/30/2020	Advanced Diagnostics	\$ 220.00	53893
11/30/2020	Allied Business Solutions	\$ 24.04	53894
11/30/2020	Mikel Anderson	\$ 55.92	53895
11/30/2020	Army Surplus	\$ 24.95	53896
11/30/2020	<b>Bingham Groundwater Dist.</b>	<b>\$ 12,077.76</b>	<b>53897</b>
11/30/2020	Boot Barn	\$ 170.98	53898
11/30/2020	Broulim's	\$ 945.00	53899
11/30/2020	Century Link	\$ 2.60	53900
11/30/2020	CenturyLink	\$ 265.81	53901
11/30/2020	<b>Commercial Tire</b>	<b>\$ 6,957.36</b>	<b>53902</b>
11/30/2020	<b>Computer Warehouse</b>	<b>\$ 3,450.00</b>	<b>53903</b>
11/30/2020	Core & Main	\$ 29.40	53904
11/30/2020	Diamond B Specialties	\$ 504.00	53905
11/30/2020	Ferguson waterworks	\$ 24.88	50906
11/30/2020	First Street Welding	\$ 336.75	53907
11/30/2020	HD Fowler	\$ 865.50	53908
11/30/2020	Idaho Chief's of Police	\$ 200.00	53909
11/30/2020	Idaho Rural Water Ass.	\$ 89.00	53910
11/30/2020	<b>Jim Cotterell</b>	<b>\$ 6,000.00</b>	<b>53911</b>
11/30/2020	McGuire Bearing	\$ 94.17	53912
11/30/2020	Mel's Lock & Key	\$ 65.00	53913
11/30/2020	Partsmaster a Div fo NCH Corp.	\$ 395.16	53914
11/30/2020	Progressive Business Publications	\$ 159.00	53915
11/30/2020	R & S Distributing	\$ 125.97	53916
11/30/2020	Smith Driscoll	\$ 202.50	53917
11/30/2020	Sparklight	\$ 219.51	53918
11/30/2020	Tocoma Screw	\$ 126.10	53919
11/30/2020	Valley Office System	\$ 70.73	53920
11/30/2020	<b>Verizon Wireless</b>	<b>\$ 1,379.97</b>	<b>53921</b>
	<b>Payroll 11-10-20</b>	<b>\$ 65,782.11</b>	
	<b>Payroll 11-20-20</b>	<b>\$ 22,781.10</b>	
	<b>Payroll 11-27-20</b>	<b>\$ 56,187.63</b>	
	<b>Total</b>	<b>\$ 297,475.16</b>	

DATE	October	AMOUNT	CHECK #
10/15/2020	Associatin Of Idaho Public Works	\$ 20.00	53795
10/15/2020	Eastern Idaho Partnership	\$ 351.01	53796
<b>10/15/2020</b>	<b>Eastern Idaho Regional Wastewater</b>	<b>\$ 24,499.26</b>	<b>53797</b>
<b>10/15/2020</b>	<b>Grover Construction</b>	<b>\$ 5,390.00</b>	<b>53798</b>
<b>10/15/2020</b>	<b>ICRMP</b>	<b>\$ 21,668.50</b>	<b>53799</b>
<b>10/15/2020</b>	<b>Idaho Dept of Environmental Quality</b>	<b>\$ 6,304.00</b>	<b>53800</b>
<b>10/15/2020</b>	<b>Javir Hernandez</b>	<b>\$ 3,776.00</b>	<b>53801</b>
<b>10/15/2020</b>	<b>MCCI</b>	<b>\$ 1,573.00</b>	<b>53802</b>
10/15/2020	Mission Communcation	\$ 694.80	53803
10/15/2020	Southeast Idaho Conclil Governments	\$ 793.62	53804
<b>10/15/2020</b>	<b>US Bancorp Government Leasing</b>	<b>\$ 51,533.99</b>	<b>53805</b>
<b>10/16/2020</b>	<b>Stacy Pascoe</b>	<b>\$ 2,000.00</b>	<b>53806</b>
<b>10/16/2020</b>	<b>REDI for eastern Idaho</b>	<b>\$ 4,000.00</b>	<b>53807</b>
<b>10/16/2020</b>	<b>Wayne Clark</b>	<b>\$ 1,300.00</b>	<b>53808</b>
<b>10/30/2020</b>	<b>Rod Mohler</b>	<b>\$ 1,634.26</b>	<b>53809</b>
10/30/2020	Adams Manufacturing	\$ 320.00	53810
10/30/2020	Advanced Diagnostics	\$ 340.00	53811
10/30/2020	Allied Business	\$ 24.04	53812
10/30/2020	Century Link	\$ 2.96	53813
10/30/2020	CenturyLink	\$ 232.79	53814
<b>10/30/2020</b>	<b>Forsgren Asso.</b>	<b>\$ 3,945.00</b>	<b>53815</b>
<b>10/30/2020</b>	<b>H-K Contractors</b>	<b>\$ 1,016.24</b>	<b>53816</b>
10/30/2020	Hammon Teton	\$ 32.00	53817
10/30/2020	HD Fowler	\$ 360.11	53818
10/30/2020	IAS-ENVIROCHEM	\$ 258.08	53819
<b>10/30/2020</b>	<b>Idaho Falls Peterbilt</b>	<b>\$ 2,558.42</b>	<b>53820</b>
10/30/2020	IDEACOM ESCI	\$ 146.46	53821
10/30/2020	Industrial Hose	\$ 135.20	53822
10/30/2020	Intermountain Gas	\$ 49.24	53823
10/30/2020	Jim's Trophy Room	\$ 72.90	53824
10/30/2020	Line X of Idaho falls	\$ 850.50	53825
10/30/2020	Mid-American Research Chemical	\$ 852.63	53826
10/30/2020	Oldcastle Precast	\$ 416.00	53827
10/30/2020	Pacific Steel	\$ 494.59	53828
10/30/2020	Paramount Supply	\$ 17.14	53829
10/30/2020	Partsmaster	\$ 410.19	53830
<b>10/30/2020</b>	<b>Rocky Mountain Power</b>	<b>\$ 14,082.51</b>	<b>53831</b>
10/30/2020	Shelley Auto Care	\$ 15.00	53832
10/30/2020	Sherwin Williams	\$ 68.59	53833
<b>10/30/2020</b>	<b>Smith Driscoll</b>	<b>\$ 2,632.50</b>	<b>53834</b>
<b>10/30/2020</b>	<b>State Fund</b>	<b>\$ 6,146.00</b>	<b>53835</b>
10/30/2020	Tacoma Screw	\$ 3.10	53836
10/30/2020	Valley Office	\$ 97.17	53837
10/30/2020	IDEACOM ESCI see ck#53821	void	53838
	<b>Payroll 10-02-20</b>	<b>\$ 57,999.41</b>	
	<b>Payroll 10-16-20</b>	<b>\$ 60,605.85</b>	
	<b>Payroll 10-30-20</b>	<b>\$ 51,886.92</b>	
	<b>Total</b>	<b>\$ 331,609.98</b>	