

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

MARCH 08, 2005

PRESENT: Mayor Eric Christensen
Council Members: Lorin Croft, Steve Cederberg, John Lent, Charlotte
Fredrickson
Police Chief: Alan Dial
Public Wks Dir.: Rick Anderson (absent)
Recreation Dir.: Dawn Lloyd
City Clerk: Sandy Gaydusek
City Attorney: B.J. Driscoll

PLEDGE OF ALLEGIANCE: Girl Scout Cloe Hampton

PRAYER: Mayor Christensen

Steve moved, John seconded to approve the consent agenda as follows:

Approval of the minutes of February 22, 2005 Council meeting
Approval of February 2005 Overall Budget & Treasurer's Rpt.
Approval of February 2005 Expenditure Report
Approval of the following Building Permits:
Brian Peterson - new home
Glen Peterson - new home
Stacy Pascoe - new storage units

Approved unanimously.

Stoney Tucker of PSI Garbage Services introduced himself and his associate Adam Johnson to the Mayor and Council. He said his company hauls refuse in Idaho, and he expressed desire to serve the City. Mr. Tucker said handed out information regarding his company, and suggested the city contact them if we would like a proposal to pick up the residents garbage.

Bruce Crockett, the chairman of the Auditorium District Committee expressed thanks on behalf of the entire Committee for the help and support the city has given them in their efforts to form an Auditorium District. He said it has been very beneficial to have BJ's help in this matter, and his information and advice has been very helpful. Bruce said the Committee is very excited about the project, and knows what type of facility they would like to see constructed. He said the Committee needs some way to support the project and keep it moving along. He said some people have expressed interest in donating to the project, but no account has been set up yet. Bruce said setting up a non-profit organization may not be the best way to go, and wondered if the city could set up a trust fund to be able to place donations in until the Auditorium District is established. Lorin asked what will happen to the money in the fund if the project is not completed. Bruce felt the project will be a success, but in the case that it fails, a ledger could be set up and the money could be returned to those who donated to the project. BJ recommended that the city contact their auditors to see if the city is able to set up a trust fund before any decision is made. Bruce said one of the city accountants is serving on the Auditorium Committee, and he could not see any problem with setting up a trust fund. John asked about the possibility of making one large civic center that could serve the Senior Citizens, Library,

Recreation Center, etc. Bruce said he would like to see the building accommodate all of the needs of the city, but we could start with a skeleton and progress forward as funds become available. He suggested that if there are not enough funds to begin with, the building could be added onto later. Bruce said no location has been chosen for the proposed auditorium, but they would like to keep the building within the school district, possibly near the High School.

Mayor Christensen proclaimed March 6th through the 12th as Girl Scout Week. He read the proclamation and presented it to Cloe Hampton, a girl scout that was present. Helen Siever's, the Girl Scout's leader said there are approximately 100 girls in the Shelley area that are in the program. The Governing Board was presented with Girl Scout cookies.

Maxine Hanks said she is still networking with people regarding the formation of a Heritage Council for the city. She said the owner of the Virginia Theater felt her ideas to renovate the downtown block is a great idea. Maxine said she will begin working on this project a little more now that the weather is getting better. She said she has been working with some of the downtown property owners who are very interested in obtaining some Urban Renewal funding to work on the fronts of their buildings. Neil said the Urban Renewal Agency will be meeting Thursday night and he invited Maxine to attend.

Brent Christensen, the developer of the proposed Sunset Meadows Subdivision addressed the council to discuss the city's requirement for a 66 foot right-of-way. He said when he started to develop the project a few years ago, the city's R-O-W requirement was 50 feet, and then it changed to 62 feet. Mr. Christensen said he had a new plat drawn up at 62 feet, and now the city requires 66 feet. He said when the North Shelley Business Park was approved at 62 feet he thought Sunset Meadows was also approved at 62 feet. Sandy said the reason the North Shelley Business Park was approved at 62 feet was because the city was in the process of changing the right-of-way to 66 feet when Mr. Christensen submitted his preliminary plat. However, she did not have an accepted preliminary plat for Sunset Meadows. Sandy said Mr. Christensen would like to know if he has to have 66 feet right-of-ways before submitting a proposed preliminary plat for Sunset Meadows. Mr. Christensen said there is one right-of-way on his plat that accesses onto Baseline Road, but he believes he has worked out a deal with the property owner so he will be able to make the right-of-way 66 feet. Rick was not in attendance to give verbal comment, but he left a written document stating that he felt 66 feet right-of-ways should be required. Mr. Christensen said he did not understand why the right-of-way had to be so big. He said other cities do not require such large right-of-ways. The Mayor and Council determined that this item should be tabled until Rick could give more information regarding this issue, and then the council could be telephone polled for the decision based on Rick's comments.

Mr. Christensen asked about beginning construction in the North Shelley Business Park prior to recording the final plat. Sandy said in the city code it states that all improvements must be constructed or an agreement should be entered into by the city and the developer, guaranteeing construction of the improvements prior to recording the plat. She said BJ drew up an addendum to the Developers Agreement to include that Mr. Christensen must present any person who

purchases a lot in the North Shelley Business Park with the intention of obtaining a building permit before the improvements are constructed, a document stating there will be no "Certification of Occupancy" issued until all improvements have been completed. Sandy said Brent and Brian Christensen will both be required to sign the addendum.

Steve moved, Charlotte seconded to ratify the approval to hire Kent Swanson as a full time police officer to fill the vacancy left by Officer Karl Noah. Mr. Swanson will begin at level one with a six month probation period and will be moved to level two when his probation period expires. Approved unanimously.

Steve moved, John seconded to ratify the declaration of a Dynes lawn mower as surplus property to be sold at auction. Approved unanimously. Sandy said the lawnmower was sold at the Blue Mule Auction for \$300.

Sandy said at the last council meeting, Alan and her were asked to contact the owners of the new health facilities to see if they would give a discount to the city employees who joined their gyms. Alan said he contacted the owner of Dr. Good Body's, and they felt they would need to continue to charge \$20 per month for everyone. Sandy said she contacted Curves and they offered a discount for the initial membership fee, but could not discount the monthly rate of \$29. In the past the city has reimbursed any employee who used the Johnson gym their monthly fee of \$15 if the employee went to the gym at least three times per week. The Mayor and Council discussed this matter and determined they would continue to reimburse the employees for practicing good health habits. John moved, Charlotte seconded to reimburse any city employee \$15 per month who uses any city health facility at least three times per week. Approved unanimously.

Sandy said Sue Betty, the Bingham County Planning and Zoning Administrator contacted her and said the Bingham County Planning and Zoning Commission have approved the impact area agreement and the map. She said the map and agreement will now go before the County Commissioners for their approval. Sandy said Sue Betty will notify the city when the meeting date is scheduled. Steve said he talked to Commissioner Covington, and he said they are re-drawing the map to extend the boundaries again since the P&Z Board had approved the map as the original size that was approved in 1989. Steve said once the map is re-drawn it will go back before the Planning and Zoning Board within thirty days.

BJ said he attended a great meeting with the Auditorium District Committee. He said he appreciates the opportunity to work with them.

Sandy said AIC will be presenting their Spring District seminar April 25, 2005 at the Shilo in Idaho Falls. She asked if anyone would like to attend. John and Charlotte asked Sandy to register them for this event.

Sandy said she sent the bond refinancing proposals to Mike Moore in Boise for his review. He said both proposals looked fine, and he would recommend refinancing the bonds as a note

instead of reissuing the bonds since this would save the city more money. Sandy said the city will save approximately \$135,000 by refinancing the bonds, but according to the current bond covenants, no bonds can be called in until another interest payment is paid. She said this will be sometime in August.

Dawn said the Jazz games on Saturdays were now over. She said girl's baseball is beginning and she has been working on the park to prepare the fields. Dawn said the school games will begin Friday.

Dawn said the blood drive was held February 28, 2005. She said originally the drive was scheduled for 9:00 a.m., however there was a misunderstanding and American Red Cross thought the drive was to start at 1:00 p.m. Dawn said she called and re-scheduled as many people as she could. She said we were still close to meeting our goal even with this set back. Dawn said Mayor Christensen received his four gallon pin.

Sandy presented a resolution that needs to be passed to retain our Gem Community status. She read Resolution 05-01 regarding the commitment of the city to form a Gem Team. John moved, Lorin seconded to adopt Resolution 05-01 regarding the formation of a Gem Team to fulfill the requirements of a Gem Community. Approved unanimously.

Alan said Robin Nelson visited with him regarding a program called "Project Safe Place" to help the children in our community. He said the program has been started in Blackfoot, and Ms. Nelson is currently trying to get it started in the Firth and Shelley area. He said the program has volunteers and businesses that sign up as "safe places". He said if a child enters one of the safe places and he or she needs help, the business personnel are trained to contact a hot line which will send a volunteer to pick up the child. Alan said Ms. Nelson would like to have a meeting with some of the business owners who may be interested in participating in the program, and some of the city staff that could help her with the project. Mayor Christensen asked Charlotte to represent the council at the meeting.

Alan said Officer Swanson has been on the job for about a week and is doing great. He said the department is now short one part timer which he will get with Steve and discuss this further. Alan said there was recently a stalker arrested in Shelley.

Charlotte said there were four areas in the city that was hit with graffiti a few nights ago. She said Alan and she are working together on this matter. Alan said there is a potential for more graffiti because sometimes when the graffiti is shown in the press, the offenders like to see there "artwork" in the media so they want to do it more.

Charlotte said she delivered doughnuts to the city shop, and noticed that the middle portion of the shop has been cleaned up from the fire damage. She said Rick's crew is doing a great job.

John said the Urban Renewal Agency meeting will be held Thursday night. He said he talked to Debbie Evans who is the chairman of the Board and she and the other business owners on State Street are excited about the project to refurbish the front of their stores. John said he noticed some of the vacant buildings on State Street are looking pretty shabby and need to be cleaned up. He said he ate at a local restaurant on Saturday night, and encourages everyone to support their local businesses.

John said he spent some time with Rick and learned where the Regional sewer transmission lines will be located and how the facility will work.

John asked if anyone has found out who owns the trees between the walking path and the river. Lorin said we need to find out so we can ask the property owners to clean up the dead trees along the walking path that are unsafe. The Council asked Sandy to research this matter and send letters to the appropriate property owners asking them to clean up the unsafe trees along the walking path per city ordinance. The council discussed a property owner who may want to place a fence between his property and Brinkman Park, as well as the walking path. He may purchase the materials, but will probably ask the city to install the fence.

Lorin said he received the plans to reconstruct the portion of the city shop that was destroyed by the fire in January. He said he feels confident that the building can be built for the same cost as what it would be to renovate the building, therefore the insurance money should cover the entire project.

Steve moved, Lorin seconded to adjourn into executive session. Approved unanimously.

Lorin moved, Steve seconded to reconvene into regular session. Approved unanimously.

Mayor Christensen said during executive session potential litigation was discussed.

Adjourned: 9:30 p.m.

ATTEST: Sandy Daywood APPROVE: Eri R. Christen