

CITY OF SHELLEY  
COUNCIL MEETING  
MINUTES

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OCTOBER 13, 2015

PRESENT: Mayor Stacy Pascoe

Council Members: Earl Beattie, Jeff Kelley, Kim Westergard, and Adam French

Police Chief: Rod Mohler

Public Wks Dir.: Chuck Lloyd

Recreation Dir.: Dawn Lloyd

City Clerk/Treasurer: Sandy Gaydusek

City Attorney: BJ Driscoll

PLEDGE OF ALLEGIANCE: Chuck Lloyd

PRAYER: BJ Driscoll

Mayor Pascoe called the meeting to order at 7:33 p.m.

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

Minutes of September 22, 2015

Building Permits: none

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

Approved unanimously.

LaVar Thornock at 1494 N. 800 E. appeared before the Council to request water access to the city water system. He said his pump stopped and the water is gone(well dried up). Mr. Thornock said he will need to drill a new well or access the city water system. He said it will cost more to drill a well than to access the city line. Mr. Thornock said he called when his pump went out, but was told nothing could be done in regards to connecting to city water without council approval. He asked that the Council please consider allowing him to access the city water. Mayor Pascoe said he would love to, but the city has turned other people down outside of the city due to lack of water rights. He said only the school has been allowed, and connections that exist within previously approved subdivisions. Jeff said Mr. Thornock is in an area where growth is occurring. He said if Mr. Thornock is allowed to access the city water system he would need to sign a document consenting to annex his property when it becomes annexable in the future. Mr. Thornock understood that if he is allowed to access city water, they he will be annexed at the time Riverview School is and he will be paying city taxes. Chuck said his existing well will need to be abandoned so there is no chance of a cross contamination to the city water. He said all construction of the service line to his property will be at the Thornocks expense. He said a meter and meter base will be needed. Earl said he does not want to set precedence. He felt the city needs to watch what is being granted since they have said no to other people requesting to access water outside of the city limits. Jeff said it is logical for Mr. Thornock to access the city water because his property lies within the path of city growth. Earl said it could be ten years or longer before growth occurs in that area. Jeff moved, Adam seconded to grant permission to allow access to the city

water system by LaVar Thornock based upon all expenses including the meter and base, connection fees, etc. being paid by the owner. Also, the owner must sign an outside water user agreement, and consent to annexation. The water must be used for culinary purposes only, not irrigation purposes. The basis for this approval is due to the path of growth which is proposed to occur across from the Riverview School. Earl and Kim opposed this motion and Adam and Jeff were in favor. Mayor Pascoe broke the tie and granted approval for Mr. Thornocks requested to access city water. Motion carries.

Karen Eldridge came before the Council to ask permission for her cattle to graze on the city property on the Butte where the water tanks are located. Mayor Pascoe said DEQ inspected the water tanks when cattle were grazing up there previously, and the city was cautioned to not allow cattle in close proximity to the water tanks. Chuck said there should be a twenty or thirty foot radius around the tanks that the cattle cannot enter. Chuck said the tower may need to be blocked also, since the fence surrounding those has not been put up yet. Mrs. Eldridge said the cattle will utilize the food and water on the east side of their lot. She said they will install a hot wire fence that will keep the cattle away from the tower and the water tanks. BJ said the agreement with the city will have an indemnifying clause to hold the city harmless from any damages that may occur from their cattle operation. Mrs. Eldridge said she is uncertain for how long they will need a lease/agreement with the city. She said she knows for sure that they will need one this year and possible next year. BJ said he has an existing template for a lease. The Mayor suggested the Eldridge be asked to pay the attorneys cost regarding this matter. Jeff moved, Adam seconded to enter into an agreement/lease with the Dan and Karen Eldridge and Craig Kelly for allowing their cattle to graze upon city property on the Butte where the water tanks are located. The lessee will need to install a fence to contain the cattle so they are kept away from the water tanks and the cellular towers on the property. They will provide a picture to be attached to the lease where the cattle will be allowed to graze, and they must meet DEQ's set back requirements, and pay the attorney fees associated with this issue. Approved unanimously.

Jacqueline Wittwer said she would like to thank the Mayor's Youth Council for their help with the Pirate Party at the North Bingham County Library. She said they did a great job. She said the library will be hosting a National Even on October 22, 2015 called "Read for the Record". Mrs. Wittwer invited the Mayor and City Council to come to the library and read with the kids anytime from 10 a.m. until 6:00 p.m.

Sandy asked the Mayor and Council if they wanted to provide the same Christmas gifts to the Committee members and the employees as they have in the past. Adam moved, Kim seconded to continue on with the normal tradition; employees will be given a \$30 Broulins gift card, and the Committee members will receive a food item gift valued at approximately \$15. Approved unanimously.

Sandy presented the name of Lisa Hurt to fill the part time DMV Clerk position. This position will be paid \$9.49 per hour, and work approximately 19 hours per week. Adam moved, Kim seconded to hire Lisa Hurt with a six month

probationary period conditional upon passing a background check at \$9.49 per hour as a part time employee. Approved unanimously.

Mayor Pascoe said he would like to appoint Scott Williams as the Recreation Director for the city. Kim said Mr. Williams has volunteered to coach, has knowledge of the program, is vested in the community and will do a great job. Adam felt he is the best candidate and will better the program. Earl said he feels the starting wage is too much, however he did not sit in on the interview. Jeff said he is concern over the long range; is Mr. Williams committed to stay. Kim moved, Adam seconded to appoint Scott Williams as the City Recreation Director with a six month probationary period conditional upon passing a background check. He will begin at \$57,000 annually, with no eligibility of a merit raise for two years. Approved unanimously.

Sandy reminded the Mayor and Council that the Comprehensive Plan Hearing will be held October 27, 2015. Also, she said Dave contacted her and said he has not received any response from Liquid Engineering regarding the water tank inspection. Sandy said Dave delivered an application for the DEQ grant for the Water Planning Study, and an Engineering Contract. She said this will be on the next agenda for consideration.

Chuck said the crew is working on "Fall Clean Up".

Chuck asked about repairing the swimming pool boiler. He asked what the city was going to do prior to next season's opening. Mayor Pascoe said it is still under consideration about the boiler. To replace the boiler is \$30,000 or more. Mayor Pascoe said he has not been able to find a vendor yet to give their expertise on what should be done with the boiler. Chuck said he feels the new Recreation Director should still oversee the pool. He said the new director could have the knowledge, and the strength to take care of the minor issues at the pool so his crew would not be called off of jobs all the time. Jeff said he felt we need to find another vendor we can trust that can tell us what would be best to get the pool in operation again. He said he would look into finding a vendor; maybe check with some of the motels or athletic clubs on who they use for maintenance. He said he will report back at the next meeting.

Rod said on October 22, 2015, there will be a candle light vigil for Domestic Violence Awareness. He invited the Mayor and Council to attend this event at the City Park at 6:00 p.m.

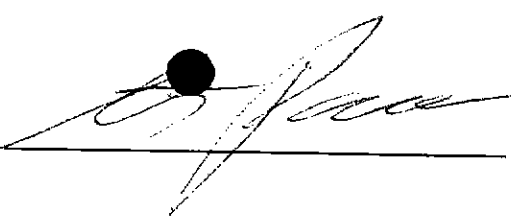
The Mayor and Council determined that an open house will be held for Dawn Lloyd on December 1, 2015 from 6:00 p.m. to 7:30 p.m. to recognize her community service. She will be retiring on November 30, 2015.

Earl pointed out that the John Shelley bust sculpted by Daniel Borrup has been installed in the Council room. He said a new stand is being built and will replace the existing stand. The Council discussed installing a light over the bust, however no decision was made.

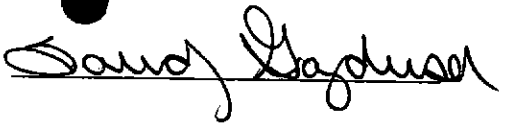
Adjourned: 9:03 p.m.

Council Meeting - October 13, 2015

APPROVE:

A handwritten signature in black ink, appearing to be "Sandy Gadsden", written over a horizontal line. A black dot is positioned above the signature.

ATTEST:

A handwritten signature in black ink, appearing to be "Sandy Gadsden", written over a horizontal line. A black dot is positioned above the signature.

SEPTEMBER CLAIMS

<u>DATE</u>		<u>AMOUNT</u>	<u>CHECK #</u>
2-Sep-15	U.S. Post Office	487.55	48956
08-Sep-15	COMDATA	900.54	48957
15-Sep-15	A & B Transmission & Service CTR	222.41	48958
15-Sep-15	AAA Giles Cleaning and Restoration	675.00	48959
15-Sep-15	Adams Manufacturing Inc	260.00	48960
15-Sep-15	Airgas Intermountain Inc	74.12	48961
15-Sep-15	American Linen	527.23	48962
<b>15-Sep-15</b>	<b>Bonneville County Solid Waste</b>	<b>8,773.60</b>	<b>48963</b>
15-Sep-15	Brand X Equipment LLC DBA	70.62	48964
15-Sep-15	Broulim's	21.87	48965
15-Sep-15	Cable One	192.48	48966
15-Sep-15	Center for Education & Employment Law	254.95	48967
<b>15-Sep-15</b>	<b>Dee Rays Auto Body</b>	<b>1,082.00</b>	<b>48968</b>
<b>15-Sep-15</b>	<b>Eastern Idaho Regional Wastewater Auth</b>	<b>17,302.95</b>	<b>48969</b>
15-Sep-15	Eden Valley Food & Firearms	250.00	48970
15-Sep-15	First Class	200.00	48971
15-Sep-15	Hammon Teton Delivery	14.00	48972
<b>15-Sep-15</b>	<b>Hard Times Sales and Distribution LLC</b>	<b>2,991.58</b>	<b>48973</b>
15-Sep-15	IAS - Envirochem	70.00	48974
15-Sep-15	Idaho Business Systems	50.72	48975
15-Sep-15	Idaho Traffic Safety Inc	55.00	48976
15-Sep-15	Ideacom ESCI	190.74	48977
<b>15-Sep-15</b>	<b>Imperial Asphalt</b>	<b>5,271.00</b>	<b>48978</b>
15-Sep-15	Industrial Hose and Fittings	82.50	48979
15-Sep-15	Intermountain Gas Co	78.86	48980
15-Sep-15	Kings No. 21	15.81	48981
15-Sep-15	Les Schwab Tire Center	44.04	48982
15-Sep-15	O'Reilly Automotive Inc	364.14	48983
<b>15-Sep-15</b>	<b>Rocky Mountain Power</b>	<b>14,527.74</b>	<b>48984</b>
<b>15-Sep-15</b>	<b>Salt Lake Wholesale Sports</b>	<b>2,514.78</b>	<b>48985</b>
<b>15-Sep-15</b>	<b>Sams Club</b>	<b>1,133.70</b>	<b>48986</b>
15-Sep-15	Shelley Ace Hardware	515.46	48987
15-Sep-15	Shelley Auto Care	70.49	48988
15-Sep-15	Shelley Pioneer	466.51	48989
<b>15-Sep-15</b>	<b>Smith Driscoll &amp; Associates PLLC</b>	<b>1,197.00</b>	<b>48990</b>
15-Sep-15	Staples Credit Plan	75.56	48991
15-Sep-15	Steam Store Rocky Mt. Inc	25.90	48992
15-Sep-15	Stephenson Computer Consulting	168.75	48993
15-Sep-15	Tacoma Screw Products	14.31	48994
15-Sep-15	Town and Country Gardens	45.00	48995
15-Sep-15	United States Welding Inc	100.45	48896
15-Sep-15	Valley Agronomics LLC	852.60	48897
15-Sep-15	Verizon Wireless	384.23	48898
<b>16-Sep-15</b>	<b>Dee Rays Auto Body</b>	<b>1,676.00</b>	<b>48899</b>
<b>16-Sep-15</b>	<b>Kelly Fielding</b>	<b>2,000.00</b>	<b>49000</b>
30-Sep-15	A Stars & Stripes Flag Corp	368.50	49001
30-Sep-15	AAA Sewer Service	760.00	49002
30-Sep-15	Airgas Intermountain Inc	24.36	49003
30-Sep-15	All American Sports	150.00	49004
30-Sep-15	BISCO	149.78	49005
30-Sep-15	Cable One	176.00	49006
30-Sep-15	Centurylink	224.15	49007
<b>30-Sep-15</b>	<b>Diamond B Specialties</b>	<b>2,850.00</b>	<b>49008</b>
30-Sep-15	Eastern Idaho Partnership	379.01	49009
30-Sep-15	Electrical Equipment Co Inc	281.90	49010
<b>30-Sep-15</b>	<b>Home Depot</b>	<b>2,742.09</b>	<b>49011</b>
30-Sep-15	Hunter Upholstering	76.50	49012
30-Sep-15	IAS - Envirochem	200.00	49013
30-Sep-15	Idaho Falls Peterbilt	9.25	49014
30-Sep-15	Idaho Traffic Safety Inc	180.35	49015
30-Sep-15	Justin Johnson	92.00	49016
30-Sep-15	Mastercraft Pool and Spa	2,039.54	49017
30-Sep-15	Metroquip Inc	962.34	49018
30-Sep-15	Rod Mohler	170.00	49019
30-Sep-15	Mountainland Communications Inc	35.00	49020
30-Sep-15	Mrs Leland Winward	62.40	49021

30-Sep-15	Oldcastle Precast Inc	435.00	49022
30-Sep-15	Partsmaster A Div Of NCH Corp	55.00	49023
<b>30-Sep-15</b>	<b>Phillips 66 Co</b>	<b>2,019.61</b>	<b>49024</b>
30-Sep-15	Shari Crysal	25.27	49025
30-Sep-15	Shari Crystal	20.33	49026
30-Sep-15	Shelley Veterinary Hospital	140.38	49027
30-Sep-15	Sherwin Williams	109.79	49028
30-Sep-15	Staples Credit Plan	75.56	49029
<b>30-Sep-15</b>	<b>State Insurance Fund</b>	<b>4,229.00</b>	<b>49030</b>
30-Sep-15	Steel Design LLC	696.79	49031
30-Sep-15	Stephenson Computer Consulting	243.75	49032
30-Sep-15	Tanys Searle	26.40	49033
30-Sep-15	TJ'S Auot Detailing	70.00	49034
30-Sep-15	U & I Kiwanian	45.00	49035
30-Sep-15	Valley Office System	42.81	49036
30-Sep-15	2M Company Inc	143.69	49037
30-Sep-15	COMDATA	1,270.59	49038
30-Sep-15	A & B Transmission & Service CTR	145.80	49039
30-Sep-15	AAA Giles Cleaning and Restoration	675.00	49040
30-Sep-15	American Linen	686.23	49041
<b>30-Sep-15</b>	<b>Ferguson Enterprises Inc</b>	<b>3,646.82</b>	<b>49042</b>
30-Sep-15	First Class	200.00	49043
30-Sep-15	First Responders	283.96	49044
<b>30-Sep-15</b>	<b>H-K Contractors Inc</b>	<b>197,603.67</b>	<b>49045</b>
30-Sep-15	Hammon Teton Delivery	14.00	49046
<b>30-Sep-15</b>	<b>Hard Times Sales and Distribution LLC</b>	<b>2,683.94</b>	<b>49047</b>
30-Sep-15	HD Supply Waterworks LTD	123.60	49048
30-Sep-15	IAS - Envirochem	70.00	49049
30-Sep-15	Jeff Hintze	48.98	49050
<b>30-Sep-15</b>	<b>Kelly Fielding</b>	<b>3,350.00</b>	<b>49051</b>
30-Sep-15	Maintenance Engineering	675.11	49052
<b>30-Sep-15</b>	<b>Metroquip Inc</b>	<b>1,248.84</b>	<b>49053</b>
<b>30-Sep-15</b>	<b>Modern Display</b>	<b>5,330.00</b>	<b>49054</b>
30-Sep-15	Mountainland Communications Inc	41.50	49055
30-Sep-15	O'Reilly Automotive Inc	137.54	49056
30-Sep-15	Pacific Steel	112.02	49057
30-Sep-15	Partsmaster A Div Of NCH Corp	63.25	49058
30-Sep-15	Post Register	704.90	49059
30-Sep-15	RDJ Specialties	375.65	49060
<b>30-Sep-15</b>	<b>Rocky Mountain Power</b>	<b>14,304.88</b>	<b>49061</b>
30-Sep-15	Salt Lake Wholesale Sports	195.00	49062
30-Sep-15	Sams Club	530.99	49063
30-Sep-15	Shelley Auto Care	83.13	49064
30-Sep-15	Shelley Pioneer	525.68	49065
30-Sep-15	Smith Driscoll & Associates PLLC	798.00	49066
30-Sep-15	Stephenson Computer Consulting	375.00	49067
30-Sep-15	Teton Communications Inc	772.93	49068
30-Sep-15	Town and Country Gardens	103.46	49069
30-Sep-15	United States Welding Inc	97.50	49070
30-Sep-15	Valley Office System	215.80	49071
30-Sep-15	Valley Ready Mix	686.00	49072
30-Sep-15	Verizon Wireless	456.61	49073
<b>30-Sep-15</b>	<b>20th Century Ford</b>	<b>1,600.00</b>	<b>49074</b>
<b>11-Sep-15</b>	<b>City of Shelley Payroll</b>	<b>50,851.01</b>	
<b>25-Sep-15</b>	<b>City of Shelley Payroll</b>	<b>56,543.11</b>	
	<b>Total</b>	<b>434,232.24</b>	