

CITY OF WHEELER  
COUNCIL MEETING  
MINUTES

JULY 09, 2013

PRESENT: Mayor Eric Christensen  
Council Members: Earl Beattie, Kurt Russell, Stacy Pascoe (absent), Jeff Kelley  
Police Chief: Rod Mohler  
Public Wks Dir: Chuck Lloyd (absent)  
Recreation Dir.: Dawn Lloyd (absent)  
City Clerk/Treasurer: Sandy Gaydusek  
City Attorney: BJ Driscoll  
Public Works Foreman: Justin Johnson

PLEDGE OF ALLEGIANCE: Rod Mohler

PRAYER: Earl Beattie

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

Minutes of June 25, 2013 Council Meeting  
Approval of the following Building Permits:  
none

Roll Call Vote: Earl – aye, Kurt – aye, and Jeff – aye. Approved three in favor, Stacy absent.

Keri Payne met with the Council to request the public parking on the 100 block of South Park Avenue be changed to angle parking instead of parallel parking. She is converting the former Mountain States Cabinets building into a dance studio. Chuck said he reviewed this request, and there should be no problem since the width of the street is so wide. Mrs. Payne said she would like to have a safe drop off area for the children, and she intends to have off street parking also. Sandy said she and Mrs. Payne have discussed this and she will need at least one parking space per student in her potentially largest class. For example if she has the maximum of twenty students in a class, she will need twenty off street parking spaces. The owner of the building, Mrs. Payne's father in law asked if the on street and off street number of parking spaces could be combined to equal the required spaces. He asked if they have fourteen spaces on the street, could they limit the spaces off street to nine. Sandy said there have been other businesses that could not combine the off and on street parking. She said a dance studio was not specifically listed in the code, however the P&Z administrator/City Clerk could designate an appropriate amount of spaces based on the use of the building. Sandy said since there will be one class being held, and another group of students arriving before the first class is excused, she felt at least twenty spaces would be needed. The Council felt Mrs. Payne should provide twenty off street parking spaces, and the parking area should be paved and striped. Mr. Payne asked if the code required the parking area to be paved and striped. Sandy said it does not specifically state that the parking area should be paved, however the spaces have to be marked. Cement barriers were discussed, but would not be beneficial during winter snow removal. Mrs. Payne said she would have plans drawn up for the council. Mr. Payne said once the plans are available they may come in to discuss this further with the council. Jeff moved, Earl seconded to approve a change from parallel parking to angle parking on the 100 block of South Park Avenue. Approved three in favor, one absent.

Thomas Sumner said he resides at 1382 North 800 East (New Sweden Road). He said he currently has two parcels of property that are approximately 1.3 acres each and there is a home on each parcel. He said these two homes currently share a well, and he would like to sell one of the homes. Mr. Sumner said he intends to sell the home on the front parcel, and will live in the home on the back parcel. He said he would like to access the city water system with the home on the back parcel of property. Mr. Sumner said he would like to have both parcels annexed into the city. Sandy said the property is contiguous with the city limits, however the back parcel of property would not have access to a public right-of-way. Mr. Sumner said he could create an easement to the back property. He asked if he could access the city water while he was going through the annexation and rezone procedure. Jeff moved, Kurt seconded to grant permission to Mr. Sumner to access city water at the connection fee of \$1300, however he must first sign a consent to annex that will be recorded while he is completing the annexation procedure.

Approved three in favor, one absent.

Earl moved, Kurt seconded to approve a business license for the Wedding and Party Exchange at 173 W. Pine Street. Approved three in favor, one absent.

Jeff discussed the city ordinance regulating private driveways and easements. He said the city code states all property must have frontage property with access to a public right of way, however an easement or private driveway could be used under certain conditions. Jeff said he is concerned that this ordinance is allowing homes to be stacked against each other. He said this affects the property by undermining the value. Jeff said many cities do not allow private driveways such as Idaho Falls, because of concerns over emergency vehicle access. He said there are some instances when the only way to develop property is with a private driveway, due to the layout of the property. Jeff said perhaps the city could create a greater offset from the nearest building next to it, such as thirty feet instead of twenty. He asked the other council members to review the city code, and give this some thought so it can be discussed at a future council meeting.

At the last council meeting there were some concerns over giving approval to Century Link to lay fiber optics on West Fir running west to the interstate. After further research it was determined that the fiber optics cable should not hinder the extension of a water line in that area in the future. Each Council member was telephone polled so Century Link could continue with their project. Earl moved, Jeff seconded to ratify approval for Century Link to lay buried fiber optic cable from State Street running west down West Fir Street. Approved three in favor, one absent.

Sandy said based on the recommendation of the auditors she would like permission to move \$8561.42 from the LID Fund and \$1646.04 from the Bond Construction Fund. Jeff moved, Earl seconded to transfer \$8561.42 from the LID Fund to the Street Fund. Approved three in favor, one absent. Jeff moved, Kurt seconded to transfer \$1646.04 from the Bond Construction Fund to be split between the Water and Sewer Funds. Approved three in favor, one absent.

Sandy said she contacted Mark Anderson regarding his donation of \$1000 to the Auditorium District Trust Fund. She said this fund has not been used since the project more or less fizzled out. Debbie Wilson approached the council at a prior council meeting to request the use of those funds, however the council wanted to discuss this with Mr. Anderson first. Sandy said Mr. Anderson would rather receive a refund, and then determine if he wants to donate to Mrs. Wilson's project for a Community Center once more details are available. Sandy asked permission to refund Mr. Anderson \$1000 and transfer the remaining \$15.11 into the General Fund. Earl moved, Kurt seconded to refund \$1000 to Mark Anderson and transfer \$15.11 from the Auditorium District Trust to the General Fund. Approved three in favor, one absent.

Jeff said he and Stacy have talked to the appropriate land owners regarding easements across their property to loop the water line from New Sweden to State Street. Jeff said they talked to Rich Eaton, Kevin Wells, and Ed Spraberry and all were in agreement that they would give easement for a water line to run across their property. However, Mr. Wells would like to discuss this further with his wife first. Jeff said they should know by the next meeting, and they we can notify Golden Valley Natural. He said they will need to know where the water line will run so their engineers can submit plans to the city engineer for review. Jeff said they discussed connection fees in exchange for the easements once the property owners chose to annex into the city.

BJ said he enjoys working with all the department heads. He said Sandy caught an error on one of the ordinances that was just amended; a code number was transposed. BJ said he checked with the attorney list and this is considered a scrivener's error and will be valid. As adopted, the ordinance referred to amending the City Code Section 9-5-2, but the correct reference for the amendment is 5-9-2.

Sandy said Britney Oler is working on gathering sponsors for Spud Day. She asked if the city would be willing to list the sponsors and thank them on our city web page. Sandy said she could attach a list to the event section of the page. The Council agreed that this would be fine to thank the sponsors for their contributions to Spud Day.

Sandy said she has set up two meetings with our insurance agents to discuss a Health Savings Account plan. She said the rates have increased just 2% this year which is about \$3800 annually. She said there will be a meeting Wednesday the 10<sup>th</sup> and Monday the 15<sup>th</sup>.

Sandy said the cost of living index has increased by 1.7% from May of 2012 to May of 2013. She will present some budget figures at the next council meeting. She said she is still obtaining some of the needed numbers for the budget. Sandy asked if the Mayor and Council would be available for a work meeting if needed. Everyone said they could be available.

Justin said Basic American Foods have given permission to remove the third privately owned railroad tracks at the crossing at West Fir and State Street. He said H-K will also begin on the first street improvement project.

Rod said he received some complaints from some citizens regarding some Satellite TV door to door salesmen. Sandy said she received a phone call from a representative of Digital Satellite, and she explained the procedure and fees for door to door salesman permits. She indicated the fee is \$250 per registrant per year. Sandy said the representative said that fee was way out of line, and his attorney would be contacting our attorney.

Jeff said he spoke with a concerned citizen regarding the walking path and an area as you cross the bridge that a bike may be able to fall through the railing. He asked if the railing could be made with smaller openings. Earl said he discussed this same concern with Chuck after he also received a complaint. He said he measured and took pictures of the area, and it may be more dangerous to have a smaller opening someone could get stuck in, or to install a cross bar that could allow a child to climb over the railing. Earl said Chuck felt it is not necessary to enclose the railing with some type of wire mesh. He said he would notify the complainant.

Jeff said the city needs an overhead projector to be used during council meeting. He asked Sandy to see if one could be budgeted for the next fiscal year.

Kurt said the lift station in West River Subdivision is jamming up with disposable baby wipes again. He asked if letters could be sent to those residents whose wastewater flows through the lift station asking them not to flush these items down the toilet. Sandy said they would get the letters sent.

Kurt announced that he will be running for his seat in the election this November. Earl announced he would be running for his seat also.

Mayor Christensen said he attended the AIC Conference in Boise this year and enjoyed it, but he made the decision to not run for his seat in the election this year.

Adjourned: 9:07 p.m.

ATTEST: Sandy Bagdusel APPROVE: Earl Christensen

JUNE CLAIMS

<u>DATE</u>		<u>AMOUNT</u>	<u>CHECK #</u>
10-Jun-13	Karl Bowcutt	2,000.00	46839
17-Jun-13	A & B Transmission & Service CTR.	41.00	46840
17-Jun-13	AAA Giles Cleaning and Restoration	675.00	46841
17-Jun-13	American Linen	685.53	46842
17-Jun-13	<b>Bingham County Sheriffs Office</b>	<b>26,358.00</b>	<b>46843</b>
17-Jun-13	<b>Bonneville County Solid Waste</b>	<b>9,328.62</b>	<b>46844</b>
17-Jun-13	Broulim's	280.32	46845
17-Jun-13	Cal Ranch	166.97	46846
17-Jun-13	Dan Landon	765.00	46847
17-Jun-13	<b>Davis Aqua Chem Supply Co</b>	<b>2,800.50</b>	<b>46848</b>
17-Jun-13	<b>DBS Inc</b>	<b>3,459.10</b>	<b>46849</b>
17-Jun-13	Dee Polley	50.00	46850
17-Jun-13	Diamond B Specialties	12.00	46851
17-Jun-13	Electrical Equipment Co Inc	275.80	46852
17-Jun-13	Eric Christensen	30.00	46853
17-Jun-13	Ferguson Enterprises Inc	173.48	46854
17-Jun-13	First Responders	297.46	46855
17-Jun-13	Frank Edwards Co. #17	115.84	46856
17-Jun-13	<b>H-K Contractors Inc.</b>	<b>1,492.22</b>	<b>46857</b>
17-Jun-13	Hammon Teton Delivery	37.65	46858
17-Jun-13	HD Supply Waterworks LTD	58.20	46859
17-Jun-13	Howard's Tru Value Hardware	11.75	46860
17-Jun-13	IAS - Envirochem	330.00	46861
17-Jun-13	Idaho Business Systems	67.58	46862
17-Jun-13	IDEACOM ESCI	189.54	46863
17-Jun-13	Industrial Hose and Fittings	32.64	46864
17-Jun-13	<b>Intermountain Gas Co</b>	<b>1,800.26</b>	<b>46865</b>
17-Jun-13	Jay Morgan	250.00	46866
17-Jun-13	Jeff Kelley	340.80	46867
17-Jun-13	Kings No. 21	172.29	46868
17-Jun-13	Les Schwab Tire Center	106.68	46869
17-Jun-13	Chuck Lloyd	30.00	46870
17-Jun-13	Matkin Auto Parts	352.63	46871
17-Jun-13	Mcguire Bearing Company	24.04	46872
17-Jun-13	Millie Fletcher	505.00	46873
17-Jun-13	Rod Mohler	30.00	46874
17-Jun-13	Mountain West Bark Products Inc	979.00	46875
17-Jun-13	Oldcastle Precast Inc	82.00	46876
17-Jun-13	Stacy Pascoe	340.80	46877
17-Jun-13	R&S Distributing	89.37	46878
17-Jun-13	Reliable	81.11	46879
17-Jun-13	<b>Rocky Mountain Power</b>	<b>9,513.22</b>	<b>46880</b>
17-Jun-13	<b>Sams Club</b>	<b>1,322.06</b>	<b>46881</b>
17-Jun-13	Shelley Auto Care	33.41	46882
17-Jun-13	Shelley Pioneer	713.40	46883
17-Jun-13	Sherwin Williams	855.50	46884
17-Jun-13	<b>Smith Driscoll &amp; Associates PLLC</b>	<b>3,430.05</b>	<b>46885</b>
17-Jun-13	Stephenson Computer Consulting	112.50	46886
17-Jun-13	Town & Country Gardens	265.11	46887
17-Jun-13	United States Welding Inc	95.22	46888
17-Jun-13	Valley Agronomics LLC	684.29	46889
17-Jun-13	Valley Office Systems	494.89	46890
17-Jun-13	Valley Ready Mix	351.00	46891
17-Jun-13	Van Wells	980.00	46892
17-Jun-13	Verizon Wireless	415.02	46893
17-Jun-13	<b>2M Company Inc</b>	<b>1,286.00</b>	<b>46894</b>
17-Jun-13	Brand x Equipment LLC DBA	47.97	46895
28-Jun-13	Cable One	170.00	46896
28-Jun-13	Centurylink	203.12	46897
28-Jun-13	<b>Digital Ally</b>	<b>7,350.00</b>	<b>46898</b>
28-Jun-13	<b>Eastern Idaho Regional Wastewater Auth</b>	<b>15,444.00</b>	<b>46899</b>
28-Jun-13	Electrical Equipment Co Inc	286.96	16900
28-Jun-13	First Class	200.00	46901
28-Jun-13	<b>H-K Contractors Inc.</b>	<b>3,411.72</b>	<b>46902</b>
28-Jun-13	Home Depot	138.28	46903
28-Jun-13	Kroger	27.00	46904

28-Jun-13	Mathews Plumbing & Heating	178.00	46905
28-Jun-13	Oldcastle Precast Inc	57.00	46906
28-Jun-13	Petty Cash	31.79	46907
<b>28-Jun-13</b>	<b>Searle Hart and Associates PLLC</b>	<b>10,000.00</b>	<b>46908</b>
<b>28-Jun-13</b>	<b>State Insurance Fund</b>	<b>4,025.00</b>	<b>46909</b>
28-Jun-13	U. S. Post Office	437.25	46910
28-Jun-13	United Laboratories	312.79	46911
28-Jun-13	Valley Brake & Truck Parts LLC	562.87	46912
7-Jun-13	City of Shelley Payroll	54,660.06	
<u>21-Jun-13</u>	<u>City of Shelley Payroll</u>	<u>56,801.72</u>	
	<b>Total</b>	<b>229,815.38</b>	