

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

DECEMBER 10, 2013

PRESENT: Mayor Eric Christensen
Council Members: Earl Beattie, Kurt Russell, Stacy Pascoe, Jeff Kelley
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: Rod Mohler

PRAYER: Stacy Pascoe

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

Minutes of November 26, 2013 Council Meeting

Building Permits:

Rebecca Jolley - New Home
Keri Payne - Sign

Roll Call Vote: Jeff – aye, Stacy – aye, Earl – aye, and Kurt aye. Approved unanimously.

Bryan Moore discussed the alley running from West Center to West Maple directly behind his property on Byron. He said a few years ago the alley was obstructed and the city decided to clear it and open it up so the public could use it. He said at that time an agreement was reached between the neighbors regarding the use of a gate to control the traffic. Mr. Moore said there are property owners that have changed, and there are problems being created. He said he would like to request the city to enforce the ordinance prohibiting the obstruction of an alley. The Council discussed this item that occurred two years ago, and it was determined then that the alley would be opened up. Sandy said Douglas Pfiefer sent an email stating he purchased the Wright home on West Center and was unaware an alley existed there. He said this alley is his driveway. Mr. Moore said two of the property owners need access to the alley to move their equipment to and from their back yards. He said it is more difficult to use the north end of the alley. Jeff said he felt the alley should be opened up and the gate should be removed. He said we have been maintaining this as an alley way. BJ said this alley is a public right-of-way and has never been vacated. He said there is no legal reason to close the alley. Chuck said there is a sewer line that runs down the alley to Center Street. The council instructed Sandy to send a letter to Mr. Pfiefer and Mrs. Jones, the property owners that have their driveways where the alley is, stating the alley must remain open at all times. The Council asked Chuck and Rod to visit with Mr. Pfiefer and Mrs. Jones personally about this matter. BJ stated the email was received from Douglas Pfiefer and was made a matter of record. The Council reviewed the email from Mr. Pfiefer.

Mayor Christensen opened the public hearing to consider the new Urban Renewal Plan. He turned the time over to Kathleen Lewis of SICOG. Kathleen said this URA Plan is being created to create financing for improvements in a geographical area. She said the Urban Renewal Area this Plan will dictate to is north of the Shelley Business Park and East of the New Sweden

Highway. She said the hearing was published November 6, 2013, in the Shelley Pioneer. Kathleen said the proposed plan will be for a fifteen year period. She said the plan includes improvements to roads, landscaping, berming, irrigation ditching, etc. Kathleen said the Plan is in compliance with Idaho Code, and is to encourage growth. She said the new building in the area will help pay for the improvements. There were no public comments and the Mayor closed the hearing. Kathleen presented Ordinance #563 regarding the creation of the Urban Renewal Plan. Jeff moved, Kurt seconded to suspend the reading of Ordinance #563 on three different days and read the title of ordinance #563 once. Approved unanimously. Jeff read the title of Ordinance #563 in full. Jeff moved, Stacy seconded to adopt Ordinance #563 as presented adopting a Urban Renewal Plan. A roll call vote was taken: Jeff – aye, Stacy – aye, Kurt – aye, and Earl – aye. Approved unanimously.

Amy Goc addressed the Council to discuss the survey the city had completed regarding chickens within the city limits. Mayor Christensen said not all of the payment stubs were turned in, however there was no response from 293 citizens, 223 citizens said no, they did not want chickens in the city, and 150 said yes, they wanted to have chickens in the city. Jeff said there is a group strongly in favor of having chickens, a group strongly against, and some that just don't care. Mrs. Goc said she would like to pursue this matter. She asked how many residences there are in the city. Sandy said there are approximately 1350 bills sent out each month. Mrs. Goc suggested having a temporary ordinance for a year to allow chickens and see how it goes. She said she understands that there are irresponsible people, but the city is being unfair to those who are responsible. Stacy said he met with the Idaho Falls City Council a few weeks ago. He said when Idaho Falls first allowed chickens there were no problems. But now, chickens that are not laying anymore are getting dumped off in empty lots. Stacy said at this point if the majority doesn't want chickens, then they rule, however that could change in the future. Mrs. Goc asked the Council if she can get 300 signatures from city residents, if the Council will make a temporary ordinance allowing chickens. Jeff said he would not be in favor of making a temporary ordinance; if this is done it will not be temporary, and those wanting chickens would need a special use permit. Mrs. Goc asked the Council to hold a public hearing on this matter. BJ explained the purpose of a Public Hearing according to Idaho Code and what Public Hearings are used for. Mrs. Goc asked what the fine is for having chickens. Rod said it could be up to \$100 per day. Mrs. Goc said her personal property rights are being violated. Jeff said when you live in a city, you have zoning and other regulations to follow. He said he doesn't have anything against chickens, but the majority does not want them. Mrs. Goc said she is not done with this.

Stacy moved, Earl seconded to approve the license for Beer (Carry Out Only) and Wine (Carry Out Only) for Broulins for 2014. Approved unanimously.

Kurt moved, Stacy seconded to approve the General and Specialized Business Licenses that are attached for 2014. Approved unanimously.

Ordinance #564 to annex and rezone the proposed Fire Station Property was presented. Jeff moved, Stacy seconded to suspend the reading of Ordinance #564 on three different days and

read the title of ordinance #564 once. Approved unanimously. Jeff read the title of Ordinance #564 in full. Jeff moved, Stacy seconded to adopt Ordinance #564 as presented annexing in the proposed Fire Station property and zoning it as R1. A roll call vote was taken: Jeff – aye, Stacy – aye, Kurt –aye, and Earl – aye. Approved unanimously.

Ordinance #565 regarding the regulations of private driveways, easements, etc. was presented to the council for consideration. This ordinance would limit private driveways to servicing only one household. Stacy moved, Earl seconded to suspend the reading of Ordinance #565 on three different days and read the title of ordinance #565 once. Approved unanimously. Stacy read the title of Ordinance #565 in full. Stacy moved, Kurt seconded to adopt Ordinance #565 as presented regarding private driveways. A roll call vote was taken: Jeff – aye, Stacy – aye, Kurt –aye, and Earl – aye. Approved unanimously.

Earl moved, Stacy seconded to declare the following property as surplus property:

1. Small gray diamondback boys BMX style bike
2. Small black and green Huffy boys BMX style bike
3. Blue Huffy Rocket boy's bike
4. Gray Next Bella Vista men's bike
5. Raleigh gray boy's bike
6. Small pink girl's scooter

Approved unanimously. Rod intends to take these bikes that have been turned into the Police Department up to Bill's Cycle where they will be refurbished and give to the children that need them.

Sandy said the URA Board met and approved using URA funds to pay for looping the water line from approximately State Street to the New Sweden Highway. Jeff and Stacy said they would meet with Dave Noel on December 18th to walk the project and determine where the easements will be needed.

Dave Noel discussed the Sewer Facility Planning Study that is been done. He said the Council originally wanted to have the city crew camera the lines so that information would be included in the study. Dave said this is taking a while to get it done, due to the crew's schedule and equipment repairs. He said the study could be completed without that information, however it would be listed in the study that the video would be needed. Jeff said he just wants to see what our connection fee should be, and it we can get funding for projects through DEQ or Rural Development. Dave said we could wait until this time next year to request funding for any projects. He said applications were submitted in December. Dave said he held off on the environmental portion of the study because he didn't know what projects would be needed. He said he could do a capitalization analysis to come up with a connection fee if the council would like him to. He said this would develop a value for the current system. Stacy said by the time the videoing is done, the rest of the study will be out dated. Dave said no, it wouldn't be; from a regulatory stand point it would still be brand new. Chuck said half of the city has been videoed.

He said he just got a new pump for the sewer jet, which has to be done before they can video the line. Chuck said he cannot video this time of the year. Earl said he would like to see this study done right, which means including the videoing of the lines; he said the URA Board felt the same. Therefore, it was determined the crew should keep moving ahead with videoing the line, even if the study takes another year to complete.

Sandy said she received the new health insurance rates from Blue Cross. She said to switch to Blue Cross from Blue Shield in January would save the city approximately \$64,000 per year. Sandy said the benefits are fairly close; the co-pay is \$30 instead of \$20, the out of pocket is \$4000 instead of \$2000, and the prescriptions are about \$5 more. The Council said they felt this change should be pursued.

Dave Noel discussed the city's NPDES permit. He said EPA is working on the transfer of the permit to EIRWWA. He said this new permit includes monitoring for phosphorous. He said the get the phosphorous levels down to the level needed, there are several options. He said we can take the wastewater out of the river completely, can add a biological treatment train to treat for phosphorus and get it down to an acceptable level, or we can do both; reuse and treat. Dave said we could apply the water to a land application and discharge into the retired lagoon ponds. He said a new train/basin would cost less than a million dollars to add. Dave said this is a good opportunity for the city since they still own their ponds. He said option is the city could determine the percolation of the ponds, and it may be advantageous to EIRWWA to have a place to put the water in the winter. Dave said the city could use a groundwater recharge permit. Dave said EIRWWA needs to have something done by 2018 when the NPDES permit specifies. He suggested using the ponds and see how much water the ponds can actually hold. Dave said we could work with DEQ to close a portion of the pond. He said we could use the liner as a berm. He said we will need a temporary re-use permit from DEQ also. He said you can store Class A water in an unlined pond. Dave said EIRWWA needs a disposal system and the City of Shelley is able to provide that.

Rod said this past Saturday, Bingham County had a "Shop With A Cop" program. He said he participated and had a great time.

Rod said one of his department computers is down, and he will be getting bids to purchase new computers as well as a printer.

Rod presented the stats that were requested at the last meeting pertaining to animal complaints.

Jeff said the electricity went out last week which brought up some concerns regarding a major catastrophe. He said if the power is out for several days the city has no way to provide fire protection. Jeff said we should have a plan to obtain a generator to help the city in this type of situation. Chuck said a new generator which would be mobile is \$80,000 and a used one is about half that cost. Jeff said the city should have a long term plan to have access to a generator. Sandy will look into the budget and set up a line item to save for this equipment.

Stacy said the city looks great with all of the holiday lights. He also expressed his thanks to Sandy for the work she did on the health insurance.

All of the Council agreed that the city looks great with all of the holiday decorations and lights. They thanked all and wished everyone a Merry Christmas.

Mayor Christensen said he has mixed emotions regarding this meeting as being his last meeting he will be conducting. He gave thanks to all of the Council members and the appointed officials. He said this is his last hooray since January will be an abbreviated meeting for him. Mayor Christensen wished everyone a Merry Christmas and a Happy New Year. He ended his dialogue with his customary quote of "Onward and Upward".

Adjourned: 9:10 p.m.

ATTEST: Sandy Gajdak APPROVE: [Signature]

**CITY OF SHELLEY
BUSINESS LICENSE
APPLICATIONS
SUBMITTED DECEMBER 10, 2013
FOR 2014**

<u>NAME</u>	<u>ADDRESS</u>	<u>TYPE OF BUSINESS</u>
<u>SPECIALIZED LICENSES:</u>		
<u>RENEW:</u>		
BROULIMS SUPERMARKETS, LLC	570 S STATE ST	BEER SALES, CARRY OUT ONLY
BROULIMS SUPERMARKETS, LLC	570 S STATE ST	WINE SALES, CARRY OUT ONLY
HIDDEN TREASURES	230 S EMERSON AVE	SECOND HAND SALES
HIDDEN TREASURES II	126 S STATE ST	SECOND HAND SALES
<u>GENERAL LICENSES:</u>		
<u>NEW:</u> \$25 EACH		
BEAUTY BOX	812 W FIR ST	HAIR SALON
<u>RENEW:</u> \$5		
AGPARTS	485 N STATE ST	MANUFACTURING/WHOLESALE
BATEMAN BROS. CONSTRUCTION	907 S STATE ST	CONSTRUCTION/HAULING/EXCAVATION
BKB ENTERPRISES/SUBWAY	532 N STATE ST	RESTAURANT
BLUE MULE AUCTIONS	195 S SPUD ALLEY	AUCTIONEERING
DBS, INC.	646 S STATE ST	WHOLESALE PETROLEUM DISTRIBUTOR
EDWARD JONES & CO, LP	104 S EMERSON AVE	STOCKBROKER/DEALER
FACKRELLART.COM/FACKRELLFITNE	1187 OCTOBER COVE	PAINTING, SALES, & PHOTOGRAPHY/FITNESS OFFICE
GRACE'S PINEHAVEN TREASURES	181 W PINE ST	RETAIL SALES
HAIR IT IS & TANNING 2	118 S EMERSON AVE	HAIR AND TANNING SALON
HUNTER'S UPHOLTERING	307 N SPUD ALLEY	UPHOLTERING
MR. PIZZA	164 S STATE ST	RESTAURANT
MOUNTAIN VIEW BUSINESS PLAZA	640 S STATE ST	STORAGE UNITS
R & E ENTERPRISES	545 HOLLEY ST	INTERNET DIRECT SALES/HEALTH & WELLNESS
THE RIBBON RETREAT	650 N STATE ST	INTERNET & RETAIL SALES
SPRIG FARMS, LLC	218 E LOCUST ST	CONSTRUCTION
WEDDING & PARTY EXCHANGE	175 W PINE ST	WEDDING SERVICES
ZZ CONSULTING, P.A.	640 S STATE ST	STRUCTURAL ENGINEERING
22 TOTAL LICENSES		

<u>DATE</u>	<u>NOVEMBER CLAIMS</u>	<u>AMOUNT</u>	<u>CHECK #</u>
		728.39	47257
8-Nov-13	Comdata	769.07	47258
14-Nov-13	A & B Transmission & Service CTR	675.00	47259
14-Nov-13	AAA Giles Cleaning and Restoration	693.02	47260
14-Nov-13	American Linen	45.00	47261
14-Nov-13	Association of Idaho Cities	7,474.60	47262
14-Nov-13	Bonneville County Solid Waste	12.98	47263
14-Nov-13	Broulim's	1,650.00	47264
14-Nov-13	Daniel Acevedo	4,067.59	47265
14-Nov-13	DBS Inc	725.00	47266
14-Nov-13	Diamond B Specialties	17,514.00	47267
14-Nov-13	Eastern Idaho Regional Wastewater Auth	39.99	47268
14-Nov-13	Electrical Wholesale Supply Co Inc	43.20	47269
14-Nov-13	Frank Edwards Co. #17	12.55	47270
14-Nov-13	Hammon Teton Delivery	10.00	47271
14-Nov-13	Honnen Equipment Co Of Utah/Idaho Inc	40.00	47272
14-Nov-13	Idaho Business Systems	5,123.97	47273
14-Nov-13	Idaho Falls Peterbilt	495.00	47274
14-Nov-13	Idaho Rural Water Association	189.54	47275
14-Nov-13	IDEACOM ESCI	59.85	47276
14-Nov-13	Kings No. 21	75.56	47277
14-Nov-13	Matkin Auto Parts	7,246.52	47278
14-Nov-13	Rocky Mountain Power	212.58	47279
14-Nov-13	Sams Club	578.47	47280
14-Nov-13	Shelley Auto Care	315.99	47281
14-Nov-13	Shelley Pioneer	1,271.50	47282
14-Nov-13	Smith Driscoll & Associates PLLC	1,052.50	47283
14-Nov-13	Snake River Valley Irrigation	100.45	47284
14-Nov-13	United States Welding Inc	22.75	47285
14-Nov-13	Utility Trailer Sales of Boise	39.41	47286
14-Nov-13	2M Company Inc	200.00	47287
30-Nov-13	Idaho Rural Water Association	15.00	47288
30-Nov-13	Justin Johnson	436.92	47289
30-Nov-13	U.S. Post Office	30.96	47290
2-Dec-13	A & B Transmission & Service CTR	562.00	47291
2-Dec-13	ACOM Solutions Inc	930.00	47292
2-Dec-13	American Flag & Banner Company Inc	53.15	47293
2-Dec-13	BISCO	55.23	47294
2-Dec-13	Stacie Bracken	91.96	47295
2-Dec-13	BSN Sports	170.00	47296
2-Dec-13	Cable One	2.86	47297
2-Dec-13	Centurylink	1,650.00	47298
2-Dec-13	Daniel Acevedo	29.67	47299
2-Dec-13	First Responders	165.14	47300
2-Dec-13	H-K Contractors Inc	19.56	47301
2-Dec-13	Home Depot	90.00	47302
2-Dec-13	Honnen Equipment Co Of Utah/Idaho Inc	70.00	47303
2-Dec-13	IAS - Envirochem	150.00	47304
2-Dec-13	Idaho Chief's of Police Association	194.50	47305
2-Dec-13	Intermountain Gas Co	52.00	47306
2-Dec-13	Jim's Trophy Room	26.00	47307
2-Dec-13	Dawn Lloyd	826.92	47308
2-Dec-13	Modern Display	31.00	47309
2-Dec-13	Oldcastle Precast Inc	8.44	47310
2-Dec-13	Paramount Supply Co	1,690.48	47311
2-Dec-13	Phillips 66 Co	69.36	47312
2-Dec-13	R&S Distributing	35.53	47313
2-Dec-13	Shelley Auto Care	103.45	47314
2-Dec-13	Sirchie Fingerprint Laboratories	58.45	47315
2-Dec-13	Tifco Industries	144.10	47316
2-Dec-13	United States Welding Inc	48,061.57	
8-Nov-13	City of Shelley Payroll	49,904.88	
22-Nov-13	City of Shelley Payroll	18,722.35	
27-Nov-13	City of Shelley Payroll	175,935.96	
	Total		

Dec-13

<u>DATE</u>		<u>AMOUNT</u>	<u>CHECK #</u>
5-Dec-13	BECO Construction Inc	200,591.66	47317
5-Dec-13	Comdata	87.20	47318
5-Dec-13	Doug Keele	187.95	47319
5-Dec-13	A-1 Rental	30.00	47320
5-Dec-13	AAA Giles Cleaning And Restoration	675.00	47321
13-Dec-13	Airgas Intermountain Inc	121.09	47322
13-Dec-13	American Linen	528.01	47323
13-Dec-13	Association of Idaho Cities	50.00	47324
13-Dec-13	Bingham Exonomic Development Corp	50.00	47325
13-Dec-13	Bingham Groundwater District	5,811.87	47326
13-Dec-13	Bonneville County Solid Waste	7,391.00	47327
13-Dec-13	Broulim's	29.06	47328
13-Dec-13	Centurylink	152.11	47329
13-Dec-13	DBS Inc	3,912.67	47330
13-Dec-13	Eagle Rock Sanitation	5,067.57	47331
13-Dec-13	Eastern Idaho Regional Wastewater Auth	16,479.00	47332
13-Dec-13	Electrical Wholesale Supply Co Inc	5.32	47333
13-Dec-13	Fastenal	42.37	47334
13-Dec-13	Ferguson Enterprises Inc	9,339.95	47335
13-Dec-13	First Class	100.00	47336
13-Dec-13	Frank Edwards Co #17	302.58	47337
13-Dec-13	Goode Motor	249.97	47338
13-Dec-13	las - Envirochem	70.00	47339
13-Dec-13	Idaho Business Syst4ems	40.00	47340
13-Dec-13	Ideacom ESCI	189.54	47341
13-Dec-13	Industrial Hose and Fittings	169.97	47342
13-Dec-13	Interstate Billing Service	496.77	47343
13-Dec-13	Kings No. 21	12.54	47344
13-Dec-13	Les Schwab Tire Center	2,901.54	47345
13-Dec-13	Lexisnexis Matthew Bender	17.94	47346
13-Dec-13	Line X of Idaho Falls	225.00	47347
13-Dec-13	Metroquip Inc	20,111.00	47348
13-Dec-13	Pacific Steel	640.12	47349
13-Dec-13	Petty Cash	32.95	47350
13-Dec-13	R & S Distributing	62.84	47351
13-Dec-13	Rocky Mountain Power	4,608.31	47352
13-Dec-13	Sams Club	501.82	47353
13-Dec-13	Shelley Auto Care	26.00	47354
13-Dec-13	Shelley Pioneer	144.09	47355
13-Dec-13	Smith Driscoll & Associates Pllc	1,095.10	47356
13-Dec-13	Stephenson Computer Consulting	18.75	47357
13-Dec-13	United States Welding Inc	163.50	47358
13-Dec-13	Utah Jazz Youth Basketball	6,096.00	47359
13-Dec-13	Valley Brake & Truck Parts LLC	434.10	47360
13-Dec-13	Verizon Wireless	409.76	47361
13-Dec-13	2M Company Inc	203.85	47362
23-Dec-13	Jeff Kelley	2,000.00	47363
31-Dec-13	All Occasion Floral & Gift LLC	30.95	47364
31-Dec-13	Associated Business Forms & Systems	182.01	47365
31-Dec-13	Avenet LLC	550.00	47366
31-Dec-13	Cable One	170.00	47367
31-Dec-13	Centurylink	155.99	47368
31-Dec-13	Diamond B Specialties	64.00	47369
31-Oct-13	Void		47370
31-Dec-13	Falls Plumbing Supply Co	289.04	47371
31-Dec-13	Fasterners of Washington Idaho Montana	76.65	47372
31-Dec-13	Forensic Services	200.00	47373
31-Dec-13	Forsgren Associates/P.A.	570.00	47374
31-Dec-13	Hammon Teton Delivery	12.55	47375
31-Dec-13	Home Depot	502.86	47376
31-Dec-13	Honnen Equipment Co of Utah/Idaho Inc	162.98	47377
31-Dec-13	ICOPA	110.00	47378
31-Dec-13	IDABO	160.00	47379
31-Dec-13	Ideacom ESCI	189.54	47380
31-Dec-13	Intermountain Bobcat	459.98	47381
31-Dec-13	Intermountain Gas Co	937.07	47382
31-Dec-13	Jim's Trophy Room	63.25	47383

31-Dec-13	Les Schwab Tire Center	580.16	47384
31-Dec-13	Line X of Idaho Falls	350.00	47385
31-Dec-13	Rod Mohler	75.00	47386
31-Dec-13	Musselman Equipment and Drive Line	53.89	47387
31-Dec-13	Oldcastle Precast Inc	470.00	47388
31-Dec-13	Phillips 66 Co	1,955.21	47389
31-Dec-13	Post Register	169.81	47390
31-Dec-13	R & S Distributing	184.30	47391
31-Dec-13	RDJ Specialties	273.33	47392
31-Dec-13	Recreation Today of Idaho LLC	21,568.84	47393
31-Dec-13	Reliable	81.58	47394
31-Dec-13	Rocky Mountain Power	164.35	47395
31-Dec-13	Senior Citizens	2,000.00	47396
31-Dec-13	Sportsmans Warehouse	51.96	47397
31-Dec-13	Stephenson Computer Consulting	18.75	47398
31-Dec-13	Tifco Industries	412.75	47399
31-Dec-13	Tractor Sales	50.95	47400
31-Dec-13	U.S. Post Office	432.30	47401
6-Dec-13	City of Shelley Payroll	50,064.14	
20-Dec-13	City of Shelley Payroll	51,784.45	
	Total	427,504.51	