

CITY OF SHELLEY  
COUNCIL MEETING  
MINUTES

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JUNE 27, 2006

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

PLEDGE OF ALLEGIANCE: Hans Haroldsen  
PRAYER: Steve Cederberg

Steve moved, Lorin seconded to approve the following consent agenda:

Minutes of June 13, 2006 Council Meeting  
Building Permits:

Lyn Duffin - fence  
Kurt Russell - addition  
Darin Moulton- new home  
LDS Church - picnic shelter  
Steve Hansen - re-model  
Bryan Hunt - re-roof

A roll call vote was called for – John – aye, Lorin – aye, and Steve – aye. Motion carried.

Miguel Moreno was not in attendance. He was out of town due to his wife's illness. Daniel Santos, 387 W. Pine Street said Mr. Moreno was his uncle and he has had horses on his premises for many years. Sandy said the police department received a complaint regarding the care of the horses. She said there were questions whether or not the horses were grandfathered in for Mr. Moreno's property. Jose Gonzalez said Mr. Moreno is his brother-in-law and has had horses for over twenty years; therefore he may have a grandfather clause to have the horses in an R1 (single family dwelling) zone. Sandy said even if Mr. Moreno is grandfathered in for this use, he will still have to comply with the lot size requirements. Mr. Gonzalez did not know how large the lot is. Sandy said there can only be one horse per 10,000 square feet. Mr. Gonzalez said there is only one horse and one pony on the premises. The council tabled this matter until more information could be obtained regarding Mr. Moreno's lot size, how many horses he has, etc. Sandy said she will notify Mr. Moreno by letter.

Jose Gonzalez, 436 W. Pine Street said he received a letter regarding the chickens that he has on his property. Mr. Santos, 387 W. Pine Street said he had also received a letter regarding his chickens. Sandy said Mr. Santos has had complaints against him because his chickens are getting loose and running on other people's yards. She said there have been other complaints regarding this in the past also. Sandy said there is an ordinance against chickens running loose, and Mr. Santos will be cited if there are other complaints. She said she thought Mr. Santos is

grandfathered in, but did not know if Mr. Gonzalez is. Both parties said there have lived on their property for the past twenty years and have always had chickens. Sandy said if they are grandfathered in, they must still meet the lot size requirements. She said only 25 fowl are allowed per 10,000 square feet.

BJ said at the last council meeting the annexation for Max Ririe's property was approved. He presented an annexation ordinance he drafted annexing in this property. Lorin moved, Steve seconded to suspend the reading on three different days, and read the ordinance by title only once. Approved three in favor, one absent. Lorin read ordinance #498 annexing an approximately 18 acres parcel of property owned by Max Ririe and zoned as Heavy Commercial (HC) into the city limits. Lorin moved, John seconded to adopt Ordinance #498 annexing a parcel of property zoned HC into the city limits. Approved three in favor, one absent.

Husk from Forsgren and Associates discussed the construction of a regional wastewater treatment facility. He presented several tech memos regarding each method of wastewater disposal. Each memo demonstrated the cost, operation, etc. of each method. Husk said he would like to recommend the bio-reactor membrane method as the best method for our needs. He said this method would meet the discharge permit, and has the ability to meet future permit limits. Husk said with Ammon and Shelley using the facility he recommends a four million gallon capacity, but will probably be expanded to an eight million gallon capacity over the next twenty years. Husk said the cost for the first phase of the project is about the same for the bio-reactor membrane as for the STM aerator. He said future phases will have more cost for the bio-reactor membrane method. Husk discussed the pros and cons of each method. He said Forsgren is making arrangements for a testing period for pilot equipment. He said the two major membrane distributors are Caboda and Zenon who do not have pilot equipment, but there are willing to send our operators to a plant that has their equipment. This way our operators could get a feel for the equipment. Husk said there may be a possibility to re-use our wastewater in injection wells, or possibly sell the reuse water to an Industrial Company, or use this water as an additional water source for the city.

Husk discussed the tap fees being charged by the city for inside and outside city limit users. The city charges \$1300 for those inside the city limits and \$2600 for those outside of the city limits. Husk said the Regional Authority charges \$2600. He suggested the city make their rates uniform with the Regional Authority. He said this will help pay for future infrastructure.

Husk said BJ reviewed a contract for the design of the wastewater treatment facility. BJ said he found a few minor discrepancies. Husk said DEQ in both the Pocatello and Idaho Falls offices had reviewed the contract also. He said there were a few comments, and adjustments were made. Husk said they are waiting for the PCA Agreement from the Army Corp of Engineers for the Section 595 grant money. He said he is working with Braiden Willis to get the contract done. Husk said the City of Ammon has committed a half of million dollars to the first phase of the project.

Husk said they are working on the city's water planning study. He said the computer model is done, and they are now working with Rick to verify the size of the lines to make the final tweaks.

Brandon Bird from the Bingham County Economic Development Council presented their annual audit for 2005. He said the report discussed the city's successful façade project through the Urban Renewal Agency.

BJ said he reviewed the agreement between the State and the City for the work that will be done for the signalization at Highway 91 and Center Street. He said there are some minor changes being made and then a new contract will be sent to the city. Sandy presented the contract she received between the State, Union Pacific Railroad and the City. BJ had reviewed this contract previously and there were no changes or corrections made to the contract, therefore it is ready to be considered for execution. Lorin moved, Steve seconded to approve the execution of the agreement for work by Union Pacific Railroad and the State for the improvement to the Center Street and Highway 91 intersection signalization. Approved three in favor, one absent. Mayor Christensen will execute the agreement.

John said the Urban Renewal Agency Board is being re-structured. He said Diane Mickelsen, a current member has agreed to be the Chairperson. He would also like to appoint Tish Simmons, and Clint Croft to the Board. John said one more person is needed to fill the Board, and he will present a name at a later date. He said they will continue with phase two of the façade project once the boundaries of the district have been changed.

The Mayor and Council set the annual employee picnic for August 9, 2006, at 6:30 p.m. at Pillsbury Park.

BJ said he reviewed the wastewater design contract between Forsgren and the City. He said there was a portion of the contract that stated the city would need to carry liability insurance throughout the construction of the plant. Sandy said she will need examples of the type of insurance and coverage before she could discuss this with ICRMP. Husk said he will check into this matter further and discuss this with Sandy.

Sandy said she telephone polled the council regarding the closure of City Hall on July 3, 2006 to have the carpets cleaned. Steve moved, John seconded to ratify the decision to close the city office on July 3, 2006 for building maintenance and reopen on July 5<sup>th</sup> after the holiday. Approved three in favor, one absent.

BJ said he attended a meeting with the Idaho Department of Water Resource Director. He said they discussed concerns related to irrigation districts, and how the water can be used for new developments. BJ said they talked about possible upcoming legislation that may affect water use. He said they stressed that developers need to start thinking about how they are going to access water first, instead of after they purchase the property and develop a plat. BJ said they discussed different options that may help cities; secondary systems, mitigation, and new

legislation. BJ said he is currently working with Kent Foster who was hired by Ball Development to work out an agreement and possible mitigation for a future development.

Sandy said she has sent out a lot of notice of city ordinance violation letters regarding weeds, junk, and animals. She said she is not going to send out second notices, but each violator will be cited.

Sandy said there was a public hearing scheduled for the Planning and Zoning Commission on June 21, 2006, and there was not a quorum present. She said the public hearing will be rescheduled and the advertisement and letters of notification will be at the city's expense.

Dawn said a light pole fell over at the pool earlier tonight. She said this is the second pole that has collapsed. Dawn said the Public Works Department will discuss the best way to handle this matter. She said the pool is staying very busy with the hot weather.

Alan said the city needs to decide what they are going to do in regards to the new 700 mega hertz radio system Bingham County has implemented. He said the police department telephone number could be routed to cell phones if necessary. Mayor Christensen asked Alan and Lorin to put together a recommendation for the council.

Rick said the AIC Conference was very informative. He said they had workshops discussing water issues and impact areas. Rick said Shelley is not the only city having problems negotiating an impact area with the county.

John said the Tree Committee will be meeting tomorrow night to plant flowers in the unused flower pots in the business district.

John recommended adding some landscaping regulations to our subdivision ordinance. He said at the very least the entrances to each subdivision needs to have landscaping done by the developer. John said the city is incurring a lot of growth and we may need to look at adopting some impact fees.

John said Max Ririe is developing an Industrial Park on the east side of Highway 91. He said there has been some discussion on whether or not the city will mandate that the developer install sidewalk, curb, and gutter. John said there will be some fairly large lots in the development and it may be quite costly to provide these improvements. John asked everyone to think about this matter. He said maybe the sidewalk, curb and gutter regulation could be looked at on a case by case basis. Brandon Bird suggested that the council try and paint a picture of what we want our city to look like in the next twenty years.

Steve said there are a lot of RV's being parked on the city streets. He asked the Police Department to try and police this situation a little better.

Steve said he attended the awards ceremony in the Mayor's absence at Jensen's Grove in Blackfoot honoring the soldiers that have returned from Iraq. He said it was a very honorable ceremony. Steve said each soldier and their family members were recognized. Mayor Christensen thanked Steve for filling in for him.

Lorin said he attended the SICOG meeting in Aberdeen. He said a new city hall was built and they were having an open house. Lorin suggested the city schedule an open house for the public to view the new Mayor's office and break room.

Lorin said SICOG have been doing a lot of research on aging. He said they have predicted that seniors will need more community and service centers available to them in the future.

Lorin said there has been a lot of training with our police officers regarding the meth epidemic in our community.

Mayor Christensen said there will be a Regional Wastewater Authority meeting on June 29, 2006, at 10:00 a.m.

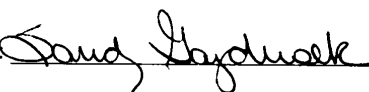
John moved, Steve seconded to adjourn into executive session to discuss matters of trade and commerce and potential litigation. Approved three in favor, one absent.

Steve moved, John seconded to reconvene into regular session. Approved three in favor, one absent.

Mayor Christensen said during executive session matters of trade and commerce, and potential litigation were discussed.

Adjourned: 10:18 p.m.

ATTEST:



APPROVE:



June Claims

<u>DATE</u>	<u>CLAIMS</u>	<u>AMOUNT</u>	<u>CHECK #</u>
<b>16-Jun-06</b>	<b>ACS</b>	<b>10,000.00</b>	<b>29824</b>
16-Jun-06	Advanced Business Systems	428.00	29825
16-Jun-06	All American Sports	321.50	29826
16-Jun-06	All Occasion Floral & Gift LLC	52.00	29827
16-Jun-06	American Linen	583.56	29828
16-Jun-06	BISCO	103.06	29829
16-Jun-06	Broulim's	90.20	29830
16-Jun-06	Cal Ranch	39.98	29831
16-Jun-06	Central Transfer Station	105.00	29832
<b>16-Jun-06</b>	<b>Daniel Acevedo</b>	<b>3,000.00</b>	<b>29833</b>
16-Jun-06	Davies Aqua Chem Supply Co	556.60	29834
<b>16-Jun-06</b>	<b>DBS Inc</b>	<b>2,835.67</b>	<b>29835</b>
16-Jun-06	Discount Doors Company	699.00	29836
16-Jun-06	Dougs Sales	15.84	29837
<b>16-Jun-06</b>	<b>Eagle Rock Sanitation</b>	<b>4,789.19</b>	<b>29838</b>
16-Jun-06	Fastenal	46.27	29839
<b>16-Jun-06</b>	<b>Forsgren Associates/P.A.</b>	<b>2,450.00</b>	<b>29840</b>
16-Jun-06	Gary Fife	580.00	29841
16-dJun-06	Sandra Gaydusek	40.05	29842
16-Jun-06	Grover Griffin	227.50	29843
<b>16-Jun-06</b>	<b>H-K Contractors Inc.</b>	<b>1,166.01</b>	<b>29844</b>
16-Jun-06	Hammon Teton Delivery	45.00	29845
16-Jun-06	Ashley Hawkins	44.50	29846
16-Jun-06	IAS-Envirochem	332.00	29847
16-Jun-06	Idaho Business Systems	37.34	29848
<b>16-Jun-06</b>	<b>Idaho State Police</b>	<b>1,232.00</b>	<b>29849</b>
16-Jun-06	Idaho Traffic Safety Inc	152.00	29850
16-Jun-06	Jolley Building Supply Inc	880.80	29851
16-Jun-06	Bret G. Jones	45.00	29852
16-Jun-06	Kings	6.62	29853
16-Jun-06	Kirkham Auto Parts Service Co. #8	53.68	29854
16-Jun-06	Les Schwab Tire Center	325.17	29855
16-Jun-06	Lexisnexis Matthew Bender	64.70	29856
16-Jun-06	Lorin Croft	425.60	29857
<b>16-Jun-06</b>	<b>McGrath Meacham and Smith PLLC</b>	<b>2,534.09</b>	<b>29858</b>
16-Jun-06	Merlin Stoddard	450.00	29859
16-Jun-06	Mountainland Communications Inc	42.50	29860
16-Jun-06	National Waterworks Inc	162.00	29861
16-Jun-06	Petty Cash	60.59	29862
16-Jun-06	Pioneer Publications	416.10	29863
16-Jun-06	Pipeco	48.38	29864
16-Jun-06	Belva Poulsen	63.95	29865
16-Jun-06	Pro Power	247.70	29866
16-Jun-06	Jay Rowley	190.46	29867
16-Jun-06	Sams Club	778.76	29868
16-Jun-06	Scott Machinery co	262.56	29869
16-Jun-06	Shelley Police Officers Association	20.00	29870
<b>16-Jun-06</b>	<b>Shelley/Firth Rural Fire District</b>	<b>4,220.00</b>	<b>29871</b>
<b>16-Jun-06</b>	<b>Smith Chevrolet Co Inc</b>	<b>16,500.00</b>	<b>29872</b>
<b>16-Jun-06</b>	<b>State Insurance Fund</b>	<b>2,728.00</b>	<b>29873</b>
16-Jun-06	Territorial Supplies	112.20	29874
16-Jun-06	United States Welding Inc	79.30	29875
<b>16-Jun-06</b>	<b>Utah Power and Light</b>	<b>8,309.13</b>	<b>29876</b>
16-Jun-06	Valley Wide Co-op	277.50	29877
16-Jun-06	Watson Roto Rooter/Thayne Watson	225.00	29878
16-Jun-06	WM Construction LLC	750.00	29879
16-Jun-06	2M Company Inc	203.01	29880
<b>27-Jun-06</b>	<b>Comdata</b>	<b>1,200.40</b>	<b>29881</b>
27-Jun-06	Alan Dial	500.00	29882
27-Jun-06	Sandra Gaydusek	800.00	29883
27-Jun-06	US Post Office	298.80	29884
30-Jun-06	Advanced Diagnostics Inc	65.00	29885
30-Jun-06	All American Gutters	479.45	29886
30-Jun-06	Rick Anderson	50.01	29887
30-Jun-06	Avenet LLC	120.00	29888
30-Jun-06	Bart Anderson	30.48	39889
30-Jun-06	BISCO	69.34	29890

30-Jun-06	Business Phone Specialists Inc	60.00	29891
30-Jun-06	Cable One	155.90	29892
<b>30-Jun-06</b>	<b>Circular Butte Landfill</b>	<b>5,674.83</b>	<b>29893</b>
30-Jun-06	Crown Trophy	840.75	29894
30-Jun-06	Davis Aqua Chem Supply Co	705.10	29895
30-Jun-06	Exxonmobil Fleet/GECC	472.72	29896
30-Jun-06	Falls Plumbing Supply Co	227.11	29897
30-Jun-06	Ferguson Enterprises Inc	706.55	29898
30-Jun-06	First Responders	28.00	29899
30-Jun-06	Frank Williams	290.00	29900
30-Jun-06	Galls Inc	184.98	29901
30-Jun-06	Great Northern Bark Co	150.89	29902
30-Jun-06	IAS-Envirochem	499.00	29903
<b>30-Jun-06</b>	<b>Intermountain Gas Co</b>	<b>3,283.76</b>	<b>29904</b>
30-Jun-06	Jolley Building Supply Inc	122.85	29905
30-Jun-06	Lexisnexis Matthew Bender	415.05	29906
30-Jun-06	McLeodUSA	485.90	29907
30-Jun-06	Mike Croft	295.00	29908
30-Jun-06	Stanley J. Petersen	21.71	29909
30-Jun-06	Phillips 66 Co.	847.44	29910
30-Jun-06	Cheryl Simmons	350.00	29911
30-Jun-06	Teton Steel	257.55	29912
30-Jun-06	United States Cellular	222.40	29913
30-Jun-06	A & B Transmission & Service CTR	261.61	29914
30-Jun-06	Advanced UV Systems	713.72	29915
30-Jun-06	Columbia Paint Co	730.94	29916
<b>30-Jun-06</b>	<b>Comdata</b>	<b>1,392.73</b>	<b>29917</b>
30-Jun-06	D & S Electrical Supply Co	46.68	29918
30-Jun-06	Day and Night Cleaning	275.00	29919
<b>30-Jun-06</b>	<b>DBS Inc</b>	<b>2,790.77</b>	<b>29920</b>
30-Jun-06	Electrical Equipment Co Inc	109.00	29921
<b>30-Jun-06</b>	<b>H-K Contractors Inc.</b>	<b>1,864.48</b>	<b>29922</b>
30-Jun-06	Industrial Hose and Fittings	71.69	29923
30-Jun-06	Kirkham Auto Parts Service Co. #8	41.51	29924
<b>30-Jun-06</b>	<b>Mountainland Communications Inc</b>	<b>2,185.00</b>	<b>29925</b>
30-Jun-06	Pro Power	134.50	29926
30-Jun-06	Jay Rowley	183.79	29927
<b>30-Jun-06</b>	<b>Scott Machinery co</b>	<b>1,625.33</b>	<b>29928</b>
30-Jun-06	Teton Communications Inc	639.00	29929
30-Jun-06	2m Company Inc	514.81	29930
<b>2-Jun-06</b>	<b>City of Shelley Payroll</b>	<b>41,688.34</b>	
<b>16-Jun-06</b>	<b>City of Shelley Payroll</b>	<b>48,925.02</b>	
<b>30-Jun-06</b>	<b>City of Shelley Payroll</b>	<b>42,857.92</b>	
	<b>Total</b>	<b>237,417.88</b>	