

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

FEBRUARY 22, 2005

PRESENT: Mayor Eric Christensen (absent for start of meeting)
Council Members: Lorin Croft, Steve Cederberg, John Lent, Charlotte
Fredrickson
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: Rick

PRAYER: Lorin

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

Approval of the minutes of February 08, 2005 Council meeting

Approved unanimously.

Gerald Williams and Blaine Knight with Williams Engineering Services Inc. addressed the council to introduce themselves, and explain a little bit about their company. Mr. Williams said he started his business in Denver in 1992. He said he serves the public sector as well as consulting with other engineering firms. Mr. Williams said he specializes in water and waste water services. He said he understands that the city currently uses Forsgren Engineering as their city engineers, but he would like to still offer his services to the city when they might be needed. Mr. Williams sited his company's strengths during a power point presentation. Rick said he is currently having Mr. Williams review a storm sewer project that the city may be doing on the west side of the city. Mr. Williams said he would also be very interested in working on the Regional Sewer project. The Council thanked Mr. Williams and Mr. Knight for their presentation.

Mike Bischoff, Benton Engineering addressed the council regarding the West River Subdivision. He said DEQ sent a letter approving the lift station, and with the final submittal, the conditions of our plans and specifications. Rick said there was a water line that the city had constructed to the West River Subdivision that was suppose to be approved by DEQ before they would approve the West River Subdivision itself. He said he had not seen any approval yet. Rick said there are a few items that need to be taken care of still. A seal coat of the entire subdivision must be done sometime this year when the weather permits, and a six foot high sight obscuring vinyl fence needs to be installed around the lift station. Sandy said Mr. Grover also needs to reimburse the city for half of the street lights that were installed in the subdivision. The council determined that once Mr. Grover pays for the street lights and any other reimbursements, then a letter of acceptance will be drafted for the entire subdivision. BJ suggested a date be set for the items that need to be finished in the subdivision. Sandy said she has a letter stating the fence will be

installed around the lift station by May 30, 2005. The council determined the seal coating needs to be completed by the end of the year.

Dawn said the Travel Channel aired a piece on Shelley Spud Day. She presented the aired piece for everyone to see. John suggested that the city contact the Travel Channel, and see if a copy of the piece could be downloaded to the city's website. Sandy said she would follow up on this matter.

Sandy said Dave Johnson no longer owns the gym on State Street. She said the new gym is called Dr. Goodbody's. Sandy said the city has reimbursed employees that were using Mr. Johnson's gym at least three times a week for their monthly fee which was \$15. She said Mr. Goodbody's charges \$20, and the new Curves for Women will be charging \$30. Sandy asked if the city was willing to reimburse employee's any portion of their monthly fee as long as the employee used the gym at least three times per week. Alan was asked to talk to the owner of Mr. Goodbody's to see if he would give the city employee's a reduced rate for membership. Sandy said she would talk to Curve's for Women.

Mayor Christensen arrived.

Alan said Officer Karl Noah has resigned from the police force as of February 26, 2005. He said Officer Noah will be working for the Bonneville County Sheriffs Office. Alan said the next person in line to be hired full time is Officer Kent Swanson who is currently a part time officer. He said there are some concerns that were voiced that he is researching regarding Officer Swanson. Steve said once this matter is cleared up, Alan can telephone poll the council to get approval to hire a new officer. This way he will have a new officer in place by February 26th. Alan said Officer Swanson currently has his POST certification. He said when there is an opening in the police department we usually offer it to any part timers first, and then to any of the reserves who may be interested in the job. Alan said if there is no interest, then the job is posted in the newspaper. There was some concern about the amount of tickets that Officer Swanson writes. Alan said most of the tickets are for DUI, driving without privileges, etc. He said Officer Swanson does not write very many speeding tickets. Mayor Christensen said he spoke with a business owner in Oregon who is interested in relocating to Shelley, but he had heard that the city has a speed trap. He said he assured the gentleman that the city does not have a speed trap. The Council instructed Steve and Alan to work together on this matter and get a new police officer hired.

John said he was told that a movie rental business may be locating in the city which has the reputation of having racier movies. He said the city does not have an ordinance that specifically addresses obscene movies, and wondered if we need to amend our ordinance. BJ said Idaho Code has addressed the regulations of obscene movies which is very similar to the ordinance we have in place. He suggested leaving our ordinances as is because the State has addressed these issues. However, BJ said there is a matter of enforcement. He said this issue could be enforced under the nuisance code or the distribution of obscene literature, however our code does not

specify videos or DVDs. The Council determined our ordinance would not be amended since the State Statutes addresses this matter.

Mayor Christensen said there was a RWWC meeting last week. He said there is still a shortfall of approximately \$500,000 to construct the Northern Interceptor line. He said they intend to try and get the contractors to honor their bids that were submitted last fall, but if not the project will have to be re-bid. Mayor Christensen said that it appears that there are not enough investors that are interested in pre-buying hook ups to cover the shortfall, so it may be necessary for each of the entities to advance the Regional Authority enough money to cover the shortfall. He said this money would be repaid by the Regional Authority to the entities as people access the new line. Mayor Christensen said they will probably ask each entity for \$75,000 to \$100,000, however he felt the entities should be paid back first. John felt the city needs more out of this deal. Sandy said there is a line running south from 1400 North that will intersect with the main Regional line that the city should probably take ownership of, however they might need to pay for this line. Mayor Christensen said the city will have to review this matter when the time comes.

The Council discussed the City Property Use policy. They felt this policy should remain as discussed at the last council meeting which is that only city employees will be allowed to use city property during non-working hours with their supervisor's approval, with the exception of the City Hall Council Chambers and the training room. BJ suggested each employee be notified of this policy.

John said at the last council meeting the matter of approval of Qwest's request to bury and maintain cable near Quigg was tabled until further information about DSL availability was obtained. He said he received written confirmation from Qwest that DSL will be available in Shelley sometime in April of this year. John said he even told Qwest that we will help them market this service once it is available. He said he asked Sandy to telephone poll the council for approval of the request to maintain and bury the cable prior to the meeting tonight. John moved, Steve seconded to ratify the approval for Qwest to bury and maintain cable on Quigg Street. Approved unanimously.

Sandy said she met with Dave Noel of Forsgren Engineering regarding the amendment to the city's Subdivision Ordinance, and then they both met with the Planning and Zoning Commission to get their comments. The Planning and Zoning Commission felt the ordinance needed to be changed to meet our needs further. They would like to review the amended ordinance prior to adoption. Sandy said one of the major items that are ordinance is missing is the design standards for the water, sewer, storm sewer, and streets. She said the ordinance can be amended to detail every item out, such as the type of valves that are used on a lift station, or just to refer to the Idaho Public Works Standards. Sandy said Dave would need an idea what the city wants before he could send us a scope of work and an estimate of what the project will cost. She said she budgeted \$3000 for this particular project. The Mayor and Council felt that Rick should meet with Dave to go over what he feels the city needs and prioritize, and then come back to the council with more information.

Lorin said he has nothing to report regarding the addition to city hall.

BJ thanked the Mayor, Steve and Alan for the productivity of the meeting that was held last week with the members of the police department.

Sandy asked permission to send the quotes to refinance the Water/Sewer Revenue Bonds to Mike Moore in Boise for a Bond Counsel Opinion. The Council granted permission.

Dawn said there will be a blood drive at city hall on February 28, 2005.

Dawn said Co-Ed Jazz Basketball will be starting on Thursday.

Neil said he has been asked to make a presentation to the Idaho Department of Parks and Lands in Boise on March 23, 2005 regarding the grant to construct restroom facilities at Brinkman Park. Steve said that is a good indication that we probably will be awarded the grant. He said they usually do not ask for a formal presentation unless they intend to give the grant to the presenter.

Neil said the Committee for the Auditorium District went on a tour last Thursday to look at some of the other auditoriums in the surrounding areas.

Rick said he received the plans to reconstruct the front portion of the city shop that was destroyed by a fire. He said he is meeting with Lorin tomorrow to go over the plans further. Rick said the city is not capable of tearing down the damaged portion of the building, so it will have to be hired out.

Charlotte said she spoke with Jon Abrams, the School Superintendent regarding the way graffiti should be handled to deter any further vandalism. She told him it is best to remove or cover the graffiti immediately when it is discovered. Mr. Abrams said he would get his staff involved, and also watch any suspicious activities at the street across the park.

Charlotte said she completed Sandy's evaluation, and approved her raise she was due for on the current wage scale.

John suggested that when the auditorium district is being developed that everyone considers constructing a civic building that could even be used by the Senior Citizens.

John suggested that a city picnic be held again in June to raise funds for Centennial Park. He said Kurt Coates of Blue Mule Auction would like to get involved, and volunteered to run an auction that all of the proceeds will go to the construction of Centennial Park. John said he will continue to work on this project. John said he would like to start a marketing campaign for the engraving on the pavers for the park sometime in May.

Steve said he appreciates working with Alan on the police issues that have come up. He felt the meeting last week went very well and things seem to be working out.

Steve said the new flags on State Street look great.

Lorin said Stacey Pascoe would like his property where the storage units are, annexed into the city limits so he can access city water and sewer services. Sandy said it is contiguous to the city, however the water and sewer lines end prior to Mr. Pascoe's property. She said she needs a formal letter of request for annexation to begin the process.

Lorin said he may be opening another business in Nevada or Arizona. He said he may have to make some changes in his life.

Mayor Christensen said each entity in the Regional Authority needs to designate an alternate member. He asked John to accept this position, and John accepted the responsibility.

Lorin moved, Steve seconded to adjourn into an executive session to discuss potential litigation. Approved unanimously.

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

Mayor Christensen said during executive session potential litigation was discussed.

Adjourned: 10:00 p.m.

ATTEST: Sandy Hayward APPROVE: Eric Christensen

FEBRUARY CLAIMS

<u>DATE</u>	<u>CLAIMS</u>	<u>AMOUNT</u>	<u>CHECK #</u>
4-Feb-05	Comdata	384.56	28410
4-Feb-05	Petty Cash	34.77	28411
11-Feb-05	Bank of Commerce	19,892.84	284112
11-Feb-05	Ford Motor Credit Co	13,208.31	28413
11-Feb-05	David Hanson	301.43	28414
16-Feb-05	A & B Transmission & Service Ctr.	619.66	28415
16-Feb-05	American Linen	699.05	28416
16-Feb-05	Bisco	45.25	28417
16-Feb-05	Broulim's	63.21	28418
16-Feb-05	Eagle Rock Sanitation	2,455.27	28419
16-Feb-05	Electrical Equipment Co Inc	1,770.61	28420
16-Feb-05	Electrical Wholesale Supply Co Inc	8.40	28421
16-Feb-05	Ellis Automotive	330.74	28422
16-Feb-05	First Responders	251.69	28423
16-Feb-05	Forsgren Associates/P.A.	1,295.50	28424
16-Feb-05	Galls Inc.	303.96	28425
16-Feb-05	IAS-Envirochem	168.00	28426
	Void		28427
16-Feb-05	International Code Council	130.99	28428
16-Feb-05	Jim's Trophy Room	155.00	28429
16-Feb-05	Jolley Building Supply Inc.	603.10	28430
16-Feb-05	L&M Auto Repair	1,773.64	28431
16-Feb-05	L&S Metal Products LLC	46.65	28432
16-Feb-05	McGrath Meacham and Smith PLLC	2,392.30	28433
16-Feb-04	Rod Mohler	165.00	28434
16-Feb-05	Mountain States Cabinet & Millwork Inc	285.00	28435
16-Feb-05	Mr. Pizza	38.00	28436
16-Feb-05	Napa Auto Parts	571.36	28437
16-Feb-05	OK Trailer Sales	416.41	28438
	Void		28439
16-Feb-05	Petty Cash	43.86	28440
16-Feb-05	Pioneer Publications	23.52	28441
16-Feb-05	R & S Distributing	225.25	28442
16-Feb-05	Shelley/Firth Rural Fire District	3,170.00	28443
16-Feb-05	Standard Plumbing	38.10	28444
16-Feb-05	State Insurance Fund	3,659.00	28445
16-Feb-05	United States Welding Inc	396.91	28446
16-Feb-05	Utah Power and Light	4,481.23	28447
16-Feb-05	Vehicle Lighting Solutions Inc	536.07	28448
16-Feb-05	Watson Roto Rooter/Thayne Watson	75.00	28449
17-Feb-05	Utah Jazz Youth Basketball	973.00	28450
24-Feb-05	Stanley J. Peterson	30.00	28451
24-Feb-05	Post Academy	60.00	28452
24-Feb-05	Sams Club	513.04	28453
28-Feb-05	Advanced Business Systems	79.00	28454
28-Feb-05	Ameican Flag & Banner	2,503.00	28455
28-Feb-05	BISCO	28.23	28456
28-Feb-05	Bonneville Blue Print Supply	654.00	28457
28-Feb-05	Business Phone Specialists Inc	60.00	28458
28-Feb-05	Cable One	99.95	28459
28-Feb-05	Civil Air Patrol Magazine	95.00	28460
28-Feb-05	Collegiate Pacific	263.23	28461
28-Feb-05	Daniel Acevedo	1,500.00	28462
28-Feb-05	DBS INC	698.12	28463
28-Feb-05	Dell Marketing LP	2,313.16	28464
28-Feb-05	Display Sales	781.50	28465
28-Feb-05	Electrical Equipment Co Inc	6,791.58	28466
28-Feb-05	Exxonmobil Fleet/Gecc	647.69	28467
28-Feb-05	Fastenal	82.14	28468
28-Feb-05	First Responders	56.50	28469
28-Feb-05	H-K Contractors	280.00	28470
28-Feb-05	Holly Kartchner	252.13	28471
28-Feb-05	IAS-Envirochem	108.00	28472
28-Feb-05	Idaho Transportation Dept	56.00	28473
28-Feb-05	Intermountain Gas Co	1,060.49	28474

28-Feb-05	International Code Council	110.99	28475
28-Feb-05	Lexisnexis Matthew Bender	63.58	28476
28-Feb-05	Maintenance Engineering	497.34	28477
28-Feb-05	Mountainland Communications Inc.	1,045.50	28478
28-Feb-05	Mr. Pizza	38.00	28479
28-Feb-05	Petty Cash	49.36	28480
28-Feb-05	Phillips 66 Co.	727.26	28481
28-Feb-05	Pro Power	19.45	28482
28-Feb-05	R & S Distributing	13.75	28483
28-Feb-05	Shelley Police Officers Association	55.00	28484
28-Feb-05	Stephenson Computer Consulting	4,095.00	28485
28-Feb-05	Tom Russell	79.33	28486
28-Feb-05	US Post Office	275.31	28487
28-Feb-05	United States Cellular	221.05	28488
28-Feb-05	WM Construction LLC	700.00	28489
28-Feb-05	Zee Medical Service	257.50	28490
	City of Shelley Payroll	37,987.32	
	City of Shelley Payroll	40,106.08	
	Total	167,387.22	