

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

APRIL 14, 2009

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

PLEDGE OF ALLEGIANCE: Rick Anderson

PRAYER: BJ Driscoll

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

Minutes of March 24, 2009 Council Meeting

Building Permits:

Clyde Jernberg	- shop
Shawn Allen	- window
LeRoy Scott	- canopy-storage area
Eluterio Pena Jr.	- porch
Carnoustie Apts.	- handicap ramps
Oakwood Homes	- move on home/garage
Shelley High School	- wind turbine

A roll call vote was called for: Steve – aye, Lorin - aye, John – aye. Approved three in favor, one absent.

Farrell Steiner presented the 2007-2008 fiscal year end audit for the City of Shelley. He presented binders depicting each fund and the cash balance of each fund. Mr. Steiner said this is a good clean audit, and all financial records are in order. He said he will submit the audit to the State of Idaho. Mr. Steiner presented graphs to the Mayor and Council showing the expenditures, revenues, and balance for each fund for the past five years. He said overall the city is in good, sound, financial condition. Steve moved, John seconded to accept the fiscal year audit for 2007-2008 for the city. Approved three in favor, one absent.

Brent Christensen said he is developing a subdivision on the south side of the West River Road across from the sewer treatment facility. He said this subdivision will be called River Vale Arbor Subdivision. Mr. Christensen discussed the city water situation, and said this parcel of ground has a deep water well existing on it. He said he may be selling a portion of the subdivision to the LDS church, and wondered if city water is available. Mr. Christensen said he previously obtained permission from the city to access the city sewer service for his proposed subdivision. He said he understands that he must comply with city standards as this property sits in the city impact area. Mr. Christensen said there will be twenty one to twenty six lots in the proposed subdivision. Rick said the subdivision would have the capability of accessing a ten inch water line. Mr. Christensen said he would like to be annexed into the city limits if possible. Sandy said she spoke with the State Tax Commission regarding the regulations for annexation

and what may constitute string annexation. She said they examine annexations on a case by case basis. Sandy said she asked if the city uses a road or an easement to get to a larger piece of property if that would be string annexation. She said the Tax Commission said the annexation would have to be submitted for their review to determine that, however usually if you use a road to get to a piece of property to annex that is considered string annexation. Mr. Christensen there is a deep water well on the property that could be transferred to the city. He said he still intends to farm the property that isn't sold. Mr. Christensen said a portion of the water rights could be transferred at that time. He said he believes he has 110 to 117 acre feet in the deep water well. The council directed Mr. Christensen to pursue annexation along with rezone beginning with the Planning and Zoning Commission.

Mr. Christensen said he has submitted Division one and two of the preliminary plat for Sunset Vista Subdivision and had both divisions approved quite some time ago. Sandy said she thought only Division one had been reviewed, and was obligated for water, but she would check on it. Mr. Christensen said he may want to change the zoning so he will be able to do a portion of town homes in the subdivision, as well as single family dwellings.

Olin Barkdull introduced Kim Harris. They work with life, health, retirement and Medicare plans. Mr. Barkdull presented a Health Insurance Analysis for the city. He felt he could save the city approximately \$377,000 over the next five years with an Assurant Medical plan and Nexstep as a supplement to cover the \$5000 deductible. Mr. Barkdull presented the soft costs only, and to obtain a hard cost he would need health statements filled out. Mr. Harris discussed the benefits of Assurant and NexStep. John asked for references who may have this health package, and what concerns and problems those participants may have with the program. Sandy asked if there are any cities, counties, or schools who may be on this program. Mr. Harris said not at this time, because this package was made available just last fall in Idaho. He said Assurant uses the same networks as the other companies use. The council thanked Mr. Barkdull and Mr. Harris for their time.

Del Kohtz, Idaho Water Company said he has had his engineers review the model for the water that is available to be transferred to the city. He said he has 345 acres of really good water rights. He said one third could be transferred to the City of Shelley and the other two thirds would go to the City of Chubbuck. Mr. Kohtz said the cost is \$700 per acres foot. He said there are 460 acre feet, and if transferred as irrigation water there is four acre feet per acre. If used as municipal services it would be transferred as three acre feet per acre. The approximate cost is \$322,000. The Mayor and Council discussed this and felt they city will need another additional well, and possibly more infrastructure, however this is definitely worth looking at. The Council said they would review this matter with our engineers and some potential developers.

Rick purchased a backhoe from Bingham County for \$4000, and obtained authorization through the council. Steve negotiated with the County since they had the backhoe as surplus property. Rick intends to leave this backhoe at the transfer station to use to compact the roll off bins.

Steve moved, John seconded to ratify the purchase of a 1989 JCB backhoe in the amount of \$4000. Approved three in favor, one absent.

Colby Searle, a representative of the Mayor's Youth Council said there will be a Youth Service day on April 25, 2009. He said they intend to clean up the city by picking up the trash. He asked if they could leave the trash at one certain pick up point and the city haul the trash away. Rick said if the Youth Council will leave the trash in bags along the side of the road, the city crew will pick it up. Mr. Searle said the Youth Council will need about 200 trash bags, and some stain to re-stain the benches along the walking path. Rick said those benches will be moved during the construction of the sewer transmission line, so he asked if they would hold off re-staining the benches at this time. Rick said he will get the bags for the Youth Council. John suggested that the Youth Council contact the Tree Committee regarding help in planting trees in the city.

Richard Ottley asked if he needs a liability waiver from the city on Spud Alley for his building while it is being used for training by the police department. Alan said if he would like to draw a waiver up, the city could sign it.

Lorin said he had a discussion with Linda Fitzpatrick, 385 E. Locust Street, regarding the four dogs she has on her premises. He said he would like to discuss this further. Mrs. Fitzpatrick said she would like to have non-commercial kennel licenses in the city. She said she loves animals and wants to see animals taken care of. Mrs. Fitzpatrick said she has had several people contact her about infractions in the city. She said she was contacted by a man who is moving into the city with more than two dogs and doesn't intend to get rid of any of them. Lorin asked if people could be informed about the city's dog ordinance when they sign up for city utility services. Sandy said by the time they sign up for services, they usually have already bought the property and are moving in. She said the city has tried to make people aware of the dog regulations. Sandy said at least twice a year, a message is place on the utility billing regarding dog tags, limit of animals, dogs at large, etc. She said newspaper ads are ran, and sometimes information is placed on the marquee. Sandy said Mrs. Fitzpatrick stated to city personnel that she was aware of the number of dogs allowed before she moved in. Mrs. Fitzpatrick felt laws should be put on the books that are enforceable. She felt if the city has non-commercial kennel licenses then there would be more control; you know the animals have been vaccinated, and that they are being taken care of. Alan said the last time non-commercial kennel licenses were issued, it was nothing but a mess. He said neighbors don't like to create problems and make their neighbors mad, so they won't protest a kennel license. He said it is not fair to the neighbors. Alan said the city has made other citizens get rid of their dogs if they have more than two. Lorin and Alan discussed the possibility of creating an apartment in the home, making two households. Sandy said then the zoning would have to be changed to a two-family dwelling zone. Mrs. Fitzpatrick said she obtained her meaning of "household" from the State of Idaho Health and Welfare office. She said she felt laws are implemented to protect the people as well as the animals. Mrs. Fitzpatrick said other people who have more than two dogs in the city limits have contacted her,

but they afraid to come forward in fear of losing they dogs. John said he would like to research this matter further.

BJ said the man who has some small water rights that he would be willing to sell the city is still interested. He said he will have Dave Noel look at the amount that would be converted into acre feet.

BJ said the man who is interested in purchasing property at the pool to install a slide will try and attend one of the council meetings over the next few weeks.

BJ said he has not received any news regarding a decision at the water hearing.

Sandy asked for clarification on park shelter rental fees for city employees. The council determined city employees will not be charged for park rental fees.

Sandy said Zions Bank would like some of the city's business and has offered a good interest rates for money market accounts. She said the city does not have a lot of funds in money market, most of the funding is through the Trust Account, or in CD's. The Council determined that the city's funds should be invested through local banks and brokers for the time being.

Sandy said since the Kelley Acres annexation appeal has been dismissed, she will be sending out notification to those residents that their sanitation service will being on May 1, 2009. She will also inform them of "spring clean up" and issue new city addresses.

Sandy said there are handouts in everyone's binders reporting the new open meeting laws.

Rick asked permission to hire Shawn Robinson as groundskeeper for the 2009 season. He said he would like to hire Mr. Robinson at \$10 per hour for a forty hour week. Rick said usually he hires two people for a total of sixty hours per week, but since the city is trying to save funds, he will cut the hours to forty. The Council granted permission.

John said there should be a grant in the amount of \$300 from the Arbor Day Foundation issued to the city. He said on June 6, 2009, the Tree Committee will be planting ten trees for the Arbor Day Celebration.

John said the Comprehensive Planning Committee held a public meeting to receive comments on April 2, 2009. He said only one citizen attended the meeting to give comment. John said the Comprehensive Planning Committee has decided to try and recruit twenty to forty people and have special meetings to gain input.

John said the Urban Renewal Board will be meeting this week to discuss a project to run the sewer line underneath the railroad tracks to get service to the north east end of the city. He said there is an Industrial Park that would like to expand that is owned by Max Ririe.

Charlotte was injured while on vacation, and Dawn was injured while working at the pool.

Steve said about a week ago he attended a meeting with Bingham County Economic Development. He said two Shelley businesses, Stoneridge Dental, and the Gables Assisted Living Center were honored and given awards.

Lorin said he had shoulder surgery on March 19, 2009, and appreciated the plant the city sent him.

Lorin said he toured the new wastewater treatment facility. He said the site engineer feels the plant will be up and running by the end of August.

Lorin said Rocky Mountain Power hosted a luncheon for the city officials and Rocky Mountain Power management. He said the luncheon was held at the city shop, and everyone had a great time.

Adjourned: 10:18 p.m.

ATTEST: Sandy Magdusek APPROVE: Eric R. Christensen

MARCH CLAIMS

<u>DATE</u>		<u>AMOUNT</u>	<u>CHECK #</u>
3-Mar-09	Mike Johnson	45.00	32711
5-Mar-09	Comdata	579.46	32712
5-Mar-09	Forsgren Associates/P.A.	58,482.00	32,713.00
5-Mar-09	Regional Waste Water Trust Fund	63,859.48	32714
5-Mar-09	RSCI	529,108.96	32715
13-Mar-09	A & B Transmission & Service CTR	552.54	32716
13-Mar-09	AAA Giles Cleaning and Restoration	675.00	32717
13-Mar-09	All American Sports	8.00	32718
13-Mar-09	Alltel	154.02	32819
13-Mar-09	American Linen	534.20	32820
13-Mar-09	Association of Idaho Cities	300.00	32821
13-Mar-09	Bingham Memorial Hospital	12.71	32822
13-Mar-09	BISCO	34.19	32823
13-Mar-09	Broulim's	17.41	32724
13-Mar-09	Business Phone Specialists Inc	66.50	32725
13-Mar-09	CBS Collections Inc	59.35	32726
13-Mar-09	Civil Air Patrol Magazine	100.00	32727
13-Mar-09	Daniel Acevedo	2,310.00	32728
13-Mar-09	DBS Inc	1,967.57	32729
13-Mar-09	Doug Keele	1,164.49	32730
13-Mar-09	Eagle Rock Sanitation	2,359.18	32731
13-Mar-09	Electrical Wholesale Supply Co Inc	127.20	32732
13-Mar-09	Fastenal	73.94	32733
13-Mar-09	First Responders	278.99	32734
13-Mar-09	Forsgren Associates/P.A.	1,400.00	32735
13-Mar-09	Galls Inc.	72.64	32736
13-Mar-09	Hammon Teton Delivery	54.00	32737
13-Mar-09	IAS-Envirochem	564.00	32738
13-Mar-09	Idaho Business Systems	32.00	32739
13-Mar-09	Industrial Hose and Fittings	40.97	32740
13-Mar-09	Bret G Jones	75.00	32741
13-Mar-09	Kings No. 21	8.07	32742
13-Mar-09	Kirkham Auto Parts Service Co. #8	533.26	32743
13-Mar-09	L&S Metal Products LLC	20.75	32744
13-Mar-09	Les Schwab Tire Center	757.56	32745
13-Mar-09	Pacific Steel	161.04	32746
13-Mar-09	Prime Time Auctions	2,420.00	32747
13-Mar-09	Pro Power	10.30	32748
13-Mar-09	Pro Wench	275.50	32749
13-Mar-09	Qwest	136.99	32750
13-Mar-09	R&S Distributing	67.99	32751
13-Mar-09	Rocky Mountain Power	5,722.52	32752
13-Mar-09	Sams Club	152.08	32753
13-Mar-09	Shelley Pioneer	107.04	32754
13-Mar-09	Shelley/Firth Rural Fire District	5,033.00	32755
13-Mar-09	SmithDriscoll & Associates PLLC	2,796.70	32756
13-Mar-09	Sportsmans Warehouse	63.98	32757
13-Mar-09	State Insurance Fund	3,053.00	32758
13-Mar-09	Steel Systems	84.80	32759
13-Mar-09	Stephenson Computer Consulting	7.19	32760
13-Mar-09	Taser International	560.37	32761
13-Mar-09	United States Welding Inc	161.49	32762
13-Mar-09	Utility Trailer Sales of Boise	321.71	32763
13-Mar-09	Zee Medical Service	81.08	32764
27-Mar-09	Forsgren Associates/P.A.	36,656.60	32765
27-Mar-09	Regional Waste Water Trust Fund	48,487.72	32766
27-Mar-09	RSCI	208,739.25	32767
31-Mar-09	Alltel	150.82	32768
31-Mar-09	Amazing Trophies & Gifts	30.00	32769
31-Mar-09	Rick Anderson	800.00	32770
31-Mar-09	Autowash	390.90	32771
31-Mar-09	Avenet LLC	126.00	32772
31-Mar-09	BISCO	29.46	32773
31-Mar-09	Blackfoot News-Mornig News	104.00	32774
31-Mar-09	BMC West	219.42	32775
31-Mar-09	Brownells Inc	523.76	32776

31-Mar-09	Cable One	164.95	32777
31-Mar-09	Cal Ranch	11.56	32778
31-Mar-09	Exxonmobil Fleet/GECC	48.43	32779
31-Mar-09	Galls Inc.	161.95	32780
31-Mar-09	IAS-Envirochem	172.00	32781
31-Mar-09	Idaho Irrigation Pumpers Association	105.00	32782
31-Mar-09	Idaho Transportation Dept	69.00	32783
31-Mar-09	Intermountain Gas Co	1,391.71	32784
31-Mar-09	Kirkham Auto Parts Service Co. #8	478.04	32785
31-Mar-09	Metroquip Inc.	580.82	32786
31-Mar-09	Pacific Steel	224.82	32787
31-Mar-09	PAETEC	482.12	32788
31-Mar-09	Phillips 66 Co.	899.90	32789
31-Mar-09	Pro Power	223.85	32790
31-Mar-09	Qwest	89.56	32791
31-Mar-09	R&S Distributing	161.36	32792
31-Mar-09	Rotational Molding	1,155.00	32793
31-Mar-09	SmithDriscoll & Associates PLLC	2,702.25	32794
31-Mar-09	Stephenson Computer Consulting	356.25	32795
31-Mar-09	Tractor Sales	103.77	32796
31-Mar-09	US Post Office	337.50	32797
31-Mar-09	Utility Trailer Sales of Boise	321.71	32798
6-Mar-09	City of Shelley Payroll	48,972.65	
20-Mar-09	City of Shelley Payroll	50,790.35	
	Total	1,093,907.70	