

CITY OF HELLLET
COUNCIL MEETING
MINUTES

JUNE 26, 2007

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

PLEDGE OF ALLEGIANCE: Rick Anderson

PRAYER: Charlotte Fredrickson

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

Minutes of June 12, 2007 Council Meeting

Building Permits

Brent Clark	- fence
Curtis Thompson	- fence
Masonic Lodge	- roof
Max Swenson	- fence
Eva Ochoa	- fence
Frank Price	- shed
Robyn Elswood	- re-roof

A roll call vote was called for: Steve – aye, Charlotte – aye, John – aye, Lorin – aye. Approved unanimously.

Mayor Christensen opened and continued a hearing to receive testimony on the condition of the Herbert Newel Morris property at 144 S. Holmes. Sandy presented documents showing she notified Mr. Morris on April 25, 2007, that he was not in compliance with the city ordinance 5-9-11 regarding the keeping and storage of junk. He was given thirty days to clean up his property. The property was not cleaned up to comply with city ordinance so Mr. Morris was notified on May 29, 2007 that a hearing would be held on June 12, 2007 to discuss the condition of his property, and determine if the city would clean it up and assess the cost to Mr. Morris. Jeff Morgan, 130 S. Holmes was not in attendance, however, he had contacted Sandy and said he was trying to help the Morris's and Norma Jean came outside and told Patricia that they did not need anyone's help and that Jeff should leave. Patricia Morris, 144 S. Holmes stated her sister was angry about a church group that had come to help them and picked some of their herbs, and did things they specifically asked them not to do. She said Norma Jean said Jeff and Duke were the only people that they could trust to help them. Noal Messick spoke on behalf of the Morris's, and said they have been working on the issues that have been brought up. He said they purchased a shed to store some of the items outside in. He said the church intends on helping the Morris's put it together. Mr. Messick said the girls are very concerned that if the city cleans up the yard, they will assess a large cost to them and they would lose their home. He said they just

want to make sure that the people that come and help them will respect their wishes on what should be removed. Sandy presented pictures that were taken at 3:00 p.m. today. There are a lot of items that have been piled up and covered with tarps. Patricia stated that one of the piles was patio furniture. She said all of the items except three, listed in the first letter they received have been addressed. Patricia said they have someone scheduled to remove the fridge in the back yard, and to remove two of the vehicles that are not driven. John said in regards to the help that she received from the church, the herbs could have been mistaken for weeds. He said to get their yard cleaned up they are going to have to accept some help moving the cars, and clearing the weeds. John said he could see that they are making progress, but it is not good enough yet. Steve said he realizes this is a lot of work, and help has been offered before, but there are seems to be a problem. He said the work is probably not going to be done the way they want, but it needs to be cleaned up right. Steve said the church intends to take the shed and put it together off site and then return it. John suggested the hearing be continued for another two weeks which may be extended for an additional two weeks if needed. Sandy said when she sends a letter regarding property appearance; she lists a few of the items that need to be taken care of. She said she does not make a particular list of what needs to be done; it is left to the property owner to comply with a copy of the ordinance she sends with the letter. Mayor Christensen suggested that the Morris's look at their neighbors yard for an example. BJ suggested that specific items be addressed to give the Morris's guidance. Lorin asked the Morris's if there are problems having Jeff Morgan assist them on their clean up efforts. Patricia said there is no problem with that. Patricia said the issue is with her sister's health. She said her sister cannot stand loud noises or smells and has very high blood pressure. Sandy suggested that Patricia approach Mr. Morgan to request his help again. Diana said she has contacted a person in Idaho Falls to see about removing the copper and blue car from their premises. The council asked the Morris's to work on removing the cars, the fridge and cleaning up the overgrown vegetation prior to the next council meeting.

Sandy presented the preliminary plat for the River Pointe Subdivision, which will have two town homes and an assisted living center if the rezone is successful for the assisted living center. Sandy said the Planning and Zoning recommended approval of the rezone from RA to R1A on lot 3, however upon discussing a special use permit there was some confusion and they felt the entire parcel should be zoned to Multiple Family Housing and then there would not be a special use permit needed. Sandy said the plat has already been drawn and reviewed as a R1A zone, therefore this would not work. She said she discussed this matter with the developer and they would just like to complete the plat as required by the city. Sandy said originally the assisted living center had received a special use permit to operate in an RA zone. It was not included in the first plat, however a portion of that lot was needed for public right-of-way, so it has to be included. Sandy said the developer wanted to continue on with a rezone to R1A on lot 3, and a special use permit. She said she has scheduled the hearing again for the special use permit before the P&Z Board again. Sandy said there is a problem with a returned check in the amount of \$13,887 she has not been able to collect from Gables Management. The Mayor and Council tabled this matter until the check has been redeemed.

Shawn Allen asked the Mayor and Council for permission to use the former railroad spur the city purchased running south from East Center Street as an emergency exit for his property. He said his property is an L shape, and he would like to place town homes or apartments on it. However, he needs an emergency exit to satisfy fire requirements. Mr. Allen said he would grade and install road base on the spur meeting any specifications for fire truck access. He said he would also install signs that stated emergency access only. Mike Carter said he had seen an earlier drawing of Mr. Allen's tentative plans, and does not have a problem with using the spur as an access as long as it is constructed according to specifications. He asked that all fire hydrants be installed before building commences also. Mr. Allen said he would make sure it is engineered correctly and will continue working with Mike on this matter. The Mayor and Council gave permission for Mr. Allen to utilize a portion of the railroad spur for emergency access as long as all specifications are followed. Lorin discussed the future construction of a connector road to Baseline Road. Mr. Allen said he is aware of the future road and has planned his development accordingly. He said he has left enough road for sidewalks, etc. Mr. Allen said they are also trying to resolve the parking problem on East Center near his six-plex. He said he has a larger piece of property that will be utilized for parking.

Sandy said Gables Management had a hearing to rezone lot 3 of their property from RA to R1A through the Planning and Zoning Commission. She said they recommended approval. John moved, Lorin seconded to call for the second public hearing on July 24, 2007, at 7:30 p.m. conditional upon their account being made current. Approved unanimously.

John moved, Charlotte seconded to ratify the approval of a fireworks permit for Kings on State Street. Approved three in favor, Steve opposed. Motion carried.

BJ discussed the response that was received by the Governor regarding the struggle the city is having with obtaining water rights to drill a well. He said the Idaho Department of Water Resources was asked to respond by the Governor. The letter states there is an exemption for those that drill a well outside the city limits. They have the right to drill. The letter also states that there is a 13,000-gallon per day limit on individual domestic wells. BJ said each household in the city uses less than that per our water facility planning study. He suggested this information be passed along and discussed with the legislators; Senator Bair, Representative Lake and Representative Marriott. BJ said perhaps legislation could be enacted that allows municipalities to have that same exemption based on population. Mayor Christensen asked Sandy to forward copies of our letter and the respond to Senator Bair and ask for his help in the legislature. Steve said he spoke with the Governor's secretary Bonnie Butler, and she is the person who contacted Dave Tuttle at IDWR. Steve said he contacted Senator Bair who is willing to come to our council meeting to discuss this matter further. Charlotte felt there is a lack of support from the cities on the west side of the state. She said AIC may be able to help drawn up a proposal for the legislature also.

BJ said he received a brochure for a workshop on Planning and Zoning issues in Boise in September. He felt someone should be sent to the workshop to keep on top of the issues and to

disseminate the information. BJ said the cost for the workshop is \$339 for a one-day course. He said he is willing to attend the meeting and not charge the city his hourly rate if the city will pay the cost of the workshop. Charlotte suggested BJ attend the meeting Mayor Christensen suggested a member of the Planning and Zoning Commission attend also. This will be discussed further at a later meeting.

BJ discussed a water conservation ordinance with John. He said they felt a schedule be recommended to the citizens by the council, but not make it mandatory at this time. John suggested that developers be encouraged to use various species of trees that do not require a lot of water. He said a plan should be formulated with the developers to encourage water conservation. The Mayor and Council asked Sandy to publish a watering schedule for the residents; those with odd numbered addresses shall water on odd calendar days, and those with even should water on even numbered days. There should be no watering on Sunday or during the heat of the day, which is 11:00 a.m. until 5:00 p.m.

Sandy said a grant application has been prepared and needs to be submitted for our water facility planning study. John moved, Steve seconded to approve a resolution to apply to DEQ for a water planning study grant. Approved unanimously.

Sandy presented a comment sheet for the Ridges Phase 2 Subdivision that lies in Bingham County. The subdivision currently has an irrigation system in Phase 1. The Mayor and Council had no concerns or comments for the subdivision.

Dawn said the Baseball Tournament will be July 13th and 14th at the Dawn Lloyd Fields.

Dawn said the pool is being utilized very well, especially on the hot days we've been having.

Dawn said a Jazz Player will be here on July 26, 2007, to meet with the children. She said she has not been informed of whom the player will be.

Richard Ottley said he is removing the siding on the west side of his building. He wants to obtain permission from the Railroad to park his trucks there. He said he is also in the process of cleaning up the rest of his premises.

Rick said he is having problems with the water telemetry system. He said the last three years there have been problems that have been fixed, but the system has become obsolete. He said the radio receiver has been worked on four times and probably cannot be soldered again. Rick said he received an estimate from Teton Communications to replace the system in the amount of \$14,000. He said this is a very basic system that could be upgraded in the future. Rick said he would like to put a warning system in also that would contact him if the wells fail, but he is not sure of the cost of that feature. He said he spoke with Sandy and the only funds that are available would have to be taken out of the emergency fund. Steve moved, Charlotte seconded

to expend approximately \$14,000 for the water emergency fund to replace the water telemetry system. Approved unanimously.

Rick said he intends to begin removing the trees at the City Park this week.

Rick said the North Shelley Business Park is moving along well. He said the curb and gutter may possibly be installed this week.

Rick said the traffic light project at the corner of State Street and Center Street is moving along well. He said the street may be opened in about three weeks.

Mike Carter said he received a letter from the Fire Rating Bureau who will be visiting on July 18th to inspect the facilities. He said the city's public works department will need to provide some information during the visit. Mike said he will be prepared for the visit.

Charlotte said she attended the Kiwanis meeting this morning. She said they are busy planning Spud Day festivities. She said they would like to begin the festivities on Wednesday this year. Charlotte said she will be helping with the Ms. Russet pageant and the potato give away.

Charlotte said the School District is working on a location for a new elementary school. She said they are aware of the water shortage issue.

Charlotte thanked everyone for allowing her to attend the AIC Conference in Cour de' Alene. She said she learned a lot of valuable information and had a great time.

John told Charlotte that the city would like a booth at Spud Day.

John asked Mike when he felt the Fire Department would need a full time chief and crew. Mike said he is unsure, but everyday he is active in the fire department. He said it is becoming a large workload now. He would recommend a full time Fire Marshall at least in the very near future. John suggested we begin looking for grant money to aid this effort. John said he appreciates the time that Mike and Randy volunteer for the Fire Department.

Charlotte said the Tree Committee held their meeting, and Gerry Bate discussed establishing an inventory of the trees in the public areas of the city. She said there are two trees that have died at Centennial Park. Rick said those trees are still under warranty and will be replaced. Rick said two of the new trees planted at Brent Way Park have been destroyed. He said there is no clue to who vandalized the trees. The Mayor and Council determined these trees are not wanted by the public and would not be replaced.

John said the railroad is hiring a conservation co-coordinator. He discussed the problems the city is having with the railroad with a potential job candidate.

Steve said the city has a good start on the water issues, and we just need to follow through. He said the city needs to discuss this issue with all of the surrounding legislators. Mayor Christensen said he would discuss this matter at the Mayors meeting in August. He said he would also take this matter to the Legislative Committee meeting in November.

BJ discussed the Relay for Life that the Cancer Society is hosting. He said there will be an event night at the Chukkars game tomorrow night. BJ encourage everyone to support this cause.

Mayor Christensen said there will be a RWWC meeting on June 29, 2007, at 10:00 a.m. He said they will be discussing the Riverbend Estates Subdivision.

John moved, Steve seconded to adjourn into executive session pursuant to I.C. 67-2345 (a) to discuss personnel matters. Approved unanimously.

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

Mayor Christensen said during executive session personnel matters were discussed.

Steve moved, Lorin seconded to proceed with finding a candidate to hire for the police department full time beginning July 1, 2007. Approved unanimously. The School District has agreed to pay more for a School Resource Officer, which funds a new officer.

Adjourned: 10:02 p.m.

ATTEST: Sandy Ryduck APPROVE: Eric R. Christensen

<u>DATE</u>	<u>CLAIMS</u>	<u>AMOUNT</u>	<u>CHECK #</u>
4-Jun-09	Bureau of Occupational Licenses	615.00	30887
5-Jun-07	Comdata	2,272.33	30888
6-Jun-07	Petty Cash	450.00	30889
6-Jun-07	Advanced UV Systems	4,435.12	30890
19-Jun-07	All American Sports	91.50	30891
19-Jun-07	Alltel	284.24	30892
19-Jun-07	Amcor Inc	267.00	30893
19-Jun-07	American Linen	642.53	30894
19-Jun-07	Ammon All Star Tournament	500.00	30895
19-Jun-07	Avenet LLC	120.00	30896
19-Jun-07	Bearing & Ind. Sales Inc	24.88	30897
19-Jun-07	BISCO	38.15	30898
19-Jun-07	BMC West	222.54	30899
19-Jun-07	Brady's	12.99	30900
19-Jun-07	Broulim's	152.47	30901
19-Jun-07	Central Transfer Station	45.00	30902
19-Jun-07	Daniel Acevedo	3,000.00	30903
19-Jun-07	Davies Aqua Chem Supply Co	1,183.75	30904
19-Jun-07	DBS Inc	3,246.08	30905
19-Jun-07	Doug Keele	1,044.49	30906
19-Jun-07	Eagle Rock Sanitation	4,270.94	30907
19-Jun-07	Ferguson Enterprises Inc	2,471.67	30908
19-Jun-07	Forsgren Associates/P.A.	3,287.50	30909
19-Jun-07	H-K Contractors Inc	8,075.37	30910
19-Jun-07	Hammon Teton Delivery	45.00	30911
19-Jun-07	IAS-Envirochem	672.00	30912
19-Jun-07	Idaho Business Systems	50.42	30913
19-Jun-07	Idaho Traffic Safety Inc	2,848.00	30914
19-Jun-07	Industrail Hose and Fittings	100.73	30915
19-Jun-07	Les Schwab Tire Center	1,922.23	30916
19-Jun-07	McGrath Meacham and Smith Pllc	2,093.00	30917
19-Jun-07	Ok Trailer Sales	37.71	30918
19-Jun-07	Pacific Recycling	616.15	30919
19-Jun-07	Pacific Steel	50.21	30920
19-Jun-07	Qwest	42.91	30921
19-Jun-07	Rocky Mountain Power	8,161.40	30922
19-Jun-07	Ronco	53.40	30923
19-Jun-07	Sams Club	1,206.72	30924
19-Jun-07	Standard Plumbing	9.32	30925
19-Jun-07	State Insurance Fund	2,956.00	30926
19-Jun-07	Steve's Radiator Shop	95.00	30927
19-Jun-07	Teton Valley Baseball	500.00	30928
19-Jun-07	United States Welding Inc	79.30	30929
19-Jun-07	Valley Wide Co-op	580.00	30930
19-Jun-07	Western Tool Supply	149.99	30931
19-Jun-07	Tony Whitaker	70.00	30932
19-Jun-07	2M Company Inc	310.65	30933
19-Jun-07	20th Centruy Ford	722.15	30934
29-Jun-07	Aaron Brinker	39.94	30935
29-Jun-07	Alltel	366.91	30936
29-Jun-07	Burke Davis	531.00	30937
29-Jun-07	Cable One	161.90	30938
29-Jun-07	Circular Butte Landfill	5,543.48	30939
29-Jun-07	Crown Trophy	636.80	30940
29-Jun-07	Davies Aqua Chem Supply Co	845.00	30941
29-Jun-07	Dougs Sales	480.00	30942
29-Jun-07	Eagle Rock Hydraulic Service	290.06	30943
29-Jun-07	Ellis Sievers	679.00	30944
29-Jun-07	Exxonmobil Fleet/GECC	367.89	30945
29-Jun-07	IAS-Envirochem	694.00	30946
29-Jun-07	Idaho Traffic Safety Inc	180.00	30947
29-Jun-07	Intermountain Gas Co	2,789.33	30948
29-Jun-07	Ivan Huntsman	1,272.00	30949
29-Jun-07	Jim Cotterell	5,850.00	30950
29-Jun-07	Jim's Trophy Room	99.45	30951
29-Jun-07	Kenny Williams Heating	1,073.06	30952
29-Jun-07	Kirkham Auto Parts Service Co. #8	238.45	30953

29-Jun-07	LexisNexis Matthew Bender	53.15	30954
29-Jun-07	Lynn Pearson	451.00	30955
29-Jun-07	McLeodUSA	531.40	30956
29-Jun-07	Pepsi	328.60	30957
29-Jun-07	Petty Cash	36.08	30958
29-Jun-07	Phillips 66 Co	1,142.16	30959
29-Jun-07	Polk-IF Directory	367.00	30960
29-Jun-07	Qwest	45.39	30961
29-Jun-07	Shelley Pioneer	372.44	30962
29-Jun-07	Shelley/Firth Rural Fire District	4,347.00	30963
29-Jun-07	Cheryl Simmons	350.00	30964
29-Jun-07	Standard Plumbing	7.81	30965
29-Jun-07	Staples Credit Plan	26.98	30966
29-Jun-07	Stephenson Computer Consulting	37.50	30967
29-Jun-07	US Post Office	328.90	30968
29-Jun-07	Union Pacific RR	250.00	30969
29-Jun-07	Visual Sound Productions	150.00	30970
29-Jun-07	Watson Roto Rooter/Thayne Watson	675.00	30971
29-Jun-07	Coleman Home Improvements	6,525.00	30972
1-Jun-07	City of Shelley Payroll	43,184.62	
15-Jun-07	City of Shelley Payroll	48,252.94	
<u>29-Jun-07</u>	<u>City of Shelley Payroll</u>	<u>43,619.77</u>	
	Total	233,346.85	