

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

AUGUST 23, 2005

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

PLEDGE OF ALLEGIANCE: Alan Dial

PRAYER: Lorin Croft

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

Approval of the minutes of August 09, 2005 Council meeting
Approval of the minutes of August 16, 2005 Work meeting
Approval of July 2005 Expenditures
Approval of July 2005 Overall Budget & Treasurer's Rpt.
Approval of the following Building Permits:

Neyl Anderson - re-roof
Doug Briscoe - new home
Sherri Baron - remodel
Elias Elinzondo - remodel
Doug Briscoe - new home
Brian Peterson - new home
Gary Hammer - shed

Approved unanimously, as Lorin voted aye, Charlotte voted aye, Steve voted aye, and John voted aye.

Mayor Christensen conducted a public hearing regarding the zoning of some non-zoned areas within the city. There was no public testimony in favor or opposing given. Sandy said all publication, postings, and notifications have been done as required by Idaho Code. The Planning and Zoning Committee held a public hearing in July, and recommended approval of this rezoning. This matter was discussed and determined that the entire city should be zoned including government properties. This allows properties to be sold at a later date with a current zoning on the property. Steve moved, John seconded to rezone the following properties to the specified zoning:

<u>Location</u>	<u>Physical Address</u>	<u>Proposed Zoning</u>
Shelley High School	570 W. Fir St., Shelley	R1/Single Family Dwelling
Brinkman Park	525 W. Fir St., Shelley	R1/Single Family Dwelling
Hazel Stuart School	475 W. Center St., Shelley	R2/Two Family Dwelling
Shelley Post Office	244 W. Pine St., Shelley	CB/Central Business
Shelley City Hall	101 S. Emerson Ave., Shelley	CB/Central Business
Goodsell School	185 W. Center St., Shelley	RO/Residential Office
LDS Church	184 N. Park St., Shelley	RO/Residential Office
Dawn Lloyd Fields	200 N. State St., Shelley	CB/Central Business
Hobbs Middle School	350 E. Pine St., Shelley	R1/Single Family Dwelling
Shelley Stake Ctr.,	325 E. Locust St., Shelley	R1/Singel Family Dwelling
Shelley So. Stake Ctr.	675 S. Milton Ave., Shelley	R1/Single Family Dwelling

Pillsbury Park	440 S. Milton Ave., Shelley	R1/Single Family Dwelling
Sunrise Elementary	200 E. Fir St., Shelley	R1/Single Family Dwelling
LDS Church	513 S. Park Ave., Shelley	R1/Single Family Dwelling

Approved unanimously. This item was approved. Sandy will send this information to BJ so an ordinance can be drafted to be considered for adoption at the next council meeting.

Khamone Kong, 190 E. Pine Street addressed the council regarding his property that he purchased four years ago. Mr. Kong said he is refurbishing the former apartment building into a shelter home. He said at this time only his grandmother is living there with him. Mr. Kong said he received a letter from the city regarding a small house at the back of his property that he is currently renting out. He said the letter stated he must pay utility fees for the separate apartment. Mr. Kong said the sewer line to the small house is not working, and the only thing the tenant is using the water for is to wash his face. He said the renter uses the larger home for other bathroom facilities. Mr. Kong said he has applied for a permit to fix the premises, but is unable to do so at this time due to the lack of finances. He asked the Council to exempt him from paying for city utility services to the small home (apartment) until he has constructed a new bathroom and kitchen there. Mayor Christensen said this matter had not been placed on the agenda, therefore a formal decision could not be made. However, the council will review and consider this issue at the next council meeting on September 13, 2005. Sandy said she will add this matter to the agenda, and work with Mr. Kong on his current utility billing until the council has made a decision.

Michael Chandler, 346 West Pine Street asked the Council for permission to ride bicycles on the skate park. Charlotte asked if the combining of bicycles and skateboards could become a safety issue. Mr. Chandler said the bikers watch out for other kids, and didn't feel this is an issue. Steve asked Mr. Chandler if there is protective gear that could be placed on the bikes that would protect the concrete at the skate park. Mr. Chandler said duct tape could be used to cover some of the metal parts and round pedals could be placed on the bikes, as well as the kick stand could be removed.

Jess Walters, 287 W. Maple #5 said he felt it is better for bikers to be using the skate park than to be on drugs. He said he understands the concern of the concrete being damaged, but bikes can be altered to be less damaging. Mr. Walters said when they are biking on the skate park, they watch out for the skate boarders. He said he and other boys have used the skate park with their bikes and never gotten caught. Mayor Christensen said these young men here tonight have very valid concerns and they could make bikes less abrasive to the park, but the problem lies with the enforcement and policing of what types of bikes are being used on the park. Mr. Walters felt if the rules are posted, and the police watch for violators when traveling past that should be okay. Alan said if the boys are not following the rules now, why would they follow the rules regarding the modification of their bikes. Mr. Walters said he and his friends would be willing to watch for bikes that have not been modified. Lorin said the council may be willing to consider a bike park separate from the skate park. He felt bikes and concrete do not go together very well, and is concerned that there could be a serious liability. John said he appreciates the boys coming to the meeting tonight and expressing their views. He said this matter will take some time to research.

John said the skate park cost thousands of dollars, and cannot be destroyed by children not using the right equipment. He suggested that a group of bikers come back to the city council meeting, and discuss how funds can be raised to construct a bike park. Steve said that is exactly how the skate park was built. Dawn said it was previously discussed to build a bike park on the Butte. Mr. Walters felt that would be too far from the city to ride their bikes. The council determined that the skate park will not be used for bicycles or scooters, but they will try and come up with some ideas for the issue regarding a bike park.

Maxine Hanks wondered if any decisions have been made regarding a master plan for downtown revitalization. John said he has discussed this matter with the Urban Renewal Board and asked them to make a recommendation to the council. Ms. Hanks offered her help with the project if it is needed. John invited her to the next Urban Renewal Agency meeting.

Sandy presented ordinance #486 regarding the increase in the Mayor's salary. BJ read this ordinance in full, which would increase the Mayor's salary from \$5400 to \$10800 annually. John moved, Steve seconded that the provisions of Idaho Code 50-902 requiring all ordinances to be read on three separate days be dispensed with. Approved unanimously. Lorin moved, Steve seconded to adopt ordinance #486 increasing the Mayor's salary to \$10800 annually as read. Approved unanimously. Sandy will publish this ordinance.

Sandy presented ordinance #487 regarding the increase in the Council member's salaries. She read this ordinance in full, which would increase each council member's salary from \$2700 to \$5400 annually. Lorin moved, John seconded to that the provisions of Idaho Code 50-902 requiring all ordinances to be read on three separate days be dispensed with. Approved unanimously. Steve moved, Lorin seconded to adopt ordinance #487 increasing each council member's salary to \$5400 annually as read. Mayor Christensen asked for a roll call vote. Lorin voted aye, Steve voted aye, John voted aye, and Charlotte voted nay. The motion carries and is approved. Sandy will publish this ordinance.

BJ presented ordinance #488 amending the streets, which are exempt from the weight restriction placed on residential streets. BJ read the ordinance in full. Steve moved, John seconded that the provisions of Idaho Code 50-902 requiring all ordinances to be read on three separate days be dispensed with. Approved unanimously. Steve moved, John seconded to adopt ordinance #488 amending the original ordinance to include as exempt streets Hansen Avenue and South Emerson Avenue from West Fir to State Street. Approved unanimously. The Mayor and Council discussed this ordinance and the safety hazards as well as the road damage that occurs when semi's and large trucks travel through and park on residential streets. Alan said most trucking companies have lots that their trucks can park in if the driver chooses to. He said they can also park near the connector road without any problem. Alan said RV's cannot park on the street for over forty-eight hours consecutively. The intent is to park on the street to load and unload the RV.

Lorin moved, John seconded to ratify the approval of an Itinerant License to Nielsen Farms to sell peaches from the Kirkham's Auto parking lot. This license was tentatively approved at the last council meeting. Approved unanimously.

Sandy said our Planning and Zoning ordinance defines an "original parcel" as a lot or tract of land as recorded on any plat or recorded in the County Recorder's office as the effective date of this ordinance. She said the ordinance was re-codified in 1992, therefore any lot that is divided into four or less parcels after that date is okay. Sandy said Bingham County uses 1975 as their date for divisions since that is when the Land Use Planning Act was created. She asked if the Mayor and Council wanted to amend our ordinance to an earlier date. The Council determined our ordinance should be left as is.

Alan said he talked to several truckers regarding our ordinance that prohibits travel and parking on most of the city's residential streets. He said most of the truckers are understanding, and only a couple of them have been upset. The Council felt the ordinance is regulating a safety issue as well as protecting our residential streets, and this ordinance will continue as adopted.

Alan said he will be gone on vacation for about three weeks. He is attending a National Horse Show in Oklahoma. Alan said he will not be in attendance at the next council meeting, the budget hearing, and Spud Day. He said Officer Jones will be in charge.

Dawn said there are some problems at the pool. She said there was four feet of water in the boiler room that covered the motor and the furnace. Dawn said she called the boiler company and an electrician to look at the problem. She said the main motor is damaged, and we will try to have it serviced. Dawn said she may need to close the pool early this year because of these problems. She said she is searching from where the water came from that filled up the pit.

Dawn said Marie Andreason told her the Second Ward Scouts cleaned up around the gazebo on the walking path for a service projects. Mrs. Andreason said they did a great job, and they also intend to repair the slats in the gazebo. The Mayor asked Dawn to prepare a letter thanking the scouts for their efforts.

Chuck said the crew torn up Robald Street and repaved it. He said the road was in very bad shape.

Chuck said the sheetrock has been completed at the shop. He said the break room, offices, and bathroom has also been done.

Chuck said they lost the engine out of the new dump truck. He said Lake City is trying to fix it. Chuck said the truck was bought from Lake City last year, and they may be willing to stand good for about \$500 worth of the repair.

Charlotte thanked Sandy for all of her work on the budget.

Charlotte said she asked the School's Administrators to meet with the council one night to discuss our community, and how each entity can help one another.

John said he wanted Chuck to know how much the city crew is praised for all of their hard work to make and keep the city looking great.

John said the employee picnic will be held tomorrow night at Pillsbury Park, and hopes all can attend.

John said he still needs to add one more member to the Planning and Zoning Commission. He said with the current impact area regulations the city is not required to have half city residents and half impact area residents sitting on the Commission, however he would like to keep three of each on the Board. He will continue working on this matter.

John said he would like to redefine the urban renewal district boundaries. Sandy said to keep in mind what effect this could have on the property taxes that the city receives for new development. She said the city will need to provide services to the newly developed portions of the city, which may receive its financial support mainly from property taxes. John said he and the Mayor will look at some different options.

John asked if a Tree Committee Chairperson has been chosen. Mayor Christensen said he has appointed Spencer Allred, and Mr. Allred will be contacting John.

Steve said he received a telephone call from George Siems about the Lefevre property on State Street. He said Mr. Siems would like to purchase the property, and move part of his business to that vicinity. BJ said there are other liens on the property besides the city's, however Mr. Lefevre seems willing to work out a deal. BJ offered his assistance to Mr. Siems regarding this matter.

Steve said he received a telephone call from a local trucker who is upset about the ordinance regulating what residential streets can be driven on by large trucks. He said he may contact one of the owner's of the trucking companies to discuss the problems the city is having regarding this matter.

Lorin said Superintendent Jolley said there were 99 new students enrolled in school at the start of this school year. He felt the city is growing rapidly and will continue to grow.

Lorin said Debbie Evans, the new owner of the Virginia Theater is doing a lot of work to get the theater is working order. He said she plans to have a movie playing at the theater on Spud Day.

Lorin said there is a SICOG meeting tomorrow night in Montpelier at 6:00 p.m. He said he will not be able to attend due to the employee picnic, but he plans to go to the next meeting in October.

Lorin said the children appear to be using the orange crossing flags at the various intersections. He said the city needs to encourage people to watch for these children, and be safe when driving through these crosswalks.

Lorin asked about the progress on the addition to city hall. Sandy said a representative from Forsgren has been reviewing the electrical layout for the city, but she has not heard from Brent McFarlane yet. Sandy said she will contact Brent on this matter.

Mayor Christensen thanked Sandy for her work on the budget this year.

Mayor Christensen said there will be a RWWC meeting at 10:00 a.m. on Thursday instead of the regular scheduled meeting on Friday. He said they will be discussing the mechanics of the waste collection system.

Mayor Christensen said he appreciates Shirley from the Pioneer for her reporting skills, and the support she gives to the city.

Adjourned: 8:55 p.m.

ATTEST: Sandy Sandwick APPROVE: Eric R. Christensen

AUGUST CLAIMS

<u>DATE</u>	<u>CLAIMS</u>	<u>AMOUNT</u>	<u>CHECK #</u>
5-Aug-05	US Bank CM-9705	66,022.50	28945
11-Aug-05	Blackfoot/Bingham County Youth Coalition	800.00	28946
11-Aug-05	Kean Recreation	5,024.00	28947
18-Aug-05	Amcor	86.00	28948
18-Aug-05	American Linen	408.45	28949
18-Aug-05	Amy Rhoades	85.00	28950
18-Aug-05	Broulim's	59.64	28951
18-Aug-05	Cal Ranch	91.98	28952
18-Aug-05	Central Transfer Station	15.00	28953
18-Aug-05	Crown Trophy	146.55	28954
18-Aug-05	Daniel Acevedo	1,500.00	28955
18-Aug-05	Eagle Rock Hydraulic Service	67.83	28956
18-Aug-05	Eagle Rock Sanitation	3,165.93	28957
18-Aug-05	Electrical Wholesale Supply	1,683.50	28958
18-Aug-05	Fastenal	61.62	28959
18-Aug-05	Great North American Companies Inc	95.35	28960
18-Aug-05	Great Northern Bark Co	131.70	28961
18-Aug-05	H-K Contractors Inc.	198.30	28962
18-Aug-05	Harlow Automation & Electric	1,187.95	28963
18-Aug-05	IAS - Envirochem	98.00	28964
18-Aug-05	Intermountain Gas Co	2,132.48	28965
18-Aug-05	International Code Council Inc	100.00	28966
18-Aug-05	Jolley Building Supply Inc	588.29	28967
18-Aug-05	Bret G Jones	45.00	28968
18-Aug-05	Jordan Smith	512.00	28969
18-Aug-05	K & K Blacksmith	43.97	28970
18-Aug-05	Kenny Williams Heating	190.00	28971
18-Aug-05	Kings. No. 21	32.48	28972
18-Aug-05	L & S Metal Products LLC	40.00	28973
18-Aug-05	Metroquip Inc.	209.77	28974
18-Aug-05	Mid-American Research Chemical Corp	96.63	28975
18-Aug-05	Mountainland Communications Inc.	103.95	28976
18-Aug-05	National Waterworks Inc.	333.72	28977
18-Aug-05	Pacific Recycling	626.25	28978
18-Aug-05	Pacific Steel	70.86	28979
18-Aug-05	Petty Cash	38.82	28980
18-Aug-05	Pioneer Publications	73.93	28981
18-Aug-05	R & S Distributing	198.91	28982
18-Aug-05	Regional Waste Water Trust Fund	100,000.00	28983
18-Aug-05	Jay Rowley	155.52	28984
18-Aug-05	Sams Club	1,152.31	28985
18-Aug-05	Shelley Police Officers Association	25.00	28986
18-Aug-05	Shelley/Firth Rural Fire District	4,095.00	28987
18-Aug-05	Snake River Sanitation Inc	100.00	28988
18-Aug-05	Standard Plumbing	88.41	28989
18-Aug-05	State Insurance Fund	2,714.00	28990
18-Aug-05	Terry Pattee	676.00	28991
18-Aug-05	United States Welding Inc	76.82	28992
18-Aug-05	Utah Power And Light	13,028.13	28993
18-Aug-05	Watson Roto Rooter/Thayne Watson	375.00	28994
18-Aug-05	2M Company Inc	98.43	28995
19-Aug-05	Shelley Exxon	558.95	28596
31-Aug-05	A & B Transmission & Service CTR	151.91	28597
31-Aug-05	All American Sports	95.00	28598
31-Aug-05	BISCO	10.95	28599
31-Aug-05	Business Phone Specialists Inc	60.00	29000
31-Aug-05	Cable One	154.90	29001
31-Aug-05	Cal Ranch	34.11	29002
31-Aug-05	D & S Electrical Supply Co	1,505.00	29003
31-Aug-05	Electrical Equipment Co Inc	965.63	29004
31-Aug-05	Exxonmobil Fleet/GECC	321.01	29005
31-Aug-05	Falls Plumbing Supply Co	223.59	29006
31-Aug-05	Fire Services of Idaho	1,123.00	29007
31-Aug-05	First Responders	24.50	29008
31-Aug-05	Hach Company	64.50	29009

31-Aug-05	Hammon Teton Delivery	45.00	29010
31-Aug-05	IAS - Envirochem	267.00	29011
31-Aug-05	IBM - Corporation	1,132.00	29012
31-Aug-05	Kenny Williams Heating	130.00	29013
31-Aug-05	Kirkham Auto Parts Service Co. #8	191.41	29014
31-Aug-05	McGrath Meacham and Smith PLLC	825.00	29015
31-Aug-05	McLeodusa	474.67	29016
31-Aug-05	Mountainland Communications Inc.	1,228.00	29017
31-Aug-05	Nate Durtschi	10,169.10	29018
31-Aug-05	NFL Flag	1,650.00	29019
31-Aug-05	Stanley J Petersen	105.00	29020
31-Aug-05	Petty Cash	52.65	29021
31-Aug-05	Phillips 66 Co.	861.36	29022
31-Aug-05	Pioneer Publications	927.77	29023
31-Aug-05	REPCO Marketing Inc	70.40	29024
31-Aug-05	Roker Materials Co Inc	1,713.60	29025
31-Aug-05	Cheryl Simmons	250.00	29026
31-Aug-05	SRVANA	100.00	29027
31-Aug-05	Stephenson Computer Consulting	18.75	29028
31-Aug-05	Teton Communications Inc.	77.75	29029
31-Aug-05	US Post Office	276.00	29030
31-Aug-05	United Pipe and Supply	82.97	29031
31-Aug-05	United States Cellular	241.50	29032
31-Aug-05	Watson Roto Rooter/Thayne Watson	150.00	29033
12-Aug-05	City of Shelley Payroll	45,107.07	
26-Aug-05	City of Shelley Payroll	40,511.31	
	Total	320,902.34	