

CITY OF AHELLEY
COUNCIL MEETING
MINUTES

JUNE 23, 2009

PRESENT: Mayor Eric Christensen
Council Members: Lorin Croft (absent), 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: Sandy Gaydusek

PRAYER: BJ Driscoll

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

Minutes of June 09, 2009 Council Meeting
May 2009 Overall Budget & Treasurer's Rpt.
Building Permits:

Ken Jensen	- fence
Jennifer Wilson	- remodel & re-roof
Garth Harker	- remodel
Willie Lambeth	- manufactured home

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

John said over Memorial Day there were people using the RV dump at the Food Plaza that piled over 100 bags of trash around the businesses dumpster. John said Steve Johnson, the owner was quite upset, and had a large mess to clean up. He said maybe the city could place a second industrial can at Food Plaza on heavy holiday weekends. John said Mr. Johnson has moved his dumpster further away from the RV dump to try and alleviate this problem. He said if this does not take care of the problem maybe the city can re-visit this matter.

Fidel Madrigal was not in attendance to discuss placing his truck filled with firewood for sale on the city owned lot next to Mr. Pizza on State Street. The Council did not feel this would be a good practice to allow commercial businesses to use city property for this purpose.

Sandy said she received a letter appealing the Planning and Zoning Commission's decision to deny a variance application submitted by Will and Phyllis Lambeth. The variance was requesting the Lambeth's be allowed to have 8 inch eaves instead of the required 12 inch eaves on the back side of a manufactured home that they are buying. The home has 14 inch eaves on the front, 16 inch eaves on the sides, and only 8 inch eaves on the back. Sandy said if the council would like to review the record, this could be done at the July 14, 2009 meeting. She said if they would like a public hearing to accept testimony, the hearing would have to be held at a later date due to publications periods. John said Jerry Mason taught a workshop at the AIC Conference that discussed communication between the Council and the Planning and Zoning Board. Mr.

Mason suggested when there is an appeal to the Council, that the P&Z Board be invited to the meeting to consider the appeal. However, John did not feel this particular issue with the Lambeth's is overly controversial. The Council determined that the record regarding this matter will be reviewed at the council meeting on July 14, 2009.

Sandy presented a comment sheet from Bingham County requesting comments from the city regarding a special use permit application requested by Ted Thompson to operate a gravel pit in a NRA zone. The Council has no concerns or comments.

John moved, Steve seconded to approve the following business licenses for 2009: Maiu's Books, Gray Caboose Flea Market, and Alices Certified Family Home. Approved three in favor, one absent.

Charlotte moved, John seconded to approve a fireworks permit for Broulim's Food Store for 2009. Approved two in favor, Steve opposed. Motion carried.

Sandy said she contacted AIC regarding the procedure to sell city owned property such as the Lefevre property. She said the city does not have to have an appraisal to establish fair market price. Sandy said the city can deem a minimum price for the property and declare the intent to sell it. She said then a public hearing has to be held, and then the property can be sold at auction. John suggested the city hold onto the property and use it for parking or outdoor tables, etc. He said he took some great pictures in Boise while attending the AIC Conference that maybe could generate some ideas on how to use the property.

BJ said the water right and mitigation to recharge through Jensen's Grove has been approved by the IDWR Hearing Officer. He said the deadline to appeal IDWR's decision is June 30, 2009. BJ said Rob Harris is available for any questions that may come up.

BJ said concerning the Lefevre property, if the county deeds property to the city by means of resolution and creating a tax deed, it extinguishes any liens or encumbrances that may have been on the property. He said the only exception is special assessments. BJ suggested a title search be done if the city intends to sell this property to make sure the property is clear before it is sold to a new owner.

BJ said the Judge dismissed Linda Fitzpatrick's court case regarding the number of dogs she can keep on her premises because our ordinance is too vague. He said he will start to amend this ordinance if the council wants to clarify the language. The Council instructed BJ to draft an amendment to be discussed at the next council meeting. Alan said he talked to some of the other Police Chiefs at the AIC Conference. He said most of the cities only allow two dogs, however they do have provisions allowing non-commercial kennel licenses. Alan said those that offer non-commercial kennel licenses have to have their license renewed each year, and requires their neighbor's approval. He said the city might think about establishing a non-commercial kennel license again.

Rick said the crew has been working on the sewer line on South Park Avenue. He said they are still working on a design for a new dog pound.

Alan said he attended the AIC Conference in Boise and had the opportunity to discuss various issues about dogs and other matters. Alan said the new police cars are having the city decals applied.

Charlotte said the School District is slightly behind on the construction of the new school due to the weather. She said Jeff Birch was hired as the new Assistant Principal.

Mayor Christensen said he enjoyed his trip to Boise to attend the AIC Conference. He said he attended a class presented by ICRMP and learned about the liability and risks that a city could have if drivers of city vehicles don't know how to drive. Mayor Christensen suggested Department Heads ride with new employees that will be driving as part of their job. He said ICRMP's largest number of claims stem from vehicle accidents.

Mayor Christensen said there will be a Regional Waste Water Board meeting held on Thursday, June 25, 2009, at 10:00 a.m. at City Hall.

Adjourned: 8:37 p.m.

ATTEST: Sandy Hayduk APPROVE: Eric R. Christensen

<u>DATE</u>	<u>JUNE CLAIMS</u>	<u>AMOUNT</u>	<u>CHECK #</u>
4-Jun-09	Comdata	1,929.57	32982
4-Jun-09	Lorin Croft	800.00	32983
8-Jun-09	Glock Inc	150.00	32984
15-Jun-09	AAA giles Cleaning and Restoration	675.00	32985
15-Jun-09	AC&SS	169.10	32986
15-Jun-09	Advanced Diagnostics Inc	155.00	32987
15-Jun-09	Advanced Police Software	1,995.00	32988
15-Jun-09	Alltel	173.39	32989
15-Jun-09	American Linen	496.75	32990
15-Jun-09	American Red Cross	648.00	32991
15-Jun-09	Rick Anderson	30.00	32992
15-Jun-09	Avenet LLC	126.00	32993
15-Jun-09	Bearing & Ind. Sales Inc.	57.52	32994
15-Jun-09	BMC West	1,220.92	32995
15-Jun-09	Broulim's	108.08	32996
15-Jun-09	Business Phone Specialists Inc	66.50	32997
15-Jun-09	Cal Ranch	9.99	32998
15-Jun-09	California Contractors Supplies Inc	181.98	32999
15-Jun-09	Carlsons Custom Concrete Inc	4,584.00	33000
15-Jun-09	Central Transfer Station	21.75	33001
15-Jun-09	Crystal Dial	1,267.82	33002
15-Jun-09	Davies Aqua Chem Supply Co	1,042.45	33003
15-Jun-09	DBS Inc	2,196.62	33004
15-Jun-09	Alan Dial	82.50	33005
15-Jun-09	Diamond B Specialties	36.47	33006
15-Jun-09	District Health Dept.	50.00	33007
15-Jun-09	Doug Keele	522.83	33008
15-Jun-09	Eric Christensen	296.75	33009
15-Jun-09	Ferguson Enterprises Inc	102.82	33010
15-Jun-09	Forsgren Assicuates/P.A.	580.00	33011
15-Jun-09	H-K Contractors	4,059.50	33012
15-Jun-09	Hammon Teton Delivery	54.00	33013
15-Jun-09	Hit Pit Inc	395.91	33014
15-Jun-09	IAS- Envirochem	564.00	33015
15-Jun-09	Idaho Business Systems	57.23	33016
15-Jun-09	Industrial Hose and Fittings	35.61	33017
15-Jun-09	John Lent	296.75	33018
15-Jun-09	Kings No. 21	50.62	33019
15-Jun-09	Kirkham Auto Parts Service Co. #8	207.30	33020
15-Jun-09	Lake City International	408.29	33021
15-Jun-09	Lorin Croft	296.75	33022
15-Jun-09	Mountain View Sales	43.42	33023
15-Jun-09	Mountainland Communications Inc	281.50	33024
15-Jun-09	Northgate Transmission	165.03	33025
15-Jun-09	Oldcastle Precast Inc	32.00	33026
15-Jun-09	Pacific Steel	1,510.30	33027
15-Jun-09	Petty Cash	49.92	33028
15-Jun-09	Qwest	46.23	33029
15-Jun-09	Repco Marketing Inc	54.00	33030
15-Jun-09	Rocky Mountain Power	9,027.95	33031
15-Jun-09	Sams Club	680.98	33032
15-Jun-09	Shelley Quick Lube and Auto Center	836.52	33033
15-Jun-09	Smith Driscoll & Associates PLLC	2,787.90	33034
15-Jun-09	State Insurance Fund	3,053.00	33035
15-Jun-09	Teton Valley Baseball	500.00	33036
15-Jun-09	Town & Country Gardens	922.96	33037
15-Jun-09	US Post Office	88.00	33038
15-Jun-09	United Pipe and Supply	444.89	33039
15-Jun-09	United States Welding Inc	83.64	33040
15-Jun-09	2M Company Inc	229.82	33041
15-Jun-09	Forsgren Assicuates/P.A.	120,121.15	33042
15-Jun-09	Shelley Pioneer	313.56	33043
15-Jun-09	Alex Creek	150.00	33044
30-Jun-09	All Occasion Floral & Gift LLC	31.00	33045
30-Jun-09	Alltel	282.32	33046
30-Jun-09	Auto Body Paint and Supply	65.66	33047
30-Jun-09	Cable One	164.95	33048

30-Jun-09	Circular Butte Landfill	8,852.67	33049
30-Jun-09	Columbia Paint Co	1,824.18	33050
30-Jun-09	Daniel Acevedo	1,650.00	33051
30-Jun-09	Davies Aqua Chem Supply Co	831.70	33052
30-Jun-09	Eagle Rock Hydraulic Service	37.20	33053
30-Jun-09	Eagle Rock Sanitation	4,590.82	33054
30-Jun-09	Electrical Wholesale Supply Co Inc	85.26	33055
30-Jun-09	Exxonmobil Fleet/Gecc	177.38	33056
30-Jun-09	IAS- Envirochem	344.00	33057
30-Jun-09	Idaho Traffic Safety Inc	300.00	33058
30-Jun-09	Intermountain Gas Co	1,068.47	33059
30-Jun-09	Kirkham Auto Parts Service Co. #8	328.77	33060
30-Jun-09	L&S Metal Products LLC	45.00	33061
30-Jun-09	Layne Crockett	25.00	33062
30-Jun-09	Lynn R. Frongner	21.65	33063
30-Jun-09	Mountain View Sales	164.05	33064
30-Jun-09	Oneida Recreation	500.00	33065
30-Jun-09	PAETEC	482.78	33066
30-Jun-09	Petty Cash	119.67	33067
30-Jun-09	Phillips 66 Co	1,092.91	33068
30-Jun-09	Qwest Corp	89.80	33069
30-Jun-09	Steam Store Rocky MT. Inc	67.70	33070
30-Jun-09	Territorial Supplies	1,551.73	33071
30-Jun-09	US Post Office	357.00	33072
30-Jun-09	Watson Roto Rooter/Thayne Watson	125.00	33073
12-Jun-09	City of Shelley Payroll	54,827.78	
26-Jun-09	City of Shelley Payroll	54,228.86	
	Total	301,958.85	