

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

JANUARY 9, 2007

PRESENT: Mayor Eric Christensen (absent)
Council Members: Lorin Croft (Mayor Pro-Tem), Steve Cederberg, John Lent,
Charlotte Fredrickson
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: Sandy Gaydusek
PRAYER: John Lent

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

Minutes of December 12, 2006 Council Meeting
November 2006 Overall Budget & Treasurer's Report
December 2006 Overall Budget & Treasurer's Report
November 2006 Expenditures
December 2006 Expenditures

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

Alan introduced Brent Clark. He said Mr. Clark would like to work with the police department as a volunteer and provide service to the community. Alan said Mr. Clark will be helping move vehicles off of the city streets that have set there for more than 48 hours. He said the police department is short handed right now, so Mr. Clark's help is appreciated. Lorin said Mr. Clark's efforts will be greatly appreciated especially when snow removal begins.

Fire Chief Mike Carter said the Mayor and he had met with Kent Carlson to discuss an agreement for land acquisition to build a new fire station. He said the meeting went well and the project is moving forward.

Alan said the speed limit on Lincoln Street has been increased to 20 m.p.h. He said prior to being paved the speed limit was 15 m.p.h., to provide some type of dust control. The Council discussed the 15 m.p.h. on West Fir Street between State Street and South Park Avenue, and the possibility of increasing the speed limit to 20 m.p.h. Sandy said this has been discussed in prior council meetings. Alan said the Mayor had input on this matter previously, and felt he should be in attendance to discuss this further before any decision is made.

Alan said there are two hand guns that should be declared as surplus property so they can be given to the Police Officer's Association. In a past council meeting it was determined that the hand guns could be given to retiring police officers, however the police officers association must purchase two new guns for departmental use. Steve moved, John seconded to declare Glock

model 22 Serial #EEX412US and Glock model 22 Serial #EEX419US as surplus property that will be donated to the Shelley Police Officer's Association. Approved unanimously.

Alan said Officer Kent Swanson would like to be placed from full time status to part time as of January 22, 2007. He said there is not a reserve officer that is certified, nor a part time officer that wants the full time position. Alan said Robert Tincher Jr. is currently a reserve officer and would like the position, but he would need to attend POST to become certified. He recommended that Robert Tincher Jr. be hired at an entry level position, have a probationary period of one year, and be sent to POST with an employment agreement to remain with the city for at least three years. John moved, Steve seconded to hire Robert Tincher Jr. as recommended by Alan at entry level with a one year probationary period, and an employment agreement. Approved unanimously.

Sandy said the city received a dividend check from the State Insurance Fund in the amount of \$3000. She said in the past, the city has given each full time employee a safety day and a cash bonus as a reward for working in a safe work environment. Sandy said last year the city received \$1445 and gave each employee a safety day and a \$50 cash bonus. John moved, Charlotte seconded to give each full time employee a safety day to be used as personal leave and a cash bonus of \$100. The balance of the dividend check will remain in the General Fund. Approved unanimously.

The Council discussed the Building Inspector position that is open. The Mayor, Rick and Sandy will begin the interviewing process next week.

John moved, Steve seconded to ratify the approval to hire Jed Lewis as a full time police officer at level 10 with a one year probationary period. He will also hold the title as supervisor and paid accordingly. Approved unanimously.

BJ discussed the Planning and Zoning training that will be held on Saturday, March 17, 2007 in Idaho Falls. Lorin and Rick said they would like to attend. BJ suggested inviting the Planning and Zoning Board Members to attend this meeting also.

BJ discussed the development agreement being drafted for the Pebblecreek Subdivision. He said the addition of the requirement of a performance bond needs to have some clarification. BJ said if a security agreement, or letter of credit lapses before the work is complete, the city does not have any recourse to withhold building permits, because those permits are not issued until the improvements have been done. The Council discussed whether a performance bond should be required or not. BJ said this could be looked at on a case by case basis with each development agreement. The Council determined a performance bond would not be required on the Rockwell Development Agreement.

Sandy presented a building permit report for 2006 that Beth had prepared with all permits listed that were issued by the city in 2006. The total amount of fees collected by the city was \$26,050.25, and the total valuation of the improvements and construction was \$3,138,265.01.

Officer Mike Curnutt thanked the Mayor and Council on behalf of the Shelley Police Officers Association for the ability to give two hand guns to Officer Ken Johnson and former Officer Robert Tincher. He apologized that notification was not given to everyone regarding the date that Mr. Tincher was given his former weapon. Officer Curnutt said two new pistols have been purchased for issuance to the new officers.

Ricks said he went with Forsgren representatives and DEQ representatives to Burley and Rupert to view a mechanical press for the new waste water treatment facility. He said the new Oxbow Plant will press the solids and then remove the sludge from the plant.

Sandy said the Bingham County Commissioners met today at 3:00 p.m. to discuss phase one of the River Bend Estate Subdivision plat. She said Charlotte, Steve and she attended. Sandy said Bryce Jolley from Harper Leavitt Engineers was in attendance, and agreed that all right-of-ways on the plat would be changed to 62 feet to meet the city's standards because it is likely that phases two and three will be connected to the municipal sewer system. It was also agreed that the easement that the city currently uses on the west side of the development will be moved to the east side of the development for access to the waste water treatment facility. The easement will be paved by the developer. The Commissioners felt phase one of the development should be hooked to the municipal sewer system, but since the line is approximately 2500 feet away, there are no regulations in place to require it. Mr. Jolley suggested a dry line or sewer stubs could be installed. However, the Commissioners did not like that idea since there would be no funding to finish the project in twenty or thirty years when the septic systems fail. The Commissioners approved the plat to allow one acre lots in phase one with individual wells and septic systems.

Lorin discussed a kidnapping that took place this morning. He said because of the new radio and cell phone features that the authorities were able to locate the girl immediately.

Alan said the new 700 meg radio system has been installed in all of the police cars. He said the Bingham County Sheriff is waiting for the main console to be installed so the system can be on line. Alan said the new cell phones that are being used as radios in the police department are working great.

Lorin said he had the opportunity to speak with Judge Scott Hansen. He said Scott complimented Alan and the Shelley Police Department, however there have been a few citations dismissed because they were not filed at the court. Alan said he is working on this problem.

Charlotte discussed the meeting with the County Commissioners today. She said the Commissioners intend to discuss the regulations with the Fire Marshall regarding the number of entrances needed at the proposed River Bend Estates. Mike Carter said he met with the

Commissioners about a month ago regarding the implementation of a requirement of a fire fighting system (well and hydrants) that could adequately take care of a fire in a subdivision located in the county. He said many of the subdivisions have properties with individual wells, which makes it hard to fight a fire with a pumper truck only. Mike said the Commissioners had some concerns of who would be responsible for the system.

Charlotte said she would like to honor the office employees at the next council meeting. This will be placed on the January 23, 2007 agenda.

Charlotte said the School District is considering temporary class rooms that would be used at the High School next year due to the growth and growth projections.

Charlotte said she intends to approach the School District about sharing the cost of a score board with the city that will be placed at the City Park. BJ said he has some contacts regarding the sales of score boards and he will report back.

John said it is time to elect a Council President for 2007. John moved, Charlotte seconded to nominate Lorin Croft as Council President for 2007. Approved unanimously.

John said he met with Captain Roger Smart of the Idaho Falls Police Department. He said a Shelley officer has been attending monthly meetings with his department. John said Captain Smart spoke very highly of Jed Lewis and the Shelley Police Department.

John suggested a policy be established revoking water connections to a development after a certain time period has lapsed and construction, of the improvements has not commenced. Sandy said this is being addressed individually in each development agreement.

John said he has heard some statements that have been made regarding sales of property being held due to what is being printed in the Shelley Pioneer. Shirley Thompson, Shelley Pioneer said she reports what she hears in the council meetings. John felt the property owners that feel their sales are being affected by this, should attend a city council meeting to discuss this further. John said there are some problems that have been encountered during the construction of the North Shelley Business Park. Rick presented a list with six problems, the main problem being a lack of communication with the city by the developer. John said our Mayor and Council are very pro-business and has never tried to prohibit business in the city, however a subdivision should be constructed the correct way since the city will be accepting the finished improvements.

John said he will be attending an Urban Renewal District meeting on Thursday night. He said they intend to discuss the implementation of Phase 2 of the façade project for businesses within the District. John said once the boundaries are reformed, Phase 3 will begin.

John thanked everyone for the opportunity to attend an open house to honor retiree Officer Ken Johnson.

Steve discussed the meeting with the County Commissioners today. He said each Commissioner discussed their feelings regarding the individual sewer systems, and it appeared each of them would have rather of seen phase one access the municipal system, but there were no mandates in place to require it. The Council agreed that the County should review their regulations and consider changing them, since there will be a regionalized sewer system. Brent Clark who lives in the West River Subdivision discussed some of the problems the property owners in his subdivision have encountered. He said there are problems with drainage, and there are no sidewalks, curbs, and gutters. Mr. Clark understood that the city annexed the property after the subdivision plat had been approved, however he felt there should be some type of regulations in place so when a development needs to be improved it does not fall back on the property owners. Steve said he intends to talk to the County Commissioners about some of these problems tomorrow.

Steve thanked everyone who put together Officer Johnson's open house.

Lorin asked if a Town Home ordinance has been created. Sandy said there are regulations in place, but there is some minor housekeeping work that needs to be done. She said a Town Home can be built in an R1A zone. Sandy said we need to work on amending the Comprehensive Plan also.

Adjourned: 9:12 p.m.

ATTEST: Sandy Hajduk APPROVE: Eric R. Christensen