

CITY OF HEBBLY
COUNCIL MEETING
MINUTES

SEPTEMBER 23, 2008

PRESENT: Mayor Eric Christensen
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: Scout Daniel Forbush

PRAYER: Mayor Christensen

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

Minutes of September 09, 2008 Council Meeting
September 2008 Expenditures
September 2008 Overall Budget & Treasurer's Rpt.

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

Steve moved, John seconded to approve the following building permits: Derrick Dye – deck,
Lorin Croft – windmill. Approved two in favor, Lorin abstained, one absent, motion carried.

Lorin moved, John seconded to approve the following building permit: Steve Cederberg –
windmill. Approved two in favor, Steve abstained, one absent, motion carried.

Lorin moved, Steve seconded to approved the following building permit: James Kotter – re-roof.
Approved three in favor, one absent.

Mayor Christensen opened a public hearing to obtain testimony for implementation of a new fee
exceeding 5% from the original fee for park shelter rental. He asked if anyone would like to give
testimony. Brian Anderson, 1226 North 825 East said he felt the Mayor and Council were taking
an excellent step in the right direction. He said it is good to take steps to have a fee to cover this
type of service. Mr. Anderson said it would be equitable to have additional service fees for
residents who do not live in the city limits. Mayor Christensen asked if there was any other
public comment. There was none. Sandy presented Resolution 08-11 establishing a fee of \$25
per day for park shelter rental in the city. John moved, Steve seconded to adopt Resolution 08-
11 establishing a fee of \$25 per day for park shelter rental effective October 1, 2008. Approved
three in favor, one absent.

Jaxson Bird addressed the Mayor and Council regarding this past summer when he had the
opportunity to play Cal Ripken Baseball in New York. He thanked the city for the pins that were
donated to him to give to the other players. Jaxson also thanked the citizens for all of the
donations he received to help him with his trip. He presented a plaque with a picture signed by
Cal Ripken to the Mayor. The Mayor expressed his appreciation on behalf of the city. Tom

Bird, Jaxon's father discussed the experience he, his son and the other players had, while given this great opportunity to play in New York. He said it was a great experience for everyone and he appreciates the support he and his team were given.

Steven Cruz, a resident of Hallmark Estates asked what the city's intentions were in regards to annexing his subdivision. Sandy said she has obtained the property owners names and addresses from the city limits north to approximately 1450 North along Highway 91 going west to the New Sweden Highway. She said seven letters were sent to the property owners who have over five acre parcels of property asking for consent to annex into the City of Shelley. Sandy said she has received three responses; one yes, and two no. Sandy said most of the parcels of property that are over five acres are along the edge of the proposed annexation boundary, however there is one parcel of property owned by Marcie and Robert Hill that lie about in the middle of the boundary. Sandy said she has had no response from the Hill's regarding consent to annex. BJ said once the boundaries are established, he will research the Idaho statute to make sure all of the requirements for annexation have been met. Sandy said notification must be sent to all of the property owners prior to the annexation hearing. Mr. Cruz said he was unsure of the boundaries being considered for annexation. He said he was given the impression that the annexation would occur around Hallmark Estates. Lorin drew a map of the intended area to be annexed which included Hallmark Estates. He said the construction of the school is driving this annexation. Lorin said the school will have to drill two separate wells if they are not annexed into the city to use municipal services. Steve said if Hallmark Estates is annexed, it doesn't mandate that the property owners will have to put in sidewalk, curbs, and gutters and water and sewer lines. Mr. Cruz said personally he doesn't care if his property is annexed, but he does care about the safety of his subdivision such as traffic, streets, etc. Lorin said Hallmark Estates is one of the nicest subdivisions around. Mr. Cruz said most of the residents of Hallmark Estates are against being annexed into the city. Lorin said he spoke with a few property owners in Hallmark Estates that may want to access city water. BJ said the city engineers stated that annexing residential property actually increases the expenses to a city due to the additional services that are needed, so this is not just to increase revenue. John said Ball Development is going to develop their property whether they are in the city limits or in the county. He said if they are in the city limits they fall under city regulations which are stricter than county regulations. He said the city may also be more apt to request the developers to put in more greenery, walk paths, and other amenities in their development. Mr. Cruz stated again he doesn't care if he is annexed, but does feel communication with everyone is extremely important. Brian Anderson asked for clarification of a comment regarding hooking onto city water and sewer at no cost. Lorin clarified that anyone using city water and sewer has to pay for it, however if they do not use city services such as water and sewer they will not be charged for it.

Pam Hatton said she owns two homes in Kelley Acres Subdivision. She said they both have sprinkler systems which is supplied water from the irrigation canal. Mrs. Hatton said most of the families in her subdivision are small, and not that much water is used. She said the city had said at one time that they would remain on meters if Kelley Acres was annexed into the city. Sandy said originally the city considered passing an ordinance requiring meter bases or possibly meters

for all new construction, however that issue has been tabled. Mrs. Hatton said she understood the city loses \$30,000 a year at the pool. She said maybe the pool should be sold to a private company. She discussed the pool in Ashton, and said they have the ability to stay in the black and for the past few years have generated approximately \$15,000 each year. Mrs. Hatton suggested the city look at adding more sessions at a reduced admission rate. Sandy said the city will be adding an extra session, however it will be at the regular rate to try and cover the additional expense due to the increase in minimum wage.

Sandy said she received three comments from members of the Planning and Zoning Commission regarding the proposed ordinance regulating residential windmills. 1. To require a specified clearance footage from utility and power lines. 2. If the windmill is not operational for over a three month period, the windmill must be repaired or dismantled. 3. The property owner's homeowner insurance must cover the windmill. Steve said he checked with his homeowners insurance and his windmill is covered. Sandy said she was concerned over the ability to enforce items two and three. John felt items one and two should be added to the ordinance. BJ said he would amend the ordinance and bring it back to the council for consideration of adoption.

BJ asked about the sale of the Lefevre property. Sandy said the property did not sell, however now that it has been on the auction block, the county can accept offers made on the property. She said Kurt Coates had some interest, but to her knowledge he had not spoke with the county and made any offers. Sandy said if the city receives ownership of the property it has to be appraised and sold at no less than fair market value.

Frank Hawkins discussed the safety problem with the parking on Maple Street near the China King during a park activity. He said there is a visibility issue onto State Street. Officer Stan Petersen agreed that there is low visibility at times at that intersection. Rick said there are a lot of streets in the city along State Street that have low visibility due to the angle they approach State Street at. Mayor Christensen thanked Mr. Hawkins for his comments and said they would try and come up with a solution to this problem.

Rick said Spud Day turned out great. He said the crew did an outstanding job getting ready for the event. He said the Monday after Spud Day the park was cleaned up, and he wanted to thank the High School for helping. Rick said there were about one hundred students that arrived on buses and walked across the park and picked up all of the debris.

Rick said Jim Brimhall has resigned from the city crew. He said he took another job with higher pay. Rick said Mr. Brimhall was employed four months by the city and still in his probationary period. He said since this employee resigned during the probationary period, he has reviewed his current applications instead of advertising for new ones. Rick recommended hiring Ron Griffin to fill the vacancy left by Jim Brimhall. He said Mr. Griffin has a current CDL and has equipment experience. Steve moved, John seconded to hire Ron Griffin at entry level temporarily until this matter can be placed on the agenda at the next council meeting to be ratified. Approved three in favor, one absent.

John thanked everyone that was involved with Spud Day. He said despite the weather it appeared that everyone enjoyed themselves.

Steve thanked the police department as well as the city crew for their efforts for Spud Day.

Lorin said Spud Day was great, and he was grateful for the opportunity to ride in the parade.

Mayor Christensen said Spud Day was a delightful time. He said there were only four people that completed the Scavenger Hunt were the first place winner took home \$300.

Mayor Christensen said there will be a Regional Wastewater Board meeting on Thursday, September 25, 2008, at 10:00 a.m. at city hall. He invited all to attend.

Adjourned: 8:43 p.m.

ATTES Sandy Wajduk APPROVE: Eric R Christensen

SEPTEMBER CLAIMS

| <u>DATE</u> | | <u>AMOUNT</u> | <u>CHECK #</u> |
|------------------|---|------------------|----------------|
| 11-Sep-08 | Comdata | 1,273.80 | 32174 |
| 11-Sep-08 | Dawn Lloyd | 800.00 | 32175 |
| 11-Sep-08 | Stanley J. Petersen | 800.00 | 32176 |
| 15-Sep-08 | AAA Giles Cleaning and Restoration | 675.00 | 32177 |
| 15-Sep-08 | Advanced Business Systems | 138.71 | 32178 |
| 15-Sep-08 | Alltel | 250.16 | 32179 |
| 15-Sep-08 | American Linen | 529.34 | 32180 |
| 15-Sep-08 | B's Portable Toilet | 70.00 | 32181 |
| 15-Sep-08 | Bearing & Ind. Sales Inc. | 44.92 | 32182 |
| 15-Sep-08 | BISCO | 12.00 | 32183 |
| 15-Sep-08 | BMC West | 1,327.13 | 32184 |
| 15-Sep-08 | Brent Clark | 563.36 | 32185 |
| 15-Sep-08 | Broulim's | 52.63 | 32186 |
| 15-Sep-08 | Cal Ranch | 39.00 | 32187 |
| 15-Sep-08 | Central Transfer Station | 30.00 | 32188 |
| 15-Sep-08 | Columbia Paint Co | 211.00 | 32189 |
| 15-Sep-08 | David Bleak Post 93 | 25.00 | 32190 |
| 15-Sep-08 | Davies Aqua Chem Supply Co | 2,664.90 | 32191 |
| 15-Sep-08 | Dee Mansfield | 677.50 | 32192 |
| 15-Sep-08 | Eagle Rock Sanitation | 3,797.20 | 32193 |
| 15-Sep-08 | Electrical Wholesale Supply Co Inc | 272.59 | 32194 |
| 15-Sep-08 | Ferguson Enterprises Inc | 1,654.14 | 32195 |
| 15-Sep-08 | Forsgren Associates/P.A. | 1,380.00 | 32196 |
| 15-Sep-08 | Galls Inc | 90.96 | 32197 |
| 15-Sep-08 | H-K Contractors Inc. | 494.01 | 32198 |
| 15-Sep-08 | Hammon Teton Delivery | 54.00 | 32199 |
| 15-Sep-08 | HD Supply Waterworks LTD | 342.52 | 32200 |
| 15-Sep-08 | IAS - Envirochem | 392.00 | 32201 |
| 15-Sep-08 | IBM Corporation | 565.65 | 32202 |
| 15-Sep-08 | Idaho Business Systems | 36.22 | 32203 |
| 15-Sep-08 | Idaho Falls Peterbilt | 48.17 | 32204 |
| 15-Sep-08 | Idaho Traffic Safety Inc | 2,880.00 | 32205 |
| 15-Sep-08 | Industrail Hose and Fittings | 79.61 | 32206 |
| 15-Sep-08 | Jim Moore | 1,782.50 | 32207 |
| 15-Sep-08 | Kings No. 21 | 10.77 | 32208 |
| 15-Sep-08 | Les Schwab Tire Center | 278.72 | 32209 |
| 15-Sep-08 | Lexisnexis Matthew Bender | 423.55 | 32210 |
| 15-Sep-08 | Lynn Barker | 315.00 | 32211 |
| 15-Sep-08 | McGrath Meacham and Smith PLLC | 2,008.30 | 32212 |
| 15-Sep-08 | Moore Smith Buxton & Turcke CHTD | 1,953.85 | 32213 |
| 15-Sep-08 | Mountainland communications Inc | 1,532.75 | 32214 |
| 15-Sep-08 | Pacific Steel | 858.68 | 32215 |
| 15-Sep-08 | Petty Cash | 59.85 | 32216 |
| 15-Sep-08 | Pro Wench | 53.81 | 32217 |
| 15-Sep-08 | Qwest | 45.24 | 32218 |
| 15-Sep-08 | Rocky Mountain Power | 15,602.35 | 32219 |
| 15-Sep-08 | Sams Club | 760.33 | 32220 |
| 15-Sep-08 | Shelley Pioneer | 1,469.96 | 32221 |
| 15-Sep-08 | Shelley Quick Lube and Auto Center | 97.18 | 32222 |
| 15-Sep-08 | Shelley/Firth Rural Fire District | 4,886.00 | 32223 |
| 15-Sep-08 | Skyview Electric Inc | 2,400.00 | 32224 |
| 15-Sep-08 | State Insurance Fund | 3,266.00 | 32225 |
| 15-Sep-08 | Steve's Radiator Shop | 10.00 | 32226 |
| 15-Sep-08 | Teton Steel | 923.10 | 32227 |
| 15-Sep-08 | The Pin Center | 375.00 | 32228 |
| 15-Sep-08 | United States Welding Inc | 79.30 | 32229 |
| 15-Sep-08 | Valley Ready Mix | 20.00 | 32230 |
| 15-Sep-08 | Valley Wide Co-op | 87.50 | 32231 |
| 15-Sep-08 | Watson Roto Rooter/Thayne Watson | 150.00 | 32232 |
| 15-Sep-08 | Western Tool Supply | 27.99 | 32233 |
| 15-Sep-08 | ECIPDA | 38,200.00 | 32234 |
| 30-Sep-08 | American Funds | 462.50 | 32235 |
| 30-Sep-08 | Bureau of Occupational Licensen | 210.00 | 32236 |
| 30-Sep-08 | Exxonmobil Fleet/GECC | 287.35 | 32237 |
| 30-Sep-08 | Petty Cash | 105.00 | 32238 |
| 30-Sep-08 | Phillips 66 Co. | 1,787.62 | 32239 |
| 30-Sep-08 | US Post Office | 346.95 | 32240 |

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|------------------|---|---------------------|--------------|
| 30-Sep-08 | Comdata | 331.80 | 32241 |
| 30-Sep-08 | RSCI | 1,684,686.00 | 32242 |
| 30-Sep-08 | A & B Transmission & Service CTR. | 46.95 | 32243 |
| 30-Sep-08 | A-1 Rental | 447.50 | 32244 |
| 30-Sep-08 | Advanced Diagnostics Inc | 330.00 | 32245 |
| 30-Sep-08 | All American Sports | 1,915.00 | 32246 |
| 30-Sep-08 | Alltel | 422.56 | 32247 |
| 30-Sep-08 | American Linen | 529.34 | 32248 |
| 30-Sep-08 | Automotive Springs & Overloads | 93.24 | 32249 |
| 30-Sep-08 | Avenet LLC | 126.00 | 32250 |
| 30-Sep-08 | BMC West | 1,558.40 | 32251 |
| 30-Sep-08 | Broulim's | 27.68 | 32252 |
| 30-Sep-08 | Brownells Inc | 272.44 | 32253 |
| 30-Sep-08 | Business Phone Specialists Inc | 66.50 | 32254 |
| 30-Sep-08 | Cable One | 164.95 | 32255 |
| 30-Sep-08 | Cal Ranch | 237.66 | 32256 |
| 30-Sep-08 | Central Transfer Station | 60.00 | 32257 |
| 30-Sep-08 | Circular Butte Landfill | 6,301.29 | 32258 |
| 30-Sep-08 | Daniel Acevedo | 1,650.00 | 32259 |
| 30-Sep-08 | DBS Inc | 3,204.60 | 32260 |
| 30-Sep-08 | Doug Keele | 2,778.58 | 32261 |
| 30-Sep-08 | Eagle Rock Hydraulic Service | 125.58 | 32262 |
| 30-Sep-08 | Electrical Equipment Co Inc | 6,981.48 | 32263 |
| 30-Sep-08 | Fastenal | 453.03 | 32264 |
| 30-Sep-08 | Ferguson Enterprises Inc | 61.01 | 32265 |
| 30-Sep-08 | Fire Service of Idaho | 386.00 | 32266 |
| 30-Sep-08 | First Responders | 286.46 | 32267 |
| 30-Sep-08 | H-K Contractors Inc. | 193.35 | 32268 |
| 30-Sep-08 | Hammon Teton Delivery | 54.00 | 32269 |
| 30-Sep-08 | IAS - Envirochem | 1,483.00 | 32270 |
| 30-Sep-08 | Idaho Dept of Employment | 79.52 | 32271 |
| 30-Sep-08 | Idaho State Tax Commission | 9.80 | 32272 |
| 30-Sep-08 | Industrial Hose and Fittings | 4.64 | 32273 |
| 30-Sep-08 | Intermountain Gas Co | 1,475.87 | 32274 |
| 30-Sep-08 | International Code Council Inc | 100.00 | 32275 |
| 30-Sep-08 | John Freer | 19.23 | 32276 |
| 30-Sep-08 | JR Lott | 60.00 | 32277 |
| 30-Sep-08 | Kirkham Auto Parts Service Co #8 | 191.10 | 32278 |
| 30-Sep-08 | Lake City International | 921.52 | 32279 |
| 30-Sep-08 | Matthew Bender and Co Inc | 10.90 | 32280 |
| 30-Sep-08 | Mike Cutler | 25.00 | 32281 |
| 30-Sep-08 | Oldcastle Precast Inc | 26.50 | 32282 |
| 30-Sep-08 | PAETEC | 476.62 | 32283 |
| 30-Sep-08 | Petty Cash | 19.30 | 32284 |
| 30-Sep-08 | Qwest | 133.06 | 32285 |
| 30-Sep-08 | R&S Distributing | 82.48 | 32286 |
| 30-Sep-08 | Richard Barker | 300.00 | 32287 |
| 30-Sep-08 | Rocky Mountain Power | 11,839.31 | 32288 |
| 30-Sep-08 | Shelley Pioneer | 620.28 | 32289 |
| 30-Sep-08 | Shelley Police Officers Association | 175.00 | 32290 |
| 30-Sep-08 | Shelley Police Reserve Fund | 300.00 | 32291 |
| 30-Sep-08 | Shelley Quick Lube and Auto Center | 1,013.31 | 32292 |
| 30-Sep-08 | Smith Driscoll & Associates PLLC | 1,624.00 | 32293 |
| 30-Sep-08 | Standard Plumbing | 24.00 | 32294 |
| 30-Sep-08 | Teton Steel | 664.82 | 32295 |
| 30-Sep-08 | Utility Trailer Sales of Boise | 33.24 | 32296 |
| 30-Sep-08 | Watson Roto Rooter/Thayne Watson | 150.00 | 32297 |
| 5-Sep-08 | City of Shelley Payroll | 49,164.86 | |
| 19-Sep-08 | City of Shelley Payroll | 47,188.59 | |
| | Total | 1,935,156.02 | |