

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

NOVEMBER 11, 2008

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: John Lent

PRAYER: Mayor Christensen

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

Minutes of October 28, 2008 Council Meeting with one correction

Building Permits:

Ryan Ellis	- move on home
Jack Jones	- re-roof

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

Christian Taylor, representing the Shelley School District asked for access to the city's water system for the new grade school that is planned for construction. The new school will be built just off of the New Sweden Highway, and Mr. Taylor proposed to hooking onto the city's twelve-inch line on Anderson Road and running it north approximately 4300 feet to the school's property. Mr. Taylor said a secondary irrigation system will be installed, therefore the municipal water will only be used for culinary purposes and fire suppression. BJ asked if the school has compared costs for running the line to the site compared to drilling two wells for the school (one to be used for fire suppression only). Mr. Taylor said the project had not been put out to bid yet, however he assumes the cost to run the line is about \$129,000. He said the School is willing to sign a letter consenting to annexation when the property becomes contiguous with the city limits that will be recorded with the property. BJ said the issue of supplying water outside city limits was discussed on an attorney discussion board. He said there were some concerns about providing water outside of city limits without annexation, and typically was done only when there was an emergency, or if the matter was in the best interest of the city. BJ stated if the School was allowed to access city water they would be charged for their water at a higher metered rate. He suggested the city look at various maintenance issues for the main line that will be ran outside of the city limits. BJ said the city is considering annexing Kelley Acres because they are already using municipal water, however this is a different situation. Mr. Taylor said the School is on a schedule and it must be substantially completed by 2010. He said they need to begin construction as soon as possible. Steve moved, John seconded to approve the Shelley School District's request to access municipal water because it is in the best interest of the community; the school will be required to install a meter, sign an outside water user agreement,

and sign a letter of consent for annexation of the property once annexation becomes possible.
Approved three in favor, one absent.

Kurt Coates commended Rick and his crew regarding the manner that fire hydrants have been placed in the subdivisions in the city. He said there was a story in the news about a home that burnt down because there was no water in the fire hydrant near the home.

Brian Jolley, the Shelley School Superintendent said he appreciates the approval for the school to access city water at the new school. He said time is of the essence and they are currently working on a special use permit with Bingham County. Mr. Jolley said when the time comes he looks forward to having the new school annexed into the city limits.

BJ presented the city business license Ordinance #523 requiring all businesses within the city limits to hold a General City Business License. The ordinance was discussed several months ago, but not adopted. Sandy said the \$25 annual fee was adopted during the budget process. BJ said the copy that the council has may have a few slight changes from the new ordinance being presented by him tonight. He said the changes are that there is a \$10 penalty for anyone who has not obtained a license within 15 days after the first day of January, and \$25 after 30 days. Steve moved, Charlotte seconded to suspend the reading of Ordinance #523 on three different days and read the title of Ordinance #523 once. Approved three in favor, one absent. Steve read the title of Ordinance #523 requiring General City Business Licenses. Steve moved, John seconded to adopt Ordinance #523 requiring General City Business Licenses beginning the first day of January 2009 for all businesses including home businesses within the city limits. Approved three in favor, one absent. Sandy said she would like to send notice to all residents and businesses within the city. She said the cost for a saturation list for a one-page flyer is \$868.00. Sandy said we could send the notices out by name instead of a saturation list, but everyone in the city may not receive it. She said to stuff an envelope with a letter explaining a license is needed, a business license application, and a spotlight business of the month questionnaire is \$989.52 for a saturation list. The Mayor and Council instructed her to send an envelope with the three documents and use a saturation list.

Sandy said Movie Gallery claimed Chapter 11 Bankruptcy, and she received a notice that \$49.93 must be written off of their account. She said Movie Gallery has remained current on their account with the exception of that small portion of the bill that existed when they filed for bankruptcy. John moved, Charlotte seconded to write off \$49.93 owed by Movie Gallery due to a Chapter 11 bankruptcy. Approved three in favor, one absent.

BJ said Sandy talked to Mike Carter about the annexation of the city into the Fire District. He said he will have an ordinance ready for the December 9, 2008, council meeting.

BJ said there was a hearing scheduled with IDWR yesterday. The hearing was vacated due to some concerns that Snake River Valley Irrigation had with the mitigation plan. BJ said he and the Mayor met with some of the Irrigation Board members today to try and work some of the

issues out. BJ said in the last Pioneer there was a statement that the mitigation plan had been withdrawn. He said this was incorrect, and clarified that the only item discussed as being withdrawn was the settlement offer proposed to the protestors if they had not responded in a certain number of days so the city could continue to prepare for the hearing. He said it is still on the table and the mitigation plan is being pursued.

BJ said he is still working on a summary of the open meeting and public record seminar he attended.

BJ said he talked to MSW regarding their proposal for the city's waste to be used to make bio-diesel. He said the owner of the company requested an opinion from the Attorney General's office regarding a public entity's commitment to a twenty-five year agreement. BJ said according to him, the Attorney General's opinion said it was okay for a long-term commitment. BJ said he has requested a copy of the Attorney General's opinion.

Rick said the restroom has been installed at the Brinkman Park. He said they still need to pour the sidewalk to it. Rick said he has checked on the restroom several times and everything still seems to be in order. The restroom will be left open year round.

Dawn said Jazz Basketball is beginning. She said enrollment may be down slightly this year.

Charlotte expressed appreciation to the veterans in attendance at the meeting.

John agreed with Charlotte's sentiments regarding the veterans on Veteran's Day. He said it is very important to recognize the sacrifices that our veterans have made for us.

John said November 28th there will be a tree lighting ceremony at the City Park. He said Diane Mickelson will be in charge of the event again. John said there will be a parade, Chili Cook Off, Santa will arrive, and the lights will be lit. He said the Kiwanis will also be helping out, and he invited everyone to attend. John thanked Diane, and Kurt and Becky Coates for all of their help on Urban Renewal and other city events.

John said that Jordan Cook is refurbishing the gazebo on the walking path, and the mile marker signs as his Eagle Project.

John said next council meeting there will be an eventful meeting regarding a rezoning and annexation issue. He said everyone should check their emotions at the door and come to the meeting open minded.

Steve asked about recycling bins for the city residents to use. John said he will research any companies who would be willing to place a bin here. The Council felt the bins in front of Hidden Treasures should be removed, and a new bin should be located in the city that accepts, paper, glass and plastic.

Steve said the city crew did a great job of installing the new restroom vault at Brinkman Park. He said he will be attending a grant workshop in Boise this coming Friday. Steve said he will bring back any information on grants that may assist the city further.

Mayor Christensen discussed the lights at the shelters at the park that are being left on during all hours of the day. Rick said he will work on this problem.

Mayor Christensen said the treatment plant being constructed is moving along on schedule. He said anyone wishing to view the progress of this project may view a web cam at the site via the city's web site.

Mayor Christensen said there will be only one Regional Wastewater meeting between now and the end of the year. The meeting will be held December 12, 2008 due to the holidays.

Adjourned: 8:27 p.m.

ATTEST: Sandy Berglund APPROVE: Erik R. Christensen

OCTOBER CLAIMS

<u>DATE</u>		<u>AMOUNT</u>	<u>CHECK #</u>
16-Oct-08	RSCI	663,729.26	32298
16-Oct-08	Sams Club	257.83	32299
16-Oct-08	Alltel	156.38	32300
16-Oct-08	Association of Idaho Cities	1,658.00	32301
16-Oct-08	B's Portable Toilet	230.00	32302
16-Oct-08	Eagle Rock Sanitation	4,165.66	32303
16-Oct-08	Eastern Idaho Water Rights Coalition	125.00	32304
16-Oct-08	Exxonmobil Fleet/GECC	202.23	32305
16-Oct-08	First Responders	82.99	32306
16-Oct-08	IAS-Enivrochem	392.00	32307
16-Oct-08	JCRMP	36,041.00	32308
16-Oct-08	Idaho Business Systems	32.29	32309
16-Oct-08	IDHW/DEQ Drinking Water	4,800.00	32310
16-Oct-08	Intermountain Gas Co	79.76	32311
16-Oct-08	Jacob Dumars	23.22	32312
16-Oct-08	John Deere Credit	24,830.27	32313
16-Oct-08	Kings No.21	8.07	32314
16-Oct-08	Lake City International	27,233.00	32315
16-Oct-08	Mathews Plumbing & Heating	85.00	32316
16-Oct-08	Moore Smith Buxton & Turcke CHTD	2,900.42	32317
16-Oct-08	Porter's	184.25	32318
16-Oct-08	Public Transportation Dept	942.00	32319
16-Oct-08	Senior Citizens	2,000.00	32320
16-Oct-08	Shelley/Firth Rural Fire District	5,033.00	32321
16-Oct-08	Southeast Idaho Council Governments	676.34	32322
16-Oct-08	Sportsmans Warehouse	179.42	32323
16-Oct-08	State Insurance Fund	3,266.00	32324
16-Oct-08	United Micro Data Inc	880.00	32325
16-Oct-08	United States Welding Inc	77.00	32326
27-Oct-08	AAA Giles Cleaning and Restoration	675.00	32327
27-Oct-08	Advanced Diagnostics Inc	230.00	32328
27-Oct-08	Cable One	164.95	32329
27-Oct-08	Forsgren Associates/P.A.	75.00	32330
27-Oct-08	JP Cooke Co	49.08	32331
27-Oct-08	PAETEC	485.58	32332
27-Oct-08	Qwest	87.78	32333
27-Oct-08	R & S Distributing	239.96	32334
27-Oct-08	Shelley Pioneer	56.00	32335
27-Oct-08	Watson Roto Rooter/Thayne Watson	75.00	32336
29-Oct-08	Regional Waste Water Trust Fund	169,842.00	32337
29-Oct-08	State of Idaho Bureau of Occupational LI	90.00	32338
31-Oct-08	US Post Office	347.49	32339
31-Oct-08	A-1 Rental	115.00	32340
31-Oct-08	Ag Parts	75.37	32341
31-Oct-08	Arizona Refuse Sales LLC	256.09	32342
31-Oct-08	Bateman Brothers	4,540.00	32343
31-Oct-08	Bearing & Ind. Sales Inc	7.06	32344
31-Oct-08	Business Phone Specialists Inc	66.50	32345
31-Oct-08	Carlsons Custom Concrete Inc	120.00	32346
31-Oct-08	Circular Butte Landfill	5,484.08	32347
31-Oct-08	Comdata	1,093.61	32348
31-Oct-08	DBS Inc	3,701.62	32349
31-Oct-08	Electrical Equipment Co Inc	969.91	32350
31-Oct-08	Electrical Wholesale Supply Co Inc	528.26	32351
31-Oct-08	Fastenal	275.68	32352
31-Oct-08	Ferguson Enterprises Inc	272.25	32353
31-Oct-08	Forsgren Associates/P.A.	1,060.00	32354
31-Oct-08	H-K Contractors Inc	3,905.67	32355
31-Oct-08	Hit Pit Inc	291.20	32356
31-Oct-08	IAS-Enivrochem	172.00	32357
31-Oct-08	Jim Cotterell	2,205.00	32358
31-Oct-08	Kirkham Auto Parts Service Co. #8	207.92	32359
31-Oct-08	L&S Metal Products LLC	20.00	32360
31-Oct-08	Les Schwab Tire Center	144.75	32361
31-Oct-08	Michael mecham	19.02	32362
31-Oct-08	Mountain West Bark Products Inc	3,998.40	32363
31-Oct-08	Pacific Steel	115.53	32364

31-Oct-08	Phillips 66 Co	1,325.01	32365
31-Oct-08	Rocky Mountain Power	134.82	32366
31-Oct-08	Smith Driscoll & Associates PLLC	2,004.25	32367
31-Oct-08	State Insurance Fund	3,014.00	32368
31-Oct-08	Terry Johnson	900.00	32369
3-Oct-08	City of Shelley Payroll	51,158.76	
17-Oct-08	City of Shelley Payroll	40,267.86	
31-Oct-08	City of Shelley Payroll	42,150.02	
	Total	1,123,287.87	