

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

JULY 27, 2010

PRESENT: Mayor Eric Christensen
Council Members: John Lent (absent), Charlotte Fredrickson, Earl Beattie, and
Kurt Russell
Police Chief: Alan Dial
Public Wks Dir: Chuck Lloyd
Recreation Dir.: Dawn Lloyd
City Clerk: Sandy Gaydusek
City Attorney: B.J. Driscoll

PLEDGE OF ALLEGIANCE: Chuck Lloyd

PRAYER: Kurt Russell

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

Minutes of July 13, 2010 Council Meeting with one correction
Approval of June 2010 Treasurer's Rpt.
Approval of June 2010 Expenditures
Building Permits:
Kelton Larsen - new home
Erica Ellsworth - remodel
Elias Elizondo - re-roof
Susan Albertson - fence

A roll call vote was called for: Earl – aye, Charlotte – aye, and Kurt – aye. Approved three in favor, one absent.

Mayor Christensen conducted a public hearing regarding the sale of the city property located between 375 and 405 West Center. Sandy said BJ had sent her a memo regarding the procedure of the hearing tonight. If the Council wishes to proceed with the auction based on the testimony received tonight they must set a time, place and manner of auction. Mr. David Picanco said he lives at 375 W. Center and he would like to clean up and maintain the property. There was no further testimony and the hearing was closed. Earl felt the property is not being utilized by the city and should be sold. Earl moved, Charlotte seconded to declare the piece of city owned property located between 375 and 405 West Center as underutilized, and it would be in the best interest of the community to sell this piece of property at auction as one parcel of property. Approved three in favor, one absent. Kurt moved, Charlotte seconded to sell this property at auction in the manner of sealed bids which will be accepted until 5:00 p.m. on August 10, 2010. The bids will be opened on August 10, 2010, at approximately 7:30 p.m. Approved three in favor, one absent.

Bryon Moore asked if anything had been decided about the alley running between West Maple and West Center Street. Earl said Sandy has done the research with the County and reviewed the city's minutes and ordinances and this remains a legal alley. He said the city engineers will need to survey, mark the alley and create a legal description. Earl said he would like to open this alley up so the residents can have access to their back yards. He said the neighbors will have to work

together and decide how to handle the south end of the alley. Earl asked Chuck to work with the Cedar Apartments to resolve the water issue. Earl moved, Kurt seconded to hire the city engineers at the expense of \$1500 to survey and mark the alley from West Maple to West Center. Approved three in favor, one absent. The Wright's were very concerned about the amount of traffic that will be using the alley that passes right in front of their home. They asked if the survey will show if the alley covers their concrete pad or shop. Earl said this survey is the first step and will show where the alley is located. Kurt said he feels the property owners should be able to work together regarding the pedestrian and vehicular traffic. Mrs. Jones was asked if she had reviewed the minutes regarding her recollection that the alley had been vacated by the city a number of years ago. Mrs. Jones said no she did not review the minutes because she did not think it would do any good. Sandy explained that if the alley would have been vacated, the property owners on both sides would have been issued a deed. She said in 1999 the Jones asked to be able to place a temporary fence on the alley to reduce pedestrian traffic; if the alley would have been vacated, permission would not have been needed because they would have had ownership of the property. Mrs. Jones said she felt she should be reimbursed for the expenses she has had in maintaining this property as her driveway. She felt she should be reimbursed \$1000. Mayor Christensen said the fact still remains that this alley has never been vacated. Mrs. Wright asked if a permit was pulled to construct the shop on her property. If so, the property owner at that time should have known where the alley was. She asked if the city will reimburse her for her shop if the alley runs across it. Sandy said the city building inspector does not survey and find the property lines, it is the property owner's responsibility. Dave Noel said it is the property owners responsibility, or their engineers (if they have used an engineer for their plans) to locate the property line. Earl said this is a legally platted alley and the city needs to know where it lies. He said the city will work with the neighbors on this alley and will not take the second step to open this alley without letting the property owners know.

Barbara Scott, 480 Robald Avenue addressed the Mayor and Council regarding Robald Avenue. She said she would like to comment on four things regarding the gate. She said first she wanted to acknowledge some people regarding the gate. Mrs. Scott said she did not know how Sandy felt about the gate, but Sandy always treated her with respect every time she talked to her. She said she also wanted to acknowledge Charlotte. She said Charlotte once told her that she mattered and she never wavered from that statement. Mrs. Scott said during the four months she was shuffled back and forth between the city and the school, the information was published and nobody came forward and made comments regarding the gate. She said Robald Avenue does not belong to the school; it is a city street and the city has responsibility for it. Mrs. Scott said the police have made a mess out of managing the gate, therefore the city has thrown up its hands and said they could not open and close it anymore. She asked that everyone go down Robald and make a special effort to notice the house on it and realize people live there. Mrs. Scott said she heard a lot about how Chief Dial was going to manage the gate. She said she heard about different hours and different options. Then Earl was put in charge of forming a committee to resolve the problems with the gate. Mrs. Scott said Earl decided he was not going to pull together a committee because he already knew what everybody thought. She never heard the council discuss what changes this will make on their commitment to open and close the gate.

Mrs. Scott said she sent a letter and stated that she would be willing to compromise and leave the gate open except during the summer. She said people have said "they" would not compromise. Mrs. Scott said her neighbors on Holley Street got to experience the morning version of the Robald 500 and they did not like it. She said instead of reaffirming there was a problem with the traffic by talking to the council or the school they just turned on the Scotts. She said they made comments that the Scotts could just move. Mrs. Scott said they have lived in the city for twenty two years and they could not just up and move. She said they could not even sell it for its value with the traffic. Mrs. Scott made two quotes and left the meeting.

Dave Noel said the treatment plant is near final completion, and the Board is looking for a certified operator. He said all is going well right now and the plant is still operating under Shelley's permit. Dave said all of the modifications and change orders have been figured in and the project is still approximately \$30,000 under the bid price. Dave said Segment A of the Eastern Interceptor is almost complete and the walk path has been done. He said the gazebo is gone and the contractor has installed two separate pads for benches instead of the gazebo due to the safety concerns Rick had with the placement of the gazebo before he retired. Dave said Public Works is reviewing the possibility of overhang areas along the river. Chuck said this may not happen due to obligations of the Army Corp of Engineers, etc. He said the area along the walk path will still need to be hydro-seeded. Dave said there have been some complaints from the residents along the east side of Hanson Road. He said the contractor has completed the west side of Hanson Road, but Bingham County has decided to widen the road. Dave said he has been referring all complaints from the east side of the road to Dave Babbitt from Bingham County. He said the lift station done in Segment A and will not be used until Ammon is connected to the treatment plant. Dave said Rocky Mountain Power has agreed to not bill any minimum usage until the lift station is in use.

Charlotte moved, Kurt seconded to approve the following licenses for 2010:

Stacci La Che - mobile food vendor
S&T Sno Hut - Itinerant License
Eri's Salon and Spa - General License

Approved three in favor, one absent.

Mayor Christensen said this weekend he will have the honor to participate in a parade in Pocatello honoring the POW/MIA's. He said he will also like to issue a proclamation honoring those POW/MIA's by proclaiming July 30, 31, and August 1, 201 as POW/MIA Awareness Days. Charlotte moved, Earl seconded to proclaim July 30, 31, and August 1, 2010, as POW/MIA Awareness Days. Approved three in favor, one absent.

Sandy asked the Mayor and Council to be reviewing what direction she should take with the new fiscal year budget regarding the wages, insurance, capital outlay, etc. She said she still has one insurance quote to receive, but Assurant, Blue Cross and Pacific Source all came back significantly higher than the renewal rate for Blue Shield. Sandy said the city could reduce those rates further by raising the buy down deductible to \$3000. She said the employee's portion

would still remain \$500, but the city's liability would rise by approximately \$800 per employee if the deductible is met. Sandy said this would lower the increase to 12% instead of 22%. Sandy said with the personnel changes the city would see a reduction in wages by \$115,000, but the school will no longer be funding a portion of the SRO which nets the savings to \$79,000. She said hiring a person to fill the vacancy left in public works would cost approximately \$38,000, which further nets the savings to \$38,000. Sandy said she would need a special meeting on August 16, 2010 for the Mayor and Council to consider adoption of the tentative budget for publication of the Budget Hearing on September 7, 2010.

Chuck said he would like to recommend that a stop sign be placed on Holley and Robald from the Highway going westbound. He said this would create a three way stop. Chuck said he looked at placing a speed bump in the area, but received a letter from the Darrington's concerned about the noise a speed bump would generate. Chuck said he did not think a speed bump would do a lot of good. Mayor Christensen said he would rather not have a speed bump because of the liability the city would have from vehicular damage. Earl said he is in favor of a stop sign and it may help the Scotts. Chuck felt a 15 mph speed limit sign should be placed on Holley going east too. The council determined that all people on Holley and from the other streets in the city must obey all of the traffic signs on Holley and Robald. Earl moved, Kurt seconded to place a 15 mph speed limit sign east on Holley, and a stop sign on the corner of Robald and Holley from Highway 91 going west. Approved three in favor, one absent.

Chuck said the crew is working on the sprinkling system along the walk path.

Dawn said she has had some requests to honor those leaving to serve our country. She said she would like to place a bulletin board out in the foyer of city hall honoring the service men as the city has done in the past.

Dawn said the new diving board has been received and hopefully the boiler is working right now.

Dawn said the Jazz player will be coming to the city on August 10th. This year Jeremy Evans will be visiting.

Earl said he appreciates everyone who shows up to the city meetings. He said the more input received helps to accomplish things. Earl said the council is not run by just one person, he said he is only one vote.

Charlotte asked Alan how the "safe place" spot was coming along in the police department. Alan said he is working on obtaining a camera.

Charlotte asked if everyone had seen the pictures that John had sent from Twin Bridges, Montana. She asked if the city could get some quotes for a fish statue similar to the one in the

pictures. Charlotte said the Tree Committee may look at getting planters that can be placed on the light poles next year.

Mayor Christensen said there will be a Regional Wastewater Authority meeting this Thursday at 10:00 a.m.

Adjourned: 9:08 p.m.

ATTEST Sandy Haglund APPROVE: Eric Christensen