

CITY OF SHELLEY
COUNCIL MEETING
MINUTES

NOVEMBER 23, 2004

PRESENT: Mayor Eric Christensen
Council Members: Lorin Croft, 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: Dawn Lloyd

PRAYER: Mayor Christensen

Mayor Christensen appointed Charlotte Fredrickson to fill the vacancy on the council left by Chad Landon. Steve moved, John seconded to approve the appointment of Charlotte Fredrickson to the Shelley City Council. Approved three in favor.

Sandy swore in Charlotte as council person.

Steve moved, John seconded to approve the consent agenda as follows:

Approval of the minutes of November 09, 2004 Council meeting
Approval of the October 2004 Expenditures
Approval of the October 2004 Overall Budget & Treasurer's Rpt.
Approval of the following building permits:
Ellyn Simonet - remodel

Approved three in favor, Charlotte abstained.

Jose Yanez, 239 W. Locust appeared before the council to discuss a letter he received from the city regarding the appearance of his property. He said there are several vehicles on his lot, and he is currently attending mechanic's school. He said he is working on some of the vehicles for practice. Mr. Yanez said he will graduate from school in the spring, and would like to keep the vehicles on his property until then. He said he was not aware there was such an ordinance that prohibits vehicles from being kept on private property. Mr. Yanez said three of the cars on his property are not operable, but the other cars are. He said he needs the vehicles to practice on until he graduates from mechanic's school. Mr. Yanez said he intends on removing the vehicles, but needs more time than the thirty days he was given. Lorin said there is a body shop across the street from Mr. Yanez that the city has had a few problems with in the past. He said the city receives a lot of complaints from the citizens when there are numerous vehicles on someone's property that appear inoperable. Mr. Yanez said all of the vehicles on the street are currently registered and operable. Lorin said there are problems with a lot of vehicles being left on the street when the city is trying to plow snow or clean the streets. Mr. Yanez said he is willing to move the vehicles from the street when the city needs to plow or clean. The Council agreed that

Mr. Yanez should remove the vehicles from his premises as soon as possible or when he graduates from mechanic's school.

Marvin Keele was present to request approval of the final plat for Phase 1 of the Wind River Estates Subdivision. Sandy said she submitted a copy of the proposed final plat to the city engineer, Dave Noel for his review. She said there are a few minor items that need to be specified more clearly on the plat, but other than those few things, the plat looks great. BJ provided a copy of the Development Agreement for the Wind River Estates Subdivision. John moved, Steve seconded to approve phase 1 of the Wind River Estates Subdivision being developed by Marvin Keele as presented with the items specified by our city engineer being addressed and corrected. Approved three in favor, Charlotte abstained. Mr. Keele and Cory from Harper Leavitt Engineering stated they would review the changes recommended by the city engineer and submit a new plat with those changes. Each phase of the project will need to be approved by the Mayor and Council, however no public hearing will be needed unless there are major changes to the other phases of the development.

Brandon Bird, representing the Bingham County Economic Development Corporation complimented the Mayor and Council on having the sewer bond passed. He said this shows that the city governing board has long term vision for the community. Mr. Bird said the Bingham County Economic Development Corporation was started in 2000 with a \$5000 donation from the City of Blackfoot. He said his organization's goal is to help cities entice businesses to their communities and keep them thriving. Mr. Bird said mainly, they try and utilize businesses current assets to keep them going, and to create additional jobs. He presented his financial report for 2003, and will bring back the 2004 report sometime in April. Mr. Bird thanked Steve for representing the City of Shelley by serving on the Economic Development Corporation's Board. He said he really likes to support the Urban Renewal Agencies, and would like to help our city's board if possible. Mr. Bird said he looks forward to working with the city in the future.

Sandy said Leading Technology Development has requested a rezone of two parcels of property located at approximately 446 W. Fir Street. She said they would like to rezone the property from Two family Dwelling (R2) to Heavy Commercial (HC) so they can construct a "Family Dollar" store. John said he attended the Planning and Zoning Commission meeting when the first public hearing was held, and there were a lot of residents opposing the rezone that were in attendance. He said the P&Z Board denied the rezoning request. Sandy said under Idaho Code there must be two public hearings held to consider a rezoning issue. John moved, Steve seconded to call for a public hearing on December 14, 2004, to consider rezoning two parcels of property for Leading Technology Development from R2 to HC. Approved unanimously.

Sandy presented Ordinance 192 that was previously adopted in 1962 vacating an alley that ran through the property now owned by the Shelley School District. She said the School District is now in the process of selling the property to the LDS church, and the title company cannot find a clear title because the ordinance was never recorded. Charlotte moved, John seconded to record

Ordinance 192 adopted in 1962 vacating an alley between Oak Street and Center Street that is currently owned by the Shelley School District. Approved unanimously.

Sandy telephone polled the council members regarding a 1976 Dump Truck that Rick would like to sell at auction prior to the next council meeting. The poll found everyone in favor of declaring the truck as surplus property. Steve moved, Lorin seconded to ratify the declaration of a 1976 International Dump Truck as surplus property that was sold at auction last weekend. Approved unanimously.

Sandy said ICRMP has recommended that all cities establish policies regarding computer/internet use and purchasing. She presented samples of these documents that other cities use. Sandy said if the council agreed she would pursue this matter and draft a copy of each policy with Charlotte and BJ's help for the council to review. The Council agreed to pursue this matter.

Steve moved, Lorin seconded to cancel the second council meeting in December scheduled for December 28, 2004, due to the holiday season. Approved unanimously.

Sandy asked for permission to purchase Broulins gift cards in the amount of \$30 for all full time employees, and \$20 Broulins gift cards for all part time employees for Christmas gifts this year. She also asked permission to purchase a \$7 to \$10 gift pack for each member of the Planning and Zoning Commission, Tree Committee, Centennial Committee, Police Reserves and other part time service help. The Council granted permission for both of Sandy's requests. Charlotte said she would contact Cox's Honey for pricing on their gift packs.

Steve moved, John seconded to elect Lorin as the Council President to fill the vacancy left by Chad. Approved unanimously. Mayor Christensen said he would not be in attendance at the council meeting scheduled for January 11, 2005, therefore Lorin would need to preside over this meeting.

Rick said the sewer lift station in the West River Acres Subdivision is fully functional, however DEQ still needs to approve it. He said once DEQ and our City Engineer have approved the lift station the city will be able to accept it.

John presented the names of the new Urban Renewal Agency Board members; Debbie Evans, Neil Andreason, Shannon Albright, Brad Miller, Gavin Mathews, and himself. John moved, Steve seconded to appoint Debbie Evans, Neil Andreason, Shannon Albright, Brad Miller, Gavin Mathews, and John Lent to the Urban Renewal Agency Board for a term of four years. Approved unanimously. John said all of the new members are excited, and have some great ideas for the city. John said the group will be working with Kathleen Lewis also. He said they intend to have their first meeting next week.

Mayor Christensen made the new council assignments for the newly organized council:

Lorin will be in charge of the Public Works Department, the City Engineer, and be the SICOG liaison. Steve will be in charge of the Police Department, City Attorney, and deal with Public Relations and Negotiations. John will be in charge of the Parks and Recreation Department, Pool, Building Inspector, and be the Planning and Zoning liaison. Charlotte will be in charge of City Hall, Budget and Finance, the Grant Writer, and be the School District liaison. Mayor Christensen said he appreciates all of the hard work the council members do.

Steve said he has been working with the County Commissioners and Sue Betty on the new Impact Area. He said Bingham County intends to schedule a public hearing regarding this matter soon. Steve said this project appears to be moving forward. BJ said he reviewed the draft of the impact area agreement, and has a few comments that he will get to Steve.

BJ said the matter on the South Park Sidewalk Construction Project might be best handled during an executive session due to potential litigation. Steve moved, John seconded to table the South Park Avenue Project discussion until adjourning into an executive session. Approved unanimously.

Sandy presented the existing policy for educational reimbursement for employees in the personnel policy manual. She asked the Mayor and Council to review the document, and discuss how extended college classes would be handled. BJ said there may be some concerns over funding, the longevity for the employees receiving the reimbursement, or both. The Mayor and Council discussed this matter, and felt reimbursement of educational tuition should be reviewed on a case by case basis upon recommendation of the appropriate Department Head. Sandy will amend the current policy, and present it to Charlotte and BJ for review.

BJ said the discussion regarding the lien on the Lefevre property should be addressed during an executive session due to potential litigation. Steve moved, John seconded to table this matter until adjourning into an executive session. Approved unanimously.

Sandy reminded everyone that the Holiday Centennial Celebration will be held Friday night on November 26th at Centennial Park. She said hot chocolate and doughnuts will be served after the holiday lights are lit up and Santa Claus arrives.

Dawn said she has begun drafting for Jazz Basketball. She said she still needs one more coach.

Rick said the Holiday lights are all up, and the decorations are in the process of being set up throughout the city.

Rick said the building that is being constructed next to the transfer station is going well. He said a metal roof has been installed on the building, and next spring they will install siding on the exterior of it. Rick said they will be storing sanitation cans, lawn mowers, pipe, etc. in the building.

Alan welcomed Charlotte to the council and congratulated Lorin on being the new council president. Charlotte said she appreciates living in the city, and all of the workers in the city.

John welcomed Charlotte to the council. He said he enjoyed the open house last Monday night to honor Scott and Chad. John said he looks forward to working with Dawn, and complimented all of the Department Heads for the work they do.

Steve said it has been great working with everyone, and looks forward to working with Charlotte. He said this year has been a great year, and he felt the city has got a lot accomplished. Steve said he has enjoyed working with Brandon Bird on the Bingham County Economic Development Committee this year. He said it has opened his eyes to the happenings around the area.

Lorin welcomed Charlotte to the council. He said it is very important to speak your mind when serving on the council, and to also work as a team. Lorin said he appreciated the opportunity to work with Alan this past year, and looks forward to working with Rick.

Lorin said he attended the Tree Committee meeting last week. He said there are several dead trees in the city that have been hit with lawn mowers, trimmers, etc. and should be removed. Lorin suggested that the base around the trees be increased, and to work with the summer help on the proper way to trim around the trees.

Lorin said he has been working towards the removal of the dead trees between the walking path and the river. He said there are birds habitating in some of the trees, and we need to insure that the birds are not hurt. John said nesting platforms can be built for certain types of birds. Lorin said there has been some interest in naturally landscaping this property that is owned by Kent Carlson.

Lorin said the Tree Committee would like to use part of their budget to remove two of the trees at the city park. Rick said he does not have the equipment to remove the trees and the job should be hired out. Lorin said the Tree Committee also has plans for Centennial Park, but more funds need to be acquired. Sandy said the city is trying to promote the sale of the paver engravings. Lorin said the Tree Committee will also be planning Arbor Day for next year. He said he would like to hold an annual city breakfast each year for a fundraising event. Lorin said this year the funds could be used to landscape Centennial Park. He suggested the breakfast be held sometime near Arbor Day.

Mayor Christensen welcomed Charlotte to the council. He said she brings valuable insight to the council, and certainly has great people skills.

Steve moved, John seconded to adjourn into executive session. Approved unanimously.

Steve moved, Charlotte seconded to reconvene into regular session. Approved unanimously.

Mayor Christensen said during executive session potential litigation was discussed.

Adjourned: 9:30 p.m.

ATTEST: Sandy Haysch APPROVE: Eric R. Christensen

NOVEMBER CLAIMS

<u>DATE</u>	<u>CLAIMS</u>	<u>AMOUNT</u>	<u>CHECK #</u>
1-Nov-04	US Post Office	275.77	28115
2-Nov-04	Comdata	35.00	28116
3-Nov-04	Debbie Cox	84.00	28117
3-Nov-04	Leslie Dye	84.00	28118
3-Nov-04	Ann Durbin	84.00	28119
3-Nov-04	Jackie Smith	84.00	28120
5-Nov-04	Ken Johnson	28.72	28122
16-Nov-04	Advanced Business Systems	75.00	28123
16-Nov-04	American Linen	443.10	28124
16-Nov-04	Bateman Brothers	165.00	28125
16-Nov-04	BISCO	13.36	28126
16-Nov-04	Sorensen & Hansen Chartered Blaser	1,410.00	28127
16-Nov-04	Bonita's	26.95	28128
16-Nov-04	Central Equipment Company	203.81	28129
16-Nov-04	Central Transfer Station	30.00	28130
16-Nov-04	Computer Arts Inc	222.00	28131
16-Nov-04	Daniel Acevedo	1,500.00	28132
16-Nov-04	DBS Inc	1,545.57	28133
16-Nov-04	Eagle Rock Sanitation	4,107.41	28134
16-Nov-04	ESPN	14.97	28135
16-Nov-04	Fastenal	17.68	28136
16-Nov-04	First Responders	79.49	28137
16-Nov-04	Forsgren Associates/P.A.	75.00	28138
16-Nov-04	Great North American Companies Inc	243.36	28139
16-Nov-04	H-K Contractors Inc.	3,851.93	28140
16-Nov-04	Holly Kartchner	240.00	28141
16-Nov-04	IAS-Envirochem	154.00	28142
16-Nov-04	Idaho Chiefs of Police Association	150.00	28143
16-Nov-04	Idaho Traffic Safety Inc.	418.00	28144
16-Nov-04	Idaho 4-H	800.00	28145
16-Nov-04	Intermountain Gas Co.	360.50	28146
16-Nov-04	Jim's Trophy Room	32.35	28147
16-Nov-04	Jolley Building Supply Inc.	76.15	28148
16-Nov-04	K & K Blacksmith	86.79	28149
16-Nov-04	Kings No. 21	54.66	28150
16-Nov-04	Korner Service Auto Repair	56.48	28151
16-Nov-04	Lake City International	2,577.69	28152
16-Nov-04	Les Schwab Tire Center	1,979.60	28153
16-Nov-04	Lexisnexis Matthew Bender	398.65	28154
16-Nov-04	Maintenance Engineering	497.34	28155
16-Nov-04	McGrath Meacham and Smith PLLC	715.00	28156
16-Nov-04	Metroquip Inc.	115.74	28157
16-Nov-04	Mountain West Bark Products Inc.	529.00	28158
16-Nov-04	Mountainland Communications Inc.	546.00	28159
16-Nov-04	OK Trailer Sales	26.58	28160
16-Nov-04	Pacific Steel	937.83	28161
16-Nov-04	Stanley J Peterson	22.50	28162
16-Nov-04	Petty Cash	99.99	28163
16-Nov-04	Phillips 66 Co.	622.99	28164
16-Nov-04	Pioneer Publications	315.00	28165
16-Nov-04	R&S Distributing	150.00	28166
16-Nov-04	Rotational Molding	3,100.00	28167
16-Nov-04	Jay Rowley	127.80	28168
16-Nov-04	Scott Machinery Co.	4,620.00	28169
16-Nov-04	Siems Enterprises	106.60	28170
16-Nov-04	Standard Plumbing	127.87	28171
16-Nov-04	State Insurance Fund	2,626.00	28172
16-Nov-04	Teton Steel	1,680.04	28173
16-Nov-04	TJ Coneveras Inc.	418.40	28174
16-Nov-04	Traffic Safety Supply Co	475.25	28175
16-Nov-04	United Laboratories	1,857.94	28176
16-Nov-04	United States Welding Inc.	173.63	28177
16-Nov-04	Utah Power and Light	6,369.07	28178
16-Nov-04	Valley Office System	98.28	28179
16-Nov-04	Watson Roto Rooter/Thayne Watson	75.00	28180

	Void		28181
19-Nov-04	US Post Office	1,194.00	28183
19-Nov-04	Sam's Club	65.69	28184
23-Nov-04	Utah Jazz Youth Basketball	4,732.00	28185
29-Nov-04	Bingham County Recorder	3.00	28187
	Used in December		28188
30-Nov-04	ACS	10,000.00	28189
30-Nov-04	Amcor Inc.	69.00	28190
30-Nov-04	Association of Idaho Cities	35.00	28191
30-Nov-04	Bingham County Prosecutor	104.40	28192
30-Nov-04	Bingham Groundwater District	1,674.96	28193
30-Nov-04	Broulim's	790.00	28194
30-Nov-04	Business Phone Specialists Inc.	60.00	28195
30-Nov-04	Cable One	154.90	28196
30-Nov-04	Cate-Idaho Equipment Co	24.20	28197
30-Nov-04	Cedar Hills Gun Club	280.00	28198
30-Nov-04	Dustin Cook	20.00	28199
30-Nov-04	Electrical Wholesale Supply Co Inc	694.27	28200
30-Nov-04	Exxonmobil Fleet/GECC	945.44	28201
30-Nov-04	Fred Bunce	475.00	28202
30-Nov-04	Holly Kartchner	240.00	28203
30-Nov-04	IAS-Envirochem	61.00	28204
30-Nov-04	Idaho Traffic Safety Inc.	300.00	28205
30-Nov-04	Jim's Trophy Room	27.50	28206
30-Nov-04	Kally Cook	9.77	28207
30-Nov-04	Kirkham Auto Parts Service Co. #8	83.72	28208
30-Nov-04	Lexisnexis Matthew Bender	56.15	28209
30-Nov-04	Mcleodusa	513.11	28210
30-Nov-04	Mountain West Bark Products Inc.	545.00	28211
30-Nov-04	National Recreation and Park Assoc	65.00	28212
30-Nov-04	Pacific Steel	234.69	28213
30-Nov-04	Stanley J Petersen	22.25	28214
30-Nov-04	Pioneer Publications	223.00	28215
30-Nov-04	Remington Arms Co	400.00	28216
30-Nov-04	Shelley Police Officers Association	40.00	28217
30-Nov-04	Shelley/Firth Rural Fire District	4,095.00	28218
30-Nov-04	Snake River Sanitation Inc.	529.00	28219
30-Nov-04	Town and Country Gardens	169.74	28220
30-Nov-04	United States Cellular	218.05	28221
30-Nov-04	Western Tool Supply	189.99	28222
5-Nov-04	City of Shelley Payroll	39,912.32	28124
19-Nov-04	City of Shelley Payroll	37,094.43	28182
24-Nov-04	City of Shelley Payroll	15,766.51	28186
	Total	170,636.93	