

CITY OF SHELLEY  
COUNCIL MEETING  
MINUTES

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MARCH 27, 2012

PRESENT: Mayor Eric Christensen  
Council Members: Earl Beattie, Kurt Russell, Stacy Pascoe, and Jeff Kelley  
Police Chief: Rod Mohler  
Public Wks Dir: Chuck Lloyd  
Recreation Dir.: Dawn Lloyd  
City Clerk: Sandy Gaydusek  
City Attorney: B.J. Driscoll

PLEDGE OF ALLEGIANCE: Brett Dayley

PRAYER: Earl Beattie

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

Minutes of Minutes March 13, 2012 Council Meeting

Building Permits:

Monte Waters - re-roof

Danny Taylor - shop/garage

A roll call vote was called for: Earl – aye, Jeff – aye, Kurt – aye and Stacy – aye. Approved unanimously.

Dawn said the Mayor's Youth Group served a meal to the less fortunate at the Methodist Church in Blackfoot last Tuesday. She said there were twenty five or more kids there helping feed 283 people. Dawn said everyone helped out and cleaned up. She said about eight of the youth group help at the Preparedness Fair last Saturday. Dawn said now the group is working on the Founder's Day Dance. She said there will be nominations for teacher, farmer, businessman, etc., of the year that will be announced at the dance. Dawn said the DJ will not provide his service for free, but at a discounted rate.

Ron Larsen addressed the Council to discuss his service as a mechanical inspector. He said formerly he worked for the State of Idaho as a certified mechanical inspector, and he is now starting a mechanical inspection program. He is inquiring if the city would be interested in contracting with him to provide this service to the residents. Mr. Larsen said the State is putting personnel out to do inspections that he feels are not qualified, which could be a hazard. He said HVAC systems can be very dangerous if not installed properly. Mr. Larsen said the inspector the State is putting in Shelley is a plumbing inspector, and not a mechanical inspector. Jeff asked about the courses that are needed to become certified. Mr. Larsen said anyone can take the test and doesn't have to have any experience in the field. Stacy said he would like to do some research on this matter before any decision is made. Mr. Larsen presented a contract to the council for their review. Earl asked why the city would want to contract with an inspector and accept that liability when the State is already providing this service. Mr. Larsen said the city already carries insurance and is covered under errors and omissions. He said this would be a revenue source. The Council thanked Mr. Larsen for his presentation and wanted time to review his proposal.

Mike Carter, the Shelley/Firth Fire Chief introduced Susan Williams from SICOG. He said he is asking for support for a bond to build a new fire station in Shelley and to renovate the Firth Fire Station. Mr. Carter presented documents, and said the bond will ask for 1.4 million to build a new building and .3 million for renovation; totaling 1.7 million. He said the current building in Shelley is too small. He said some of the equipment is being left outside, and there is no room to train. Mr. Carter feels a new building would be adequate for more than the next thirty years. He said now is a good time to build with construction costs down. Mr. Carter said SICOG is helping with the bond and the interest rate will be 3.75%. This means a \$100,000 home will cost an additional \$7 per year in property taxes, totaling \$210 over the life of the bond. Mr. Carter said they would like to use local vendors if possible. He presented the floor plan to the council. He said the Sheriff's Office would like a room they could use too. Mr. Carter said they are planning a conference room that the city could use if needed also. He said they have planned for the future when a full time fire department may become necessary. Mr. Carter said the location for the new building is west of Brinkman Park across from the High School. He said the access would be from Fir Street. Mr. Carter said they would need to encourage the walkers on the walk path to begin walking after the access point, so parked vehicles do not block the access. He doesn't anticipate there would be any problems being located by the school. He said they could educate the students each year at an assembly. Mr. Carter said they intend to sell the old building. Stacy asked if they have sufficient funds to maintain this size of a building. Mr. Carter said yes, that is being looked at, and they will try and construct the building as efficient as possible. Stacy said he doesn't want to support the construction of the building if there are not enough funds to maintain it, and then have to go back to the taxpayers for more money. Susan Williams said there will be informational meetings in the future, and they can obtain this type of information for the public. Jeff asked if this will reduce a person's insurance premium. Mr. Carter said when the rating bureau was here last, the fire rating was about as low as it could go, however he will call and check into this matter. Jeff asked what will be gained by constructing a new building. Mr. Carter said the equipment will be housed, instead of being left outside in the elements, training will be available at the facility. Mr. Carter said eight of the firefighters have completed Level 1 training, and six have completed Level 2. He said this is about on the same level as Idaho Falls.

Dawn said the Library has asked for some pool passes to use in their summer reading program. She said historically the city has given these passes with the requirement that the pass can only be used with a paying customer. She said she would like to give the pool 100 passes this year. Kurt moved, Jeff seconded to approve the contribution of 100 pool passes to the library to be used in their summer reading program. Approved unanimously.

Earl said the Police Department has two cars that are no longer needed, and it has been recommended by Rod to declare them as surplus property to be sold. Earl moved, Kurt seconded to declare the following as surplus property: 2005 Blue Chevy Impala, VIN#2G1WF55K859264475, and 2003 Blue Dodge Intrepid, VIN# 2B3HD46V53H529687. Approved unanimously.

Sandy asked who would be interested in attending the AIC Conference in Boise June 20 through the 22<sup>nd</sup> this year. The Mayor said he would not be attending, Jeff and Stacy said they would possibly be attending, and Kurt said probably not, and Earl said he would attend if Jeff or Stacy could not. Sandy said to let her know so she could make reservations.

Kurt said he has been approached by some citizens regarding the days the council meetings are held on. He said there are church meetings on Tuesday nights, and if the day was changed maybe more could attend the council meetings. Stacy said he had some citizens discussed this with him also. Jeff said many years ago he remembers the meetings being on Monday nights. The Council discussed what night may be available. Dawn, Chuck and Rod were asked if they could attend on Wednesday nights. Dawn said she had too many sports activities on that night, Rod said he could attend, and Chuck said he has bowling on Wednesday nights. Chuck said he felt that most people that wanted to attend council meetings would find a way to be here. Earl said he didn't know if changing the day would really generate anymore attendance. He felt people would make the choice at what meeting to attend. The Council determined to leave the council meeting date to Tuesday.

Earl moved, Stacy seconded to approve the following business licenses for 2012:  
Carlisle Custom Wood, and Sweet Life Nutrition. Approved unanimously.

Mayor Christensen proclaimed April as Fair Housing Month.

Dave Noel said EPA conducted an inspection at the wastewater treatment plant. He said the NPDES permit expired in 2010, but a renewal application was filed. Dave said we have not received the permit yet, but need to have an administrative extension. Dave said currently the Mayor is signing the DMR reports. If the city would like the Plant Manager to sign the DMR reports, then the council must designate who is authorized to sign. He said at some point a list of those authorized to sign should be in writing.

Dave said he compiled all of the project data to see how the \$3600 connection fee was developed. He said based on the number of connections, we have used the capacity (not the flow) or obligated capacity. He said for the new connections coming on, the capacity has to be replaced. Dave said based on that, \$8391.79 has been paid for the construction per connection or has a debt for that amount. He said \$4759 is more accurate due to the bond being paid down over a number of years. Dave said \$3600 is \$1100 less than everyone else has paid towards the system, however it is more palatable. He said when 80% of the capacity flow is met; the EPA permit requires a plan to be developed.

Dave said the new design for Well #5 is ready to submit to DEQ. He said Craig at DEQ has been tied up with EPA, and the plans are being held until he can review them. Dave said the first bid for the well came in high, so a new scope of work was developed. He said the DEQ staff has changed, and they have interrupted regulations a little different than before. Dave said the above ground piping can be simplified, and the building was redesigned to be smaller because a

generator is not required. Chuck is looking at acquiring a portable generator. Dave said bids will be sought after DEQ review the plans which will be approximately six weeks. BJ discussed the water right that was obtained with the mitigation plan. Dave said Well #5 is the firm capacity well. He said the Water Facility Planning Study recommends the city drill two new wells; one a firm capacity well, and the second for additional growth or increased capacity. Dave said the city does not have to have additional water rights for a firm capacity well. He said they did a transfer of diversion points for all water rights. Dave said additional water rights were applied for but objected to. Ball Development who owns property north of the Riverview Elementary helped the city with the mitigation plan. BJ discussed the water right permit and said beneficial use must be shown by December of 2014. Husk said beneficial use can be shown through the Water Planning Study. He said the city should go through the administrative procedure to transfer that new water right and the point of diversion. He said the city could transfer the right to all points of diversion or Ball Development could drill a well to preserve that right. Jeff said he would like to confirm this with IDWR. The Council asked BJ to notify Ball Development that the beneficial use must be shown by 2014; the city could transfer the right to all points of diversion or Ball Development could drill a well to preserve that right. BJ was also asked to make sure the beneficial use can be shown through any diversion point with IDWR. Dave said he will draft a letter to IDWR and state that the plan to satisfy the requirement is to transfer the diversion point.

Dave discussed a Facility Planning Study for the Wastewater System. He said at the last meeting the city was interested in moving forward without a DEQ grant. Earl said URD money is to be used for this project, but the URD Board will need to discuss this first. Dave said this project cannot be bid out pursuant to State law, however the city can go through a selection process to determine which engineer they would like to negotiate the project with. Dave said as city engineer, the Board does not have to go through a selection process, they can just negotiate a price. Dave said the Board can define the scope of work and can be narrowed down as much as the council wants, however to keep in mind that if DEQ requirements are not met, then they will not help with future project funding. The Council scheduled a work meeting at 6:00 p.m. on April 10, 2012, to discuss the scope of work and negotiate with Forsgren Engineering.

BJ presented a proposal to EIRWWA for a trade of sewer connections for the city property that the wastewater treatment plant sits on. He said the proposal is for an immediate trade for 67 connections valued at \$174,000. This proposal will be given to the EIRWWA Board on March 29, 2012.

BJ said the council had discussed a plat vacation in the County requested by Allan Corbett during the last council meeting. He said he has done further research on I.C. 50-1306(a) stating the city is the jurisdiction to vacate a plat within ¼ mile of the city. BJ said from the responses he got back from other attorneys, the city's authority stops at their jurisdiction. He said there is case law regarding this matter. BJ said the Statute has not been changed, however it would probably be overturned if it was challenged. He recommended that the city be involved in this vacation; however the county should make the final decision. Jeff said he felt a letter should be

written to the county expressing our concerns, and suggesting that both entities work together on this matter.

Sandy said she contacted Kathleen Lewis with SICOG and received written correspondence that the URD funds could be used for the entire Sewer Feasibility Study.

Rod said the training went well at the High School with Bingham County's drug dogs.

Jeff said he had met with the Bingham County Economic Development Council (BCEDC). He said they look for business opportunities to be brought into the area. Jeff said BCEDC asked if the city would be willing to contribute to their organization since a fundraising drive is currently underway. Sandy said she thought there had been \$4000 budgeted to help BCEDC out annually if the funds were requested. The Council felt a contribution of \$1000 would be sufficient. Stacy moved, Earl seconded to contribute \$1000 to BCEDC for 2012. Approved unanimously.

Stacy commended Chuck and his crew for the appearance of the city, the Police Department, and Dawn for the nice way the baseball diamonds look.

Mayor Christensen said EIRWWA has a meeting on March 29, 2012, at 10:00 a.m. He said he would not be in attendance, however Shane Wootan would be attending as the Alternate Delegate.

Husk said the Treatment Plant project will be awarded the ACEC project of the year award at an awards ceremony in Boise on April 9, 2012.

Adjourned: 10:25 p.m.

ATTEST:

*Sandy Baydusok* APPROVE: *Earl R. Christensen*