

**MINUTES OF THE
HAILEY CITY COUNCIL MEETING
Monday November 19, 2012 * Hailey City Hall Meeting Room**

Present: Carol Brown, Don Keirn, Fritz Haemmerle, Pat Cooley, Martha Burke

Staff: Jeff Gunter, Heather Dawson, Ned Williamson, Tom Hellen, Micah Austin, , Becky Stokes

5:30 p.m. CALL TO ORDER –

[5:33:08 PM](#) Mayor Haemmerle called the meeting to order.

[5:33:26 PM](#) **Martha Burke moved to add CA 473, CA 474 and NB 491 to the agenda. Pat Cooley seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

Open Session for Public Concerns

[5:33:54 PM](#) Bob Wiederrick, 1120 Quigley Road, reported he has earned an additional \$201 by collecting aluminum cans for the City's public art fund. This brings the total to \$928.00 so far, and he expressed hope to raise \$1,000 by Christmas. Mr. Wiederrick further advised that he has designed a note card, commissioned Chris Syms for a photograph, and received generously discounted printing services at Copy & Print to produce the cards. He intends to sell the cards to further benefit the Hailey public art efforts. He gave a card to each Council member and asked for their support of his effort. Council expressed their gratitude and appreciation.

[5:36:19 PM](#) Peter Lobb, 4th and Carbonate, noted he read an article in the Idaho Statesman regarding the health insurance program for City employees, the possible increase in premiums, and where any additional funds would be found. Mayor Haemmerle explained the City continues to meet with IIIA to work through the difficulties, and that there remains some money in the City budget and some through employee Veba accounts to address any shortfall. Mr. Lobb asked why the Council thought the IIIA might fail. Mayor Haemmerle offered the possibilities that the program was undercapitalized or perhaps the rates were too low from the beginning.

[5:39:02 PM](#) Tony Evans, Hailey resident, suggested that the City consider a 'maplication' for Hailey's historic tour so that smart phones may be used to walk the tour. He offered that he could direct the City to a person who could create the maplication. Mr. Evans further noted he recently visited Goreme, a city in Turkey, that has similar characteristics and goals as Hailey. He wondered whether we might consider a sister city project. The Council thanked him for both suggestions. [5:41:02 PM](#)

CONSENT AGENDA:

CA 468 *Motion to approve grant agreement for Idaho Humanities Council funding of \$1,500 toward the interpretive exhibits construction at the Hailey Welcome Center.*

CA 469 *Motion to ratify Mayor's signature on Safe Routes to School Elm St. Sidewalk project AO12(415) ITD - Local Public Agency's Certificate of Completion of Right-of-Way activities form indicating that all work will be done within the existing right of way.*

~~CA 470 *Motion to approve Resolution 2012-85, declaring Hailey's aging drug dog Shadow as surplus property and authorizing the sale of the dog to its handling officer for \$1.00.*~~

CA 471 *Motion to approve November 6 General and Special election for LOT 1% for Air service results and authorize the placement of these results in the minutes of this meeting.*

~~CA 472 Motion to approve Special Event Hailey Turkey Trot 5k Fun Walk Run on Nov. 22 from 10 am-12 pm, start and finish of run will be at the Hailey Holiday Town Square.~~

~~*CA 473 Motion to approve Taxi License renewal for A Sun Valley Limo.~~

~~*CA 474 Motion to approve Taxi License renewal for Mountain Resort Services.~~

CA 475 Motion to approve minutes of October 15, 2012 and to suspend reading of them.

CA 476 Motion to approve minutes of November 5, 2012 and to suspend reading of them.

CA 477 Motion to approve claims for expenses incurred during the month of December, 2011, and claims for expenses due by contract in January, 2012.

CA 478 Motion to approve Treasurer's reports for the month of October, 2012, and recurring expenses due in November, 2012.

[5:41:06 PM](#) Carol Brown asked to pull CA 472; Mayor Haemmerle pulled CA 470. **Carol Brown moved to approve the Consent Agenda minus CA 470 and CA 472. Don Keirn seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

Addressing CA 470, Mayor Haemmerle advised that Ned Williamson and Jeff Gunter each contributed \$1.00 to the purchase of Shadow by his handler HPD Officer Stewart, bringing a 100% return on the sale. He further commended Shadow on excellent service to Hailey.

[5:42:59 PM](#) **Martha Burke moved to approve CA 470. Pat Cooley seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

[5:43:15 PM](#) Carol Brown addressed CA 472 noting a correction on the location of the starting line. **Martha Burke moved to approve CA 472. Don Keirn seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

MAYOR'S REMARKS:

MR 479 *Retirement Commendations, and sale of Shadow the Drug Dog.*

[5:49:49 PM](#) Officer Stewart and Shadow were present while Mayor Haemmerle thanked them both for excellent service and wished Shadow a happy retirement.

[5:43:49 PM](#) The Mayor further noted that the Hailey Holiday Square enjoyed strong support at last Saturday's opening. He commended the excellent event, venue and staff efforts, and invited all Hailey residents to attend every Saturday through the holiday season.

MR 480 *20 Year Service Commendations Jeff Gunter, Kelly Schwarz, Terry Turner; Gary Brockman*

[5:44:45 PM](#) Mayor Haemmerle thanked all for their exemplary service to the City and awarded plaques to each. He added his thanks to Rob Lonning as well for his work on the Hailey Historic Preservation Committee and for his new book documenting Hailey's history.

PROCLAMATIONS & PRESENTATIONS:

PP 481 *Presentation on Park Naming Plan for rodeo grounds – Wertheimer Park.*

[5:51:18 PM](#) Rob Lonning provided history and an introduction of Mr. Wertheimer, one of the founding fathers of the community, active in Hailey business and philanthropy. The land where the current rodeo grounds now stand once belonged to Mr. Wertheimer and other partners. The land languished for some years, so Mr. Wertheimer donated \$1,000 to the City to rejuvenate the land in 1914 or 1915. After Mr. Wertheimer's death, the land was referred to in City documents as "Wertheimer Park." Mr. Lonning suggested that a brochure or a sign might be prepared to further explain the naming of the property. [5:56:25 PM](#) Mayor Haemmerle noted that while many people today may be unaware of this history, Mr. Wertheimer "was a very historical person in this community, and an important person in our history." [5:59:15 PM](#) Council

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discussion included the important of giving the public an opportunity to participate in this process, the importance of educating the public, and bringing the matter forth as a public hearing.

[6:00:35 PM](#) Mayor Haemmerle opened the matter to public comment. Janet Fugate, Parks & Lands Board, voiced appreciation for Mr. Lonning's work in keeping Hailey's history alive, and encouraged signage to educate visitors and residents.

[6:02:09 PM](#) Tony Evans, Idaho Mountain Express, asked if Mr. Wertheimer donated the land to city or just gave the \$1,000 donation. Rob Lonning clarified that the land came to the City in 1903 from a group of owners. About 10 years later, Mr. Wertheimer donated money to fix up the park.

[6:04:43 PM](#) Heather Dawson noted written comments from Anne Marie Gardner suggesting the name Hailey Gateway Park. And written comments from Brad Bilger, and Curtis Uhrig, which would like to see the name of the park "Hailey Rodeo Grounds." [6:05:33 PM](#)

PP 482 Hailey Ice, Inc. to present update on progress toward development of indoor and outdoor facilities

[6:05:45 PM](#) Jim Laski and Ron Fairfax, Hailey Ice, Inc., announced that the ice rink will be located in the rodeo grounds area this winter instead of in Roberta McKercher Park. Fencing is already in place to define the area. Skate clinics will be offered, and Mr. Laski expressed hope this location would help bring more exposure for fundraising efforts for the proposed indoor ice rink. He further informed that the "anonymous donor" who promised substantial funding for this rink is unlikely to perform.

[6:08:44 PM](#) Mayor Haemmerle noted that the change in rink location was suggested by City staffers Kelly Schwartz and Tom Hellen. He further emphasized that the lack of performance by the "anonymous donor" was no fault of Hailey Ice, and thanked Mr. Laski and Dr. Fairfax for their efforts. Dr. Fairfax reminded that the change in location will present some challenges such as reliance on the City for snow removal and a slightly smaller ice surface, but he also noted the lighting and parking will be better.

[6:14:19 PM](#) Michelle Johnson, "fourth generation Hailey resident, opined that local families spend considerable funds to attend hockey tournaments elsewhere and encouraged developing that aspect of the rink facility. She further asked for clarification on the recent bond issue as it related to the ice rink. Mayor Haemmerle explained that Hailey Ice was to raise funds for the rink, rather than to rely specifically on bond funding. Mr. Laski pointed out they had worked very hard on this before realizing the donor would not come through, but reiterated that Hailey Ice is still committed to the indoor ice rink project. [6:16:11 PM](#)

APPOINTMENTS & AWARDS

AA 483 Appointment of Susan McBryant to Friedman Memorial Airport Authority.

[6:16:33 PM](#) This matter was removed from the agenda by Mayor Haemmerle.

PUBLIC HEARING:

PH 484 Consideration of Ordinance No. 1113 required for Water State Revolving Fund Loan refinancing through Idaho Bond Bank, including;

-Summary of Ordinance No. 1113

-Form of Bond

-Loan Agreement

-Notice of Intent to Sell Bonds

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PH 485 *Consideration of Ordinance No. 1114 required for Wastewater Revenue Bond refinancing through Idaho Bond Bank, including;*

- Summary of Ordinance No. 1114
- Form of Bond
- Loan Agreement
- Mellon Bank Escrow Agreement
- Notice of Intent to Sell Bonds

[6:16:44 PM](#) Mayor Haemmerle opened PH 484 and PH 485 for simultaneous consideration. Heather Dawson invited Eric Heringer and Michael Keith from Seattle Northwest Securities to present their ideas about refinancing through the Idaho Bond Bank. Mr. Heringer provided background and an explanation of how this system works.

[6:29:49 PM](#) Council discussion included possible monies required up front. Heather Dawson offered clarification. Discussion continued on consequences to the replacement fund if that is used, and fund balances.

[6:34:09 PM](#) Mayor Haemmerle opened the matter to public comment. None was offered.

[6:34:34 PM](#) Heather Dawson clarified how to proceed with ordinances, noting the loan agreements and escrow agreements in Council packets are not in final form. Mr. Heringer offered further explanation and reasoning on those agreements. [6:36:45 PM](#) Carol Brown and Don Keirn noted they are not generally comfortable with skipping the usual three readings, but noted this matter was time sensitive.

[6:37:23 PM](#) **Carol Brown moved to approve Ordinance 1113, to bypass the three readings and conduct the final reading by title only, and to authorize the Mayor to sign. Don Keirn seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.** Mayor Haemmerle conducted the reading.

[6:39:19 PM](#) **Carol Brown moved to approve the summary of Ordinance 1113. Don Keirn seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

[6:39:55 PM](#) **Carol Brown moved to publish legal notice of intent to sell bonds. Don Keirn seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

[6:40:39 PM](#) **Martha Burke moved to adopt Ordinance 1114, waive the three readings, read by title only, and authorize the Mayor to sign. Carol Brown seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.** Mayor Haemmerle conducted the reading.

[6:42:11 PM](#) **Martha Burke moved to adopt the summary of Ordinance 1114. Carol Brown seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

PH 486 *Consideration of Task Order with HDR Engineering for assessing biosolids processing at the wastewater treatment plant, including dome removal; identifying cost estimates for various processes.*

[6:45:14 PM](#) Tom Hellen provided background and noted the plant is definitely deteriorating, possible cost savings that could be made, and reasons for doing this.

[6:48:03 PM](#) Council discussion included scope of services and costs, oversight mechanisms for tracking monies spent, information that would be included in the report, professional service contracts and benefits versus risks, and DEQ requirements.

[7:00:04 PM](#) Ned Williamson suggested asking HDR for progress markers for Council's approval. Discussion continued on options available.

[7:04:28 PM](#) **Carol Brown moved to continue the matter to the December 3, 2012 meeting. Martha Burke seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

PH 487 *Discussion on West Bullion Street sharrow project, to determine color and authorize Street Department to order and install.*

[7:05:08 PM](#) Council discussion included color choices and locations.

[7:07:08 PM](#) Mayor Haemmerle opened the matter to public comment. Peter Lobb, 4th and Carbonate, found studies that show sharrows help avoid vehicle-bicycle conflict, some studies show they do nothing, and some show that sharrows worsen the problem. He wondered if there is actually a conflict between vehicles and bicycles in Hailey. He further asked where the funding would come from.

[7:09:57 PM](#) with no further comment offered, Mayor Haemmerle closed the public hearing. The Mayor then addressed Mr. Lobb's concerns by saying he is an avid cyclist and believes the sharrows are helpful. He further noted Boise's example of adding more sharrows and road markings. Council discussion is positive.

[7:12:18 PM](#) **Pat Cooley moved to select the color green and to reduce the frequency from 12-7 as shown in Council packets. Martha Burke seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

PH 488 *Woodside Boulevard Project – Conditional Approval of Knife River's 6th Pay Request and for Substantial Completion as of October 20, 2012.*

[7:13:49 PM](#) Mayor Haemmerle provided an update on progress and noted he is still hopeful the project will come in under budget. Heather Dawson advised that Federal Highways remains satisfied. Discussion centered on reasons substantial completion was being removed from this pay request.

[7:16:40 PM](#) **Martha Burke moved to approve Knife River's 6th pay request contingent on receipt of all required paperwork. Don Keirn seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, abstained; Burke, yes.**

[7:17:21 PM](#) Mayor Haemmerle opened the matter to any public comment, but none was offered.

NEW BUSINESS:

NB 489 *Discussion of naming the recreational complex consisting of an arena, skatepark, visitor and exhibit building, and Hailey Ice facility as Wertheimer Park; review and approval of sign design for Welcome Center and if appropriate, Wertheimer Park and its facilities.*

[7:19:29 PM](#) Troy Larsen from Windy City Arts was present to explain progress on signage. Material samples and computer graphics were provided to Council. Tom Hellen noted that staff would need material and color to be approved tonight if the Welcome Center signage would be ready for the grand opening. Council discussion included consensus on the Welcome Center sign, whether the name on the arena sign should include 'rodeo,' placement height of the entrance sign, and the status of the necessary public works license for Windy City.

[7:28:36 PM](#) **Martha Burke moved to adopt the proposed lettering and color.** Mr. Larsen noted that the December 18, 2012 installation deadline is only good for the Welcome Center sign now and asked that the Council change the date for remaining signage since the name of the park has not yet been decided. [7:30:12 PM](#) **Don Keirn seconded Ms. Burke's motion. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

[7:30:28 PM](#) Peter Lobb expressed hope to have murals on the rodeo grounds to promote the City's western image.

[7:31:43 PM](#) Tony Evans, Idaho Mountain Express, asked if or when the original rodeo ground mural motifs might be reinstated and their location at present.

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[7:32:34 PM](#) Mr. Larsen advised that Windy City was approached about reproducing those images on vinyl banners or aluminum panels, and that the matter is now back before the Arts Commission. Heather Dawson noted the original mural panels are now stored at the wastewater plant, and she explained why the recommendation was to not use the originals. She reminded that historical photos could be used as well, and that she can inform Council about funding sources as well. [7:36:22 PM](#)

NB 490 Ratification of grant application for Idaho State Historical Society ICLG funding of \$2,500 for the nomination of two properties to the National Register of Historic Places (continued from Oct. 1st consent agenda).

[7:36:30 PM](#) Heather Dawson advised that the property owners are not on board for the nomination. Rob Lonning, Hailey Historic Preservation Commission, was present to address comments. He noted the Commission's desire to diffuse any controversy, and explained that property owners do have the right to refuse listing of their property on the National Register, but he hoped to be able to do the historical research even if the owners do not want to be included on the Register as this would give the City valuable historical background.

[7:41:17 PM](#) Council discussion included private property rights, gathering historical background and photographs so they are not lost the possibility of moving buildings if owners would like to demolish them.

[7:44:59 PM](#) **Martha Burke moved to ratify the grant application for Idaho State Historical Society for research purposes only for the two properties for possible nomination to the National Register of Historic Places. Don Keirn seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

**NB 491 Discussion of proposed Title 15 amendments – Buildings and Construction.*

[7:47:44 PM](#) Micah Austin provided background, explanation and goals of the proposed amendments. Cedric (Suds) Knehans, our current Building Official, was present to advise and to explain some details of the International Building Code and the City's requirements. Pat Cooley opened his comments regarding his overall concerns of construction costs in the City of Hailey. He has been told by many citizens that our fees (in Hailey) prohibit construction. Then, Pat Cooley asked Suds several questions on the proposed window replacement amendments, trying to understand why we require inspections on non-structural window replacements. Suds replied that it is for concern of correct installation; if not done properly, the house would lose unnecessary heat; resulting in higher heating bills. After further discussion of the Build Better proposed changes, council's consensus was favorable and directed staff to bring these back in a more formal form for public involvement.

[8:01:03 PM](#) **Carol Brown moved to bring the proposed amendments back in a public hearing format at the December 17, 2012 meeting. Martha Burke seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

OLD BUSINESS:

OB 492 3rd Reading of Ordinance 1112 – Temporary Sign Ordinance.

[8:01:41 PM](#) **Carol Brown moved to conduct the reading. Don Keirn seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.** Mayor Haemmerle conducted the reading.

OB 493 2nd Reading Mobility Design Ordinance 1116 – Municipal Code Amendment to add Title 18.

[8:02:54 PM](#) Mayor Haemmerle conducted the reading.

OB 494 2nd Reading Mobility Design Ordinance 1117– Subdivision Ordinance Amendment to refer to Title 18.

[8:03:52 PM](#) Mayor Haemmerle conducted the reading.

WORKSHOP:

Staff Reports

Council Reports

Mayor's Reports

SR 495 Letter from FEMA announcing National Flood Insurance Program's Community Rating System designation of Hailey as a Class 7, which translates into flood insurance premium savings for Hailey residents of 15%.

SR 496 Library Director's report for Sept 2012.

SR 497 List of Special Events in Hailey.

[8:04:55 PM](#) Heather Dawson advised of the upcoming Holiday Ball.

SR 498 Draft Agendas for December 2012 City Council Meetings.

SR 499 Letter from Mayor to FAA regarding T-O Engineers Technical Analysis of Friedman Memorial Airport.

[8:05:39 PM](#) Carol Brown advised she received a letter from Angenie McCleary regarding a meeting scheduled for December 3, 2012 on pedestrian and bicycle access. Council consensus was to ask Mariel Platt to attend.

[8:06:31 PM](#) Pat Cooley advised he may not attend the December 17, 2012 meeting as he will be recovering from surgery.

EXECUTIVE SESSION:

[8:07:12 PM](#) **Don Keirn moved to go into Executive Session for Pending & Imminently Likely Litigation (IC 67-2345(1)(f)). Pat Cooley seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**