

**MINUTES OF THE
HAILEY CITY COUNCIL MEETING
Monday APRIL 1, 2013 * Hailey City Hall Meeting Room**

Present: Carol Brown, Don Keirn, Fritz Haemmerle, Pat Cooley, Martha Burke
Staff: Jeff Gunter, Heather Dawson, Ned Williamson, Micah Austin, Tom Hellen

5:30 p.m. CALL TO ORDER –

[5:29:39 PM](#) Mayor Haemmerle called the meeting to order.

Open Session for Public Concerns

[5:29:52 PM](#) None.

CONSENT AGENDA:

CA 102 Motion to approve Woodside Boulevard Project Change Order #30, to pay for Knife River's assistance in the repair of an incorrectly located water main and to modify the height of the catch basins to be installed without conflicting with the water main.

CA 103 Motion to approve Resolution 2013-20 amending agreement with Erwin Excavation to adjust the construction schedule of the installation of pumping equipment for surface water irrigation in Woodside.

~~CA 104 Motion to approve Resolution 2013-21, authorizing contract with Lantis Production, Inc., for a \$20,000 July 4th fireworks display.~~

CA 105 Motion to approve Resolution 2013-22, declaring Surplus Equipment and authorizing its disposal.

CA 106 Motion to approve minutes of March 18, 2013 and to suspend reading of them.

~~CA 107 Motion to approve claims for expenses incurred during the month of March, 2013, and claims for expenses due by contract in April, 2013.~~

[5:30:09 PM](#) Heather Dawson asked to pull CA 104 and CA 107.

[5:31:20 PM](#) **Don Keirn moved to approve the Consent Agenda minus CA 104 and CA 107. Carol Brown seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

[5:31:52 PM](#) Heather Dawson explained that one check is missing from CA 107 as it relates to CA 104. **Don Keirn moved to approve CA 107 and CA 104 with Ms. Dawson's explanation. Pat Cooley seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.**

MAYOR'S REMARKS:

MR 000 None.

PROCLAMATIONS & PRESENTATIONS:

PP 000 None.

APPOINTMENTS & AWARDS

AA 000 None.

PUBLIC HEARING:

PH 108 Review of Friedman Memorial Airport Authority agenda April 9, 2013.

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[5:32:44 PM](#) Mayor Haemmerle provided an update on the FAA's intention to close the air traffic control tower, the possible legal actions, and the reasons for pursuing legal remedies. Susan McBryant, FMAA, and Don Keirn, in his capacity as a City representative on the FMAA, also commented on the lawsuit to be filed against the FAA. They noted that other small airports are part of this lawsuit, that costs to pursue should be minimal, and that there are existing operational reserve monies available. Mayor Haemmerle encouraged waiting for the injunctive relief decision which is expected within the next two weeks. Council discussion included whether commercial carriers will continue to fly into an untowered airport.

[5:44:13 PM](#) Mayor Haemmerle opened the matter to public comment. None was offered.

PH 109 Consideration of Ordinance Amending Section 2.24 governing Hailey Historic Preservation Commission, and Section 2.32, governing the Hailey Arts Commission, to create a functional merger of the two commissions.

[5:44:36 PM](#) Micah Austin provided background and reasoning for the merger. Discussion included the total number of members on the two commissions.

[5:46:54 PM](#) Mayor Haemmerle opened the meeting to public comment. None was offered.

[5:47:16 PM](#) **Martha Burke moved to approve Ordinance 1124 and to conduct the first reading by title only. Don Keirn seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.** Mayor Haemmerle conducted the reading.

PH 110 Consideration of proposed ordinance amending Municipal Code Title 13, to place the responsibility for frozen water services on the property owners rather than the City of Hailey.

[5:48:31 PM](#) Tom Hellen provided background and reasoning for amending the ordinance. Ned Williamson noted minor language changes. Discussion included specifics of frozen pipe maintenance and prevention, responsibilities of the City and of property owners, clarification of responsibility regarding broken pipes and frozen pipes, and the importance of public education. Mr. Hellen emphasized that City employees are on call 24/7 for these issues, and that property owners should always call the City first before calling a plumber.

[6:04:51 PM](#) Mayor Haemmerle opened PH 110 to public comment.

Peter Lobb, 4th and Carbonate, noted the number of absentee homeowners in town and possible difficulties for them. He further opined that the City might bear some responsibility for lines that were installed at inappropriate depths. He encouraged fairness to all in considering these issues.

[6:08:45 PM](#) Geoffrey Moore, 406 ½ First Avenue South, asked for clarification regarding the defined area of the City's responsibility—from main trunk to house, or from the main line to the meter box. He further noted "huge maintenance issues in alleys, especially at meter boxes." Mr. Moore encouraged upgrading water lines "so we're all working with modern technology."

[6:12:25 PM](#) With no further comment offered, Mayor Haemmerle closed the matter to public comment. He then offered further explanation to Mr. Moore. Pat Cooley addressed some of Mr. Lobb's concerns. Council discussion included not penalizing neighbors who may provide water via hose to a neighbor in need, the good practice of having absentee owners arrange for someone to check their homes during any absence, depth of main lines in old Hailey, who should be responsible for inadequate line depth, and the benefits or burdens of running drips to prevent freezing. Ned Williamson suggested postponing this discussion until the next meeting to allow time to gather more information.

6:25:30 PM Martha Burke moved to continue PH 110 to the April 15, 2013 Council meeting. Pat Cooley seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.

PH 111 Consideration of Fire Services Agreement with City of Bellevue to establish shared automatic aid between Hailey and Bellevue and Resolution # 2013-23.

6:25:58 PM Mike Chapman, Hailey Fire Chief, explained this agreement and the differences from the previous agreements. He expressed his comfort with the current agreement and encouraged the Council's support. Chief Chapman further explained projected and estimated costs. Council discussion included clarification of incident command responsibilities. Mayor Haemmerle provided background as to how this agreement came about and described this agreement as "a step in the right direction."

6:35:07 PM Mayor Haemmerle opened the matter to public comment.

Geoffrey Moore, 406 First Avenue South, expressed his support and noted he "also believes this is the right step forward."

6:35:30 PM With no further comment offered, the Mayor brought the meeting back to Council.

6:35:47 PM Martha Burke moved to approve 2013-13 and to authorize the Mayor to sign. Don Keirn seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.

NEW BUSINESS:

NB 112 Introduction of Hailey Urban Renewal Agency's Draft Eligibility Report.

6:36:42 PM Micah Austin presented the 2012 Eligibility Report and next steps for the URA. Council consensus was favorable. Discussion included the master planning process, map specifics, how priorities are set, and scheduling. 6:47:59 PM Mayor Haemmerle suggested putting this on the Public Hearing agenda.

NB 113 Discussion of amendment to Hailey Municipal Code Chapter 12.12 amending rules governing city parks – seasonal uses at Foxmoor and Deerfield Parks.

6:48:38 PM Mayor Haemmerle explained the reasons this amendment should be considered, including the high use of the parks and inadequate maintenance, and the possibility of raising fees to cover necessary high-use maintenance. Discussion included tying use to fees reflecting real costs, the responsibility of the Council to be sure City facilities are maintained and costs are covered, comparisons with other cities' charges, ordinance language that does not allow seasonal reservations for use, education of the public regarding park reservations and uses, the lack of a recreation department in the City to monitor this issue, other suitable parks available for high use, parking issues, and the benefits of gathering recommendations from the Parks & Lands Board. 7:00:46 PM. Kathy Noble, Parks & Lands Board, shared discussion points of the board, and further advised "what's actually happening at Keefer." She noted the park's design "does not particularly work at our elevation," and provided some suggested remedies. She further added the board might benefit from learning about park users and volunteer maintenance. Ms. Noble emphasized the importance of continuity in use and maintenance, the importance of P & L Board communication with the Council, and the possibility of drafting a new Ordinance amendment to apply to the upcoming spring/summer season. 7:10:40 PM Discussion continued on raising fees and the importance of user information for the board.

OLD BUSINESS:

OB 000 None.

WORKSHOP:

Staff Reports Council Reports Mayor's Reports

SR 114 University of Idaho Economic Development Summit Report from attending staff.

SR 115 Hailey Fire Department Annual Report.

SR 116 February 2013 Hailey Library Director's report.

SR 117 Sustainability – City Facilities Energy Dare!

SR 118 List of Events.

SR 119 Report from Fire Chief.

[7:12:02 PM](#) Tom Hellen advised that the Idaho Geological Survey would like to use some City parks for gathering information. Council encouraged permission for the ICS to do so.

[7:13:03 PM](#) Micah Austin advised that he and Tom Hellen attended the recent Economic Development Summit and reported that they heard two key points: There are no jobs if there are not water/sewer/garbage systems in place to provide for them. And, the utmost importance of public education before putting any bond issue on a ballot.

[7:15:51 PM](#) Chief Chapman provided an overview of the Hailey Fire Department Annual Report.

[7:20:03 PM](#) Martha Burke moved to go into Executive Session for Pending & Imminently Likely Litigation (IC 67-2345(1)(f))and Real Property Acquisition (IC 67-2345(1)(c)). Don Keirn seconded. Roll call vote: Brown, yes; Keirn, yes; Cooley, yes; Burke, yes.

EXECUTIVE SESSION: Pending & Imminently Likely Litigation (IC 67-2345(1)(f))and Real Property Acquisition (IC 67-2345(1)(c))

Fritz X. Haemmerle, Mayor

Mary Cone, City Clerk