

**MINUTES OF THE MEETING OF THE
HAILEY CITY COUNCIL
HELD MAY 5, 2014
IN THE HAILEY TOWN CENTER MEETING ROOM**

The Meeting of the Hailey City Council was called to order at 5:28 P.M. by Mayor Fritz Haemmerle. Present were Council members Carol Brown, Don Keirn, Pat Cooley, and Martha Burke. Staff present included City Attorney Ned Williamson, City Administrator Heather Dawson, and City Clerk Mary Cone.

[5:28:53 PM](#) call to order

[5:29:21 PM](#) Mayor Haemmerle reads his guest opinion letter sent to the Idaho Mountain Express today regarding Old Cutters.

Open Session for Public Comments:

[5:33:50 PM](#) Bob MacLeod Hailey resident, representing the Blaine County Museum, 90% of possessions moved from airport, must be out by May 10th.

[5:34:44 PM](#) Devon Brown and Harrison Blamires, students from the Sage school spoke to council. Brown and Blamires presented their view regarding circus animals and reasons why the City should not allow the Circus to come to Hailey.

Mayor asked the students to comment later in the meeting during the Public Hearing regarding the Circus application.

CONSENT AGENDA:

CA 159, Cooley pulled this item for clarification.

[5:39:58 PM](#) Burke moved to approve all consent agenda items minus CA 159, seconded by Keirn, motion passed unanimously.

CA 159 Cooley refers to page 64 in the packet and asks to change the word from paying to “providing,” in both cases where “paying” is used.

[5:40:54 PM](#) Cooley makes motion to approve as amended, Burke seconded. Motion passed unanimously.

PUBLIC HEARINGS:

PH 163 Motion to approve Special Event application and Resolution 2014-44 authorizing city officials to sign Use Agreement with Jordan World Circus for use of the Hailey Arena

[5:41:23 PM](#) Williamson outlines the process of standards whereby the city looks at when having events. Special events standards look at safety of citizens, Williamson refers to this application and the plan for the circus regarding protecting individuals, a certificate of liability insurance has been provided. City, state and federal laws have been shown to be in compliance as shown in packet. Williamson spoke conversations which took place after the Jordan Circus last year and this year they have shown to have all necessary permits as required by city, state and federal laws. Williamson suggests council look at existing standards.

[5:46:24 PM](#) Haemmerle adds a comment regarding regulations that the circus abides by.

Public Comments:

[5:47:18 PM](#) Julie Gates Hailey resident asks a question about the Jordan Circus showing on the City website and wondering why it was listed if it was not yet approved by council.

[5:47:56 PM](#) Maya Burrell Ketchum resident, has questions. Is the vet a local vet and who is the 3rd party. Williamson answers the questions posed by Burrell.

Council discussion:

[5:49:50 PM](#) Brown asks where is a safety plan regarding the elephants? Kristine Hilt comments. Brown asks if they have onsite vets. Hilt comments that the trainers have some knowledge of care of those specific animals because they work so closely with them. Montana Elephant certificate is good for 30 days, another one will be renewed before the circus comes to town.

[5:52:52 PM](#) This applicant appears to have met the standards, Brown comments. Brown would like to see a better emergency plan for the animals. Brown wants to hear council's comments.

[5:54:48 PM](#) Burke believes that everyone in the room would like to see all animals treated humanely. At this time, the Jordan World Circus, appears to have met the criteria for approval. Burke is open to a discussion in a couple of weeks, when the Sage school does their presentation. Brown does not see any reason why we cannot approve the application today.

Keirn is in agreement with Brown and Burke.

[5:57:09 PM](#) **Cooley moves to approve the circus and authorize mayor to sign, seconded by Burke, Discussion ensued; Brown asks about a safety plan, Cooley is open to asking for this for all large animals, Cooley amends his motion to include a safety plan for large animals, amendment seconded by Burke. Haemmerle adds comments about Circus's and regulation of the events, Circus's have been a part of our culture for 250 years so we do not take these things lightly, animals, generally have been subject to mistreatment and why the federal government, adopted the Animal Welfare Act and why the State of Idaho adopted the Exotic Animals rules. It is not like this industry is unregulated at all, Haemmerle implores. Animal cruelty goes way beyond this topic, Haemmerle encourages anyone to observe any animal feed lot around the state to see for themselves how animals are treated. Motion approved by council unanimously.**

6:07:15 PM Motion to adopt Resolution 2014-44 made by Burke, motion seconded by Keirn, motion passed unanimously.

PH 164 Airport discussion

6:02:15 PM Haemmerle, Susan McBryant was recently the vice-chair of the FMAA, this board needs another vice-chair, Keirn was recommended for vice-chair. Discussion ensued regarding the vice-chair. In the next FMAA meeting Hailey will appoint Keirn for vice-chair.

6:05:02 PM Keirn comments that Baird states that the contractor is on schedule for runway. Knife River is behind schedule on phase II. Burke comments on the FAA's budget and putting funds towards any project to justify \$ from congress.

PH 165 Proposed agreement and Resolution 2014-45 with Galena and Benchmark Engineers for independent contractor to serve as City Engineer

Ph 165 – move to next meeting 6:07:51 PM

PH 166 Introduction of Amendment to Municipal Code Chapter 3.08, which would further clarify that projects subject to Revenue Bonds be exempt from the 1.25% Arts requirement for public projects

6:07:59 PM Mayor Haemmerle introduced this topic.

Public comments.

Tony Evans asks for clarification, is it simply illegal to do this? Haemmerle confirmed yes.

6:09:56 PM Burke moves to approve Hailey Ordinance No. 1150, authorize the Mayor to conduct the 1st reading by title only, motion seconded by Keirn, motion passed unanimously.

Mayor Haemmerle conducts 1st Reading of Ordinance No. 1150, by title only.

STAFF REPORTS:

6:11:08 PM Craig Aberbach, spoke to council regarding the “Do the Right Thing” program, they are taking nominations through May 19th. Aberbach states call volumes are up at the Fire Dept. Bellevue fire auto aid agreement with Bellevue has expired. Feel that we do not need to renew the auto aid agreement with Bellevue. Haemmerle added that he understood that mayor (of Bellevue) was going to contact him, but he has not heard from him. Aberbach clarifies what the auto aid agreement provided us in the past.

[6:14:47 PM](#) Brown asks a question about “Do The Right Thing,” and thanked the Fire Department personnel for a recent visit to her mother’s apartment, more specifically thanking Mike Baledge. HFD is “shining” in her eyes.

[6:16:02 PM](#) Micah Austin, states that the former request for a 12 lot subdivision is now a PUD.

[6:17:17 PM](#) Heather Dawson comments about two letters one in the packet about the highway construction and the other Dawson emailed to council regarding Custer and Blaine County are meeting soon about the Wilderness Bill.

[6:17:28 PM](#) Brown announce, Arborfest is coming up, May 10th, Saturday. The mud run will happen, face painting, Smokey the Bear will be present, Dr. Tom Archie will provide music, and tree seedlings will be given away, in celebration of Arbor Day.

[6:19:31 PM](#) Cooley asks about public outreach for the upcoming bond election. Haemmerle comments. Dawson adds what we have done, Our Town letter includes bond and county levy information. Austin presented to Blaine County with Lisa Horowitz, and that presentation went well. Al Lindley commented that he would like to see more in numbers.

[6:21:21 PM](#) Haemmerle met with Conrad Brothers today about the structure of the Fox Building. The structure is sound, possibly some internal, minor issues.

[6:22:47 PM](#) Burke comments that a citizen, Vito Monticello from New Jersey has been in communication with her. The council received a letter from him during the Beaver Creek Fire. Burke has since received a Christmas card and Easter card from him. Burke has reached out to him to tell him how important his correspondence has been to us.

[6:24:15 PM](#) Mariel Platt, spoke about the Seagraves grant we were recently awarded, the City will try to get most of the work done before Arborfest. One group is helping immensely, Keller Williams group from 10-3 on May 8th. They are cooking on the new BBQ pit, on Thursday. Platt announced a meeting will be held on may 13th for Little Indio homeowners regarding water and sewer connection options for them and discuss a potential LID.

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

[6:27:01 PM](#) Burke moves to go into Executive Session to discuss Real Property Acquisition (IC 67-2345(1)(c)), and Pending & Imminently Likely Litigation (IC 67-2345(1)(f)), motion seconded by Keirn, motion passed with roll call. Burke, yes. Cooley, yes. Keirn, yes. Brown, yes.

At 6:45 pm council came out of Executive Session, Burke moved to adjourn meeting, Keirn seconded, motion passed unanimously.

Fritz X. Haemmerle, Mayor

Mary Cone, City Clerk