

**MINUTES OF THE MEETING OF THE
HAILEY CITY COUNCIL
HELD AUGUST 4, 2014
IN THE HAILEY TOWN CENTER MEETING ROOM**

The Meeting of the Hailey City Council was called to order at 5:32 P.M. by Mayor Fritz Haemmerle. Present were Council members Don Keirn, Pat Cooley, and Martha Burke. Staff present included City Attorney Ned Williamson, City Administrator Heather Dawson, and City Clerk Mary Cone.

Carol Brown not in attendance.

[5:32:18 PM](#) call to order.

Open Session for Public Comments:

[5:33:35 PM](#) Kristine Hilt spoke to council to let them know about a proposed arena event on 8/17/14. A Mexican bull riding event – another one – similar to the last Mexican rodeo event. As of late today, yet another event holder wants to have a Mexican rodeo on 8/24/14. Hilt is asking for some direction from council on what they would like staff to do.

[5:37:35 PM](#) Dawson added a few comments. The arena events should cover the operating costs.

Mayor Haemmerle asked if these could be administratively approved. Dawson confirmed yes and then can be ratified by council after the event. Mayor Haemmerle said move forward on both.

CONSENT AGENDA:

CA 276	Purchase of property from LDS church for \$15,168, and consideration of Resolution No. 2014-64 - Second Amendment to Sale Contract providing for a right of first refusal	1
CA 277	Motion to approve Resolution 2014-65 authorizing the mayor to sign law enforcement contract with City of Bellevue for FY 2014/2015.....	17
CA 278	Motion to adopt Resolution 2014-66 declaring certain city property as surplus property, including a ballistic vest and thermostat sensors	29
CA 279	Motion to approve alcohol license renewals for Hailey businesses	33
CA 280	Motion to approve new fare schedule presented by Sun Valley Limo/Airport Cab Company	53
CA 281	Motion to approve claims for expenses incurred during the month of July, 2014, and claims for expenses due by contract in August, 2014	55

[5:40:15 PM](#) Burke moved to approve all consent agenda items, seconded by Keirn, motion passed unanimously.

APPOINTMENTS AND AWARDS:

AA 282 *Appointment to Tree Committee (vacant seat left by Bill Josey – 3-yr term)*

[5:40:56 PM](#) Mayor Haemmerle asked for a nomination.

[5:41:14 PM](#) **Burke moved to appoint Melanie Paisley to the Tree Committee, seconded by Keirn, motion passed unanimously.**

PUBLIC HEARINGS:

PH 283 Discussion of Bellevue Annexation

[5:42:20 PM](#) Williamson gave an overview of the Bellevue P&Z meeting for the annexation.

[5:43:16 PM](#) Cooley comments with some concerns. The applicant's attorney misspoke a few times that Hailey will annex this property if Bellevue does not.

No one in Hailey has been contacted recently about this annexation into the City of Hailey.

[5:45:45 PM](#) Burke asks a question. Williamson discusses with Burke.

Discussion ensues about a potential letter to City of Bellevue clarifying that we have not been contacted about annexing this property and that we are not interested in annexing the property. Council wants to have this letter written and sent by Williamson.

Public Comments:

[5:48:42 PM](#) Tony Evans brings up discussions regarding redevelopment of the airport – which happened a few years ago when Beth Robrahn was the Hailey Planning Director. Evans asks the city council and mayor – are you opposed to big box stores in Hailey or just in another town?

Mayor Haemmerle addresses Evans's comments. Under the commerce clauses – we cannot prevent any business from coming in to our town. As long as they fit within our zoning code, they can apply and they are entitled to do that.

[5:53:32 PM](#) Burke summarizes her comments which she believes Evans is referring to.

[5:55:22 PM](#) Williamson answers some questions regarding Evans's comments.

[5:57:38 PM](#) Tony Evans states that Robrahn did communicate with Target stores at the time (approx. 5 years ago) because he reported on it and remembers that Burke was opposed to it at the time.

Hailey will send a letter to Bellevue to clarify.

PH 284 Airport discussion

[6:00:59 PM](#) Mayor and council discuss the master plan and that the safety of the community should be considered as well as the safety of the aircraft into the airport.

[6:08:35 PM](#) Cooley asks a question regarding Strategic Guidelines.

No public comments.

PH 285 Discussion and potential motion to approve Findings of Fact and Conclusions of Law and to authorize the mayor to sign. Motion to approve Ordinance No. 1158 and to conduct the first reading

[6:12:00 PM](#) Williamson clarifies that Findings of Fact documents don't need to be under Public Hearing but the Ordinance does. Therefore, we have put both of them together for ease of discussion. Williamson suggests to have a Public Hearing for rezone ordinance and then make motion.

No Public comments:

[6:13:00 PM](#) **Burke moves to approve Ordinance No. 1158, conduct 1st reading by title only, adopt findings of fact, seconded by Keirn. Cooley recuses himself because he was not present at the last meeting. Burke then withdraws her motion and makes another motion to approve Ordinance No. 1158 and to conduct 1st reading by title only, seconded by Keirn, motion passed unanimously.**

[6:14:24 PM](#) Mayor conducts the 1st reading of Ordinance No. 1158, by title only.

[6:14:59 PM](#) **Burke moves to approve the Findings of Fact Conclusions of Law on the rezone, seconded by Keirn. Keirn, yes. Burke yes. Motion passed. Cooley abstains.**

NEW BUSINESS:

NB 286 Discussion of limitations on Fireworks sales within the city limits, under the guidance of state law

[6:15:47 PM](#) Mayor Haemmerle asks council about potentially prohibiting the use of fireworks in City of Hailey. Council generally discusses this dilemma. Safe and sane fireworks are sold in the city limits, prohibited fireworks are sold outside of the county and potentially brought in. June 23 – July 5, state law allows fireworks during this time. Williamson read another code which states that municipalities can further restrict or eliminate the use of fireworks within the city.

Burke would be interested in shortening the fireworks “season.”

Council will be presented with proposed ordinance in a future meeting.

OLD BUSINESS:

OB 287 3rd Reading of Ordinance No. 1152 amending Hailey Ordinance No. 1133, Appropriation Ordinance FY 2014, to increase the appropriation ordinance by \$688,000

[6:24:18 PM](#) Burke moves to approve the 3rd reading of Ordinance No. 1152, authorize mayor to sign, seconded by Keirn, motion passed unanimously.

[6:25:09 PM](#) Mayor Haemmerle conducts the 3rd Reading of Ordinance No. 1152, by title only.

OB 288 3rd Reading of Ordinance No. 1153 amending Chapter 13.04 of the Hailey Municipal Code to establish wastewater rates for seasonal water users

[6:26:03 PM](#) Burke moves to approve 3rd reading of Ordinance No. 1153, authorize mayor to sign, seconded by Keirn, motion passed unanimously.

Mayor Haemmerle conducts the 3rd Reading of Ord. no. 1153, by title only.

OB 289 3rd Reading of Ordinance No. 1154 amending Chapter 5.04 of the Hailey Municipal Code to delete the requirement of an affidavit as part of a submittal for alcohol licensing in City of Hailey

[6:27:19 PM](#) Burke moves to approve 3rd reading and authorize mayor to sign, seconded by Keirn, motion passed unanimously.

Mayor Haemmerle conducts the 3rd Reading of Ordinance No. 1154, by title only.

OB 290 3rd Reading of Ordinance No. 1155 amending Chapter 5.02 of the Hailey Municipal Code to require an alarm system connected to public dispatch for businesses engaged in the sale of firearms

[6:28:33 PM](#) Keirn makes a motion to approve 3rd reading of Ordinance. No. 1155 and authorize the mayor to sign, seconded by Cooley, motion passed unanimously.

Mayor Haemmerle conducts the 3rd Reading of Ordinance No. 1155, by title only.

OB 291 2nd Reading of Ordinance No. 1157 bow and arrow amendment to Title 9 of the Municipal Code

[6:29:51 PM](#) Mayor Haemmerle conducts the 2nd Reading of Ordinance No. 1157, by title only.

STAFF REPORTS:

[6:30:24 PM](#) Craig Aberbach discusses his plan to order fire hoses to be in compliant.

Gunter tells council that HPD cited someone with bow and arrow use over the weekend.

[6:32:02 PM](#) Burke comments about the nice letter to Lynn Campion re: the ice rink.

No executive session is needed tonight.

Cooley made a motion to adjourn meeting at 6:34 pm, seconded by Keirn, motion passed unanimously.