

**MINUTES OF THE MEETING OF THE  
HAILEY CITY COUNCIL  
HELD MARCH 2, 2015  
IN THE HAILEY TOWN CENTER MEETING ROOM**

The Meeting of the Hailey City Council was called to order at 5:27 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.

*\*Note: A handheld recording device was used for this meeting as there were technical difficulties with the regular digital recording software at the start of this meeting.*

Call to order -5:27 pm

Open Session for Public Comments:

None.

**CONSENT AGENDA:**

- CA 064 Motion to approve Resolution 2015-05, authorizing an amendment to Hailey’s Personnel Handbook to add policies governing the use of social media by city employees and volunteers, and other minor housekeeping amendments .....
- \*CA 065 Motion to approve Resolution 2015-06, authorizing repairs to City Hall restrooms in the amount of \$5,940 by Conrad Brothers .....
- \*CA 066 Motion to approve Resolution 2015-07, authorizing repairs to City Hall restrooms in the amount of \$6,030 by Precision Plumbing.....
- \*CA 067 Motion to approve Resolution 2014-08, ratifying the Mayor’s signature on Hawley Graphics Welcome sign agreement for a total cost of \$9,885 .....
- CA 068 Motion to approve updated fare schedule for Mountain Resort Services, dba A-1 Taxi & Transportation.....
- CA 069 Motion to approve special event, Northern Rockies Music Festival, to be held at Hop Porter Park (Friday, July 31<sup>st</sup>, 2015 from 5:00 pm-10:00 pm & Saturday, August 1<sup>st</sup>, 2015 from 1:00 pm – 10:00 pm) .....
- CA 070 Motion to approve special event, Hailey Main Street Antique Show, to be held at 810 N. Main St. (July 3<sup>rd</sup> – July 5<sup>th</sup>, 2015 from 9:00 am-7:00 pm) .....
- CA 071 Motion to approve minutes of February 9, 2015 and to suspend reading of them .....
- CA 072 Motion to approve claims for expenses incurred during the month of February 2015, and claims for expenses due by contract in March, 2015 .....

**5:28 – Motion to amend agenda adding items CA 065, CA 066, CA 067 late made by Burke, seconded by Keirn, motion passed unanimously.**

CA 071 – Cooley pulls for clarification

**Burke moves to approve all consent agenda items minus CA 071, seconded by Cooley, motion passed unanimously.**

CA 071 – Cooley is okay with this, no need for changes.

**Cooley moves to approve CA 071, seconded by Brown, motion passed unanimously.**

**PROCLAMATIONS AND PRESENTATIONS:**

*PP 073 Pat Rainey 25-Year Service Award*

5:29 pm Chief Aberbach recognizes Pat Rainey for his 25 years of service at the City of Hailey. Chief Aberbach thanked Rainey for his dedicated service. Carl Hjelm spoke a few words about Pat Rainey, giving a history of this organization, Hjelm thanks Rainey for his service.

Mayor Haemmerle gives a recognition of service award to Rainey honoring his 25 years of service to Hailey. Applause by room.

5:32 pm Rainey appreciates being a part of this organization for these past years.

**APPOINTMENTS AND AWARDS:**

*AA 074 Hailey Planning and Zoning Commission appointment to fill expiring term of Jay Cone (Dec 2014)*

5:33 pm – Mayor Haemmerle suggests appointment of Richard Pogue.

Mayor and Council felt lucky to have such qualified candidates to choose from. Mayor Haemmerle had a difficult decision in selecting from such a great pool of interested parties.

**Motion to appoint Richard Pogue made by Burke, seconded by Brown, motion passed unanimously.**

**PUBLIC HEARINGS:**

*PH 075 Nuclear Waste Storage discussion with Idaho Governor's office*

5:36 – public comments handed out at meeting tonight, given to Mayor and Council from Gina Lagergren dated 3/2/15.

Mayor Haemmerle gave a recap of this item. Mayor sent a letter to Governor Otter's office inviting them to speak to council.

No public comments.

Brown is in support of a Resolution as Mayor mentioned. Burke suggests a firm letter.

Next meeting we will see a Resolution against this topic.

*PH 076 Airport Issues for March 3rd FMAA meeting*

5:40 pm – Another chapter of the Airport Master Plan will be discussed tomorrow night in the FMAA meeting. This is a very important chapter stated Haemmerle. This is laying out framework for increasing flights and potential expanding the runway for larger planes.

5:42 Brown could imagine that our constituents would like to comment on this item to Hailey in the next Council meeting.

5:43 – Don Keirn feels we need to stay on top of this.

General discussion and concerns ensued. Haemmerle suggested that Hailey discuss this chapter.

Brown feels that we've possibly reached a trigger point. Brown would like to have a town hall or special meeting, this is an important must have discussion.

Public comments:

5:50 Carl Hjelm Hailey resident, agrees with Mayor Haemmerle in balancing the need for commercial air service to the valley and the impact to our valley. Hjelm has noticed a distinct residual odor from the CRJ aircraft when they come and go from the airport.

5:52 – Mayor Haemmerle believes that the county commissioners might want to vote within 30 days on the proposed Airport Master Plan so whatever comments Hailey has, we should do it quickly.

5:52 – Donna Serrano Bellevue resident speaks to council, a "white paper" document, potential site analysis, site 10A, the new site would have created 500 jobs, and 30 million annual revenue to the area.

Haemmerle suggests to slow this process down.

5:54 – Burke suggests a regional airport, about 15 years ago, if we can make an effort in nearby communities, we could possibly rally many communities, to get a new airport site. Burke feels that the triangle is an optimal spot. Mayor's idea is a good short term solution but not long-term solution. Let's get a public hearing and move forward with options and get people rallied. This will not be easy added Burke.

Brown would like to keep the regional airport discussions alive and adding it into discussions.

*PH 077 Consideration of Social Hosting, Runaway and Beyond Control ordinance*

6:04 – Williamson points out that a problem with the packet resulted in these documents not being presented to the Mayor and council and suggests that we continue this discussion to next meeting. Williamson spoke to the general changes he made after council's discussion in the last meeting. Williamson changed definition of Knowledge to mirror state laws definition. The prior

ordinance suggests that the 3<sup>rd</sup> offense would be a misdemeanor. Williamson suggests 1<sup>st</sup> offense would be a misdemeanor. Language about juvenile attending a meeting under the influence.

**Brown moves to continue this discussion to the next meeting on March 16<sup>th</sup>, Burke seconds, motion passed unanimously.**

*PH 078 Discussion of Blaine County Road & Bridge Levy with consideration of letter of support*

6:07 pm – Brown good to go, with the tone on the letter Mayor wrote to County. Burke, states that it represents accurately the intent and tone that we want. Keirn agrees with Brown and Burke.

6:09 – Jacob Greenberg, Blaine County Commissioner speaks to council regarding the meeting tomorrow. He has been watching what the state legislature is doing on gas tax to find out whether or not, they anticipate receiving additional funds if this gas tax is passed. Greenberg spoke with ITD to find out what the potential funds county would get if gas tax is applied, they would still be about \$2.2 million short in necessary funds to maintain roads, and would still be looking to fund more to keep up with road needs.

*PH 079 Hailey Infrastructure Improvements – Report with prioritization discussions and LOT Funding Report*

6:13 pm – prioritization of funding

Dawson at the request of council, began prioritizing projects. Dawson asks council for feedback. Also, LOT report, ways to increase revenue. No decision is asked from council tonight. Discussion only.

Keirn suggests that certain things be eliminated.

Mayor Haemmerle recapped, more ways from last meeting to increase revenue.

No public comments.

Keirn believes there are real possibilities and suggests gathering community focus group to help choose categories.

Mayor moved item NB 083 to the next topic of discussion.

**NEW BUSINESS:**

*NB 083 Discussion of Non-Discrimination Ordinance*

Page 193 in packet non-discrimination ordinance

Mayor Haemmerle believes we need to send a clear message to Idaho. Haemmerle believes that real people want to be fair.

6:22 pm– Williamson researched issues with adopting this type of ordinance. Nine cities in Idaho have adopted similar ordinances. Williamson has used similar language from Boise and Moscow, this proposed ordinance is a blend between these two ordinances. Williamson states that the state has a body that hears complaints, he does not suggest Hailey form a board.

Brown asks a few questions. Williamson answers.

Mayor Haemmerle asks for Public comments.

Bob Macleod – Hailey citizen believes it is time for this.

LeAnn Gelsky, Hailey resident agrees with MacLeod, and appreciates council's leading the way with this ordinance, she commends council.

6:28 pm – Tony Evans asks a question regarding exceptions, renting rooms, duplex, single family home. Williamson answers.

Bella Stemac a student at the High School comments. Bella thinks this is great. This is a good message. Mayor Haemmerle asks what students are saying. Bella answers, some people are for and some against. Bella's younger sister is the Vice-President of the club Gay Straight Alliance, the sister and club members became under fire in social media by another club over the subject. Bella applauds City of Hailey coming forward with this ordinance, showing their support of Non-Discrimination.

6:31 pm – another unnamed student comments, all pretty accepting of each other.

Stephanie Morrillo student spoke in support of this ordinance.

Molly Elgee student – is in complete support of it.

Urhig, student– open minded and a good thing.

Brigette Thomas – most people is open to it, why is it even up for discussion.

6:34 pm – Tony Evans, Idaho Mountain Express, what legal liability is there to the city? Williamson stated more of an injunction than lawsuit.

Mayor Haemmerle applauded the students for standing up for the rights of others, thanked them for attending tonight's meeting.

Next meeting public meeting. Dawson will draft letters to legislators inviting them to the April 6<sup>th</sup> meeting.

*NB 080 Consideration of proposals and costs from consultants for annexation and development impact fee study updates with adoption of Resolution 2015-09, authorizing consultant services agreement*

6:39 pm - Lisa Horowitz gave a summary of this item. Hailey received 2 responses to this RFP. Horowitz and staff suggest going with the TischlerBise proposal. Horowitz feels the detail is better than the other response.

Dawson mentioned that part of this will be funded by the salary savings approx. \$22,000.

Council is good with this suggestion.

**6:41 Cooley moves to approve Resolution 2015-09 authorizing consultant services agreement with TischlerBise, motion seconded by Burke, motion passed with roll call vote, Brown, yes. Keirn, yes. Cooley, yes. Brown, yes.**

*NB 081 Consideration of Resolution 2015-10, authorizing a Contract for Services with Wood River Fire District, subject to approval by Wood River Fire District*

6:42 – Haemmerle, this came about because of Chief Aberbach’s tenacity. Aberbach offered to fill the vacancy of the Asst. Fire Chief for Wood River. This is the first step towards consolidation.

Aberbach, helped interview potential candidates for the Wood River Asst. Fire Chief opening. When the top 2 people were identified and interviewed, the interview panel did not get a great feeling from either candidate. The panel was left with options, one was work together, teamwork, having Hailey fill this position or start the interview process over again. They agreed to use the teamwork approach. The fee proposed is \$85,000/annually. And will automatically renew annually. This would bring Aberbach’s salary to valley wide comparable.

Brown thinks this is brilliant. Does this mean less accessibility to our fire chief? How does the minutia work out? Haemmerle answers this question. City of Hailey is the primary responsibility of Aberbach.

Aberbach talks about this topic. If Aberbach is gone, someone will fill this asst. chief Wood River Rural Asst. Chief shoes. Brown supports this approach.

6:50 pm – Dawson adds that Aberbach is good at multi-tasking in the community.

6:51pm Ron Taylor, Captain for Wood River Fire and Rescue spoke to Council. Taylor thinks this is a great idea. Taylor is looking forward to working with a dynamic individual, and he points to Fire Chief Craig Aberbach.

**6:52 pm Brown moves to approve Resolution 2015-10 authorizing Agreement with Wood River Rural Fire Department and subject to River Rural Fire Department’s approval,**

**motion seconded by Keirn, motion passed with roll call vote. Brown yes. Keirn, yes. Cooley, yes. Burke, yes.**

*NB 082 Consideration of recommendations by Hailey Parks & Lands Board adjusting Park and Arena Use Fees*

Mariel Platt, gave a background on these fees. We have not updated these fees since 2011. We've put more resources towards parks in the past few years, necessitating reimbursement of more staff time and resources. In doing evaluations for day to day costs, equates to dollar per each use? Probably doing 2-3 times the work than fees that come in, speaking to the \$25 fee for park use reservation of up to 24 people.

Keirn asks if this proposed fees are enough to cover our costs.

Cooley asks how many reservations did we do last year. Not exclusive use if someone does not reserve with the city. Platt answered Cooley's question.

Look for this under public hearing on next meeting.

*NB 084 Report from attorney regarding regulations pertaining to drones*

7:00 pm – no action needed by council, Williamson researched. FAA is going to do this in the future. Brown told about a drone website [www.noflyzone.org](http://www.noflyzone.org) you can enter your address for no charge, and it would prohibit drone flying near your house.

**OLD BUSINESS:**

*OB 085 3rd Reading of Ordinance No. 1171 amending Hailey Municipal Code Chapter 12 to clarify that the possession and use of tobacco and alcohol by minors is prohibited in all city parks*

**7:02 – Burke moves to approve 3<sup>rd</sup> Reading of Ordinance No. 1171, authorize the Mayor to sign, seconded by Brown, motion passed unanimously.**

**Mayor Haemmerle conducts 3<sup>rd</sup> Reading of Ordinance No. 1171, by title only.**

**STAFF REPORTS:**

Dawson announces, that Jeff Gunter not attending tonight, will not give legislative update.

7:04 pm – discussion municipal uses are fully consumptive when we are not. Memo from Idaho Department of Water Resources (IDWR) If we face a water call (one was filed by the big wood people), all municipal water gets turned off in your house. IDWR memo was handed out to council at meeting. This approach is wildly different than what was believed and communicated before with regards to Conjunctive Management and is a great concern.

There is discussion amongst cities that this issue should be taken to Association of Idaho Cities to help lobby against this approach.

7:09 pm – Lisa Horowitz displayed the models that the Town Square workshop attendees (approx. 50 total) built and led by Boise State Graduate student Dean Gunderson. There was a great turnout and people participating liked the exercise.

No further business.

7:11 P.M. **Motion to adjourn meeting made by Brown, seconded by Burke, motion passed unanimously.**