

**MINUTES OF THE MEETING OF THE  
HAILEY CITY COUNCIL  
HELD APRIL 6, 2015  
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 Pat Cooley, and Martha Burke. Staff present included City Attorney Ned Williamson, and City Clerk Mary Cone.

Carol Brown, Don Keirn and City Administrator Heather Dawson were not present. No quorum at this meeting.

[5:32:46 PM](#) Call to Order by Mayor Haemmerle.

Open Session for Public Comments:

[5:32:55 PM](#) Tony Evans Idaho Mountain Express asks a question about a recent water call. What does that do to Hailey? Mayor Haemmerle responds about the recent Big Wood water call. That call is going to be dependent on the successful implementation of the ground water model. The ground water meeting committee is meeting on this, the model won't be done until the end of this year. Don't think there is anything imminent to us – for this irrigation season. [5:34:47 PM](#) Mayor Haemmerle offered to speak to Evans about this if he wants more information.

**MAYOR'S REMARKS:**

[5:35:10 PM](#) Mayor Haemmerle congratulates, Councilman Cooley, with the first nomination of “putting your money where your mouth is” award. Cooley has been spending a lot of personal time helping to install concession stand amenities at the rodeo grounds. Crowd applauds Cooley's efforts. Mayor thanks Cooley.

**PROCLAMATIONS AND PRESENTATIONS:**

*PP 115 Hailey Chamber of Commerce Quarterly Report*

[5:37:14 PM](#) Pat Bowton presented to Council. Bowton began by announcing this year's members of the Board of Directors. Bowton gave statistics on visitor services. The Chamber has a brand new website thanks to JML Publishing and Carol Waller, Bowton then gave statistics on website visits.

[5:39:51 PM](#) Mayor Haemmerle asks a question about local events. Bowton confirms that events in the city and surrounding areas are on the Chamber's main web page and they have a calendar of events. Bowton said that the website can accommodate his request.

Bowton then discussed quarterly expenses for promotion marketing and printing totaled \$16,719.

[5:42:54 PM](#) 282 active members as of December 2014 this included 11 new members and 1 dropped member. The Weekly Sun Newspaper showcases a business every week in its paper.

Chamber bucks will take on a new look, it will be handled by Washington Federal Bank now. Chamber is finalizing the Arborfest marketing. Bowton announced that they are working with Lamar Waters on the skatepark event to help get donors. The Hailey skatepark event is now on the Wild West Skate Contest series. June 20, 2015 is the skatepark event. [5:47:32 PM](#) mayor Haemmerle made a suggestion to get the advertisements to the skate board retail stores in Boise for this event. Bowton made note of this suggestion. In an effort to increase revenues, partnering with Goode Motors, to do a raffle giveaway. In closing, Bowton showed information to the mayor and council, partnering ads for more than one event – bike- Octoberfest and trailing of the sheep events. Chamber will also begin distributing its information in English and Spanish.

*PP 116 “Livable Main Street” grant effort - a presentation given by Lisa Horowitz*

[5:51:41 PM](#) Mayor Haemmerle announced that Livable Main Street will be discussed later in the meeting.

Mayor Haemmerle then moved Old Business item 117 to be discussed next.

### **OLD BUSINESS:**

*OB 117 Discussion of Hailey’s policy on nuclear waste shipments to Idaho and storage within Idaho*

[5:52:11 PM](#) Nuclear waste shipments into Idaho. Members of the INL today. Governor’s office is not here but INL representatives are here. Mayor Haemmerle turned over floor to INL.

[5:53:44 PM](#) Amy Lientz, Director for Partnerships Engagement and Technology Deployment at Idaho National Laboratory (INL), Lientz introduced Todd Allen Deputy Lab Director for Research and Development at INL. Allen will start with a presentation. [5:54:27 PM](#) Allen is Deputy Lab Director for Science and Technology at INL. He has been at INL for 2 years. Allen is a former Wisconsin Badger graduate. Allen reports to council that the Dept. of Energy has made a significant investment in INL. The laboratory is a non-profit and cover research and development. Allen’s department is separate from the clean up contractors. Allen’s department conducts the following: Biofuels processing facility, wireless test bed, run nations battery performance testing center, and they have a full scale electrical grid. INL does these mentioned activities in a separate department from the nuclear reactor testing at INEL. Relative to nuclear fuel topic, they are looking to have 50 commercial fuel rods shipped to the site for testing. Two shipments proposed, with 25 fuel rods in each shipment. In addition to the mission on understanding nuclear stability and storage, they want to look at advanced recycling of the fuel [5:58:55 PM](#) Why new fuel? Allen proposed. Allen answered, that each fuel is specific to each test scenario. Using what they have. Allen showed a half sized rod, which is a mock up – displayed it to the mayor and council, it was approx 6 feet tall and about ¼ inch in diameter. The rod holds the fuel waste. The fuel inside the rod is a Uranium Dioxide material stated Allen. The fuel rod is designed specifically to hold this fuel. Allen explained that the proposed 50 rods in 2 shipments - that these shipments, will be very small in size. After a nuclear facility has used nuclear fuel, it is removed from service and then referred to as “spent fuel.” The spent fuel rods arrive in a cask, and there is a process that is carried out to uncover the fuel inside the casks. Allen explained that when it is unpacked, the workers are in a separate room from the cask.

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[6:03:42 PM](#) Lientz added a comment for clarification. No changes to the 1995 agreement. Allen continued. [6:05:01 PM](#) Haemmerle asked is there a range of danger contained in these spent fuel rods. Allen answered. Allen suggested they would love to give anyone interested a tour of their facility.

[6:06:05 PM](#) Haemmerle asked are these rods from commercial power plants? Allen confirmed yes.

[6:06:18 PM](#) Burke asks a question about the agreement and the plan to accept from all 100 plants? Allen, answered no. Allen then explained his answer. How will you dispose of these 50 rods once you do the testing you plan to do? Allen answered, they would add to the inventory of all fuels requiring disposal. Burke is in support of finding a long-term solution for storing spent fuel nationwide.

[6:10:55 PM](#) Mayor Haemmerle pointed to the 1995 agreement which states that Department of Energy (DOE) will not make any commercial fuel shipments into INEL. How can we accept it? Allen answered that the 2011 agreement allows for commercial spent fuel to be shipped in. How does the 2011 memorandum change the 1995 agreement, asks Haemmerle. [6:13:22 PM](#) Lientz answered Mayor Haemmerle's question. Lientz explained, that as long as the parties, DOE, State of Idaho and the U S Navy can come to an agreement, there can be changes to the 1995 agreement. Haemmerle cannot find the "spirit and intent" to allow spent fuel to come into the state. Lientz added that, 55 metric tons has not changed, only the location.

[6:15:50 PM](#) Haemmerle states that INL is an important asset to the State of Idaho. Everyone agrees that we've spent a lot of time making sure this facility safe. Has your mission always been to analyze spent commercial fuel, asks Haemmerle. Or is this a recent addition. Allen answers, we have done some limited commercial analysis in the past 15 years, not been asked to review this until recently. INL is the logical place to do this analysis answered Allen.

[6:17:42 PM](#) Haemmerle asks about the Consent Decree that was entered into federal court regarding the removal of nuclear waste, then if no waste is shipped out none can be shipped into the state. Haemmerle asks if INL has kept up with the shipments out of nuclear waste, especially the fuel liquid stored as it presents the most risk to our water supply. Allen answered that three (3) liquid waste tanks that will be shipped out of the state, but we can't ship it until they know the system will work. The New Mexico facility had an accident recently, so that has put off our shipments until 2016.

[6:20:09 PM](#) Burke asks a clarifying question on timing of shipments in and out. Allen answered. Burke, nothing changed from 1995 agreement with the gross amount, 55 metric tons. What did change is the source of the spent fuel. It is in our best interest to find the best place to store these items. Until we can find a way to find ship out, we won't receive these "in" shipments. [6:22:44 PM](#) Lientz stated that the Department of Environmental Quality (DEQ) did fine to the DOE for the slippage of this milestone of getting waste out of Idaho. Burke, if we really want to make progress, please get these shipments out first.

[6:24:12 PM](#) Haemmerle asks a clarifying question of the 2006 order? Lientz answers. Haemmerle 55 metric tons can come into the state – non-commercial though. If they are current on getting waste out, it could be okay, maybe maybe not, Haemmerle. DEQ provides oversight of the shipments out, DEQ settlement agreement site covers the status of these shipments out and general operations conditions, more complicated than just shipments out, answered Lientz.

[6:28:33 PM](#) Lientz states that the DOE just made an announcement last week, they are searching for ideas on more places to store waste. Lientz, lots of states want to be “interim” storage facilities, it will be interesting to see what comes of this recent announcement. [6:30:34 PM](#) Allen comments. Lientz invites anyone interested in a tour of INL. Lientz added that Idaho Public Television did a recent coverage on INL under Idaho Reports, <http://video.idahoptv.org/video/2365458854/> .

[6:32:19 PM](#) Tony Evans asks a question, asks about their missions (implied INL) on advanced recycling and long term storage, what is your hypothesis. Allen answered. Evans also asks about a liquid spill and a cleanup effort with a Vacuum. Allen answers, long term storage in Yucca Mountain is on hold [6:34:15 PM](#) by current presidential administration. Nuclear Regulatory Administration feels that storage in the casks is stable for 100 years. Question in the 1<sup>st</sup> project, is it stable, put in cask and occasionally test it. Sister rods: [6:35:46 PM](#) Allen, right now they don’t recycle their fuel. In the rods only about 4% is used, 96% is disposed. Other countries have recycling plans, France and Japan. In order to recycle, you have to have a specific type of fuel. 2035 deadline to get spent fuel out of Idaho. Allen answered Mayor’s question.

[6:39:32 PM](#) Haemmerle referenced the situation where Idaho State Police would have taken the nuclear shipments off our highway if they had attempted to drive through our state. This situation prompted the 1995 agreement.

Lientz [6:41:35 PM](#) clarified there has been good success regarding waste.

Mike Hart, contractor with INL spoke to council. Hart moved to Idaho Falls in 1991 to work on clean up. Hart explained the 1995 agreement and the refusal of accepting the commercial spent fuel. The impetus behind the 1995 agreement is because that was going on at the time. Meantime, there is a lab that wants to do testing on it, hence the 2011 agreement to allowing some commercial fuel to do testing, not large quantities. [6:44:31 PM](#) Haemmerle disagrees, with Hart, he feels it was intentional. Haemmerle feels it is dangerous.

[6:45:46 PM](#) Burke wants to know how INL becomes our advocates and allies. How do we move forward? How do we protect our aquifer? Lientz answered. [6:46:39 PM](#) Governor has quarterly Commission meeting, this is Idaho Leadership in Nuclear Energy Commission, which is a vehicle that allows public dialogue on this topic. Lientz will let the city know when the next meeting is, she believes it will be before May 2015. [6:48:14 PM](#) Allen answers Burkes question.

[6:48:51 PM](#) Haemmerle asks a question, how many rods can be held in each cask? How much can be stored in any one facility? They will find out. 25 is a small fraction of what a cask can hold. Allen will find out the total number for Haemmerle.

Public comments:

[6:51:12 PM](#) Judy Foster, Hailey citizen, feels it is interesting to hear this discussion. Hailey is only 65 air miles from INL. Foster explained that the Snake River Alliance is a Clean Energy Advocate and Idaho's sole nuclear "watchdog." Foster concurs with the Snake River Alliance Director Beatrice Brailsford, and goes on to say that she helps people understand this situation. Foster suggests that council listen to her discuss this subject. Brailsford teaches in Washington D.C. on nuclear waste topic. Foster reads from Brailsford's statement in a January Snake River Alliance Newsletter.

[6:54:18 PM](#) Harry Griffith is on the Citizens Advisory Committee at INL as vice-chairman. Griffith has been on this committee for 5 years now. Griffith speaks to the issue of clean-up operations at INL. These appointed citizens are placed by DOE. Over the past 5 years, 6-8 mtgs per year. INL ops is head over heels over everyone else in the business. Griffith was skeptical when he was first appointed to the committee. Transuranic waste, is a very specific type of waste. The next Citizens Advisory Committee meeting is this Wednesday in Pocatello, Griffith invites anyone interested in attending. Griffith encourages the mayor and council to take a tour, and offered to take anyone on a tour himself.

[6:58:26 PM](#) Bob MacLeod thanked everyone for this discussion.

[6:58:49 PM](#) Mike Hart, from Idaho Falls, is a contractor of INL and is here to support the economic development of the INL lab. IWT treatment (milestone that was missed). There are disincentives to make milestones. You could have made the milestone, and presented a safe plant. Spending a billion dollars to build this plant is difficult to meet in timeframe and money.

[7:01:41 PM](#) Haemmerle, we made this agreement believing that federal govt. makes a solution, they always have more power than a state. And then things don't get done, Haemmerle added. Hart comments.[7:02:50 PM](#) the settlement agreement and the incentive to clean up, holding the research project, there are unintended consequences on holding up the shipment in for the shipments out. [7:04:34 PM](#) when nuclear reactors were first developed in the Navy, they (nuclear fuel) were pulled in 2 years. Now the submarine keeps this same fuel for the life of the sub, 25 years. Research has a place, INL is looking at improvements in storage and creating better efficiencies.

*OB 118 Discussion of Non-Discrimination Ordinance, which establishes protections against discrimination based on gender identity or sexual orientation within the City of Hailey*

[7:08:23 PM](#) Williamson will suggest one minor change and will be presented possibly on 4/20 when the legislators will be able to come to this discussion.

Mayor Haemmerle asked for public comments.

[7:09:42 PM](#) Teresa Gregory comments to council, she is present with some of the High School's Gay Straight Alliance members. Gregory congratulates council on introducing this ordinance, it makes a great statement for Blaine County and hopes that the state will listen to these voices on

this topic. Gregory has never felt discriminated against in Blaine County. The students may want to speak.

[7:11:55 PM](#) Julie a Hailey resident and social worker at Wood River High School, this a very important message to public and our youth that as a city we want to accept everyone. That being adults, shows future generations that we are accepting of all citizens.

[7:12:39 PM](#) Shannon Robertson Hailey resident and student, thanked council for the continual interest in this topic.

[7:13:09 PM](#) Judy Foster a Hailey resident is here to support this topic, we need to embrace and welcome everyone. This has huge consequences for our community. This is a wonderful opportunity to encourage people coming out and having support for doing so.

[7:14:41 PM](#) Haemmerle feels this is important and wants the State of Idaho to do the same.

*OB 119 Discussion of the characterization made recently by the Idaho Department of Water Resource that municipal water use is fully consumptive*

[7:15:30 PM](#) Williamson suggests delaying this to the legislators visit.

### **PUBLIC HEARINGS:**

*PH 120 Sunburst Hills Final Plat Approval (this item has been cancelled and re-noticed for hearing on April 20, 2015)*

[7:15:58 PM](#) This item will be re-noticed for the April 20<sup>th</sup> meeting.

*PH 121 Hailey Infrastructure Improvements – Report from Mayor Haemmerle regarding his meeting with Hailey Chamber of Commerce regarding Local Option Tax funding opportunities*

[7:16:13 PM](#) In recent discussions with the Chamber of Commerce the Mayor, Heather Dawson and Lisa Horowitz discussed ways to increase funding. The Mayor gave two examples of ways to generate additional revenue for the City of Hailey, an across the board 1% sales tax on all retail items and increasing the mil rate for Hailey. Mayor Haemmerle referenced, pg. 36 in the council packet, additional 1% on sales tax in Hailey could generate substantial funds for Hailey. And a mil rate increase is the second option they discussed with the Hailey Chamber of Commerce Board. These 2 things specifically could increase Hailey's revenue, The Hailey Chamber was open to this discussion. There is a potential for raising up to \$1.5 million dollars per year if we had an across the board 1% increase on sales.

Burke and Cooley feel this is more equitable – spreads it out more broadly.

[7:19:41 PM](#) Of all the revenue opportunities, these 2 look the most attractive, comments Haemmerle.

[7:20:01 PM](#) Lisa Horowitz found it interesting that the Chamber suggested to bring both measures at the same time.

### **NEW BUSINESS:**

*NB 122 Presentation of energy code options by Community Development Coordinator, Kristine Hilt*

[7:21:00 PM](#) Mayor Haemmerle handed over floor to Kristine Hilt. [7:21:35 PM](#) Hilt handed out a presentation to council. Hilt feels Hailey's Build Better Program is a good product. Hilt announced that the state has adopted the 2012 building code. Hilt presented differences in the 2009 and 2012 code. And the challenges with the state adopting a hybrid of code between the 2009 and 2012 codes.

[7:26:15 PM](#) Hilt reviews the major upgrades with the 2012 IECC code, more efficient windows, lower duct leakage are two of these differences. 2013 Idahoans survey, 65% of those surveyed were willing to pay a little more to have long term energy savings. State of Idaho adopted an amended version of the 2012 code, using 2009 codes for Windows, insulation, building thermal envelope modifications and lighting requirements. Hilt showed the differences between the BB program and the IECC code. Hilt summarizes her suggestion on making this easier to follow and enforce. If we adopted all of 2012 code, we would be in a better situation. Hilt wants to simplify the code, while maintaining excellence and being consistent. Hilt also adds that we do not have any guidelines on moving existing structures and suggests that this would be great to have for guidance.

[7:36:24 PM](#) Mayor Haemmerle asks about additions to existing homes, if adding 500 square feet or more, you must hire a HERS rater to bring existing structure up to code. Hilt responds to this question.

Williamson stated that this has been noticed for a Public hearing on April 20, 2015 meeting.

Discussion ensued about this proposed ordinance.

[7:43:00 PM](#) Mariel Plat comments

*NB 123 Park Reservation Fee, Arena Use Fee, and Water Fill Spout Fee increases (this item has been cancelled and re-noticed for April 20 2015)*

### **STAFF REPORTS:**

[7:44:15 PM](#) Craig Aberbach reports that the Wood River Fire and Rescue agreement may be finalized soon.

[7:44:34 PM](#) Mariel Platt will provide a winter snow report in the next meeting.

[7:44:59 PM](#) Mayor Haemmerle announced that there has been bad conduct from scooters at Skatepark recently.

[7:45:56 PM](#) Mary Cone announced that Title 1-15 will be online this week. Sterling Codifiers has provided a website link for these titles. The other 3 Titles are forthcoming.

With no further business the meeting was adjourned at 7:46 pm.