

**MINUTES OF THE MEETING OF THE
HAILEY CITY COUNCIL
HELD JANUARY 11, 2016
IN THE HAILEY TOWN CENTER MEETING ROOM**

The Meeting of the Hailey City Council was called to order at 5:30 P.M. by Mayor Fritz Haemmerle. Present were Council members Colleen Teevin, Don Keirn, Pat Cooley, and Martha Burke. Staff present included City Attorney Ned Williamson, City Administrator Heather Dawson, and City Clerk Mary Cone.

[5:30:36 PM](#) call to order by Mayor Haemmerle

Open Session for Public Comments:

[5:31:06 PM](#) Brent Nelson owner of Snow Bunny Drive-In. Snow Bunny is having parking issues when Hailey Ice events are going on, and Nelson needs help from the City. During the Suns games, parking is an issue at his restaurant. Nelson does not want to tow cars but his business is slowed because all of the parking is taken by ice hockey game attendees. [5:33:20 PM](#) Mayor Haemmerle responds. Haemmerle asks which game was the worst, answer by Nelson was the last game (most recent) was the worst parking issue.

[5:35:15 PM](#) Burke asks a question. Nelson answers.

[5:35:43 PM](#) Jane Drussel, Hailey resident and local business owner, thanked the City for the beautiful street lights this winter. Drussel thanks the Street Department for Snow Removal, great job done by them this year!

CONSENT AGENDA:

- [CA 001](#) Motion to approve Resolution 2016-001, authorizing a Fire Department Interagency Commitment Letter for the AFG grant writer recently hired each participating Agency will pay \$482.14 to share in the cost of the services ...
- [CA 002](#) Motion to approve Resolution 2016-002, ratifying the Mayor's signature and submittal of the following Groundwater rights into the Idaho Water Supply Bank: 37-2231, 37-22316, 37-22321 (Old Cutters) and 37-22773, 37-22774, 37-22775, 37-22776 (Northridge).....
- [CA 003](#) Motion to approve Resolution 2016-003, authorizing an application with IDWR and \$250 fee to place groundwater right 37-20831 the Idaho Water Supply Bank
- [CA 004](#) Motion to approve Resolution 2016-004, authorizing an application with IDWR and \$100 fee to request an extension to avoid forfeiture of groundwater right 37-22019
- ~~[CA 005](#) Motion to approve Resolution 2015-005, ratifying interagency agreement for critical incident law enforcement response between area city, county, and state police agencies~~
- [CA 006](#) Motion to approve Resolution 2016-006, approving School Resource Officer contracts with Blaine County School District, through which BCSD pays City of Hailey \$165,150 to place two Hailey Police officers within certain Blaine County School District Schools located within Hailey for school year 2015-2016.....
- [CA 007](#) Motion to approve Resolution 2016-007, ratifying an agreement with Conrad Brothers Construction for the installation of a radon mitigation system at City Hall and Resolution 2016-008, ratifying an agreement with Brian Formusa for engineering/construction oversight and performance testing of the system
- [CA 008](#) Motion to approve Resolution 2016-009, authorizing the LYNX Consortium agreement
- [CA 009](#) Motion to approve Resolution 2016-010, declaring Surplus Property and authorizing sale or destruction of declared surplus property

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- [CA 010](#) Motion to approve Resolution 2016-011, authorizing agreement with BPA providing Hailey Fire Department volunteers an employee assistance plan for fiscal year ending 2016
- [CA 011](#) Motion to approve Resolution 2016-012, authorizing statement of authorization with Caselle to provide required Affordable Care Act forms for a cost of \$1,438
- [CA 012](#) Motion to approve Resolution 2016-013, authorizing ratification of Mayor’s signature on Fisher’s Technology Supplement – revised after council approved it in the December 7, 2015 meeting
- [CA 013](#) Motion to approve Resolution 2016-014, authorizing ACH Origination Agreement with Mountain West Bank E-Banking services annual paperwork.....
- [CA 014](#) Motion to approve CNI’s pay request #7 in the amount of \$46,169.86 for work on the Wastewater Biosolids Facility
- [CA 015](#) Motion to approve minutes of December 07, 2015 and to suspend reading of them
- [CA 016](#) Motion to ratify claims for expenses December 2015.....
- [CA 017](#) Motion to ratify claims for expenses December and January 2015.....
- [CA 018](#) Motion to approve claims for expenses incurred during the month of December 2015, and claims for expenses due by contract in January, 2016
- [CA 019](#) Motion to approve Treasurer’s reports for December 2015

[5:36:58 PM](#) Item CA 005 was pulled by Colleen Teevin.

[5:37:21 PM](#) **Burke moved to approve all consent agenda items minus CA 005, seconded by Keirn, motion passed unanimously.**

CA 005 – [5:37:42 PM](#) law enforcement, question about the current prosecuting attorney for city and conflict of interest language. Teevin wants to talk to the Police dept. to find out if this needs to be language that could be added. Page 64, section D, prosecutor responsibilities, and conflicts of interest and how they are addressed?

[5:39:41 PM](#) Haemmerle comments. Typically if the prosecuting attorney feels that there is a conflict of interest another attorney is appointed.

[5:40:25 PM](#) Williamson feels that we should discuss this and look at this for the next meeting.

OATH OF OFFICE TO MAYOR AND COUNCIL MEMBERS:

OO 020 Fritz Haemmerle, Pat Cooley and Colleen Teevin

[5:41:49 PM](#) Mayor Haemmerle speaks. And then takes oath from City Clerk.

Mayor Haemmerle gives oath of Office to Pat Cooley.

[5:44:06 PM](#) Colleen Teevin takes the oath from Mayor Haemmerle.

Colleen Teevin takes her seat at the council table as the new councilor.

[5:45:54 PM](#) Mayor Haemmerle welcomes Teevin.

[5:46:04 PM](#) Burke comments.

Election of council president

[5:46:57 PM](#) Burke nominates Don Keirn to be the council president, motion seconded by Cooley. Motion passed with roll call vote. Teevin, yes. Keirn, yes. Cooley, yes. Burke, yes.

MAYOR'S REMARKS:

[5:48:15 PM](#) Mayor Haemmerle brings up a presentation to be viewed by the room. Haemmerle discusses costs of City of Hailey and its annual budget. Haemmerle discusses our revenue and budgetary challenges, including SCBA firefighting equipment, new blade for the grader is \$25,000, street repair and street replacement. Haemmerle explained the various funding ways to help with some of these ongoing maintenance costs currently not funded. If we implemented a levy override, it could bring in approx. \$375,000; for a 2 year period. Haemmerle announced we have \$95,000 in excess revenue. We are considering taking a levy question to voters for their consideration. We need to do this in order to keep Hailey a great place to live.

[5:54:19 PM](#) Tony Evans asks a question about sidewalks on River Street. Haemmerle responds, the URA will look at this as part of their project. [5:55:27 PM](#) Mariel Miller comments. River Street grant, \$2 million. There is a committee forming to understand more from public.

[5:56:41 PM](#) Jason Miller Mountain Rides Director, applauds the City for this project and creative ways for funding. Miller is involved in bike ped master plan.

[5:57:28 PM](#) Jane Drussel, commented to council, that the first committee meeting is this Wednesday. Drussel will get results to City as they have it. Haemmerle responds.

PROCLAMATIONS AND PRESENTATIONS:

PP 021 Presentation on the New Mobility West Grant Workshops and "Lighter, Quicker, Cheaper" Concepts

[5:58:39 PM](#) Lisa Horowitz gave a recap of the 3 day workshop sessions. The term coined for the effort is "lighter, quicker, cheaper." What is a successful street? Was one question asked to people during the workshops. Horowitz stated generally that the sentiment that "changes need to be made on Main Street." The workshop results will be presented to council in February. Horowitz hands out a document with some ideas that Hailey can try that won't cost a lot of money. Some ideas include, "parklets," wayfinding signs, painting streets with bike lanes, and putting temporary structures in intersections to serve as a roundabout.

[6:14:14 PM](#) Teevin is impressed with the public involvement.

[6:14:31 PM](#) Burke asked about angled parking. [6:14:43 PM](#) Cameron ? addresses this question.

[6:15:53 PM](#) Haemmerle likes the ideas to try things as experiments with low costs.

[6:17:10 PM](#) Kaz Thea comments, that business community had some good ideas during these workshops – making the city more “people centric”

[6:20:10 PM](#) Keirn comments about testing pop up roundabouts in Old Hailey.

[6:20:42 PM](#) Jane Drussel asked a question, can we do roundabouts on the Highway? Haemmerle addressed this question. Williamson comments.

[6:22:05 PM](#) Thea talks about the gateway ideas making our town more fun and interesting to car travelers.

PP 022 Presentation on 2015 Economic/Planning/Building Activities and Projects by the Community Development Department

This item will be discussed next meeting announced Mayor Haemmerle. [6:24:20 PM](#)

APPOINTMENTS AND AWARDS:

AA 023 Friedman Memorial Airport Authority Appointments (expired 2-year terms of Fritz Haemmerle and Don Keirn) Resolution 2016-015

[6:24:44 PM](#) General discussion prior to motion.

[6:26:52 PM](#) **Cooley makes a motion to adopt resolution 2016-015, appointing Haemmerle and Keirn, seconded by Burke, motion passed with roll call vote. Teevin, yes. Keirn, yes. Cooley, yes. Burke, yes.**

AA 024 Air Service Board Appointment (expired 1-year term of Fritz Haemmerle) Resolution 2016-016

[6:27:39 PM](#) Haemmerle would like to continue on this board to supervise the spending of LOT funds, Haemmerle enjoys this board.

[6:28:18 PM](#) **Keirn moves to approve with Resolution 2016-16, seconded by Cooley, motion passed with roll call vote. Keirn, yes. Cooley, yes. Burke, yes. Teevin, yes.**

AA 025 Hailey Boards and Commissions - City Council Assignments

[6:29:07 PM](#) no discussion on this item tonight. Haemmerle announced that he will have each council member discuss these with Heather Dawson to get coverage across the boards and commissions.

PUBLIC HEARINGS:

PH 026 Airport Issues

[6:29:42 PM](#) Haemmerle opens this discussion. Haemmerle ponders, why do we consider potential sites where the Bureau of Land Management (BLM) does not find them as appropriate? Case in point, the sage grouse impact to one of the identified sites. Another issue, assumptions in chapter E only consider sites in Blaine County, why don't we consider other counties and consider a regional site? [6:34:14 PM](#) Burke responds the Haemmerle's question about a regional site. It's not out of the question, but the local areas must give up their airport and agree to support Blaine County as the sponsor of a new regional airport, and Jerome (in the past) did not want to give up their General Aviation airport.

General discussion ensued about the site vetting process that took place over the past 6 years.

[6:41:33 PM](#) Haemmerle concludes this effort we are going through is for when the Federal Aviation Administration (FAA) decides we need to move the airport. And, we must be prepared for when the FAA feels that the time is right. Haemmerle feels they should ask the question of the designation of sage grouse within the identified properties (in Chapter E).

Burke talks about a property just South East of Timmerman Hill on the left side of Highway, it has been burned twice and not a sage grouse habitat. Why are we not looking at this property? It is BLM land. It does have a gas line going through it. Don't need a cross wind runway for this parcel.

[6:47:43 PM](#) Williamson comments. Page 360 of packet, has information about sites 10 and 10A.

[6:50:55 PM](#) page 55 of FMAA packet and page 378 of council packet, site 10 A is described. Burke asks them (Haemmerle and Keirn) to ask about the site she described earlier.

[6:51:41 PM](#) Haemmerle thought about bringing up the issue of jet fuel odors in Woodside area. And also, pondered asking if the FAA would do an independent air quality study in Hailey.

Public Comments:

[6:53:00 PM](#) Tony Evans sage grouse habitat has declined 90 percent since 2007 yet they did not put the bird on the endangered species list?

[6:54:08 PM](#) Peter Lobb Hailey resident comments, maybe we need to go to Washington to talk to our senators and lobbyists, we need to "play the game" to get what we want.

PH 027 Consideration of an Ordinance amending Subdivision Code Section 3.1.1, Procedure and Section 3.3.6 to require a Title Report as a requirement of preliminary plats and to require submittal of recorded final plat

[6:55:29 PM](#) Horowitz gave an overview of this item. [6:56:25 PM](#) Williamson comments.

Public Comments:

[6:57:09 PM](#) Peter Lobb comments, feels this is a good idea. Discretion is a good idea.

[6:57:50 PM](#) **Burke moves to adopt Ord. No. 1193, and conduct 1st reading by title only, seconded by Cooley, motion passed unanimously.**

[6:58:23 PM](#) **Mayor Haemmerle conducts 1st reading of Ordinance No. 1193, by title only.**

PH 028 Consideration of an Ordinance amending Hailey Municipal Code Chapter 12.14, Special Events to make an event at the Hailey Arena a special event and to revise the application process for events at the Hailey Arena and update on Hailey Arena marketing effort

[6:59:04 PM](#) Miller gave a background of this item. Miller researched other arenas in the West and is proposing new fees, a brochure and new process. The resolution of fees went into effect in Jan. 1, 2016 for the arena. Miller speaks to the sections in the municipal code that are being changed. All events in the arena are considered Special Events. Requiring a parking plan in the application for rental of the arena, submitting the application 60 days before the event to give applicant time to advertise for the event. We don't want to limit the amount of events in the arena like we do in our parks. Regarding the last section of this proposed ordinance, [7:05:30 PM](#) Mayor Haemmerle wants to remove section D of the proposed ordinance.

[7:05:50 PM](#) Miller discusses section 6.

[7:06:08 PM](#) Cooley asks a few questions. Cooley recounts a local business that donated time and labor for the new Concession areas, and asked for exclusive advertising rights in the arena. Cooley refers to page 406 of packet, middle of page just below livestock and animals. Williamson comments. Miller comments. Williamson comments, thinks there is a way to add some language in an agreement. Miller suggests we discuss and talk about it in the next meeting.

Public Comments:

[7:10:10 PM](#) Bob MacLeod comments asks a question about liquor.

[7:11:13 PM](#) Williamson would also like to remove paragraph D.

[7:11:38 PM](#) Miller would like to see this ordinance adopted tonight.

[7:12:17 PM](#) **Burke moves to adopt Ordinance No. 1194 without section 5 item D, seconded by Keirn, motion passed unanimously.**

[7:13:12 PM](#) **Mayor Haemmerle conducts 1st Reading of Ordinance No. 1194, by title only.**

NEW BUSINESS:

NB 029 Consideration of a letter to Blaine County regarding the proposed Bellevue Area of City Impact

[7:14:40 PM](#) Horowitz gave an overview of this item. Hailey would like to be a part of the conversations between Bellevue and Blaine County. Council is in support of being involved in these discussions, and want to send the letter displayed in the packet.

NB 030 Consideration of Final Plat for Subdivision of Lot 6, East Hailey Meadows Subdivision. The new subdivision is proposed to be East Hailey Condominiums consisting of a total property area of 9,448 square feet. Current zoning of the property is Limited Residential 1 (LR-1). The existing structure houses four apartment units and no new construction is necessary for the condominium conversion. Preliminary Plat approval was on December 15, 2014

[7:16:22 PM](#) Horowitz announced that this is converting from apartments to condominiums.

[7:17:34 PM](#) Teevin asks a question about the procedural history deadline – has not been met, is this a problem? Horowitz clarified by reading on page 421 of packet item (f), comment in italics states “This deadline has been met.”

[7:18:26 PM](#) **Keirn moves to approve Final Plat for East Hailey Condominium Conversion, finding that they application meets City Standards, subject to conditions A-C, seconded by Burke, motion approved unanimously.**

NB 031 Resolution 2016-017 authorizing Galena Groundwater District Assessments and Hailey’s Groundwater Rights

Miller gives an overview of this item. We have 3 city owned water rights and the fees associated with these rights. Miller has discussed this with our water rights attorney, Michael Creamer, he suggests to wait to put all of the remaining city owned water rights in the bucket until a later date.

[7:22:09 PM](#) Haemmerle asks if the district has discussed the legal expenses for the water rights call being shouldered by cities of Hailey and Bellevue. Miller responds, no discussion has been had about this topic yet.

[7:24:08 PM](#) Burke asks Mayor Haemmerle his thoughts on this item. Haemmerle responds. We have chosen not to opt in with our rights at this time.

[7:25:37 PM](#) Tony Evans with Idaho Mountain Express asks how much legal fees have had to date? Evans will call Dawson tomorrow morning to get this information.

[7:26:48 PM](#) **Burke moves to adopt Resolution 2016-017 authorizing the Galena Groundwater District assessment and water rights, seconded by Keirn, motion passed unanimously.**

OLD BUSINESS:

OB 032 2nd Reading of Ordinance No. 1192 amending Section 17.8.2.5A of the Hailey Municipal Code allowing larger flags (96 square feet maximum) on taller poles (45 feet maximum height) on governmental property

7:27:25 PM Burke moves to approve Ordinance No. 1192, waive the 2nd reading, conduct the 3rd Reading by title only and authorize the Mayor to sign, seconded by Keirn, motion passed unanimously.

7:29:17 PM Mayor Haemmerle conducts the final 3rd Reading of Ordinance No. 1192, by title only.

STAFF REPORTS:

7:30:24 PM Fire Chief Craig Aberbach announced that Hailey has been recognized for Firefighter of Year, Bill Freer and Rookie of the Year, Josh Murphey recognized at the end of the year ceremony. Haemmerle commented, you got an award too, right? Aberbach was awarded the Idaho Grange Firefighter of Year, the local grange nominated Aberbach and the state awarded it. Aberbach gave credit to all of those individuals around him, that's who made it possible.

7:31:13 PM Miller snow removal update, total costs: of 1,100 hours, \$30,000, 750 loads to Lions Park, 400 hours by Sluder, our snow removal contractor. Hailey spent \$66,000 on snow removal operations total. A little over budget by \$10k to \$20k. Miller announced that we will be using sand this week to help with the icy road conditions. Proposal for a snow phone line to be rolled out later this week with a corresponding brochure for citizens. The snow line would have regular messages on snow removal efforts that the city is conducting.

7:36:02 PM Haemmerle has gotten mixed feedback on snow removal efforts, you cannot please everyone.

7:37:34 PM Mayor Haemmerle announced that he wants to have a goal setting meeting at the end of January or first of February, on a Friday afternoon.

7:38:13 PM Dawson points to next agenda on pg. 449 of packet, the draft February agenda has very few items on the agenda.

7:39:04 PM Burke announces Lamar Waters of Parks and Lands Board was named to the State Grant Referring Body by the Idaho State Board of Parks and Recreation, and was appointed by the Governor. Burke wants to celebrate this appointment. Haemmerle concurs.

EXECUTIVE SESSION: Real Property Acquisition (IC 74-206(1)(c)), Pending & Imminently Likely Litigation (IC 74-206(1)(f)), and/or Personnel (IC 74-206(1)(a/b))

7:40:06 PM Burke moves to go into Executive Session to discuss Real Property Acquisition (IC 74-206(1)(c)), and Pending & Imminently Likely Litigation (IC 74-206(1)(f)), seconded by Cooley. Motion passed with roll call vote. Teevin, yes. Keirn, yes. Cooley, Yes. Burke, yes.

Mayor Haemmerle and council came out of Executive Session

[8:01:02 PM](#) **With no further business to conduct Keirn moves to adjourn meeting, seconded by Cooley, motion passed unanimously.**

Fritz X. Haemmerle, Mayor

Mary Cone, City Clerk