

**MINUTES OF THE MEETING OF THE
HAILEY CITY COUNCIL
HELD SEPTEMBER 8, 2016
IN THE HAILEY TOWN CENTER MEETING ROOM**

The Meeting of the Hailey City Council was called to order at 5:29 P.M. by Mayor Fritz Haemmerle. Present were Council members Colleen Teevin, Don Keirn, and Martha Burke. Staff present included City Attorney Ned Williamson, City Administrator Heather Dawson, and City Clerk Mary Cone.

Pat Cooley not present tonight

[5:29:30 PM](#) call to order by Mayor Haemmerle

Open Session for Public Comments:

No public comments.

CONSENT AGENDA:

- [CA 303](#) Motion to authorize submission of the Blaine County Land Water and Wildlife Program Pre-Application for Conservation Funding for snow storage relocation and improvements at Lions Park
- [CA 304](#) Motion to approve Resolution 2016-114, ratifying an Idaho Department of Health and Welfare Subgrant Agreement for emergency medical services equipment for Hailey Fire Department – grant award is \$12,489.86
- [CA 305](#) Motion to approve Resolution 2016-115, to ratify the Mayor’s signature on an Agreement with Valley Temp Services, Inc., to provide an employee to the Parks Division for the remainder of the park season.....
- [CA 306](#) Motion to approve Resolution 2016-116_, authorizing mayor to sign Annual Employer Certification Regarding HRA Integration with a Qualified Group Plan
- [CA 307](#) Motion to approve Resolution 2016-117, authorizing a contract for services agreement with Rick Allington to provide prosecution of misdemeanors for FY 2016-17, for an annual amount of \$42,848
- [CA 308](#) Motion to approve alcohol licenses for Campion Ice House, conditional on receiving copies of State and County Licenses
- [CA 309](#) Motion to approve Wood River High School’s Homecoming Parade Special Event, to be held on Main Street, Spruce Street to Pine Street on Friday, September 30, 2016, from 3:30pm to 4:30pm
- [CA 310](#) Motion to approve minutes of August 15, 2016 and to suspend reading of them
- [CA 311](#) Motion to ratify claims for expenses incurred during the month of August, 2016, and claims for expenses due by contract in September, 2016
- CA 312 Motion to approve Treasurer’s reports for August 2016 (handout at meeting)

[5:30:16 PM](#) **Burke moved to approve all consent agenda items, seconded by Keirn, motion passed unanimously.**

MAYOR’S REMARKS:

[5:30:28 PM](#) The mayor announced that recently we finished the Cobblestone sidewalk project. Mariel Miller will give this presentation.

PROCLAMATIONS AND PRESENTATIONS:

PP 313 Presentation on Cobblestone Project

[5:30:43 PM](#) Miller gave a history of this item. The project started mid-June and wrapped up a couple of weeks before school started this year (mid-August). Miller explained that the project included a straightened Main Street crosswalk with flashing beacons in both North and South lanes. Miller showed funding costs, design cost was \$26,000 by Galena Engineering, Idaho Transportation Department (ITD) grant funding \$137,000, Blaine County School District (BCSD) \$52,500. City of Hailey's costs about \$80,000, minor costs are still coming in. Total project cost of \$269,000. Celebrated the opening of the crosswalk on the morning of 8/30/16 with partners and watched the kids use the new crosswalk.

[5:33:25 PM](#) Mayor Haemmerle is very proud of this project. All governmental entities stepped up to help bring this to a reality. Proud of school district for stepping up to the plate. Most proud of this project out of all our accomplishments. Mayor Haemmerle gives thanks to Fritz Peters, the Principal at the middle school for seeing this through.

PUBLIC HEARINGS:

PH 314 Consideration of Ordinance eliminating Business License renewals

[5:35:22 PM](#) Mayor Haemmerle opened this discussion. Lisa Horowitz reviewed the history of business licenses. Our licenses have been in place since 1992. Ballot measure 2008, voters turned down the referendum. 440 active business licenses. Daycares and taxis are licensed too. Horowitz reviewed the Hailey Fire Department's routine inspections throughout the city, a multi-step process. Horowitz explained that the database is very robust, and a good planning tool. Horowitz pointed to the options that council should consider, on page 96 of the packet. Horowitz, option 1, leave as is, option 2, repeal renewals, 3 renewal fee every 3 years, 4th option variable fee based on fire department inspection complexity. Last option, lower fee. Horowitz explained pros and cons of all options.

[5:44:59 PM](#) Craig Aberbach explained the need for fire department to do these inspections on businesses.

[5:46:11 PM](#) Mike Baledge explained the history of the inspector, turnover in the department in 2012. Now we are ramping back up and will be adding 2 more inspectors.

[5:47:26 PM](#) Dawson mentioned that we have not reviewed these fees since 2004, questions on whether or not the fee is a private or public cost.

[5:48:09 PM](#) Horowitz added multi department process collaboration between city departments.

[5:50:19 PM](#) Mayor Haemmerle asked Baledge, what issues do you find? Baledge responds. Sometimes there are life safety concerns. Our task tonight is to review the proposed petition ordinance.

[5:51:31 PM](#) Williamson explains the task at hand tonight. If adopted, the election for the business license petition would not happen. If you want to discuss options, do that.

Public comments:

[5:52:14 PM](#) Bob Wiederrick spoke to council and explained his reasons that business license renewals are not needed. Wiederrick complained that large businesses are not equally paying compared to small businesses. Wiederrick announces that one of his competitor's does not have a business license and that unlicensed businesses are easy to find by just reading the phone book. Wiederrick feels renewals are unjust. Other communities have a one-time license.

[5:55:09 PM](#) Peter Lobb thinks this is too complicated, it should go to voters for them to decide. That is the easiest way to handle it and the way to go.

[5:55:52 PM](#) Jeff Davis, Sturtos business owner asks a question to Fire Chief Aberbach. Aberbach responds.

[5:57:05 PM](#) Wiederrick explained the difference with this and the 2008 referendum election.

[5:57:43 PM](#) Haemmerle is not offended by a \$50 annual payment, it gives him comfort that some violators are found and remedied through this process. This amount does not seem like it is too much.

[5:59:10 PM](#) Keirn agrees with Lobb's comments. Keirn believes it should go to voters. Possibly in the future, adopt a variable fee based on the proposals in the packet.

[6:00:16 PM](#) Burke has 6 points. First, when Burke agreed to considered this discussion, it was about the ordinance. Burke, I want to look at the business license ordinance, not necessarily this petition initiative, but review it to determine if it is serving what we intend it to do. Second, is public health and safety, for life safety issues, one fire can destroy multiple businesses and buildings. It is a community effort to keep safe. Third, it should be fair and equitable, a varying scale. Fourth, a small office may take ½ hour but need this follow-up to make sure expected repairs are completed. Burke would like to see is basically 440 businesses divided in fourths, followed up regularly, possibly once every 2 years. Burke would like to see some variable fee and 18 month inspection, maybe renewal every 2 years. Burke would like to see every business inspected before licenses are renewed.

[6:05:02 PM](#) Teevin asks for clarification. Williamson responds, you can let it go to vote and you can amend your ordinance any time you want.

[6:06:25 PM](#) Burke cannot accept the initiative as presented.

[6:06:53 PM](#) Haemmerle is opposed to adopting this because of the life safety issues we found during a routine inspection in a Hailey business.

6:08:35 PM Burke moves to not approve the proposed ordinance and allow this to go to voters in November 2017, seconded by Keirn. Motion passed with roll call vote. Burke, yes. Keirn, yes. Teevin, yes.

PH 315 Consideration of Resolution 2016-_____, adopting an MOU with Blaine County School District for use of Hailey ground water for irrigation of Wood River Middle School fields

6:09:45 PM Williamson explained this item to Mayor and council. Allow school district to use this water right for a 3 year term. We will not charge them for water use because of the cost of the infrastructure they would pay to put in to utilize the water. The MOU will expire October 31, 2019. 6:12:12 PM Williamson explains the agreement and that a specific property has not been agreed upon by both parties and that both parties must agree. Haemmerle explained that this water right has not ever been used and there is no connection to the well.

6:13:12 PM Haemmerle explained that with conjunctive management, it would be good to get their consumptive use off of our books.

6:13:28 PM Peter Lobb - makes me nervous, is this a priority water right, if so, don't sell it. Makes me nervous because we are agreeing to future land unidentified. For snow storage, we may not need land for this in future years. Lobb is concerned with selling the water right. I hope you are sure of what you are doing.

6:15:52 PM Haemmerle responds, 1975 water right, has not been used in many years, no pump on it. We need snow storage.

6:17:37 PM Williamson elaborates, we must reach an agreement on the land, must be agreeable to the property.

6:18:55 PM Miller we have 3 older water rights than this one. This is designated as irrigation use only, not municipal use.

6:20:18 PM Burke sounds like a logical step, since this is designated as irrigation only.

6:22:27 PM Burke asks what else happens in this 3 year period? Haemmerle responds, we can still walk away if we cannot come to an agreement on a property.

6:23:41 PM Dawson announced that the school board meets next week.

6:23:51 PM Keirn moves to adopt Resolution 2016-118 authorizing the Mayor to sign the MOU with the Blaine County School District for water right use for irrigation at the middle school, seconded by Burke. Roll call vote Keirn, yes. Burke, yes. Teevin, yes.

OLD BUSINESS:

OB 316 3rd Reading of Ordinance No. 1201, Hands-free cell phone ordinance and summary

[6:24:45 PM](#) **Burke moves to adopt Ordinance No. 1201, approve summary, seconded by Keirn. Motion passed unanimously.**

[6:25:28 PM](#) **Haemmerle conducts 3rd Reading of Ordinance No. 1201 by title only.**

Haemmerle this will be in effect sept. 14th signs will be posted through town. Public notice permanent signs on both ends of town, flyers printed and electronic message like Ketchum. KMVT will run a story on this and the city will provide Facebook posts. Keirn suggests to put something at the airport. J. Gunter will notify car rental companies also.

OB 317 Waiver of 2nd Reading with 3rd Reading by Title Only of Ordinance No. 1202, Amendment Appropriation ordinance for FY 2016 budget

[6:28:32 PM](#) Haemmerle announced that he will conduct the 2nd reading on these ordinances tonight as we are going to have a meeting on Sept. 19th and can do the 3rd reading of these Ordinances then.

[6:28:58 PM](#) **Mayor Haemmerle conducts the 2nd Reading of Ordinance No. 1202, by title only.**

OB 318 Waiver of 2nd Reading with 3rd Reading by Title Only of Ordinance No. 1203, Appropriation ordinance for FY 2017 budget

[6:30:12 PM](#) **Mayor Haemmerle conducts 2nd reading of Ordinance No. 1203 annual appropriation ordinance ending fiscal year 2017, by title only.**

STAFF REPORTS:

[6:31:30 PM](#) Select 25 health grant video. Dawson displays the video on presentation.

[6:35:07 PM](#) Craig Aberbach is looking to have this fully funded (CPR certification for high school juniors) from outside resources.

[6:35:46 PM](#) Dawson points out to council on pg. 154 of packet, Monday sept. 12th cookout Valley of Peace Lutheran Church is celebrating local emergency service responders.

[6:36:28 PM](#) Horowitz announced that we have received a special event request today for the Fall Harvest Festival at the Sustainability Center but it will take place before the next council meeting - sept. 17th.

Miller announced that the Monster truck event is this weekend, Friday and Saturday nights.

[6:37:09 PM](#) Miller hosting a community feedback event next weekend at Balmoral Apartments. They plan on submitting for this grant application in January 2017.

[6:37:42 PM](#) Burke moves to adjourn meeting, seconded by Keirn. Motion passed unanimously.