

**MINUTES OF THE MEETING OF THE
HAILEY CITY COUNCIL
HELD JUNE 10, 2019
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 Jeff Engelhardt, Kaz Thea, Pat Cooley, and Martha Burke. Staff present included City Attorney Christopher P. Simms, City Administrator Heather Dawson, and City Clerk Mary Cone.

[5:30:16 PM](#) call to order by Mayor Haemmerle

Open Session for Public Comments:

[5:30:52 PM](#) Scott Runkle, Hailey resident speaks to council and introduces a new group, The Hailey Climate Action Coalition, and reads a letter regarding climate change. A few members of this group are present tonight. This group is committed to achieving its goals including clean air and wants the City of Hailey to help as well. [5:32:36 PM](#) Mayor Haemmerle announced that the City of Hailey is going to reinstitute some things we were doing with Mariel Platt and we will be calling that committee the resiliency committee. Lisa Horowitz speaks, she met a number of the Coalition members at their meeting recently. The City will be working with Rebecca Bundy on this topic, right now we have a 1 page outline that we'd like to expand and look forward to working with this group. Mayor Haemmerle thanked Kaz Thea for bringing this to his attention recently and we look forward to this challenge.

[5:33:30 PM](#) Bob Wiederrick speaks to council. Wiederrick is disappointed in the Idaho Power franchise fee 3 percent increase as his business uses electricity in his business, and he is paying a disproportionate share. He is happy to pay his fair share but feel this is unfair. Mayor Haemmerle comments, we received public comments on this topic before submitting this to voters, your comments would have been good at that time.

CONSENT AGENDA:

- [CA 178](#) Motion to approve submission, and authorize the mayor to sign, the Idaho Water Resource Board Flood Management grant application requesting up to \$53,985 for flood mitigation work in the Della View neighborhood **ACTION ITEM**.....
- [CA 179](#) Motion to adopt Resolution 2019-052, authorizing Pay Estimate No. 2 in the amount of \$8,675.70, including all retainage, for work completed on the Della View Drainage Improvements project **ACTION ITEM**.....
- [CA 180](#) Motion to approve Resolution 2019-053 authorizing the REVISED 2018-2022 Multi Year Operating Plan and Cooperative Fire Protection Agreement with Hailey Fire Dept., USDI, BLM and USDA, and Forest Service **ACTION ITEM**.....
- [CA 181](#) Motion to approve abstract of May 21st special election results and Resolution 2019-054 capturing results from Blaine County Commissioners canvass on May 28, 2019 into our record and to ratify the Mayor's letter to Idaho Power regarding the increase in user fee to 3 percent; and approve the final letter to Idaho Power and authorize the Mayor to sign **ACTION ITEM**.....
- [CA 182](#) Motion to approve Resolution 2019-055 authorizing an indemnification agreement with Blaine County School District for City's use of school property during July 4' 2019 dangerous fireworks display. **ACTION ITEM**.....

HAILEY CITY COUNCIL MINUTES
June 10, 2019

- [CA 183](#) Motion to approve the special event, Tutus and Tennis Shoes 5K Fun Run and Walk, to be held on North First Avenue, between Carbonate Street and Bullion Street. The race will begin and end at the Meriwether Building on Wednesday, July 4, 2019, from 9:00am to 11:00am **ACTION ITEM**.....
- [CA 184](#) Motion to approve the special event, Bouncy Houses Community Carnival “Family, Fun, Fest”, to be held on Saturday, June 15th at McKercher Park beginning at noon and ending at 9:00pm **ACTION ITEM**.....
- [CA 185](#) Motion to approve the special event, Bloom Mobile Market, to be held at Balmoral and Summit Apartments. The market will be held on Wednesdays beginning in June and will go through October, from 4:15pm to 6:30pm **ACTION ITEM**
- [CA 186](#) Motion to approve the special event, Hailey Public Library Centennial Celebration, to be held on Croy Street, between the Hailey Public Library and the Old Rialto, on Friday, July 19, 2019, from 4:00pm to 8:00pm **ACTION ITEM**
- [CA 187](#) Motion to approve Alcohol License for Headley Ventures LLC DBA Café Della **ACTION ITEM**
- [CA 188](#) Motion to approve minutes of May 13, 2019 and to suspend reading of them **ACTION ITEM**
- [CA 189](#) Motion to ratify claims for expenses paid – due in June 2019 **ACTION ITEM**
- [CA 190](#) Motion to approve claims for expenses incurred during the month of May, 2019, and claims for expenses due by contract in June, 2019 **ACTION ITEM**
- [CA 191](#) Motion to approve unaudited Treasurer’s report for May 2019 **ACTION ITEM**.....

5:35:45 PM **Thea moved to approve all consent agenda items, seconded by Cooley, motion passed with roll call vote. Engelhardt, yes. Burke, yes. Cooley, yes. Thea, yes.**

5:36:14 PM Mayor Haemmerle announced an upcoming special event, the Sheeptown Drag will be on June 20, 2019.

APPOINTMENTS AND AWARDS:

- AA 192 Tree Committee Appointment of Seth Gates filling the space left by resigning board member Carl Hjelm, term expires December 31, 2021 **ACTION ITEM***

5:37:05 PM Mayor opens, there are 2 positions open, and 1 interested candidate, Seth Gates, seems to be imminently qualified.

5:37:41 PM **Burke moves appoint Seth Gates to the remaining term vacated by Carl Hjelm with Resolution 2019-056 Engelhardt seconds. Motion passed unanimously.**

PUBLIC HEARINGS:

- PH 193 Pathways for People – Myrtle Street Design – final approval under Title 18 **ACTION ITEM**.....*
- 5:38:19 PM** Yeager this project has been in front of council many times, one thing we noticed, as outlined in Title 18, we are to do a public mailing and then a public hearing in that order, we’ve done them several times but not in this order before tonight. In the packet contains staff comments, and ask that council give this final approval if so desired. **5:39:35 PM** Mayor adds, we’ve had 3 or 4 meetings on this.

Public comments:

[5:40:10 PM](#) Bob MacLeod, Hailey resident, this will impact his property substantially, he has some concerns, looking like they will come to his property line, and if his fence is removed, can you replace it? If rocks are used, can you secure them from falling. MacLeod's water meter is above ground, can the city lower it during this project? In general notes, the water should not be shut off for more than 4 hours, if he has no water for 24 hours because of this project, what will happen? [5:42:23 PM](#) And finally what happens if he cannot get out of his house during the project? [5:43:11 PM](#) Mayor asked MacLeod, what happens if your water is off for more than 4 hours? MacLeod is okay with 4 or 8 hours off at his house, longer than than not okay, he'd have to find somewhere else to stay.

[5:43:16 PM](#) 305 e myrtle new owner, Glenn Dreher spoke to council, they are in the middle of renovations, the 2nd phase is to convert the garage into an ADU, it would be helpful to understand where the project will be located. Is this a definitive plan now or will it change? [5:44:37 PM](#) Haemmerle responds, the plans have been in place for a long period of time. [5:45:59 PM](#) Mayor asked Yeager to comment. Yeager responds, we are trying to keep the impact to the path at the minimum, in a perfect world it would be nice to enter from the alley. Dreher states there is a fire hydrant on the alley, so cannot enter from that direction. [5:46:45 PM](#) Mayor responds, we can't make any promises for parking, you can voice your concerns. [5:47:08 PM](#) Dreher asks about a ditch line, the blue line. There are no plans to make any improvements behind that area (behind the blue line), Yeager responds to Dreher's question.

End of public comments.

[5:48:23 PM](#) Yeager is in the process of working with the contractor on a change order and has been working on the retaining wall, trying to find ways to minimize the disruption of MacLeod's easement property, during that process Yeager found that we could lower the meter, so we will try to keep disruption down to 20 days, and will consider replacing the fence because we will move it to property line from where it is now. [5:49:59 PM](#) Yeager comments, we are considering a different retaining wall product that will accelerate construction and may result in a cost savings so you will a change order in a future meeting.

[5:50:50 PM](#) Lisa H. is happy to speak with Glen Dreher about suggestions, she spoke with the realtor selling the house 4 times regarding this path.

[5:51:16 PM](#) **Burke moves to approve design, Engelhardt seconds, Thea, yes. Cooley, yes. Burke, yes. Engelhardt, yes.**

PH 194 Consideration of concept design alternatives for River St. (Walnut to Galena), and the Bullion St. path, and motion to approve Concept Design Alternative 1 for River St. and Concept Design Alternative 3 for the Bullion St. path ACTION ITEM.....

[5:52:05 PM](#) Yeager gives a recap of the 4 block proposed redesign project of River Street 2 blocks north and 2 blocks south of Bullion Street plus a pathway connector on Bullion Street to Hop Porter Park. This has been going through the concept design phase with Stanley Consultants for some time. This is LTHAC grant funding money and we've had extensive public outreach

on this project, including property owners and general public input. At a future date, we will then come back to you this fall with concept development costs and then options to move forward. It is scheduled this way because we've been racing to apply for a BUILD grant application which is due July 15th, hoping to get council approval on the July 8th meeting. Hence, we are trying to get concept of River Street, in anticipation of getting the grant funds. Asking council for consideration for the alternatives presented tonight. We have 4 alternatives, item 1 involves Angled parking [5:57:22 PM](#) Yeager points to the design differences between 1 and 2. Alternative 1, truck parked against a 5-foot pathway, 4 foot landscape strip and then 4 foot sidewalk. Alternative 3 is very different, landscaping areas in front of ½ of the block of businesses, and the nearby businesses did not like them and where the other ½ of the block is parking. Alternative 4 has angled parking. With alternative 1 we have 36 foot wide street and can still have 2 lanes operational in the winter with snow down the center of the road. [6:00:56 PM](#) Parking in the center of the street, is not compliant with fire code. The compromise is to have the center of the tree, alternative 2, is 15-17 feet further from the business. Also have a connector from River street to Hop Porter Park. Public outreach included an open house, received many public comments from the online survey, also performed property owner interviews in near vicinity. In ideal scenario, will have to make tweaks according to each blocks situation, and may need to consider exploring alternatives that may deviate slightly from what has been decided here. Open for questions or discussion.

[6:06:30 PM](#) Engelhardt, prefers alternative 1 for River Street and Alternative 3 for the Bullion path to Hop Porter park.

[6:07:34 PM](#) Cooley asks a question, option 1 and 2, why did the public prefer 1? Yeager responds, people were concerned with bike path and pedestrian conflicts.

[6:08:48 PM](#) Thea asks, what is the difference in quantity of spaces, existing to each of the alternatives? Yeager, hard to determine. Black Owl coffee business may lose a few spaces based on how they park now. UPS parking would increase, because they have no street parking now. Nelson's Auto business would see a change in his workflow based on how he uses the right of way area right now. [6:10:40 PM](#) Thea asked about an 11-foot path? Yeager responded, from street travel lane attempted to not put narrow lane next to narrow road, we explored, 10, 11 & 12-foot paths.

Public comments:

No comments.

[6:13:45 PM](#) Cooley prefers concept number 2, okay though with going with alternative 1. Cooley prefers option 3 on Bullion.

[6:14:22 PM](#) Thea, is it a requirement to have paths on both sides of the street? This is an expensive project with paths on both sides, was this discussed. If the rest of River street should match it, it will be very expensive. Yeager responds, there was some concern about how to make it work. It is a challenge to come to a consensus. [6:16:52 PM](#) Horowitz comments, we spent

about 1 year discussing this in the Urban Renewal Agency and states 1 path is not cheaper because it has to be wider, it cannot be 5 feet. Thea replied, okay.

[6:17:04 PM](#) Thea prefers option 3, she likes the pedestrians being a part of the street scape. Are we ending up with less parking with 3? Thea likes 3 on Bullion. Thea likes 11-foot travel lanes.

[6:18:51 PM](#) Burke, the URA has had the opportunity to review this for a few years. Burke adds, she tends to agree with Thea, may be areas that curb cuts may not be needed, don't have a cookie cutter look all the way down the street. We have these standards but understanding that variations and tweaks would be allowed by block, so that it meets the needs of the immediate owner. Alternative 1 is the good standard, but knowing you have to tweak it. Burke likes alternative 3 for Bullion Street.

[6:21:52 PM](#) Engelhardt likes Alternative 1 for River Street and Alternative 2 on Bullion Street., this is the least amount of work and impact on the neighborhood. For River Street, traffic circles are they feasible on River Street? Yeager, did not look at traffic circles for this project, just a 4-block section of River Street. Thea, do you mean Roundabout? Engelhardt answers, yes.

[6:25:16 PM](#) Thea, what about stop signs? Yeager, this will stay the same for now.

[6:25:37 PM](#) Mayor Haemmerle, agrees with Burke, likes option 1, problem is we don't know what businesses will be there. Mayor thinks we'll need flexibility. And agrees with Engelhardt and likes option 2 for the kind of traffic you'll have there.

[6:27:48 PM](#) Cooley, rolled curb is an option.

[6:28:29 PM](#) **Burke moves to adopt alt 1 for river street, and undecided on....**

[6:29:19 PM](#) Horowitz speaks the interesting comment about path 3, majority of commenters thought option 3 would be better for both types of riders, that the serious riders would be using one side of the path while the families would use the other side. Thea comments, would like to see a bike path all the way to Croy eventually, can you match it up easily with the type of path you're describing?

Mayor Haemmerle changes his mind and likes option 3 for the Bullion path.

[6:30:29 PM](#) **Burke moves to adopt Alternative 1 for river and Alternative 3 for Bullion Street path, seconded by Thea, motion passed with roll call vote, Thea, yes. Burke, yes. Cooley, yes. Engelhardt, yes.**

PH 195 Consideration of proposed capital improvements associated with the 2019 Transportation Master Plan update ACTION ITEM.....

[6:31:33 PM](#) This is an update to the old plan, not a complete update to the plan. Our plan is to present this update to the council in the June 24th meeting. Yeager uses the same id numbers as in

the 2007 Transportation Master Plan. On right side of spreadsheet are the new plans and the old plans on left side. 201 and 202 remain the same. Some projects have been removed because they been completed since 2007. Removed 203, 204, 205, added 209, 210 and 211. Staff report contains items on the right spreadsheet. Mayor Haemmerle asks for another view, comparing why items have been removed. [6:37:51 PM](#) Yeager asks if you want to have anything added to this list?

[6:38:07 PM](#) Engelhardt wants to see projects by periods, a year at a time. Yeager can try to define that further. Other reasons to have projects in the capital improvement plan is to try to obtain funding opportunities.

[6:40:00 PM](#) Thea of this list are there higher priority items? Yeager, yes short-term projects are higher priority.

[6:40:57 PM](#) Haemmerle the state has funding but is 5-years behind schedule on the highway. ITD has slated the highway 75 roadway to be redone in 2021. Yeager, there will be an opportunity for council to speak to ITD in the near future.

[6:43:33 PM](#) Thea asks about the curves on Airport Way the pavement is crumbling. Yeager responds, projects are prioritized by 1-5 year projects, the s-curves at Airport Way are a problem, crumbling and falling apart, hoping to use some of the franchise fee funding towards those repairs. Mayor asks about item number 105. Yeager, this item 105 is new because the other Main Street improvements were Garvey funds only, it doesn't include the pavement on the highway. Mayor wants 105 to move to the top. Yeager replies. Main Street, and Fox Acres roundabout are a priority, as well as Cedar/Broadford Road, 5-year plans. Then Eastridge and 8th, out of projects from Quigley. Woodside light industrial drainage, 6-10 year range. 2nd Ave and Bullion, improved visibility at some point in the future. The new Capital Improvement list is 1 page, where it used to be several pages.

Mayor Haemmerle asked if action needs to take place tonight. Yeager, not tonight, just asking for additions or changes from council.

Public comments:

[6:47:26 PM](#) Peter Lobb, Hailey resident, asks if chip sealing is maintenance or a Capital Improvement item? Yeager responds, chip sealing is a maintenance item until repairs become too extensive to afford from the maintenance budget then it becomes a capital improvement project to replace the roads.

[6:48:07 PM](#) Glen Dreher wonders if, 75 is slated for resurfacing in 2021, can they profile it now, level it to soften out the pot holes? Haemmerle responds, call the Governor and your State Representative to ask them about the plans.

What roads will have to be replaced soon? Yeager responds, chip seal extends life of roads. Cobblestone, and Myrtle Street, we are trying to stay ahead of them.

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Thea, no additions. Cooley, none at this time. Burke, no additions at this time. Engelhardt, traffic circles, a priority at Broadford Road.

PH 196 Consideration of proposed Ordinance No. _____ amending the impacts of the current water user fee and how it relates to the City Parks irrigation rate in comparison to other uses within the City ACTION ITEM

[6:52:15 PM](#) Yeager this is the 3rd hearing on this topic. At the last meeting we discussed an alternative density of the park using equivalent lots to calculate rates by dividing the rate by equivalent lots within that park, Keefer Park is the example, assign rates with this density. Yeager displays chart with Park names and density by zone, Keefer Park has a potential lot density of 37 ½ units. Right now Keefer is paying \$57,385, if calculated on 37.5 lots, would be \$16,360. Maximum cost per 1,000 gallons would be 9 cents. Looking at our 5 largest water usage parks, we spent \$116,000 irrigation fees, under this new scenario it would change to \$41,000, it would be reduced by approximately \$75,000.

[6:57:43 PM](#) Haemmerle, we paid \$116,173 for 5 large parks for the seasonal irrigation. Then costs would be spread to other users, would it impact other users all year or just in the summer season? Yeager, impact all other users all year. [6:58:55 PM](#) Cooley, doesn't that lessen the impact to all the other users? Yeager, confirms, yes. Based on the direction, ordinance is drafted and in front of you.

Public comments.

[6:59:49 PM](#) Bob Macleod, Hailey citizen, agrees with all comments, he has a large lot and does the best he can. Phase 1 would save \$75,000. Just by doing this, his rates go up. Wondered, for people that take care of right of ways, can they get reduced rates watering right of way? Just a thought.

[7:01:29 PM](#) Peter Lobb, Hailey citizen, if good for city, then why not good enough for general public? This puts a big hole in the water fund. This is not free money, it will be funded by water users in town. Haemmerle this is a fee. Lobb, what you're doing, funding parks through the water fund, illegal way of poaching the water fund. Instead of going through the budget process, you're getting the water from the water department. If you decide to do this, do over a period of time, it is not fair.

[7:04:50 PM](#) Haemmerle asks, is Lobb correct. Yeager, no. The City should not be supplementing other users by paying a disproportionate share.

[7:05:29 PM](#) Haemmerle asks Dawson, we pay our fee from general fund. Dawson, correct.

[7:06:28 PM](#) Tim East Hailey citizen comments, how does this automatically go to the parks? The city saves \$75,000 how does this automatically go to the park? Haemmerle, it is in the general fund and can be spent on other items instead of water fees.

Haemmerle if public has great ideas about budget, please come to our hearings.

[7:08:35 PM](#) Yeager we are a customer on a water system, we are paying twice than anyone else, and we have to ask we are paying too much? Haemmerle adds, the water fund has a cost to operate, so we just allocate it differently.

[7:09:32 PM](#) Engelhardt, seems it is plain arithmetic. Yeager, trying to create a methodology that is fair.

[7:10:53 PM](#) Burke, Cooley commented this is defensible and rationale.

[7:11:45 PM](#) **Cooley makes motion to adopt Ordinance No. 1246, authorize the Mayor to conduct 1st reading by title only, seconded by Burke, Thea, hopes we can prioritize money going back into the parks, motion passed with roll call vote, Thea, yes. Cooley, yes. Burke, yes. Engelhardt, yes.**

[7:13:19 PM](#) **Mayor Haemmerle conducts 1st reading of Ordinance No. 1246, by title only.**

NEW BUSINESS:

NB 197 Discussion of expiration of Friedman Memorial Airport JPA on December 31, 2020 ACTION ITEM

[7:13:41 PM](#) The FMAA JPA expires December 31, 2020, we will bring this back at a future date.

NB 198 Discussion of expiration of Air Services Board JPA in 2019 and Consideration of adoption of Resolution 2019-_____, for a Renewal and Extension of Joint Powers Agreement ACTION ITEM

[7:14:49 PM](#) Haemmerle asks, Dawson we need to adopt this one, correct? Dawson replied, yes.

[7:15:26 PM](#) **Burke comments, this is working great, and moves to adopt Resolution 2019-057 renewing and extending the JPA agreement with the Air Services Board, seconded by Thea, motion passed unanimously.**

NB 199 Discussion of recent activities of the Joint Fire Board ACTION ITEM

[7:16:49 PM](#) Aberbach, are in a waiting period, next Wood River Fire Board meeting is this Wednesday June 13th.

[7:18:03 PM](#) Dawson explains further, they are also talking about among themselves, whether they want to push forward in a future meeting to add the Ambulance district to the Fire board JPA agreement. We can see that the JPA is a successful method in our valley.

[7:18:39 PM](#) Cooley, it is moving forward, and it slow. Chatterton is putting together a budget to give us perspective in an unbiased way which will help the board evaluate next steps.

[7:19:08 PM](#) Haemmerle, unlike what we've seen in the North Valley, this has been slow and deliberate, to see if there is any ability to combine efforts, we are not willing to surrender our autonomy and assets. There is no rush. Cooley and Burke have been very thoughtful and deliberate on this board.

[7:20:45 PM](#) Burke we are trying to find plan b, if all our efforts fall apart.

[7:21:15 PM](#) Haemmerle, one member brought up a motion to dissolve the JPA, did that happen? Burke, had heard that. Aberbach, that did not pass at the meeting where it was brought it up. Haemmerle, no one from our team has proposed this? No, Burke responds to the Mayor's question.

[7:22:18 PM](#) Engelhardt, asked a question about budget.

OLD BUSINESS:

OB 200 Second and/or Third Reading of Ordinance No. 1245, an Ordinance amending Title 17, Section 17.03, Definitions, to add "individuals with intellectual and developmental disabilities" to the definition of Residential Care Facility ACTION ITEM

[7:22:55 PM](#) Cooley moves to waive the 2nd reading, conduct 3rd reading by title only and authorize the Mayor to sign, seconded by Thea, motion passed unanimously.

[7:23:31 PM](#) Mayor Haemmerle conducts 3rd and final reading of Ordinance No. 1245 by title only.

STAFF REPORTS:

[7:24:06 PM](#) This Sunday is the 5B Chili Cookoff, will be located between Sun Valley Brewery and Christopher and Company. Trying to get tents and park benches for the event.

[7:25:06 PM](#) Yeager, the flood waters are receding. Hop Porter Park swings are installed, paving at Balmoral Park is taking place. And pot holes are being repaired.

[7:26:00 PM](#) Horowitz displays a sneak peek on the flower project, shows pallet furniture. We are still taking donations. Haemmerle this is going to make us pop, it is great, he is very excited.

[7:27:36 PM](#) Horowitz, blaine county is hosting more meetings, effort is called the, BLM Wood River Valley Recreation and Access Proposal, public meetings are on, June 18th 12-2 at the Blaine County Annex building and 5:30 – 7:30 at the community campus. Haemmerle adds, that the BLM should be congratulated for this effort.

[7:28:34 PM](#) Simms, new BCRD trails out Quigley Canyon have been opened as part of the annexation agreement. Just checking to make sure we have a quorum on July 8th meeting. Haemmerle asks Dawson to send out an email about this meeting date.

[7:28:49 PM](#) Yeager we need a quorum on the July 8th meeting, all council is in town. Dawson will send reminders for the entire summer.

[7:29:37 PM](#) Burke the URA, passed a resolution for River Street funding.

With no further business at 7:30 pm, Cooley moves to adjourn, seconded by Burke, motion passed unanimously.

Fritz X. Haemmerle, Mayor

Mary Cone, City Clerk