

**MINUTES OF THE SPECIAL MEETING OF THE
HAILEY CITY COUNCIL
HELD MARCH 2, 2020
IN THE HAILEY TOWN CENTER MEETING ROOM**

The Meeting of the Hailey City Council was called to order at 5:00 P.M. by Mayor Martha Burke. Present were Council members Heidi Husbands, Kaz Thea, Sam Linnet, and Juan Martinez. Staff present included City Attorney Christopher P. Simms, City Administrator Heather Dawson, Deputy City Clerk Jennifer Pomerleau and City Clerk Mary Cone.

[5:00:49 PM](#) Call to Order by Mayor Burke.

Open Session for Public Comments:

None

CONSENT AGENDA:

CA 109 Motion to ratify letter to Senate Commerce Committee and House Business Committee pertaining to proposed legislation to eliminate Idaho Building/Energy Codes ACTION ITEM

Thea moves to approve all consent agenda items. Husbands seconds the motion. Burke, Husbands, Thea, Linnet and Martinez all vote to approve the motion.

Mayor Burke compliments Jessie and the Community Development department for the good work on the ADU, accessible dwelling unit, program.

NEW BUSINESS:

NB 110 Introduction of Ordinance No. 1258 to amend Hailey Ordinance No. 1103 to grant a six-month extension of Hailey's rubbish franchise ordinance ACTION ITEM

[5:02:10 PM](#) Simms starts with thanks for the meeting on short notice and with an apology for its last-minute nature. There is a burdensome procedure created by statute requiring the City to enter into franchise agreements, essentially granting a government-sanctioned monopoly for a necessary service, in this case rubbish service. Tonight, we are introducing an ordinance to extend – on the same terms currently in place - the franchise for six months, while terms are renegotiated and new service terms are negotiated. The principal and the attorney for Clear Creek are in attendance tonight. Any further details are unknown right now. It is simply an extension of the term. Mayor states that during this six-month extension, the City will have workshops to come together to discuss the needs of the community in the future, and composting and different ways to recycle, etc. This is more or less housekeeping. You can ask questions of the staff. This is the first step. Simms stated that this is the introduction of the ordinance, then there is the waiting period under the statute.

NB 111 Motion to set a special meeting for April 6, 2020 at 5:00 p.m. for the purpose of holding a public hearing on Hailey Ordinance No. 1258 ACTION ITEM

[5:04:33 PM](#) Mayor introduces the second item: we will be holding a public hearing on Hailey Ordinance No. 1258 at the April 6, 2020 meeting at 5:00 p.m. Dawson states that tonight, the extension of the franchise agreement for six months is introduced. This is literally just changing the length of the franchise from 8 years to 6 months. Then it will be published in legal edition of Wednesday's paper. If the motion for the April 6 special meeting is made and approved, then we will take public hearing on the extension at that time, and the council will vote to adopt the ordinance at that time, with new effective dates for the franchise agreement.

Mayor asks for a motion that we set a special meeting on April 6. Thea asks if there be time for the special meeting on April 6, since it is right before the Planning and Zoning hearing. Dawson explains that the proposed ordinance is introduced, then published 30 days in advance of adoption. The procedure is to introduce it, then publish it 30 days in advance of adopting, at Clear Creek's expense. It will be published March 4, 2020. Then if we meet on April 6, then we can adopt an ordinance setting a date six months out, which will be publish April 8. The current franchise agreement expires April 10, and we are literally under the wire here. The April 6 meeting is not substantive; it's just extending the time.

[5:06:57 PM](#) **Thea moves to set a special meeting for April 6, 2020 at 5:00 pm, for the purpose of holding a public hearing to consider extending franchise agreement for six months, Hailey Ordinance No. 1258. Martinez asks if, due to a scheduling conflict, he can attend by phone. Mayor says yes, so Martinez seconds. Husbands, Thea, Linnet and Martinez all vote to approve the motion.**

STAFF REPORTS:

None.

Husbands asks if we had the meeting regarding the ordinance on parking and snow removal with people around city. Yeager says we have not set that meeting. Mayor says that we can, it's time.

Thea asks who will be in on conversation regarding rubbish franchise agreement will serve the community and Clear Creek. Mayor states that she would like to see public workshops.

[5:09:04 PM](#) Evan Robertson, attorney for Clear Creek Disposal, states that he would be happy to participate with meetings and workshops. Mike Goitiandia and Clear Creek are in the best position to discuss and respond to council's ideas, after all their years of service and understanding of recycling, and the costs. Not that they have all the ideas, and they are happy to meet about this. Mayor Burke states that Goitiandia will be included for sure. Thea comments that education about recycling, how and what, is important. Simms thanked Clear Creek representative for attending. Mayor comments that they love "talking trash."

Simms invites Clear Creek Disposal representatives to have an informational discussion with the Council in the five minutes remaining in the meeting time, regarding the agreement, the services, and how things are going. Mayor Burke mentions composting. [5:10:33 PM](#) Goitiandia comments that currently the recycling program is working well. It is different today than when it started. It needs flexibility to respond to circumstances outside the city's, state's and even the nation's control, concerning recycling. Some aspects could improve – the cardboard collection site, for

example, which is inundated with cardboard. They try to clean it up and process it the best they can, but sometimes they can't keep up with the demand. The composting program could be discussed in workshops, as something to develop.

5:12:31 PM Martinez moves to adjourn. Husbands seconds. Burke, Husbands, Thea, Linnet and Martinez all vote to approve the motion.