AGENDA ITEM SUMMARY

DATE: 4-30-12  DEPARTMENT: Public Works  DEPT. HEAD SIGNATURE: ____________

SUBJECT: Request for approval for Arborfest Special Event at Hop Porter Park on May 5, 2012, the hours will be from 10:00 a.m. to 3:00 p.m.

AUTHORITY: □ ID Code __________ □ IAR __________ □ City Ordinance/Code __________

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS: Caselle # __________ 12.42.002.1

Budget Line Item #: ___________________  YTD Line Item Balance $ ___________________

Estimated Hours Spent to Date: ___________________  Estimated Completion Date: ___________________

Staff Contact: __________ Heather Dawson __________  Phone # ____788-4221 x18____

Comments: ____________________________________________________________

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS: (IFAPPLICABLE)

☒ City Administrator  ☑ Library  ☐ Benefits Committee
☐ City Attorney  ☐ Mayor  ☐ Streets
☒ City Clerk  ☒ Planning  ☐ Treasurer
☒ Building  ☑ Police  ☐ __________
☒ Engineer  ☐ Public Works, Parks  ☐ __________
☒ Fire Dept.  ☐ P & Z Commission  ☐ __________

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

ADMINISTRATIVE COMMENTS/APPROVAL:

Motion to approve the Arborfest Special Event and authorize the Mayor to sign.

City Administrator __________  Dept. Head Attend Meeting (circle one) Yes  No

ACTION OF THE CITY COUNCIL:

Date ______________________

City Clerk __________________________________________

FOLLOW-UP:

*Ord./Res./Agrmt./Order Originals: Record Copies (all info.): Instrument # ______________________

*Additional/Exceptional Originals to: ___________________________ Copies (AIS only)
DECISION

Based on the Application for a Special Event Permit for the 2012 Arborfest, the City of Hailey, pursuant to Chapter 12.14 of the Hailey Municipal Code, approves the Application and grants the Special Event Permit, subject to the following conditions:

Standard Conditions

a. The Applicant shall comply with the terms, plans, covenants and provisions of the Application, as approved or as modified by the City of Hailey.
b. The Applicant shall comply with all applicable local, state and federal laws, regulations and ordinances before, during and after the Special Event(s).
c. The Applicant shall execute an agreement, relating to the reimbursement of expenses, indemnification and other provisions immediately upon the approval of the application for the Special Events Permit.
d. In the event the Applicant fails to comply with all the conditions set forth herein, the City may revoke the Special Events Permit, in whole or in part.

Other Conditions

DATED this 30th day of April, 2012.

CITY OF HAILEY

By: ______________________________
Fritz Haemmerle, its Mayor

ATTEST:

____________________________________
Mary Cone, City Clerk

AGREEMENT

In consideration of the granting of a special event permit by the City of Hailey ("the City") for the 2012 Arborfest that will occur on May 5, 2012 from 10:00 a.m. to 3:00 p.m., plus specified set up and teardown time, ("the Event"), and pursuant to Section 12.14 of the Hailey Municipal Code, the undersigned, as the applicant ("Applicant") of a Special Event Permit from the City for the Event, does hereby agree to reimburse the City for any costs incurred by the City in repairing damage or providing any services or materials resulting from the Event. The Applicant agrees that such costs may be deducted from a service security deposit as established by the City, and that if costs exceed any deposit made by the applicant, further reimbursement will be made to the City upon demand. The Applicant hereby agrees to indemnify, defend and hold harmless the City and its officers and employees, in their official and individual capacities,
from any and all claims, demands, obligations, liabilities, lawsuits, judgments, attorneys’ fees, costs, expenses and damages of any nature caused by or arising out of, or connected with the Event. In the event either party hereto is required to retain counsel to enforce a provision of this Agreement, or to recover damages resulting from a breach hereof, the prevailing party shall be entitled to recover from the other party all reasonable attorney’s fees incurred herein or on appeal, or in bankruptcy proceedings. The Applicant agrees to comply with all the laws and ordinances of the City of Hailey, Idaho applicable to the subject matter thereof, and to conduct the Event in accordance with the terms and provisions of the application for a Special Event Permit, as approved or as modified by the City, and all conditions of the Special Event Permit. The Applicant agrees that the Special Event Permit is nontransferable and shall be conducted only for the dates and locations as approved by the City.

IN WITNESS WHEREOF, Applicant and the City have executed this Agreement on this 30th day of April, 2012.

APPLICANT:

By: ______________________________

(please sign and print name and title, if applicable)

CITY OF HAILEY:

By: ______________________________

Fritz Haemmerle, its Mayor

ATTEST:

______________________________

Mary Cone, its City Clerk
AGENDA ITEM SUMMARY

DATE: 04-30-12 DEPARTMENT: Public Works DEPT. HEAD SIGNATURE: ________________

SUBJECT:
Request approval for Hailey’s Main Street Antique Show at 730 Main Street N to be held on Sunday, July 1st and Monday, July 2, 2012, the hours will be from 9:00am – 7:00pm on Sunday, July 1st and 9:00am – 5:00pm on Monday, July 2nd.

AUTHORITY: □ ID Code __________ □ IAR __________ □ City Ordinance/Code __________
(if applicable)

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS: Caselle #
Budget Line Item # __________ YTD Line Item Balance $ __________
Estimated Hours Spent to Date: __________ Estimated Completion Date: __________
Staff Contact: __________________________ Phone #: __________________________
Comments: __________________________

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS: (if applicable)

□ City Administrator □ Library □ Benefits Committee
□ City Attorney □ Mayor □ Streets
□ City Clerk □ Planning □ Treasurer
X Building □ Police
□ Engineer □ Public Works, Parks
□ Fire Dept. □ P & Z Commission

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Motion to approve the Hailey’s Main Street Antique Show and authorize the Mayor to sign.

ADMINISTRATIVE COMMENTS/APPROVAL:

City Administrator ________________ Dept. Head Attend Meeting (circle one) Yes No

ACTION OF THE CITY COUNCIL:
Date ________________

City Clerk _______________________________

FOLLOW-UP:
*Ord./Res./Agrmt./Order Originals: Record *Additional/Exceptional Originals to: __________)
Copies (all info.): Copies (AIS only)
Instrument # ________________
DECISION

Based on the Application for a Special Event Permit for the July 2012 Hailey’s Main Street Antique Show, the City of Hailey, pursuant to Chapter 12.14 of the Hailey Municipal Code, approves the Application and grants the Special Event Permit, subject to the following conditions:

Standard Conditions

a. The Applicant shall comply with the terms, plans, covenants and provisions of the Application, as approved or as modified by the City of Hailey.
b. The Applicant shall comply with all applicable local, state and federal laws, regulations and ordinances before, during and after the Special Event(s).
c. The Applicant shall execute an agreement, relating to the reimbursement of expenses, indemnification and other provisions immediately upon the approval of the application for the Special Events Permit.
d. In the event the Applicant fails to comply with all the conditions set forth herein, the City may revoke the Special Events Permit, in whole or in part.

Other Conditions

DATED this 30th day of April, 2012.

CITY OF HAILEY

By: ___________________________
    Fritz Haemmerle, its Mayor

ATTEST:

_______________________________
    Mary Cone, City Clerk

AGREEMENT

In consideration of the granting of a special event permit by the City of Hailey (“the City”) for the 2012 Hailey’s Main Street Antique Show that will occur on July 1, 2012 from 9:00 a.m. to 7:00 p.m. and July 2, 2012 from 9:00 a.m. to 5:00 p.m., plus specified set up and teardown time, (“the Event”), and pursuant to Section 12.14 of the Hailey Municipal Code, the undersigned, as the applicant (“Applicant”) of a Special Event Permit from the City for the Event, does hereby agree to reimburse the City for any costs incurred by the City in repairing damage or providing any services or materials resulting from the Event. The Applicant agrees that such costs may be deducted from a security service deposit established by the City, and that if costs exceed any deposit made by the applicant, further reimbursement will be made to the City upon demand. The Applicant hereby agrees to indemnify, defend and hold harmless the
City and its officers and employees, in their official and individual capacities, from any and all claims, demands, obligations, liabilities, lawsuits, judgments, attorneys’ fees, costs, expenses and damages of any nature caused by or arising out of, or connected with the Event. In the event either party hereto is required to retain counsel to enforce a provision of this Agreement, or to recover damages resulting from a breach hereof, the prevailing party shall be entitled to recover from the other party all reasonable attorney’s fees incurred herein or on appeal, or in bankruptcy proceedings. The Applicant agrees to comply with all the laws and ordinances of the City of Hailey, Idaho applicable to the subject matter thereof, and to conduct the Event in accordance with the terms and provisions of the application for a Special Event Permit, as approved or as modified by the City, and all conditions of the Special Event Permit. The Applicant agrees that the Special Event Permit is nontransferable and shall be conducted only for the dates and locations as approved by the City.

IN WITNESS WHEREOF, Applicant and the City have executed this Agreement on this 30th day of April, 2012.

APPLICANT:

By: ____________________________

(please sign and print name and title, if applicable)

CITY OF HAILEY:

By: ____________________________

Fritz Haemmerle, its Mayor

ATTEST:

_____________________________

Mary Cone, its City Clerk
AGENDA ITEM SUMMARY

DATE: 04-30-12  DEPARTMENT: Public Works  DEPT. HEAD SIGNATURE:

SUBJECT:
Request approval for Hailey’s Main Street Antique Show at 730 Main Street N to be held on Saturday, September 1st and Sunday, September 2, 2012, the hours will be from 9:00am – 7:00pm on Saturday, September 1st and 9:00am – 6:00pm on Sunday, September 2nd.

AUTHORIZED:  □ ID Code  □ IAR  □ City Ordinance/Code (IF APPLICABLE)

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS:  Caselle #
Budget Line Item #  YTD Line Item Balance $
Estimated Hours Spent to Date:  Estimated Completion Date:
Staff Contact:  Phone #
Comments:

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS: (IF APPLICABLE)

☐ City Administrator  ☐ Library  ☐ Benefits Committee
☐ City Attorney  ☐ Mayor  ☐ Streets
☐ City Clerk  X Planning  ☐ Treasurer
☐ Building  X Police
☐ Engineer  ☐ Public Works, Parks
☐ Fire Dept.  ☐ P & Z Commission

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Motion to approve the Hailey’s Main Street Antique Show and authorize the Mayor to sign.

ADMINISTRATIVE COMMENTS/APPROVAL:

City Administrator  Dept. Head Attend Meeting (circle one) Yes  No

ACTION OF THE CITY COUNCIL:
Date

City Clerk

FOLLOW-UP:
*Ord./Res./Agrmt./Order Originals: Record  *Additional/Exceptional Originals to:  Copies (AIS only)
Copies (all info.):
DECISION

Based on the Application for a Special Event Permit for the September 2012 Hailey’s Main Street Antique Show, the City of Hailey, pursuant to Chapter 12.14 of the Hailey Municipal Code, approves the Application and grants the Special Event Permit, subject to the following conditions:

Standard Conditions

a. The Applicant shall comply with the terms, plans, covenants and provisions of the Application, as approved or as modified by the City of Hailey.
b. The Applicant shall comply with all applicable local, state and federal laws, regulations and ordinances before, during and after the Special Event(s).
c. The Applicant shall execute an agreement, relating to the reimbursement of expenses, indemnification and other provisions immediately upon the approval of the application for the Special Events Permit.
d. In the event the Applicant fails to comply with all the conditions set forth herein, the City may revoke the Special Events Permit, in whole or in part.

Other Conditions

DATED this 30th day of April, 2012.

CITY OF HAILEY

By: ____________________________
    Fritz Haemmerle, its Mayor

ATTEST:

______________________________
Mary Cone, City Clerk

AGREEMENT

In consideration of the granting of a special event permit by the City of Hailey (“the City”) for the 2012 Hailey’s Main Street Antique Show that will occur on September 1, 2012 from 9:00 a.m. to 7:00 p.m. and September 2, 2012 from 9:00 a.m. to 5:00 p.m., plus specified set up and teardown time, (“the Event”), and pursuant to Section 12.14 of the Hailey Municipal Code, the undersigned, as the applicant (“Applicant”) of a Special Event Permit from the City for the Event, does hereby agree to reimburse the City for any costs incurred by the City in repairing damage or providing any services or materials resulting from the Event. The Applicant agrees that such costs may be deducted from a security service deposit as established by the City, and that if costs exceed any deposit made by the applicant, further reimbursement will be made to the City upon demand. The Applicant hereby agrees to indemnify, defend and hold harmless the

CITY OF HAILEY  ■  115 MAIN ST. S., SUITE H  ■  HAILEY, IDAHO 83333  ■  788-4221

15/03/SPECIAL EVENT PERMIT (08/02/05)

- 40 -
City and its officers and employees, in their official and individual capacities, from any and all claims, demands, obligations, liabilities, lawsuits, judgments, attorneys’ fees, costs, expenses and damages of any nature caused by or arising out of, or connected with the Event. In the event either party hereto is required to retain counsel to enforce a provision of this Agreement, or to recover damages resulting from a breach hereof, the prevailing party shall be entitled to recover from the other party all reasonable attorney’s fees incurred herein or on appeal, or in bankruptcy proceedings. The Applicant agrees to comply with all the laws and ordinances of the City of Hailey, Idaho applicable to the subject matter thereof, and to conduct the Event in accordance with the terms and provisions of the application for a Special Event Permit, as approved or as modified by the City, and all conditions of the Special Event Permit. The Applicant agrees that the Special Event Permit is nontransferable and shall be conducted only for the dates and locations as approved by the City.

IN WITNESS WHEREOF, Applicant and the City have executed this Agreement on this 30th day of April, 2012.

APPLICANT:

By: ________________________________

__________________________________
(please sign and print name and title, if applicable)

CITY OF HAILEY:

By: ________________________________

Fritz Haemmerle, its Mayor

ATTEST:

__________________________________

Mary Cone, its City Clerk
AGENDA ITEM SUMMARY

DATE: 04-30-12     DEPARTMENT:  _Public Works_     DEPT. HEAD SIGNATURE: ________________

SUBJECT:
Request approval for Hailey’s Antique Market at Hailey Roberta McKercher Park and Hailey Armory to be held on Sunday, July 1st and Monday, July 2, 2012, the hours will be from 9:00am – 6:00pm on Sunday, July 1st and 9:00am – 4:00pm on Monday, July 2nd.

AUTHORITY:  □ ID Code ___________  □ IAR ___________  □ City Ordinance/Code ___________

(If applicable)

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS:  Caselle #
Budget Line Item # ___________________________  YTD Line Item Balance ___________
Estimated Hours Spent to Date: ________________  Estimated Completion Date: ________________
Staff Contact: _______________________________  Phone #: ______________________________
Comments: ______________________________________

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS:  (If applicable)

□ City Administrator  □ Library  □ Benefits Committee
□ City Attorney  □ Mayor  □ Streets
□ City Clerk  □ Planning  □ Treasurer
X Building  X Police  □
□ Engineer  □ Public Works, Parks  □
X Fire Dept.  □ P & Z Commission  □

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Motion to approve the Hailey's Antique Market and authorize the Mayor to sign.

ADMINISTRATIVE COMMENTS/APPROVAL:

City Administrator ___________________  Dept. Head Attend Meeting (circle one) Yes  No

ACTION OF THE CITY COUNCIL:
Date ________________________________

City Clerk ____________________________________________________________

FOLLOW-UP:
*Ord./Res./Agrmt./Order Originals: Record  *Additional/Exceptional Originals to: ____________________________
Copies (all info.):  Copies (AIS only)
Instrument # ____________________________
DECISION

Based on the Application for a Special Event Permit for the July 2012 Hailey’s Antique Market, the City of Hailey, pursuant to Chapter 12.14 of the Hailey Municipal Code, approves the Application and grants the Special Event Permit, subject to the following conditions:

Standard Conditions

a. The Applicant shall comply with the terms, plans, covenants and provisions of the Application, as approved or as modified by the City of Hailey.

b. The Applicant shall comply with all applicable local, state and federal laws, regulations and ordinances before, during and after the Special Event(s).

c. The Applicant shall execute an agreement, relating to the reimbursement of expenses, indemnification and other provisions immediately upon the approval of the application for the Special Events Permit.

d. In the event the Applicant fails to comply with all the conditions set forth herein, the City may revoke the Special Events Permit, in whole or in part.

Other Conditions

DATED this 30th day of April, 2012.

CITY OF HAILEY

By: ____________________________________________

Fritz Haemmerle, its Mayor

ATTEST:

______________________________

Mary Cone, City Clerk

AGREEMENT

In consideration of the granting of a special event permit by the City of Hailey ("the City") for the 2012 Hailey’s Antique Market that will occur on July 1, 2012 from 9:00 a.m. to 6:00 p.m. and July 2, 2012 from 9:00 a.m. to 4:00 p.m., plus specified set up and teardown time, ("the Event"), and pursuant to Section 12.14 of the Hailey Municipal Code, the undersigned, as the applicant ("Applicant") of a Special Event Permit from the City for the Event, does hereby agree to reimburse the City for any costs incurred by the City in repairing damage or providing any services or materials resulting from the Event. The Applicant agrees that such costs may be deducted from a security services deposit established by the City, and that if costs exceed any deposit made by the applicant, further reimbursement will be made to the City upon demand. The Applicant hereby agrees to indemnify, defend and hold harmless the City and its officers and
employees, in their official and individual capacities, from any and all claims, demands, obligations, liabilities, lawsuits, judgments, attorneys' fees, costs, expenses and damages of any nature caused by or arising out of, or connected with the Event. In the event either party hereto is required to retain counsel to enforce a provision of this Agreement, or to recover damages resulting from a breach hereof, the prevailing party shall be entitled to recover from the other party all reasonable attorney's fees incurred herein or on appeal, or in bankruptcy proceedings. The Applicant agrees to comply with all the laws and ordinances of the City of Hailey, Idaho applicable to the subject matter thereof, and to conduct the Event in accordance with the terms and provisions of the application for a Special Event Permit, as approved or as modified by the City, and all conditions of the Special Event Permit. The Applicant agrees that the Special Event Permit is nontransferable and shall be conducted only for the dates and locations as approved by the City.

IN WITNESS WHEREOF, Applicant and the City have executed this Agreement on this 30th day of April, 2012.

APPLICANT:

By: ________________________________

(please sign and print name and title, if applicable)

CITY OF HAILEY:

By: ________________________________

Fritz Haemmerle, its Mayor

ATTEST:

___________________________

Mary Cone, its City Clerk

CITY OF HAILEY • 115 MAIN ST. S., SUITE H • HAILEY, IDAHO 83333 • 788-4221
AGENDA ITEM SUMMARY

DATE: 04-30-12 DEPARTMENT: Public Works DEPT. HEAD SIGNATURE: ______________________

SUBJECT:
Request approval for Hailey’s Antique Market at Hailey Roberta McKercher Park and Hailey Armory to be held on Saturday, September 1st through Monday, September 3, 2012, the hours will be from 9:00am – 6:00pm on Saturday & Sunday, and 9:00am – 4:00pm on Monday.

AUTHORITY: ☐ ID Code ____________ ☐ IAR ____________ ☐ City Ordinance/Code ____________
(IF APPLICABLE)

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS: Caselle #
Budget Line Item #: ____________________________ YTD Line Item Balance $ ____________________________
Estimated Hours Spent to Date: _________________ Estimated Completion Date: _________________
Staff Contact: ____________________________ Phone #: ____________________________
Comments: ___________________________________________________________________________

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS: (IF APPLICABLE)
☐ City Administrator ☐ Library ☐ Benefits Committee
☐ City Attorney ☐ Mayor ☐ Streets
☐ City Clerk X Planning ☐ Treasurer
X Building X Police ☐ _________________
☐ Engineer ☐ Public Works, Parks ☐ _________________
X Fire Dept. ☐ P & Z Commission ☐ _________________

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Motion to approve the Hailey’s Antique Market and authorize the Mayor to sign.

ADMINISTRATIVE COMMENTS/APPROVAL:

City Administrator _______________ Dept. Head Attend Meeting (circle one) Yes No

ACTION OF THE CITY COUNCIL:
Date ____________________________

City Clerk ____________________________

FOLLOW-UP:
*Ord./Res./Agrmt./Order Originals: Record *Additional/Exceptional Originals to: ____________________________
Copies (all info.): Copies (AIS only)
Instrument # ____________________________
DECISION

Based on the Application for a Special Event Permit for the September 2012 Hailey's Antique Market, the City of Hailey, pursuant to Chapter 12.14 of the Hailey Municipal Code, approves the Application and grants the Special Event Permit, subject to the following conditions:

Standard Conditions

a. The Applicant shall comply with the terms, plans, covenants and provisions of the Application, as approved or as modified by the City of Hailey.

b. The Applicant shall comply with all applicable local, state and federal laws, regulations and ordinances before, during and after the Special Event(s).

c. The Applicant shall execute an agreement, relating to the reimbursement of expenses, indemnification and other provisions immediately upon the approval of the application for the Special Events Permit.

d. In the event the Applicant fails to comply with all the conditions set forth herein, the City may revoke the Special Events Permit, in whole or in part.

Other Conditions

DATED this 30th day of April, 2012.

CITY OF HAILEY

By: ____________________________
Fritz Haemmerle, its Mayor

ATTEST:

______________________________
Mary Cone, City Clerk

AGREEMENT

In consideration of the granting of a special event permit by the City of Hailey ("the City") for the 2012 Hailey's Antique Market that will occur on September 1st and 2nd, 2012 from 9:00 a.m. to 6:00 p.m. and September 3, 2012 from 9:00 a.m. to 4:00 p.m., plus specified set up and teardown time, ("the Event"), and pursuant to Section 12.14 of the Hailey Municipal Code, the undersigned, as the applicant ("Applicant") of a Special Event Permit from the City for the Event, does hereby agree to reimburse the City for any costs incurred by the City in repairing damage or providing any services or materials resulting from the Event. The Applicant agrees that such costs may be deducted from a security service deposit as established by the City, and that if costs exceed any deposit made by the applicant, further reimbursement will be made to the City upon demand. The Applicant hereby agrees to indemnify, defend and hold harmless the

CITY OF HAILEY  •  115 MAIN ST. S., SUITE H  •  HAILEY, IDAHO 83333  •  788-4221
City and its officers and employees, in their official and individual capacities, from any and all claims, demands, obligations, liabilities, lawsuits, judgments, attorneys’ fees, costs, expenses and damages of any nature caused by or arising out of, or connected with the Event. In the event either party hereto is required to retain counsel to enforce a provision of this Agreement, or to recover damages resulting from a breach hereof, the prevailing party shall be entitled to recover from the other party all reasonable attorney’s fees incurred herein or on appeal, or in bankruptcy proceedings. The Applicant agrees to comply with all the laws and ordinances of the City of Hailey, Idaho applicable to the subject matter thereof, and to conduct the Event in accordance with the terms and provisions of the application for a Special Event Permit, as approved or as modified by the City, and all conditions of the Special Event Permit. The Applicant agrees that the Special Event Permit is nontransferable and shall be conducted only for the dates and locations as approved by the City.

IN WITNESS WHEREOF, Applicant and the City have executed this Agreement on this 30th day of April, 2012.

APPLICANT:

By: ____________________________________________

(please sign and print name and title, if applicable)

CITY OF HAILEY:

By: ____________________________________________

Fritz Haemmerle, its Mayor

ATTEST:

_____________________________________

Mary Cone, its City Clerk
AGENDA ITEM SUMMARY

DATE: 04-30-12 DEPARTMENT: Public Works DEPT. HEAD SIGNATURE: 

SUBJECT:
Request approval for Girls on the Run Community 5K & Healthy Living Expo at Heagle Park on May 19, 2012 from 9:30 a.m. through 12:00 p.m.

AUTHORITY: □ ID Code □ IAR □ City Ordinance/Code (IF APPLICABLE)

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS: Caselle #
Budget Line Item # YTD Line Item Balance $
Estimated Hours Spent to Date: Estimated Completion Date:
Staff Contact: Phone #
Comments:

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS: (IF APPLICABLE)

□ City Administrator □ Library □ Benefits Committee
□ City Attorney □ Mayor □ Streets
□ City Clerk X Planning □ Treasurer
X Building X Police
□ Engineer □ Public Works, Parks
X Fire Dept. □ P & Z Commission

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Motion to approve the Halley’s Antique Market and authorize the Mayor to sign.

ADMINISTRATIVE COMMENTS/APPROVAL:

City Administrator Dept. Head Attend Meeting (circle one) Yes No

ACTION OF THE CITY COUNCIL:
Date

City Clerk

FOLLOW-UP:
*Ord./Res./Agmt./Order Originals: Record *Additional/Exceptional Originals to:
Copies (all info.): Copies (AIS only)
Instrument #
DECISION

Based on the Application for a Special Event Permit for the 2012 Girls on the Run Community 5K & Healthy Living Expo, the City of Hailey, pursuant to Chapter 12.14 of the Hailey Municipal Code, approves the Application and grants the Special Event Permit, subject to the following conditions:

Standard Conditions

a. The Applicant shall comply with the terms, plans, covenants and provisions of the Application, as approved or as modified by the City of Hailey.
b. The Applicant shall comply with all applicable local, state and federal laws, regulations and ordinances before, during and after the Special Event(s).
c. The Applicant shall execute an agreement, relating to the reimbursement of expenses, indemnification and other provisions immediately upon the approval of the application for the Special Events Permit.
d. In the event the Applicant fails to comply with all the conditions set forth herein, the City may revoke the Special Events Permit, in whole or in part.

Other Conditions

DATED this 30th day of April, 2012.

CITY OF HAILEY

By: ______________________________
Fritz Haemmerle, its Mayor

ATTEST:

______________________________
Mary Cone, City Clerk

AGREEMENT

In consideration of the granting of a special event permit by the City of Hailey ("the City") for the 2012 Girls on the Run Community 5K & Healthy Living Expo that will occur on May 19, 2012 from 9:30 a.m. to 12:00 p.m., plus specified set up and teardown time, ("the Event"), and pursuant to Section 12.14 of the Hailey Municipal Code, the undersigned, as the applicant ("Applicant") of a Special Event Permit from the City for the Event, does hereby agree to reimburse the City for any costs incurred by the City in repairing damage or providing any services or materials resulting from the Event. The Applicant agrees that such costs may be deducted from a security services deposit established by the City, and that if costs exceed any deposit made by the applicant, further reimbursement will be made to the City upon demand. The Applicant hereby agrees to indemnify, defend and hold harmless the City and its officers and

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employees, in their official and individual capacities, from any and all claims, demands, obligations, liabilities, lawsuits, judgments, attorneys' fees, costs, expenses and damages of any nature caused by or arising out of, or connected with the Event. In the event either party hereto is required to retain counsel to enforce a provision of this Agreement, or to recover damages resulting from a breach hereof, the prevailing party shall be entitled to recover from the other party all reasonable attorney's fees incurred herein or on appeal, or in bankruptcy proceedings. The Applicant agrees to comply with all the laws and ordinances of the City of Hailey, Idaho applicable to the subject matter thereof, and to conduct the Event in accordance with the terms and provisions of the application for a Special Event Permit, as approved or as modified by the City, and all conditions of the Special Event Permit. The Applicant agrees that the Special Event Permit is nontransferable and shall be conducted only for the dates and locations as approved by the City.

IN WITNESS WHEREOF, Applicant and the City have executed this Agreement on this 30\textsuperscript{th} day of April, 2012.

APPLICANT:

By: __________________________________________

(please sign and print name and title, if applicable)

CITY OF HAILEY:

By: __________________________________________
Fritz Haemmerle, its Mayor

ATTEST:

________________________________________
Mary Cone, its City Clerk
AGENDA ITEM SUMMARY

DATE: 4/30/2012 DEPARTMENT: Legal DEPT. HEAD SIGNATURE: ________________

SUBJECT:

Summary of Hailey Ordinance No. 1104 (Annexation Ordinance Amendments)

AUTHORITY: □ ID Code □ IAR □ City Ordinance/Code (IF APPLICABLE)

BACKGROUND/SUMMARY OF ALTERNATIVES CONSIDERED:

I am enclosing a summary of Hailey Ordinance No. 1104 which amends Chapter 14.01 of the Hailey Municipal Code.

Ned

FISCAL IMPACT / PROJECT FINANCIAL ANALYSIS: Casele #
Budget Line Item # YTD Line Item Balance $
Estimated Hours Spent to Date: Estimated Completion Date:
Staff Contact: Phone #
Comments:

ACKNOWLEDGEMENT BY OTHER AFFECTED CITY DEPARTMENTS: (IF APPLICABLE)

City Attorney Clerk / Finance Director Engineer Building
Library Planning Fire Dept. __________
Safety Committee P & Z Commission Police Mayor. __________
Streets Public Works, Parks __________

RECOMMENDATION FROM APPLICABLE DEPARTMENT HEAD:

Make a motion to approve the summary of Hailey Ordinance No. 1104.

FOLLOW-UP REMARKS:
SUMMARY OF HAILEY ORDINANCE NO. 1104

The following is a summary of the principal provisions of Ordinance No. 1104 of the City of Hailey, Idaho, duly passed and adopted April 30, 2012, by the City Council and Mayor of the City of Hailey:

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING CHAPTER 14.01 OF THE HAILEY MUNICIPAL CODE, ENTITLED ANNEXATION PROCEDURES, BY AMENDING SECTION 14.01.040 TO REQUIRE CONCURRENT SUBDIVISION AND ANNEXATION APPLICATIONS; AMENDING SECTION 14.01.050 TO REQUIRE A DESCRIPTION OF WATER RIGHTS APPURTENANT TO THE PROPERTY TO BE ANNEXED; AMENDING SECTION 14.01.090 TO GENERALLY REQUIRE A FISCAL ANALYSIS FOR ANNEXATION OF PROPERTY, TO AUTHORIZE THE POSTING OF SECURITY FOR IMPROVEMENTS, ANNEXATION FEES AND CONTRIBUTIONS AND TO REQUIRE APPURTENANT SURFACE WATER RIGHTS TO BE USED AS THE PRIMARY SOURCE OF IRRIGATION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

Hailey Ordinance No. 1104 amends Hailey Municipal Code, as follows:

**Section 1** amends Section 14.01.040 of the Hailey Municipal Code, to require a subdivision plat to be considered concurrently with an annexation application.

**Section 2** amends Section 14.01.050 of the Hailey Municipal Code, to require a description of all water rights, including all surface and ground water rights, appurtenant to the real property subject of the annexation, to be submitted at the time of an annexation application.

**Section 3** amends Section 14.01.090 of the Hailey Municipal Code, to require i) a fiscal impact analysis unless the proposed application for annexation of real property is for ten (10) or fewer lots based on the base density of the zoning district(s) adopted for the annexed property, in which case the Hailey City Council may require a fiscal impact analysis, ii) the applicant of annexation application, as a condition of approval, to construct certain improvements, including but not limited to private and/or public utilities, facilities, recreational or other amenities and landscaping, and to pay such annexation fees or other monetary or non-monetary contributions as the Council deems necessary to protect the health, safety and general welfare of the citizens of Hailey. In the event the fees and/or contributions are not paid at the time of annexation approval, the Council shall require the applicant to provide security in the form of a performance bond, irrevocable letter of credit or cash equivalent acceptable to Hailey for one-hundred and fifty percent (150%) of the bona fide estimate of the cost of the improvements and one-hundred percent (100%) of the fees and/or contributions within thirty (30) days of the date when the Council approves the application but before the effective date of any annexation ordinance, and iii) the applicant, as a condition to approval, to use all surface water appurtenant to the real property to be annexed as the primary water source for irrigation of the real property to be annexed.

**Section 4** provides for a severability clause.

**Section 5** provides for a repealer clause.
Section 6 provides for an effective date of the ordinance.

The full text of Ordinance No. 1104 is available at Hailey City Hall at 115 South Main Street, Suite H, Hailey, Idaho 83333 and will be provided to any citizen upon request during regular business hours.

CERTIFICATION OF CITY ATTORNEY

I, the undersigned Attorney at Law, as attorney for the City of Hailey, Idaho, hereby certify that I have read the foregoing summary of Ordinance No. 1104 of the City of Hailey, that I have compared it to the full text of Ordinance No. 1104, and that in my opinion, the above summary is true and complete and provides adequate notice to the public of the contents of said Ordinance.

Dated this 30th day of April, 2012.

[Signature]
Ned Williamson, Hailey City Attorney
