

**MINUTES OF THE MEETING OF THE
HAILEY CITY COUNCIL
HELD JANUARY 10, 2022
IN THE HAILEY TOWN CENTER MEETING ROOM**

The Meeting of the Hailey City Council was called to order at 5:31 P.M. by Mayor Martha Burke. Present were Council members Kaz Thea, Juan Martinez, Heidi Husbands, and Sam Linnet. Staff present included City Attorney Christopher P. Simms, City Administrator Heather Dawson, and City Clerk Mary Cone.

[5:31:07 PM](#) Call to order by Mayor Burke.

CONSENT AGENDA (Old Business):

- [CA 001](#) Motion to ratify final pay request to Century Contractors for the Hailey Fire Station project, authorizing full payment of the remaining contract amount (retainage) of \$10,254.68 **ACTION ITEM**.....
- [CA 002](#) Motion to ratify claims for expenses incurred paid in December, 2021 **ACTION ITEM**.....
- [CA 003](#) Motion to approve minutes of December 13, 2021 and to suspend reading of them **ACTION ITEM**.....

[5:31:43 PM](#) **Linnet moved to approve all consent agenda items, seconded by Husbands. Motion passed with roll call vote; Husbands, yes. Linnet, yes. Martinez, yes.**

Martinez not yet on call.

OATH OF OFFICE:

[5:32:37 PM](#) Mayor Burke administers Oath of Office to Heidi Husbands.

[5:34:31 PM](#) Mayor Burke administers Oath of Office to Kaz Thea.

[5:36:15 PM](#) Husbands happy to be in position, excited for next 4 years, couldn't be happier to be here.

[5:36:37 PM](#) Thea, grateful for voters that reelected her, appreciate all those that get involved, look forward to another 4 years, excited for future and vision of Hailey.

ELECTION OF COUNCIL PRESIDENT:

[5:38:33 PM](#) Mayor Burke opens this item. Thea is open to serving again. Mayor, if anyone else is interested, please let us know. [5:39:44 PM](#) Linnet, Thea has done a great job in last 4 years.

[5:40:17 PM](#) **Linnet nominates Thea for Council President, Husbands seconds, motion passed with roll call vote; Linnet, yes. Martinez, yes. Husbands, yes. Thea, yes.**

EXECUTIVE SESSION: Pending & Imminently Likely Litigation (IC 74-206(1)(f))

[5:41:51 PM](#) Thea moves to go into Executive Session for Pending & Imminently Likely Litigation (IC 74-206(1)(f)), seconded by Martinez. Motion passed with roll call vote; Linnet, yes. Husbands, yes. Martinez, yes. Thea, yes.

RECONVENE MEETING:

[6:23:56 PM](#) Mayor and council return from Executive Session.

Open Session for public concerns:

[6:24:49 PM](#) Elizabeth Jeffrey, Hailey resident with a team of people went to the Park n Ride lot where the corrugated recycling center is, and made observations and educated individuals stopping by, and wanted to share with council. Received regular comments, and thanks. And most expressed frustration with misuse of the containers. Early and late drop offs were usually contaminated boxes. Wanted to share with council, setting up new system, concerns with it being unsupervised. Good news is, crowds come between 1-4:30 and weekends busiest. Another surprise, many people did not know what corrugated cardboard is.

[6:30:18 PM](#) Yeager, thanks to Jeffrey and team in trying to keep the quality of the recycled boxes high. Deserve a lot of kudos. Hopeful that Idaho Power will install power this week. Then we can move forward with new dumpsters.

CONSENT AGENDA (New Business):

- [CA 006](#) Motion to approve 2022 annual meetings calendar **ACTION ITEM**
- [CA 007](#) Motion to rejects all bids received for the WWTP UV Equipment Procurement Project and re-advertise for a later date **ACTION ITEM**
- ~~[CA 008](#) Motion to direct LHTAC and Stanley Consultants to proceed with final design on a two block area for the River St. project A018(807) falling one block north and one block south of River Street. **ACTION ITEM**~~
- [CA 009](#) Motion to approve Resolution 2022-001, authorizing contract for consultant to lead a community dialogue pertaining to the future uses of Hailey’s Town Center expansion site at 116 S River Street, with consideration of both indoor and outdoor, short-term and long-term uses and plan. **ACTION ITEM**
- [CA 010](#) Motion to approve Resolution 2022-002, authorizing the mayor’s signature on the Public Right-of-Way Maintenance Agreement related to the development of Hailey Car Wash (Broyles, LLC), located at 805 South 3rd Avenue (Lot 1A, Block 135, Hailey Townsite). **ACTION ITEM**
- [CA 011](#) Motion to approve Findings of Fact and Conclusions of Law for Final Plat of Lot 15, Block 6, Old Cutters Subdivision (611 Little Lena Drive, known as Poco Lena Subdivision) into two (2) sublots within the General Residential (GR) Zoning District. **ACTION ITEM**
- [CA 012](#) Motion to approve Findings of Fact and Conclusions of Law for Final Plat of Sonitalena Cottages Future Sublots, known as Old Cutters Townhomes, a subdivision into two (2) sublots, within the General Residential (GR) Zoning District. **ACTION ITEM**
- [CA 013](#) Motion to approve claims for expenses incurred during the month of December 2021, and claims for expenses due by contract in January, 2022 **ACTION ITEM**

[6:32:12 PM](#) Thea pulls CA 008.

[6:32:52 PM](#) Martinez moved to approve consent agenda items minus CA 008, Husbands seconds. Motion passed with roll call vote; Martinez, yes. Linnet, yes. Husbands, yes. Thea, yes.

[6:33:27 PM](#) CA 008, Thea how worthy is this project, it is so expensive, is there a better way? Yeager responds to Thea's question. Hailey URA is eager to see more than just the 2 blocks. URA is asking if they should make this a bigger project, more blocks, or throw URA money in a future project. Yeager, is it worth it to pair the money with federal money? Yeager, maybe not because federal funds are more restrictive.

[6:37:44 PM](#) Mayor Burke proposes suggestion of bringing back later. Thea is curious about other's thoughts on this topic. [6:38:47 PM](#) Husbands concurs with Thea.

[6:39:51 PM](#) Thea moves to amend the agenda to Public Hearing to discuss later, seconded by Husbands. Motion passed with roll call vote; Linnet, yes. Martinez, yes. Husbands, yes. Thea, yes.

APPOINTMENTS AND AWARDS:

AA 014 *Presentation of gratitude to Seth Gates, retiring Tree Committee member ACTION ITEM (no documents)*

[6:40:46 PM](#) Mayor Burke, Seth Gates, retiring from Tree Committee, recognition of service, June 10, 2019, to Jan. 10, 2022, thank you for your service. Linda Ries thanks you. Burke gives thanks with gratitude to Gates.

AA 015 *Reappointment of Katie Van Hees and appointment of Kelsey Paxon (fills expired term of Seth Gates) to Hailey Tree Committee for 3-year terms ending December 31, 2024 with Resolution 2022-003 setting appointment and terms ACTION ITEM*

[6:43:50 PM](#) Linnet makes a motion to approve Resolution 2022-003 for the Tree Committee appointments, seconded by Martinez. Motion passed with roll call vote, Thea, yes. Husbands, yes. Martinez, yes. Linnet, yes.

AA 016 *Reappointment of Susan Giannettino and Frank Rowland to another 3-year term, and reappointment of Gwen Mesce to another 1-year term on the Hailey Arts and Historical Preservation Commission through Resolution 2022-004 setting appointment and terms. ACTION ITEM*

[6:45:35 PM](#) Thea moves to approve Resolution 2022-004 for the Arts and Historic Preservation Commission appointments, seconded by Linnet. Motion passed with roll call vote; Thea, yes Husbands, yes. Martinez, yes. Linnet, yes.

PUBLIC HEARINGS:

PH 017 *Consideration of a Preliminary Plat Application by CK Property Group, LLC represented by Galena Engineering where lots 14-17, Block 56, Hailey Townsite (410 North River Street) are subdivided into twelve (12) sublots. This project is located within the Business (B), Downtown Residential Overlay (DRO), Small Residential Overlay (SRO) and Townsite Overlay (TO) Zoning Districts.* **ACTION ITEM**

[6:48:19 PM](#) Thea, no mention of EV and all electric appliances to be put in. Horowitz, the standards are not in place here, but are contained in the Findings of Fact and the PUD is the place where it would be called out.

Public hearing: [6:49:27 PM](#) no comments

Council deliberation:

[6:49:39 PM](#) Husbands, utilities question. 16.05.060, underground, application has proposed elimination natural gas, asking applicant, what are they doing to ensure all electric. Samantha Stahlnecker, Kevin Cablik, we are just using electric services, electric heat pump system throughout the units. No base board heat, Cablik, no that is correct.

[6:51:57 PM](#) Horowitz, that standard council will see that standard change coming up in the next couple of months.

[6:53:34 PM](#) **Martinez moves to approve Preliminary Plat with conditions A-G, seconded by Thea. Motion passed with roll call vote; Husbands, yes. Linnet, yes. Martinez, yes. Thea, yes.**

CA 008 [6:55:43 PM](#) Yeager, the original project was 4 blocks with the anticipation of project being underfunded. Options, descope project to meet funding, can't change the project too much. In document council sees, we seen cost increases by 30%, and are anticipating increase in construction costs in the future. Yeager then identified which blocks we think we could do, took to URA, URA chose to "de-scope" project to what you see now. [7:00:10 PM](#) they chose 2 blocks 1 North and 1 South of Bullion. Yeager, suggests going back to URA, decide what project you want? And 2, is project still a priority? Yeager explains when we can exit the project, cannot do that after concept design is completed. \$184,000 is owed to Stanley consultants if we choose to exit the project now. Yeager explains why this is important to decide now.

[7:04:48 PM](#) Horowitz, shares the moving start date of this project, but when we examine these blocks, these blocks need to be completed, suggests we keep going on these blocks.

[7:06:01 PM](#) Mayor Burke, 2 blocks is better than nothing, if we don't take it, we are that much further behind. Yeager, this is 2 million dollars, should we reject it?

[7:07:55 PM](#) Husbands thanks all for the explanation. Thea appreciates this information, don't want to pay money back by exiting.

[7:09:37 PM](#) public comments, there are none.

[7:10:27 PM](#) **Thea moves to approve CA 008, Husbands seconds. Motion passed with roll call vote; Husbands, yes. Linnet, yes. Thea, yes. Martinez, yes.**

NEW BUSINESS:

NB 018 Discussion and consideration of a new Health Order to be enacted following the January 10, 2022 expiration of the current Health Order 2021-07 requiring face coverings be worn in public places. ACTION ITEM

[7:11:43 PM](#) Mayor Burke introduces this item and asks Dawson to discuss.

[7:12:31 PM](#) Dawson on page one of the Agenda Item Summary is what is in our current health order, gives options, 1) do nothing 2) status quo 3) amendments to add to health order. Will draft order based on council's discussion tonight.

Mayor Burke asks Linnet to start the discussion. [7:13:57 PM](#) Had a meeting last week, first one since before Christmas. We have a huge uptick in Covid cases, 30% of tests are coming back positive. Health district, and hospitals do not have staff to do contact tracing. It sounds like people are getting less sick with omicron variant, but spreading faster than other variants. Everyone is worried about staffing concerns. Staff is over worked and tired, not in a good spot right now, recommendation is reduce transmission, keep this going. Reality, local governments, only so much we can do. Retaining mask mandate is clearly the right choice. Would like to see messaging by the City, and require signage for public places. We have good compliance, but this would be good public policy to help with tourists coming in that are not aware of our rules. [7:19:00 PM](#) in broad spectrum, we are doing well, advocates continuing this effort.

[7:19:57 PM](#) Mayor Burke adds, public health, 1/3 of cases are 19-21 years old, because it is not as frightening, question is the volume, will lead to a certain number of hospitalizations and deaths. 1-3 days prior to symptoms, you are contagious. Agrees with Linnet, if we have a common reminder, if we start this now, maybe we will get ahead of this in a couple of weeks.

[7:22:48 PM](#) Linnet, has been asking Health District, what can we do right now? People tested too early, but testing doesn't prevent spreading. If you have symptoms, stay home. [7:24:54 PM](#) Our hospital capacity pretty full and in Magic Valley, last week having trouble admitting patients in the ER due to staffing shortages.

[7:25:36 PM](#) Mayor Burke, we may be on the downward trend, but we have a "fire" on our borders. But our surrounding communities may linger longer. Mayor Burke asks council to re up the health order adding signage. Should we put information on sandwich boards? Linnet thinks that is great, and if have symptoms, stay home.

[7:28:28 PM](#) Thea, does believe we are on the downward slide. Thinks most people have had it, do believe this is way less intense than the Delta variant. If we could ask people to put up signs. Question, how do we distribute, or facilitate this. Would like to revisit in 30 days. Linnet

agrees, like to revisit in 30 days too. Linnet twice as many people are getting sick, same amount of people will end up in the hospital as a result.

[7:33:55 PM](#) Husbands agrees with Linnet and Thea. Don't want to overwhelm the hospitals. 100's of kids are out every day, hopefully by end of January, we will be past this.

[7:34:46 PM](#) Burke revies, consensus for 30-day, mask mandate, provide signage to businesses, print them and deliver to businesses. Simms will draft and have for Mayor to sign tomorrow. And put up some sandwich boards. [7:36:35 PM](#)

NB 019 Appointments of City Council to ex-officio and liaison board positions ACTION ITEM

[7:38:10 PM](#) Mayor Burke is on the Mountain Rides Board, URA, Fire Board, Sun Valley Air Service Board, and FMAA.

[7:38:47 PM](#) Thea interested in SVED board, will see if they can change their meeting times. Likes attending the Tree Committee, and would like to attend Parks & Lands Board.

[7:39:50 PM](#) Linnet would like to see someone attend BCHA as ex-officio, maybe a staff in CD department involvement. Don't want to pressure.

[7:41:22 PM](#) Dawson, all positions discussed tonight are ex-officio positions, non-voting. Outside boards, purpose to inform of their mission.

[7:43:18 PM](#) Martinez, is interested in Chamber, Arts and Historic Preservation Commission, and Parks & Lands Board.

[7:44:28 PM](#) Linnet is interested in BCHA as ex-officio member unless someone else wants to.

[7:44:52 PM](#) Husbands, has a lot of conflicts during the day like Thea. Not sure if Martinez still interested in Library Board, but willing to let him be the liaison.

Mayor Burke explains council involvement and how important it is.

OLD BUSINESS:

OB 020 2nd Reading of Ordinance No. 1296, amendments to Title 16: Subdivision Regulations, 16.03.030(A) time limitations for submittal of final plat, extending from 1 year to two calendar years ACTION ITEM

[7:47:31 PM](#) Burke asks for motion to waive reading and adopt Ordinance No. 1296.

[7:47:54 PM](#) **Thea makes motion to adopt Ordinance No. 1296, read by title only, authorize the mayor to sign changing final plat timeframe from 1 year to 2 years, Linnet seconds. Motion passed with roll call vote; Thea, yes. Husbands, yes. Martinez, yes. Linnet, yes.**

[7:48:56 PM](#) Mayor Burke conducts the 2nd and final reading of Ord. no. 1296 by title only.

STAFF REPORTS:

[7:51:04 PM](#) Dawson, just wanted council to see the final application, can see there are many opportunities coming up, that they might want to volunteer for. Mayor Burke, Linda Ries has really kept this going in our community.

[7:52:14 PM](#) Yeager, snow carving event, hustling to get application in today's council packet, you will see it and ratify in next meeting. Saturday Feb 5th is the event date. McKenna / Chamber is hosting the event. Hoping to have a little food or music. Thinking about having a snow man contest also.

[7:53:59 PM](#) Horowitz, will be hosting Town Square forums, Wed. and Thursday next week. Yeager, public workshop this Wednesday on the East Croy pathway design concepts.

[7:56:02 PM](#) Thea won't be at next council meeting and cannot call in.

[7:57:00 PM](#) Thea asks about the new house on 4th with icicles on the front, it was in the paper, asks about furnaces below the roof, do we allow this? Horowitz will check with the Building official on this question.

[7:58:31 PM](#) **Motion to adjourn made by Linnet, Martinez seconded motion passed unanimously.**