

**MINUTES OF THE
HAILEY CITY COUNCIL MEETING
Monday MARCH 4, 2013 * Hailey City Hall Meeting Room**

Present: Don Keirn, Pat Cooley, Martha Burke

Absent: Carol Brown, Fritz Haemmerle

Staff: Jeff Gunter, Heather Dawson, Ned Williamson, Micah Austin, Tom Hellen

5:30 p.m. CALL TO ORDER –

[5:31:10 PM](#) Don Keirn, in his capacity as Council President and in the absence of Mayor Haemmerle, called the meeting to order.

Open Session for Public Concerns

[5:31:19 PM](#) Geoffrey Moore, 406 1st Avenue North, asked the Council to take public comment on NB 076. Council President Keirn advised that the matter would be postponed to the next scheduled meeting on March 11, 2013.

[5:31:59 PM](#) **Martha Burked moved to move PP 066, AA 069, AA 070, PH 071, and NB 076 to the next special meeting scheduled for March 11, 2013. Pat Cooley seconded. Roll call vote: Keirn, yes; Cooley, yes; Burke, yes.**

CONSENT AGENDA:

CA 053 *Motion to approve Resolution 2013-10, authorizing a Grant application for funding of \$300 for Arbor Day activities.*

CA 054 *Motion to approve Resolution 2013-11, authorizing and amendment to Mountain Rides' sub-award agreement under Hailey's EPA Community Climate Showcase grant, to transfer funds within the EPA grant budget from other underutilized budget categories to the bike share project.*

CA 055 *Motion to approve Resolution 2013-12 the Memorandum of Understanding for Road Maintenance with Blaine County and ask the Mayor to sign.*

CA 056 *Motion to approve Resolution 2013-13 a Monitoring Agreement with First Alarm, LLC.*

CA 057 *Motion to approve Resolution 2013-14 authorizing Interlocal Agreement with City of Ketchum, sharing costs of training and software related to Hailey City Tree Inventory.*

CA 058 *Motion to approve Resolution 2013-07 authorizing various computer items and outdated EMS medical supplies, to be donated or disposed of as provided by law.*

CA 059 *Motion to approve Special Event for Arborfest at Hailey's Hop Porter Park.*

CA 060 *Motion to approve Special Event for the 17th Annual Trailing of the Sheep Folklife Fair.*

CA 061 *Motion to approve Special Event for A Day of Chalk.*

CA 062 *Motion to approve Special Event for the Carbonate Hill Climb.*

CA 063 *Motion to approve Special Event for Hailey's Main Street Antique Show.*

CA 064 *Motion to approve Special Event for Northern Rockies Folk Festival.*

CA 065 *Motion to approve claims for expenses incurred during the month of December, 2011, and claims for expenses due by contract in January, 2012.*

[5:32:46 PM](#) **With no items pulled, Martha Burke moved to approve the Consent Agenda. Pat Cooley seconded. Roll call vote: Keirn, yes; Cooley, yes; Burke yes.**

MAYOR'S REMARKS:

None.

PROCLAMATIONS & PRESENTATIONS:

~~PP 066 Hailey Community Climate Challenge, 2nd year, 4th quarter update (no documents).~~

PP 067 Arbor Day Proclamation.

[5:33:46 PM](#) Council President Don Keirn read the proclamation.

PP 068 Idaho Celebrates 150 Years – Idaho Sesquicentennial Proclamation.

[5:35:46 PM](#) LeeAnn Gelsky spoke in favor of the proposed Proclamation and conducted the reading.

APPOINTMENTS & AWARDS

~~AA 069 Hailey Planning & Zoning Commission Appointment (replaces Mike Pogue).~~

~~AA 070 Hailey Parks and Lands Board Appointment (replaces Tom Downey).~~

PUBLIC HEARING:

~~PH 071 Review of Friedman Memorial Airport Authority agenda March 12, 2013 (no documents).~~

PH 072 Consideration of Ordinance Amending Section 10.12.010 Hailey Municipal Code, which will establish speed limits on city streets and alleys pursuant to a 2013 City Engineer Speed Limit Study.

[5:38:29 PM](#) Tom Hellen provided background and overview noting that this meeting had proper notice that an Ordinance change was being considered. Ned Williamson reminded that the report was included in Council packets for the last meeting.

[5:39:59 PM](#) Council President Keirn opened the matter to public comment. None was offered.

[5:40:33 PM](#) Council discussion included the speed in alleys.

[5:41:24 PM](#) **Pat Cooley moved to approve Ordinance 1122, to have Don Keirn act as Mayor and conduct the first reading by title only. Martha Burke seconded. Roll call vote: Keirn, yes; Cooley, yes; Burke, yes.**

PH 073 Consideration of Ordinance Amending Section 10.40 of Hailey Municipal Code, the rules governing use of the road and crosswalks for bicyclists.

[5:42:44 PM](#) Don Keirn noted this was discussed at length during the last meeting. Ned Williamson explained two language changes in the Council packet summary. Discussion included bike registration and any fees. Mr. Williamson advised fees would be determined by resolution in the future.

[5:44:53 PM](#) Council President Keirn opened the matter to public comment. None was offered.

[5:45:05 PM](#) **Martha Burke moved to adopt Ordinance 1123 and to have Don Keirn conduct the first reading by title only. Pat Cooley seconded. Roll call vote: Keirn, yes; Cooley, yes; Burke, yes.** Mr. Keirn conducted the reading.

PH 074 Consideration of request by Old Cutters to amend Subdivision CC&R's.

[5:46:07 PM](#) Ned Williamson provided background, explained specific changes, the rationale from Old Cutters, and the reasons the City is involved in CC&Rs. John Campbell, Old Cutters, was present for any questions or explanations. [5:56:25 PM](#) Micah Austin noted a neighbor had called City Hall regarding the fencing proposal.

HAILEY CITY COUNCIL MINUTES

March 4, 2013

[5:57:09 PM](#) Council President Keirn opened the matter to public comment.

John Campbell offered his reasons for this request, noting Old Cutters is the only subdivision in which the City is involved in CC&Rs. He suggested this proposed change may save time and money for the City.

[5:59:19 PM](#) Don Keirn asked whether property owners would vote on CC&R matters. Ned Williamson explained that the City's original purpose in being involved in Old Cutters CC&Rs was to encourage emulation of residential design from old Hailey.

[6:00:18 PM](#) Mr. Keirn opened the request to public comment.

Geoffrey Moore, 406 1st Avenue South, agreed that the City should not be involved in CCR revisions.

With no further comment offered, Council President Keirn brought the meeting back to Council.

[6:01:11 PM](#) Discussion included removing the City from these matters in the future, and whether there might be objections from any buyers who may currently be in escrow.

[6:03:35 PM](#) Ned Williamson asked for clarification on specific changes, and suggested adding this matter to the Consent Agenda for the next Council meeting. John Campbell asked for clarification of the process and agreed with Mr. Williamson.

Approve delivion of last 10.2.1 Old Cutters CCRs, recommended by NW. [6:05:57 PM](#) **Martha Burke moved to delete that language which would remove the City from any approval or comment necessary in future changes to Old Cutters CC&Rs and to add this matter to the Consent Agenda for the March 11, 2013 meeting. Pat Cooley seconded. Roll call vote: Keirn, yes; Cooley, yes; Burke, yes.**

PH 075 Discussions of options presented by HDR Engineering for Wastewater Treatment Plant biosolids project, including removal of dome.

[6:07:07 PM](#) Tom Hellen provided overview and background on this matter, and introduced Haley Falconer of HDR who presented a summary of the technical processes and a preliminary engineering report. [6:12:04 PM](#) Brad Bjerke, also of HDR presented a dried sample to demonstrate the level of moisture removal possible and how that would reduce trucking requirements. Discussion continued on whether Class A or Class B waste might be the best outcome and the reasons for that, whether there is a market for the waste, the possibility of further regulation in the future (DEQ), potential land applications for Class B waste, and whether crops grown in the near vicinity of any land application would or should be protected from this waste application. Mr. Bjerke further explained the potential for re-use, [6:27:00 PM](#) effluent discharge requirements, and process requirements including temperature pollution, and costs of treatment. [6:30:10 PM](#) Roger Parker, Hailey Wastewater Department, added that his main concern was safety and noted the inefficiency, liability, and risk of the current dome system. He spoke strongly in favor of this new proposed system. Council discussion continued on maintenance comparisons, manpower, heating costs in the current dome, and the necessity of replacing the old system.

[6:34:49 PM](#) Council President Keirn opened the matter to public comment. Tony Evans, Idaho Mountain Express, asked whether there is a current market for Class A. Micah Austin noted that the City of Burley is now marketing treated wastewater products. Mr. Parker noted that there is a considerable cost differential between Class A and Class B production without a good local market for selling it. [6:36:33 PM](#) Mr. Austin added that even giving it away would save the tipping fees required for dumping it at Milner Butte.

[6:37:25 PM](#) Winn Weaver of Winn's Compost was present to explain how his local business might use the product, and encouraged an "ongoing larger scale nitrogen-producing facility." He further encouraged partnering with neighboring cities to invest in a mobile dewatering unit and then deliver the resulting 'cake' to him for further cost savings to the City. He asked the Council to "consider cooperating for everyone's benefit."

[6:45:47 PM](#) Council discussion included the possibilities presented by Mr. Weaver.

[6:49:33 PM](#) No further public comment was offered. Tom Hellen reminded that this information was simply to bring Council members up to date.

NEW BUSINESS:

~~*NB 076 Consideration of Resolution 2013-15 authorizing Contract for Services with SIRCOMM to provide non-emergency dispatch and Resolution 2013-16 consideration of Intergovernmental Agreement between Hailey, Bellevue and Sun Valley.*~~

NB 077 Discussion of proposed ordinance amending Municipal Code Title 13, to place the responsibility for frozen water services on the property owners rather than the City of Hailey.

[6:52:04 PM](#) Tom Hellen provided the background and reasons for this discussion, including the costs to thaw services during the cold snap in January, the responsibility of property owners to keep a drip going when necessary and to ensure other preventive measures are taken. Pat Cooley asked how the City could take responsibility for something over which it has no control over. Water/sewer rates and impact of dripping lines to keep pipes from freezing. Mr. Hellen further explained the City has in place a cap system to protect property owners from excessive charges should they need to keep a drip running. [6:57:52 PM](#) Council discussion included the public's procedure for obtaining help when pipes freeze, a history of this problem, and how the City tries to mitigate damage.

[7:04:00 PM](#) Geoffrey Moore, 406 1st Avenue South, asked for clarification of the causes of frozen pipes. Mr. Hellen explained the variables.

NB 078 Acceptance of lowest responsive bid from S. Erwin Excavation in the amount of \$91,276 for the Woodside Surface Water Irrigation Pump Station, and to approve Resolution 2013-17, authorizing a contract with S. Erwin Excavation for installation of the Woodside Surface Water Irrigation Pump Station.

[7:06:20 PM](#) Tom Hellen provided an overview. Council discussion included budget concerns. Ned Williamson expressed his approval of the contract.

[7:08:04 PM](#) **Martha Burke moved to adopt Resolution 2013-17 and to authorize Don Keirn to sign in his capacity as Council President. Pat Cooley seconded. Roll call vote: Keirn, yes; Cooley, yes; Burke, yes.**

NB 079 Acceptance of lowest responsive bid from Conrad Brothers in the amount of \$24,855.71 for the Indian Creek Flow Measurement device, and to approve Resolution 2013-18, authorizing a contract with Conrad Brothers for installation of the Indian Creek Flow Measurement device.

[7:08:27 PM](#) Tom Hellen explained the matter to the Council. Ned Williamson noted a tight deadline on contract language, and Mr. Hellen suggested an extension of a few weeks to mitigate that chance.

[7:09:45 PM](#) **Pat Cooley moved to adopt Resolution 2013-18 with the timeline extended to May 25, 2013. Martha Burke seconded. Roll call vote: Keirn, yes; Cooley, yes; Burke, yes.**

HAILEY CITY COUNCIL MINUTES

March 4, 2013

OLD BUSINESS:

OB 080 2nd Reading Ordinance 1120 – Amendments to Municipal Code Title 15 – Building Code, Build Better Program: making the residential and commercial program, previously voluntary, mandatory for new construction, major alterations, and additions over 500 square feet.

7:10:10 PM Council President Keirn conducted the reading.

OB 081 2nd Reading Ordinance 1121 - Amendments to Municipal Code Title 13, Water and Wastewater Fees: deletes any reference to the city's ability to impose a lien on property for delinquent water and wastewater fees.

7:11:16 PM Mr. Keirn conducted the reading.

WORKSHOP: Staff Reports Council Reports Mayor's Reports

SR 082 Letter from FEMA announcing flood rating improvement to Category 7 – insurance premiums reduced for property owners in Hailey's flood plain.

SR 083 Letter from Mayor Haemmerle to Sun Valley Opera – appreciation for La Boheme Opera Production at the Community Campus Performing Arts Theater.

SR 084 Special Events for 2013.

7:12:04 PM Martha Burke advised she has attended Fly Sun Valley Alliance meetings and noted “good partnership there.”

7:13:13 PM **Martha Burke moved to go into Executive Session for the purposes of Real Property Acquisition (IC 67-2345(1)(c)). Don Keirn seconded. Roll call vote: Keirn yes; Cooley, yes; Burke, yes.**