

**MINUTES OF THE MEETING OF THE
HAILEY CITY COUNCIL
HELD APRIL 8, 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 Deputy Clerk Nancy Arellano.

Jeff Engelhardt attended via telephone conference.

5:30:45 PM Call to order by Mayor Fritz Haemmerle.

Open Session for Public Comments:

No public comments.

CONSENT AGENDA:

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- CA 106 Motion to approve Resolution 2019-028, Hailey’s Fair Housing Resolution as required under federally funded affordable housing grants which fund housing projects within Hailey **ACTION ITEM**
- CA 107 Motion to adopt Resolution 2019-029, authorizing the mayor to sign a letter requesting to terminate a grant agreement in the amount of \$60,000 with the Idaho Transportation Department to update six ADA curb ramps; the ramps are already included in a 2021 ITD construction project **ACTION ITEM**.....
- ~~CA 108 Motion to adopt Resolution 2019-030, authorizing an agreement with the Town Square Collaborative in the amount of \$14,200, plus reimbursable expenses, to prepare two concept design alternatives for a town square **ACTION ITEM**.....~~
- ~~CA 109 Motion to adopt Resolution 2019-037, for a 5 year lease with Western States Equipment through Summit National Bank for a new Caterpillar 160M3 grader **ACTION ITEM**.....~~
- CA 110 Motion to adopt Resolution 2019-031, ratifying the mayor’s signature on an agreement with Rocky Mountain Environmental for a not-to-exceed cost of \$7,600, to evaluate snowmelt infiltration system alternatives for a proposed snow storage site **ACTION ITEM**
- CA 111 Motion to adopt Resolution 2019-032, authorizing the mayor to sign an agreement with Liquid Engineering Corporation in the amount of \$3,215 to inspect the City’s potable water storage tanks **ACTION ITEM**.....
- CA 112 Motion to adopt Resolution 2019-033, authorizing the Mayor’s signature on an agreement with Idaho Materials & Construction, for asphalt patching **ACTION ITEM**.....
- CA 113 Motion to adopt Resolution 2019-034, authorizing the mayor to sign an addendum agreement extending the Ohio Gulch sludge drying fields lease to September 30, 2019 **ACTION ITEM**.....
- CA 114 Motion to approve Resolution 2019-035, and authorize the Mayor to sign an agreement with Clearwater Landscaping for seasonal upkeep at the Fox Acres Roundabout **ACTION ITEM**
- CA 115 Motion to approve Resolution 2019-036, authorizing the Mayor to sign an Agreement with Alpine Tree Services to provide tree care for the City in an amount not to exceed \$9,700 **ACTION ITEM**.....
- ~~CA 116 Motion to approve the special event, Summer’s End The Draper Rendezvous, to be held at Lions Park (Saturday, August 24, 2019 from 12:00pm to 11:00pm) **ACTION ITEM**.....~~

- [CA 117](#) Motion to approve a special event, Trailing of the Sheep, to be held at Roberta McKercher Park (October 11th from 9:00am until 7:00pm and October 12th, from 10:00 a.m. to 7:00 p.m.) and Lions Park (October 10th through 13th, 2019). ACTION ITEM.....
- [CA 118](#) Motion to approve minutes of March 11, 2019 and to suspend reading of them ACTION ITEM.....
- ~~[CA 119](#) Motion to approve minutes of March 25, 2019 and to suspend reading of them ACTION ITEM.....~~
- [CA 120](#) Motion to approve March 18, 2019 Town Hall Meeting report ACTION ITEM.....
- [CA 121](#) Motion to ratify claims for expense during the month of February, 2019 ACTION ITEM.....
- ~~[CA 122](#) Motion to approve claims for expenses incurred during the month of February, 2019, and claims for expenses due by contract in March, 2019 ACTION ITEM.....~~
- ~~[CA 123](#) Motion to approve Treasurer's reports for month of February 2019 ACTION ITEM.....~~

[5:31:16 PM](#) Simms pulls CA 109, Dawson pulls CA122 and CA 123

[5:31:26 PM](#) Engelhardt pulls CA 108, for clarification.

[5:32:06 PM](#) Thea pulls CA 116 and CA 119. Thea pulls CA119 to abstain as she was not present for the meeting.

[5:32:23 PM](#) Burke moved to approve all consent agenda items minus CA 108, CA 109, CA 116, CA 119, CA 122, CA 123, seconded by Cooley, motion passed with a roll call vote. Burke, yes. Cooley, yes. Thea, yes. Engelhardt, yes.

Burke motions to approve CA 119 seconded by Cooley. Engelhardt, yes. Burke, yes. Cooley, yes. Thea abstains.

[5:33:29 PM](#) Engelhardt pulls CA 108 for clarification on moving forward with item under present conditions. Haemmerle answers Engelhardt. Haemmerle attended meeting with the architects. They have great designs and concepts. Engelhardt misinterpreted prior meetings with not moving forward yet because we didn't have a definitive place or design to show the public what we are doing. It's anticipated to move in that direction to be able to present something concrete to the public for their consideration. Engelhardt agrees.

[5:35:10 PM](#) Burke motions to approve CA 108 seconded by Cooley. Thea adds, would like to see field tests, aka town squares in various locations. Thea, yes. Cooley, yes. Burke, yes. Engelhardt, yes.

[5:36:10 PM](#) Simms, pulled CA 109. The item will be on the next meeting.

[5:36:44 PM](#) Thea pulls CA 116, Summer's End - The Draper Rendezvous. Thea would like to make note to say no to selling single purpose plastic bottles on City owned sites, City funds, and City sponsored events. Many cities across the Country are saying no to single purpose plastic use. Thea has an example from City of Ketchum and their ban of single use water bottles on City property. Thea makes it clear she does not have a problem with the event itself.

[5:39:00 PM](#) Simms, in discussion with the applicant would be welcoming to the condition of approval on single purpose beverage sale exclusion. Horowitz, this is not a city sponsored event.

[5:39:12 PM](#) Haemmerle references the July 4th parade event. It's very hot. People sell water bottles. Would it be applicable? Thea, answers yes. Thea, people can bring their own water, we can offer water at different locations.

[5:40:29 PM](#) Burke likes the idea. Cooley, doesn't know how practical it is for every event however this event is before us. We can approve it with a condition. Council discussion ensues. Haemmerle clarifies Thea's suggestion, proposing an ordinance for people not to sell single use water bottles.

[5:44:02 PM](#) **Engelhardt motions to approve the Special Event as is, Summer's End – The Draper Rendezvous at Lions Park seconded by Cooley.** [5:45:20 PM](#) Applicant, Luke Henry speaks. The purpose is to say that water will be provided. Henry comments he can try his best not to have bottles. [5:46:04 PM](#) Burke speaks, Engelhardt made a motion to approve as is and Cooley seconded. Haemmerle would like to see due process. Thorough Citywide discussion. [5:47:42 PM](#) Engelhardt speaks. There's a time and place to get an ordinance going. Engelhardt doesn't like springing the idea so quickly on an event. **Motion passed with roll call vote. Engelhardt, yes. Burke, yes. Cooley, yes. Thea, no.**

[5:49:20 PM](#) Dawson pulls CA122, CA123 to correct month of expenses on the Agenda from February 2019 to March 2019.

Burke motions to approve CA 122 and CA 123 seconded by Cooley. Motion passed with a roll call vote. Engelhardt, yes. Burke, yes. Cooley, yes. Thea, yes.

PROCLAMATIONS AND PRESENTATIONS:

PP 124 *Mountain Rides Mid-Year Report*

(no documents)

[5:50:18 PM](#) Wally Morgus gives a mid-year report. So far this year, ridership is up, spending is within budget, and the bottom line is positive. Year-to-date from fiscal year start in October ridership is up 10% for the same period last year. It's incredible performance especially when compared nationally, ridership is down 5-7% nationally. By route basis, the news is positive. Morgus gives an overview on ridership on the routes. Ridership on the Hailey route is up 4%. Fuel expenses is under budget approximately \$15,000 due to stable fuel prices. Morgus reads rider commentary and compliments. All good compliments. [6:01:22 PM](#) Kim MacPherson reads a compliment that was received this afternoon. [6:02:26 PM](#) Morgus provides future plans for summer 2019 indicating a summer promotion for the Hailey Route. It will be fare fee starting June 24th through September 2nd.

NEW BUSINESS:

NB 125 *Consideration and motion to accept the bid from Idaho Materials & Construction to construct the Pathways for People Myrtle Street project and adopt Resolution 2019-____, authorizing the Mayor's signature and approving the Agreement with Idaho Materials & Construction for \$714,061 contingent on receiving the certificate of liability and performance and payment bonds*

and issue the Notice to Proceed, contingent on the execution of the Agreement and receipt of the certificate and bonds by the City ACTION ITEM.....

[6:04:24 PM](#) Yeager gives an overview. The City solicited bids. A single bid was received from Idaho Materials & Construction. Their bid was \$714,061 which is higher than the Engineers estimate of \$519,060. Yeager spoke to the Local Highway Technical Assistance Council. They said they've seen projects that have been coming in high in the past two years. Yeager, it's difficult to get contractors interested in a project this small that's federal aid with all the paperwork and process that's attached to it.

[6:07:24 PM](#) Haemmerle, the process is if we accept the bid then you go and negotiate the contract. Yeager, yes. Haemmerle, is a date of completion called out? Yeager, yes, the date of completion is currently August 9th. [6:08:43 PM](#) Haemmerle recalls this contractor was months behind last year. Yeager responds, they were. This year they are given a 45-day working period. They can start as early as May. They will most likely start on the Eastern end and will roll through the rest of the project.

[6:09:33 PM](#) **Engelhardt motions to approve Resolution 2019- 038, and accept bid from Idaho Materials and Construction seconded by Burke. Engelhardt, yes. Burke, yes. Cooley, yes. Thea, yes.**

NB 126 Consideration of motion to adopt Resolution 2019-____, authorizing the mayor's signature on Change Order No. 2 to increase the current contract by \$61,372.10 for modifications on the Della View Drainage Improvements project, and to modify the project completion schedule ACTION ITEM.....

[6:10:34 PM](#) Yeager presents item. We were unable to initiate improvements last year prior to being weathered out. We have initiated portion of those improvements already this year. The portion that was commenced is a drainage ditch on the West side of the tennis courts and dual 24inch culverts going underneath War Eagle Road. Another component of the project is doing a borrow ditch along the West side of War Eagle Road. We are unable to start because of utilities conflicts. It will need be worked on after Spring flooding. Before Spring flooding, Yeager is working on installing two 18inch culverts over the East side of the park and connect them into the existing drainage swale from the 2017 run-off event. The intention is to start as soon as possible to get ahead of flooding. [6:13:40 PM](#) The money comes from two sources of funding: Idaho Water Resource Board and the Flood Control District. The Idaho Water Resource Board is a one time thing. [6:15:13 PM](#) Haemmerle asks Yeager what the anticipated construction schedule is. Yeager hopes it takes no longer than 7 days. Hoping to start the project within two days. Haemmerle asks Yeager how those culverts are cleaned out. Yeager answers although they are long but they are able to be cleaned out. Yeager is adding a bar screen and apron to the design to keep the larger debris out. As with any infrastructure, ongoing maintenance is key.

Haemmerle, can they clog up during a flooding event? Yeager, if they do clog up during a flooding event, that would put us in the condition that we are today with no culverts. Thea, the intention is to try to reduce the duration of the flooding. Yeager, correct. None of this will

change the intensity of the flooding but the purpose is to try to reduce the duration of the flooding experience by the individual properties.

[6:20:10 PM](#) Joel Zellers thanks Council for taking into consideration. In 2006, the City supplied two pumps during the flooding event exactly as what is being proposed to do. Zellers, we were able to keep up with the flooding. Two years ago, we weren't able to do that so Snowfly and Red Elephant received flooding. It's a great project.

[6:21:35 PM](#) **Burke motions to approve Resolution 2019-039, and authorize the Mayor to sign seconded by Thea. Englehardt asked if the approval was contingent on Blaine County's approval? Yeager answered, yes it is contingent on approval by Blaine County and the Idaho Water Resources Board. Burke amends the motion and adds that it is contingent on approval from the other entities as stated, seconded by Thea. Engelhardt, yes. Burke, yes. Cooley, yes. Thea, yes.**

NB 127 Consideration of 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.....

[6:22:40 PM](#) Yeager speaks. Yeager has done an analysis on the cost per thousand gallons for irrigation water from the City. Yeager refers to a rate table using August 2018 comparing cost per thousand gallons in residential, multi-family, Northridge, and City parks. Yeager, we are charging ourselves almost twice as much as a Northridge home. We are automatically jumping to the highest tier of the water user fee because of the size of the properties are large. Yeager would like to reset the water user fee for City parks to be more comparable with what other residential or multi-family properties are being charged within the City. [6:27:28 PM](#) Haemmerle, to be clear, anything we reset involves an affect on other water users. Yeager, that's correct. [6:28:16 PM](#) Yeager, ultimately trying to get the water user fees to be comparable to other properties.

[6:29:00 PM](#) Council deliberation ensues.

[6:39:40 PM](#) Mayor Haemmerle recaps, that this item will be discussed as a Public Hearing item on the May 13th meeting.

OLD BUSINESS:

OB 128 2nd and/or 3rd Reading of Ordinance No. 1244 on amended FY2019 Budget and Capital Improvement Plan, to appropriate an additional \$1,833,421 in FY 2019 ACTION ITEM.....

[6:41:17 PM](#) **Cooley motions to waive the second reading of Ordinance No. 1244, conduct the 3rd reading by title only and authorize the Mayor to sign, seconded by Thea. Motion passed with a roll call vote. Burke, yes. Thea, yes. Cooley, yes. Engelhardt, yes.**

Mayor Haemmerle conducts the 3rd reading of Ordinance No. 1244, by title only.

STAFF REPORTS:

HAILEY CITY COUNCIL MINUTES
April 8, 2019

[6:42:50 PM](#) Yeager, went to a flood meeting with the County. Haemmerle instructed Yeager to prepare a presentation.

[6:43:28 PM](#) Horowitz, workshops this month. April 24th is the Robinhood & China Garden fire lane & bike path meeting. April 29th is the Town Square meeting.

Simms announced no executive session is needed tonight.

Cooley motions to adjourn meeting seconded by Burke. Motion passed unanimously.

Fritz X. Haemmerle, Mayor

Mary Cone, City Clerk