

**MINUTES OF THE MEETING OF THE
HAILEY CITY COUNCIL
HELD AUGUST 9, 2021
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 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, and City Clerk Mary Cone.

[5:29:51 PM](#) Call to order by Mayor Burke

Open Session for public comments:

[5:30:41 PM](#) no comments

EXECUTIVE SESSION: Real Property Acquisition under IC 74-206 (1)(c) and Pending & Imminently Likely Litigation under (IC 74-206(1)(f))

[5:31:08 PM](#) Simms asks for a motion to go into Executive Session.

[5:31:19 PM](#) Linnet moves to go into Executive Session to discuss Real Property Acquisition under IC 74-206 (1)(c) and Pending & Imminently Likely Litigation under (IC 74-206(1)(f)), seconded by Martinez. Motion passed with roll call vote; Husbands, yes. Martinez, yes. Thea, yes. Linnet, yes.

Mayor and council go into executive session.

[6:19:46 PM](#) Mayor and council return from executive session.

Matters & Motions from Executive Session:

[6:20:42 PM](#) Simms gives an overview of discussion of purchasing 116 River Street, we have an option to purchase within 60 days, property will be appraised at 1 million. What does the city do now? Bond election? Alternative motion language, and/or cash purchase now and reimburse later. Asks that Mayor and council discuss.

[6:22:16 PM](#) Mayor Burke asks council their thoughts. [6:22:48 PM](#) Martinez, feels we should purchase with cash now and reimburse through bond from voters. Feels the community is supportive of this purchase, and the right thing to do.

[6:23:42 PM](#) Husbands feels we should go for a bond as we've allocated other projects with our funds. If residents want this, they will let us know. Husbands, is okay with putting up some earnest money. And feels citizens will pass the bond.

[6:25:28 PM](#) Thea, sometimes you just have to lead. We've gotten some good talk around the vision. Want to see this influenced by our community. Agrees with Husbands, feels it will pass. This building is the right thing to do, and get reimbursed.

[6:26:49 PM](#) Linnet, is in favor of purchasing now and get reimbursed from the voter bond. Reimbursement will allow us to do what we've already discussed in our budget.

[6:27:45 PM](#) Mayor Burke agrees, that purchasing now is the right thing to do. It represents a campus opportunity; we cannot walk away from this purchase.

[6:28:36 PM](#) Linnet, borrowing money is cheaper than it has ever been. Tax increase \$21/\$100,000 property valuation, seems reasonable for long term planning for Hailey.

[6:29:21 PM](#) **Simms, suggests motion to authorize Mayor to sign contingency form. Martinez, moves to approve Mayor to sign Contingency release, Linnet seconds. Motion passed with roll call vote; Husbands, no. Linnet, yes. Martinez, yes. Thea, yes.**

CONSENT AGENDA:

- [CA 267](#) Motion to set special city council meeting to be held **Monday, August 30, 2021** at 5:30 PM ACTION ITEM ... 1
- [CA 268](#) Motion to approve Resolution 2021-075, authorizing FMAA Airport grant AIP 053 ACTION ITEM
- [CA 269](#) Motion to approve Resolution 2021-076, authorizing FMAA Airport rescue grant AIP 057 ACTION ITEM.....
- [CA 270](#) Motion to adopt Resolution 2021-077, authorizing the Mayor to sign the second amendment to CC & R's for the Hailey Business Park Owners Association ACTION ITEM.....
- [CA 271](#) Motion to authorize mayor to sign conflict of interest waiver for Givens Pursley to continue representing City of Hailey ACTION ITEM
- ~~[CA 272](#) Motion to adopt Resolution 2021-078, authorizing the mayor's signature on a proposal for installation of artificial turf at the Toe of the Hill Park, in the amount of approximately \$37,766, with final cost subject to field fit and revisions as directed by Public Works. ACTION ITEM.....~~
- [CA 273](#) Motion to approve the Special Event, Villalobos Brothers Kick Off Event, to be held on Friday, August 13, 2021, from 6:00pm to 8:00pm, in the public right-of-way at Lago Azul ACTION ITEM.....
- [CA 274](#) Motion to approve the Special Event, Hailey Hot Wheels Car Show, to be held Saturday, August 21st, 2021, from 10:00am to 6:00pm, in McKercher Park ACTION ITEM
- [CA 275](#) Motion to approve Alcohol Renewals ACTION ITEM
- [CA 276](#) Motion to approve minutes of July 22, 2021 and to suspend reading of them ACTION ITEM.....
- [CA 277](#) Motion to approve claims for expenses incurred during the month of July 2021, and claims for expenses due by contract in August, 2021 ACTION ITEM

[6:30:46 PM](#) **Thea moved to approve all consent agenda items minus CA 272, seconded by Martinez. Motion passed with roll call vote; Husbands, no. Linnet, yes. Martinez, yes. Thea, yes.**

[6:31:30 PM](#) CA 272 Yeager walks council through the rationale for this item. This is the first artificial turf project in Hailey. We have commenced construction of the park, will hire a landscaping contractor and the artificial turf. Grand opening in September. Will require some maintenance, but this is to limit water usage. [6:33:22 PM](#) Thea asks how large is the turf area, Yeager, thinks about 900 square feet, bordered by native landscaping/grasses and trees.

Thea, this is cool. Husbands, nods in agreement.

[6:34:17 PM](#) Martinez moves to approve CA 272 for artificial turf, Thea seconds. Motion passed with roll call vote; Husbands, yes. Linnet, yes. Martinez, yes. Thea, yes.

PROCLAMATIONS AND PRESENTATIONS:

PP 278 Police Chief Steve England presentation of 1st and 2nd Quarter police activity reports (no documents)

[6:35:25 PM](#) Chief England gives a presentation to council on traffic/police activity. Hailey Police have written more citations than all of 2020 so far in 2021. First quarter Jan – March 105, 130 and 240, most citations were for speeding in all months. Hands free/distracted driving are next highest citations written. 2nd quarter, had a few resignations of officers, April, numbers dropped due to this. 901 citations for first 6 months of the year, strictly traffic, total citations in 2020 were 1,112. In closing, in addition to traffic violations, we respond to calls for service within the city everyday which include DUIs, drug activity, dogs at large and public nuisances. Also, provide foot patrol and proactive enforcement, can include businesses, residential and parks.

[6:44:38 PM](#) Martinez, is proud of what the police are doing.

[6:45:30 PM](#) Husbands, are you fully staffed? England, one officer in training, 2 conditional offers in the works, and a 3rd soon. By Dec. will have 2 more officers on patrol and one in POST training. [6:47:44 PM](#) Martinez, anything else you need from council? England, trying to keep pay comparable with surrounding agencies.

PUBLIC HEARINGS:

PH 279 Consideration of a City-initiated Text Amendment to the Hailey Municipal Code to Title 17: Zoning Regulations, Chapter 17.05, Official Zoning Map and District Use Matrix, Section 17.05.040, District Use Matrix, to amend General Residential Zone District setbacks by adding a new note, Note #24, to the Minimum Side Setbacks, which establishes new light and air setbacks from side yard property lines abutting private property based on building height, and amending the base side yard setbacks abutting private property from ten (10) feet to eight (8) feet, and first reading of Ordinance No. ____. ACTION ITEM

[6:48:49 PM](#) Horowitz goes over this item, as council requested. 2 provisions in the code, the version in townsite overlay, was a better fit. Old Hailey has done well in the Townsite Overlay. Horowitz describes the proposed ordinance. 2 public hearings at Planning and Zoning Commission.

[6:50:39 PM](#) Linnet, sounds like a good idea for those that have smaller lots.

Thea agrees with Linnet, thinks this is what we were after in previous conversations.

Public Comments:

[6:51:27 PM](#) no comments

Thea [6:51:52 PM](#) what about snow? If you are too close to property boundary, how do you deal with snow? Horowitz responded; the Planning and Zoning Commission thought 8 feet was enough to account for snow. Also, back yard setback is kept at 10 feet. Husbands asks a question about Old Cutters.

[6:53:32 PM](#) **Thea moves to approve Ordinance No. 1291, read by title only, seconded by Martinez. Motion passed with roll call vote; Husbands, yes. Linnet, yes. Martinez, yes. Thea, yes.**

[6:55:09 PM](#) **Mayor Burke conducts 1st Reading of Ordinance No. 1291, by title only.**

PH 280 Public Hearing on Ordinance No. 1288, calling a November 2, 2021 General Obligation Bond Election to put before Hailey voters a ballot which asks whether the City of Hailey should or should not borrow money to purchase real property ACTION ITEM

Simms, continuation of GO Bond election discussion from earlier this meeting. Mike Stoddard is on the call and ready for his presentation. Stoddard presents to council. We have an ordinance prepared which would now be a reimbursement to the city for the purchase of the property if voters pass it. The ballot language does not address this situation. Other than tweaking ord. otherwise, all the same. As mentioned earlier, assuming this passes, proceeds would be available to repay the city. Also points out, from Piper, the timing, if passes in Nov. bonds available in Feb, possibly to reimburse the city at that time or done another way if necessary.

Public comments:

[6:59:33 PM](#) no public comments

[7:00:03 PM](#) Linnet is in favor of the reimbursement bond.

Thea agrees, important on how we present it to the public. Such a good time to make a purchase for our greater city. \$21/\$100,000 tax valuation is very reasonable.

[7:02:08 PM](#) Stoddard adds as alluded to, the supreme court and Idaho Statutes address advocacy versus education; it will be important that as to the extent that the city provides information that we are providing information in an educational way as opposed to an advocacy format.

[7:03:16 PM](#) **Martinez, there is a lot to do in this town, motions to approve Ordinance No. 1288, authorizing reimbursement of GO bonds to purchase 116 S. River Street, Thea asks question, Stoddard clarifies, city will be reimbursed, a bond is a bond. Motion seconded by Thea. Motion passed with roll call vote; Husbands, no. Linnet, yes. Martinez, yes. Thea, yes.**

[7:05:16 PM](#) **Mayor Burke conducts 1st Reading of Ordinance No. 1288, by title only.**

PH 281 Public Hearing on proposed increase in water and wastewater user fees ACTION ITEM

[7:06:14 PM](#) Yeager, this addresses an increase in connection fees and products. Resolution only points to connection fees, asks council to approve w ww rates and fees, that are about to be handed out to them.

[7:09:41 PM](#) Cone handed out the revised resolution to mayor and council. Yeager explained the fees are increased as usage goes up. [7:11:42 PM](#) Yeager asks council to accept amended Resolution.

Public comments:

[7:12:11 PM](#) no comments

[7:12:22 PM](#) Husbands asks Yeager to explain the base water fee. Yeager explains, the base water fee is set at 25% of the budget, deducting budget, creates a negative number, the other 75% of the fees, help cover the other fees.

[7:14:58 PM](#) discussion about the rate table referenced in the packet.

[7:15:17 PM](#) **Martinez moves to approve Resolution 2021-079 Water and Wastewater user fees, seconded by Linnet. Motion passed with roll call vote; Husbands, yes. Linnet, yes. Martinez, yes. Thea, yes.**

PH 282 Public Hearing on FY 2022 Budget to consider appropriating \$16,100,900 for general, water and wastewater operating funds, capital funds, and water and wastewater bond funds, and consideration of annual appropriation Ordinance No 1289, setting forth expenses of the City of Hailey for FY 2022 in the amount of \$16,100,900, with potential first reading by title only.
ACTION ITEM

[7:16:20 PM](#) Dawson, the appropriation ordinance has been prepared following the approval at the last meeting, it has been revised based on council's discussion. We increased our projected revenue to accommodate the staff increases that council requested. And the Budget has been published.

[7:19:46 PM](#) Husbands, clarifies, ½ FTE for CD. Dawson, 3 ½ time FTEs, final version we have 2 full time positions at ½ time and 1- ½ FTEs. Dawson, highest priority is to higher the CD planner position. Thea, so there could be 2 people doing sustainability? Dawson, confirms, yes. [7:23:40 PM](#) Mayor Burke, yes in a team environment. We need a grant writer to implement the funding. Thea, how will it be advertised? Burke, will take some time to figure this out.

[7:25:01 PM](#) Linnet likes the idea of having 2 people focused on sustainability goals. There is overlap between grant writing and sustainability. A little more complex than we thought, but likes the idea.

[7:26:48 PM](#) Burke further explains and asks for some time to work out the details.

Public comments:

[7:27:48 PM](#) Scott Runkel Hailey resident comments, he thinks this is an improvement over 1 full time position. Hailey isn't going to solve climate change. But feels this is important to lead. It concerns him a little but because of the split, trust the process, that there is flexibility to prioritize, in leading us forward. Thank you for prioritizing this position.

[7:31:09 PM](#) Martinez comments on this position, very excited on how this is rolled out in the community.

[7:31:39 PM](#) Husbands asks, who writes our grants? Dawson gives an overview of various grants and who wrote them, including Tracy Anderson, who is now retired.

[7:32:49 PM](#) Thea reads from IPCC report on climate change. Thea is open to the flexibility, what will this look like in the future, part of collaborative effort with Blaine County. Also, wants \$2,000 for Wood River Valley Forest enhancement? [7:34:42 PM](#) they received a \$200,000 grant, \$100,000 towards GIS software and some tree planting could be one of the projects. We haven't put any seed money into the program, and would like us to be part of this project. [7:35:52 PM](#) Horowitz, sent Lance an email today, would like to fund this year also. [7:36:45 PM](#) Burke is in support of this. Martinez is in support.

[7:37:02 PM](#) Linnet, is in support. Horowitz, [7:37:16 PM](#) includes a tree canopy study.

[7:37:25 PM](#) Dawson, we looked at this last year, staff, Horowitz, reminded all about the population-based appropriation. Thea, explains, we can pick how involved we want to be later. They've done this in Boise, Thea added.

[7:39:33 PM](#) **Linnet motion to approve Ordinance No. 1289, annual budget of \$16,000,900 seconded by Thea. Motion passed with roll call vote; Husbands, yes. Linnet, yes. Martinez, yes. Thea, yes.**

[7:40:08 PM](#) **Mayor Burke conducts 1st reading of Ordinance No. 1289, by title only.**

[7:41:14 PM](#) Husbands asks Dawson what's the amount of total capital projects, \$2.4 million, under appropriation ordinance, \$2,402,239. How does the purchase of River street property impact this budget? [7:42:58 PM](#) Dawson responds to Husband's question. The answer is no, we don't need to change for our appropriations for next year. We are using current funds this year and will potentially get reimbursed. We will amend our current budget though, that process will begin very soon.

*PH 283 Consideration of amendment to Community Rating System (CRS), annual floodplain program
ACTION ITEM*

[7:44:42 PM](#) Horowitz gives an overview of this item. Rebecca Bundy will discuss this item in detail. Hailey has participated in this program since 1992, it gives residents a reduced insurance rate to some residents within the floodplain. We found that this is a difficult program. Cumbersome and time intensive. There is an annual recertification, and 5-year ? [7:46:43 PM](#)

substantial work load. The county has a similar number of participants. Bundy, they weighed a cost benefit analysis, only benefits 75 people in Hailey, only 50 households contribute, about \$4/month savings. All Hailey citizens are paying to support this program, but only a few are benefitting from it. Bundy suggests discontinuing this program but continue to educate general public. 174 in state, Blaine County and Sun Valley have recently withdrawn from this program. Recommends that council exit the program. If don't exit, must do report by 8/15/21.

[7:49:45 PM](#) Linnet asks if we've reached out to any homeowners? Bundy responds, no.

[7:50:11 PM](#) Thea, seems like a time intensive program for not a lot of benefit. Bundy, responds, don't have a lot of people that will benefit, does not have a huge benefit.

[7:51:19 PM](#) Linnet doesn't make sense.

Public comments:

[7:51:33 PM](#) no comments

[7:51:53 PM](#) Mayor Burke, agrees with council's discussion.

[7:52:04 PM](#) **Martinez moves to exit the CRS, Husbands seconds. Motion passed with roll call vote; Husbands, yes. Thea, yes. Linnet, yes. Martinez, yes.**

NEW BUSINESS:

NB 284 Consideration of proposed Ordinance No. 1290, extending terms of Emergency Health Ordinance No. 1277, which expires on August 9, 2021, for an additional 182 days. ACTION ITEM

[7:52:39 PM](#) Mayor Burke asks council to extend our emergency powers ordinance. This is the legislative part that allows us to place orders if necessary.

[7:53:11 PM](#) Linnet gives an update from last week's meeting. Cases are going up, there is a national labor shortage, people are delaying getting care, increase in our population locally and in the Treasure Valley. Last week, Twin Falls (Treasure Valley) was sending people out to other hospitals. Net impact, hospitals fill with covid, other situations won't be able to get care that they need. We are not talking about doing anything right now, but want to if necessary.

[7:55:31 PM](#) Martinez, thanks Linnet for this information. Hopes we don't have to do anything.

[7:56:19 PM](#) Simms asks to take public comments.

[7:56:30 PM](#) public comments

[7:56:43 PM](#) There are none.

[7:56:50 PM](#) Martinez, moves to approve Emergency Health Ordinance No. 1290, seconded by Thea. Motion passed with roll call vote; Linnet, yes. Husbands, yes. Martinez, yes. Thea, yes.

*NB 285 Consideration of proposed Health Order No. 2021-05, an advisory order which extend the terms of Hailey's expiring Health Order 2021-04 (expires August 12, 2021) for an additional 90 days
ACTION ITEM*

[7:57:49 PM](#) Burke, this is similar to what we have in place now. Suggests all pay attention, when in doubt, wear a mask.

[7:58:33 PM](#) Thea, suggests, "it is also to protect others," wish this would be put in this order.

[7:59:49 PM](#) Linnet, comments. CDC recommends masks indoors, want to keep as is right now, Mayor Burke responds. Burke is asking people to wear masks again, don't want to mandate anything. More discussion about covid variants. [8:02:18 PM](#) Mayor Burke, not sure what the schools will do yet.

[8:02:40 PM](#) Martinez, asks to amend the Emergency Health Order 2021-05, by adding the recommended CDC language, and to continue unchanged, seconded by Linnet. Motion passed with roll call vote; Husbands, yes. Linnet, yes. Martinez, yes. Thea, yes.

OLD BUSINESS:

OB 286 3rd Reading of Ordinance No 1287 increasing mayor and city council salaries ACTION ITEM

[8:03:43 PM](#) Linnet moves to approve Ordinance No. 1287, by title only, authorize the mayor to sign, Martinez seconds. Motion passed with roll call vote; Husbands, yes. Linnet, yes. Martinez, yes. Thea, yes.

[8:04:42 PM](#) Mayor Burke conducts 3rd reading of Ordinance no. 1287, by title only.

STAFF REPORTS:

[8:05:33 PM](#) Yeager displays the video streaming of the skatepark. We will continue to work with Ketchum Computers to upgrade the cameras, not all cameras will be streamed online. In order to stream this, installed a wireless feed from Hailey Police Department to upgrade our internet. [8:06:59 PM](#) in response to citizen concerns regarding speed, purchased 6 speed reactive signs, they can be permanent traffic counters, and will give us the average speed of the vehicles. [8:07:55 PM](#) More public works, GIS map working with Chris Corwin, we divided square footage/land, to get watering application by square foot. Map is shown with colors, by different years. Have been working on this map for over 1 year.

[8:10:41 PM](#) Chief England, thanks Brian Yeager and Ketchum Computers, on the reactive signs, appreciate the cameras at the skate park.

[8:11:30 PM](#) Yeager we are also purchasing cameras, cannot send tickets from them, but can gather information and send out correspondence to various individuals, can follow up.

[8:12:51 PM](#) Chief England mostly positive feedback on social media.

[8:13:32 PM](#) **Martinez moves to adjourn, Linnet seconds, motion passed unanimously.**