

**MINUTES OF THE
HAILEY CITY COUNCIL MEETING
Monday August 20, 2012 * Hailey City Hall Meeting Room**

Present: Don Keirn, Martha Burke, Pat Cooley
Absent: Carol Brown, Fritz Haemmerle

Staff: Jeff Gunter, Becky Stokes, Mary Cone, Micah Austin, mariel Platt, Tom Hellen, Ned Williamson

5:30 p.m. CALL TO ORDER – In the absence of Mayor Haemmerle and in his capacity as Council President, Don Keirn called the meeting to order at at [5:29:49 PM](#).

Open Session for Public Concerns

[5:30:04 PM](#) Ramona Duke, Hailey Public Library Board, referred to NB 345 and noted that there was not an option in that bid for completing the entire first floor only. She hoped that might be a priority and suggested postponing the awning project until the first floor could be completed as that would save money overall.

[5:31:38 PM](#) Bob Wiederrick, 1120 Quigley Road, advised that his aluminum can collection efforts for public art in the City has raised \$575.00. He asked for some mention in the Our Town newsletter and thanked the local businesses, citizens, partners and newspapers for their help. He suggested that senior City staff and Council members consider donating 1% of their annual income to the public art fund. Mr. Wiederrick also reminded that Jim Spinelli and Mark Johnstone had termed out of their volunteer posts with the Hailey Arts Commission. He asked that the City remember to thank them both.

CONSENT AGENDA:

CA 330 *Motion to approve Resolution 2012-55 authorizing application to the Idaho Bond Bank for refinancing of Hailey's sewer bond to achieve cost savings through a lower interest rate.*

CA 331 *Motion to approve Resolution 2012-56 authorizing application to the Idaho Bond Bank for refinancing of Hailey's water bond to achieve cost savings through a lower interest rate.*

CA 332 *Motion to ratify three Change Orders for Interpretive Center Construction project, with additional costs of \$1460.*

~~CA 333 *Motion to approve alcohol license renewal for Blaine County Senior Center and 75, Inc. (dba Zou 75), contingent on receiving final State and County licenses and Hailey Police Chief approval.*~~

CA 334 *Motion to approve alcohol license renewals for Hailey businesses.*

CA 335 *Motion to approve Bow Bridge 5k Fun Run.*

CA 336 *Motion to approve minutes of August 6, 2012 and to suspend reading of them.*

CA 337 *Motion to approve claims for expenses incurred during the month of July 2012, and claims for expenses due by contract in August 2012.*

CA 338 *Motion to approve Treasurer's Reports for July, 2012.*

[5:35:17 PM](#) Mary Cone pulled CA 333 to add another renewal and conditions.

[5:35:32 PM](#) **Martha Burke moved to approve the Consent Agenda minus CA 333. Pat Cooley seconded. Roll call vote: Cooley, yes; Burke, yes; Keirn, yes.**

[5:35:49 PM](#) Mary Cone explained that Rasberry's just requested renewal of their alcohol license, so she would like to add them to CA 333. All three license renewals should be approved conditional upon receiving the state and county licenses and approval from Hailey Police Chief Gunter.

[5:36:20 PM](#) **Martha Burke moved to adopt CA 333 adding Rasberry's to the requested renewals, and clarifying the requirement of receipt of state and county licensing and Chief Gunter's approval. Pat Cooley seconded. Roll call vote: Cooley, yes; Burke, yes; Keirn, yes.**

MAYOR'S REMARKS:

[5:36:50 PM](#) None.

PUBLIC HEARING:

PH 339 Public Hearing on FY 2013 Budget:

- *Consideration of Annual Appropriation Ordinance No 1108*
- *Consideration and authorization of the mayor to sign L-2 Dollar Certification of Budget Request to Board of County Commissioners, by which the property tax levy is set.*

[5:37:01 PM](#) Heather Dawson and Becky Stokes explained the information contained in Council packets was the same as was previously seen, except for some added language to include "not to exceed" amounts. Ms. Dawson further noted that a request from the Hailey Historic Preservation Committee was just received for additional signage funding. She pointed out that the HHPC could apply for matching funds for this signage.

[5:42:07 PM](#) Council President Keirn opened the meeting to public comment.

[5:42:23 PM](#) Joan Davies, 214 2nd Avenue North, noted the HHPC had received very positive response to recent new signage and more historic interest from citizens. She reminded the City may lose the Baptist Church building if attention is not brought to it as neither the church nor the City has had funds to protect it. Ms. Davies encouraged finding a way to fund the HHPC's request.

[5:44:36 PM](#) With no further comment offered, the meeting was closed to public comment. Martha Burke expressed hope that staff could find some way to accommodate the HHPC's request.

[5:44:45 PM](#) **Martha Burke moved to approve FYE 13 Appropriations Ordinance 1108, allowing total expenditures in all funds in the amount of \$11,048,101.00, allow Mayor Haemmerle to read by title only, waive the second and third readings to publish Autus 29, 2012 and sign the 2012 Dollar Certification of Budget Request to Board of County Commissioners L-2 to certify Hailey's property tax levy as adopted within the 2013 budget. Pat Cooley seconded. Roll call voted: Cooley, yes; Burke, yes; Keirn yes. Council President Keirn conducted the reading.**

PH 340 Public Hearing on new and increased fees, including:

- *increased water and wastewater fees*
- *library lost-card replacement fee, to be adopted by Resolution 2012-57*

[5:46:30 PM](#) Council President Keirn asked to address the library replacement card fee first. LeAnn Gelsky, Hailey Public Library, explained that the library is part of a consortium and that some people's names are common and full identification can be confusing without the proper

library card and/or photo identification from patrons. Ms. Gelsky also reminded that library cards help protect patron privacy. She noted that the first card issued to a patron would remain free, but charging a \$1.00 fee for replacement cards would help to defray costs. DK moves first to library lost card fee.

[5:48:48 PM](#) Council President Keirn opened the meeting to public comment. None was offered.

[5:48:56 PM](#) **Pat Cooley moved to approve Resolution 2012-57. Martha Burke seconded.**

Roll call vote: Cooley, yes; Burke, yes; Keirn, yes. .

[5:49:33 PM](#) Council President Keirn then called attention to the matter of water and wastewater fees. Tom Hellen provided background and details of some of the changes, including an increase in the average residential use rates. Pat Cooley suggested an outside party review in the future and Mr. Hellen agreed. He noted the Council had been provided with a comparison of Hailey's rates to rates in other communities of similar size. Hailey's rates remain competitive with the other municipalities.

[5:53:00 PM](#) Council President Keirn opened the matter to public comment, and noted that while comments would be taken tonight, any decision will be deferred until a full Council can be present.

[5:53:43 PM](#) Peter Lobb, 4th and Carbonate, asked if it had been determined (when water meters went in) what uses those funds could be applied to. For instance, he wondered if some funds might be used to irrigate the Woodside Boulevard project. Ned Williamson explained to Mr. Lobb some possible uses for these funds, including the expansion of surface water rights.

[5:54:59 PM](#) With no further comment offered, the public hearing segment was closed. Mr. Keirn and Mr. Williamson noted that this matter would most likely be open to public comment at the next meeting as well.

[5:55:31 PM](#) **Martha Burke moved to continue the matter until the September 17, 2012 meeting. Pat Cooley seconded. Roll call vote: Cooley, yes; Burke, yes; Keirn, yes.**

PH 341 Request by Fly Sun Valley Alliance for Local Option Tax measure to raise funding for minimum revenue guarantees (MRGs) and marketing, consideration of proposed ballot language and joint powers agreement (continued from August 6, 2012 City Council Meeting).

[5:55:47 PM](#) Council President Keirn noted that public comment would be taken at this meeting, but that any decision would be deferred until a full Council is available on the August 30, 2012 special meeting.

[5:56:58 PM](#) Ned Williamson reviewed the history of this process and summarized the details of this request and the JPA. Mr. Williamson advised the structure of a separate legal entity instead of a board, and voiced his favor of the language now in Council packets. He reminded that it may be necessary that the duration of the proposed 1% LOT last longer than the initial suggestion of 5 years, and that proportionate voting is still being discussed. Mr. Williamson further opined that all three cities should agree on the exact Purpose language in the document

[6:07:08 PM](#) Council President Keirn opened the matter to public comment.

[6:07:14 PM](#) Peter Lobb, 4th and Carbonate, asked if the amount already spent to fill airplane seats was known, and what percentage of voter approval was necessary to pass this measure. Carol Waller, Fly Sun Valley Alliance, noted there was detailed information available on yestoair.com adding that expenses required to fill seats last year had increased, but she believed the return-on-investment is strong. Mr. Lobb urged caution in strategy based on challenging economic times and the possible perception that this measure would simply further tax the local residents.

[6:11:45 PM](#) Krista Gehrke, Little Indio, indicated she is not convinced that increasing the LOT is a good plan, but reminded that “if we don’t pass this in Hailey, we have no say in the voting.” Ms. Gehrke expressed she was nervous about that possibility.

[6:12:36 PM](#) With no further comment offered, the meeting was closed to public comment. Jack Sibbach, Fly Sun Valley Alliance and Sun Valley Company, expressed this is “one of the most important things we can do for the entire valley.” Carol Waller noted that Fly Sun Valley Alliance was trying to get accurate information out to the public, noting that “we know the issues when we say we need to raise the LOT, but we’re using the word ‘investment’.”

[6:15:06 PM](#) Rick Baird, Friedman Airport Manager, pointed out the number of people who have had to move away, are unemployed, or lost their homes in the valley, and opined that a large portion of jobs in this valley are in some way connected to the airport. He noted his belief that “we are now more dependent on tourism than ever. We need this. This is an opportunity to try to help ourselves.”

[6:17:33 PM](#) Council discussion included the importance of air service, whether all proposed LOT items should remain part of the ballot question and how that may affect voter opinion, the JPA language, and the importance of public input. Consensus was reached to decide what should be applied to the additional LOT at the next meeting.

[6:24:28 PM](#) **Martha Burke moved to continue PH 341 to the August 30, 2012 meeting at 5:30 p.m. Pat Cooley seconded. Roll call vote: Cooley, yes; Burke, yes; Keirn, yes.**

PH 342 Consideration of Resolution 2012-58 , authorizing the adoption of the Rich Caplan Development Impact Fees Update Study of 2012, as drafted, as an additional component of the Hailey Comprehensive Plan, Part Five.

[6:25:42 PM](#) Heather Dawson provided an overview of the process so far and reminded the Council that this meeting’s action should be to take public comment and decide whether to amend the Comprehensive Plan by adding this study as updated without averaged figures.

[6:28:35 PM](#) Council President Keirn opened the matter to public comment.

Bob Wiederrick, Hailey, voiced his opinion that development impact fees are “an illegal tax,” and recounted his personal negative experience in building his structure in the light industrial area of the city. He presented a sculpture to the Council as an award for “economic stagnation.”

[6:32:01 PM](#) Bob MacLeod, East Myrtle Street, noted some controversy on how the impact fees were developed, and expressed that “it seemed not quite as structured as it might be.”

[6:33:16 PM](#) Peter Lobb, 4th and Carbonate, noted the difficulty of timing any ordinance as economic conditions change. He wondered if the fees should be reduced in the current challenging times. Heather Dawson explained previous Council discussions and reasons for not lowering fees.

[6:36:57 PM](#) Council discussion included efforts to achieve parity in applying development fees. Ned Williamson offered suggestions, and Council requested clear ideas at the next meeting.

[6:39:44 PM](#) **Pat Cooley moved to accept the recommendation of the Hailey DIF Advisory Committee and the Hailey Planning and Zoning Commission to adopt the 2012 Caplan Update as an addition to Part Five of the Hailey Comprehensive Plan, to deny the recommendation to average the fees, and to adopt Resolution 2012-58. Martha Burke seconded. Roll call vote: Cooley, yes; Burke, yes; Keirn, yes.**

PH 343 Woodside Boulevard Project

- Contingent Approval of Third Pay Request for \$725,133, pending Civil Science approval

- 5th Inspection Report from FHWA

[6:42:15 PM](#) Pat Cooley reminded that he must recuse himself from this agenda item, so there will not be a quorum present at this meeting. Ned Williamson noted that importance should be placed on the pay request.

[6:43:37 PM](#) Heather Dawson provided details and overview of the non-decision portion of this agenda item, and noted that residents of Woodside Boulevard have encouraged allowing work to proceed past the 7:00 p.m. limit in order to move the project along. Ms. Dawson reported that Mayor Haemmerle is agreeable. Council discussion included other citizen comments on extended work hours, when Civil Science would need this approval, and the unexpected cost of the pavement color selection for the roundabout. Consensus was reached to reconsider the color choice due to the increased cost, and to continue the pay request matter to the August 30, 2012 meeting. [6:51:28 PM](#)

[6:51:55 PM](#) Council President Keirn opened the meeting to public comment. Ramona Duke, Hailey resident, suggested saving money on the roundabout pavement color and applying that savings to the historic preservation signage discussed earlier at this meeting. Don Keirn explained that this money is not available to uses other than the Woodside Boulevard project.

[6:52:42 PM](#) With no further public comment offered, the meeting was brought back to Council. Discussion included whether development impact fees covered wastewater treatment.

NEW BUSINESS:

NB 344 Discussion of bids for Bullion Street Sidewalk repair along the North Wall of the former North & Co building, with Resolution 2012-59 authorizing contract with S. Erwin Construction for \$31,061.50.

[6:53:14 PM](#) Tom Hellen noted the serious deterioration of this sidewalk and the lack of any ability for snow removal there in current conditions. He has been working with incoming business Luke's Pharmacy to compare goals and coordinate repair. City staff expressed hope to complete this work before October 1 for safety reasons and the opening of the new pharmacy there.

[6:55:21 PM](#) **Pat Cooley moved to approve NB 344. Martha Burke seconded. Roll call vote: Cooley, yes; Burke, yes; Keirn, yes.**

NB 345 Discussion, review and approval of City Hall exterior awning design and installation project – Resolution 2012-60 with Lytle Signs.

[6:56:05 PM](#) Mariel Platt explained that there were no responses to a bid request for this project in May 2012, so she solicited three different awning manufacturers in Idaho. Lytle Signs offered the three options included in Council packets. Ms. Platt noted the awnings would provide some energy efficiency improvements on some portions of the building, and that there were no issues with state and city historic preservation committees. Discussion included whether it would be possible to cover all but the historic portion of the building, the structure of the three bids submitted, and budget constraints. Becky Stokes explained what funding is available and the timing of this expenditure. Heather Dawson commented on remaining building bond monies. Consensus was reached to not move forward at this meeting, but instead to wait until full funding is available. Ramona Duke, Hailey Public Library Board, expressed hope that the first floor of the whole building will be the priority since it "saves a lot of money overall." LeAnn Gelskey noted the value of Ms. Duke's perspective and reasoning, including the benefit of diminishing

the solar heat buildup in portions of the library. Further consensus was reached to wait for the completion of the Woodside Boulevard project and see if any monies remain then. Tom Hellen reminds that Lytle Signs should be contacted to inquire how long their bid proposals can hold. He further suggested Lytle be given a date when the Council will make a decision. The matter was put on hold until the December 3, 2012 meeting. [7:11:49 PM](#)

WORKSHOP:

Staff Reports

Council Reports

Mayor's Reports

SR 346 Draft Agenda for September 17, 2012 (No other regular meeting scheduled in September).

SR 347 Letters between Idaho Department of Commerce and Mayor Haemmerle regarding ICDGB grant.

SR 348 General correspondence from Mayor Haemmerle.

SR 349 Letter from Blaine County re: Recycling Program effective October 1, 2012.

[7:12:39 PM](#) **Martha Burke moved to go into Executive Session for Pending & Imminently Likely Litigation (IC 67-2345(1)(f)); and Real Property Acquisition (IC 67-2345(1)(c)). Pat Cooley seconded. Roll call vote: Cooley, yes; Burke, yes; Keirn, yes.**