

**MINUTES OF THE SPECIAL MEETING OF THE
HAILEY CITY COUNCIL
HELD SEPTEMBER 7, 2017
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 Colleen Teevin, Don Keirn, Pat Cooley, and Martha Burke. Staff present included City Attorney Ned Williamson, and City Clerk Mary Cone.

[5:33:47 PM](#) Call to order by Mayor Haemmerle

Open Session for Public Comments:

[5:34:12 PM](#) Matt announced it is too hot outside.

[5:34:29 PM](#) Jeff Bacon, Hailey has been named the 3rd safest city in Idaho by SafeWise. Bacon handed out article to Mayor and council.

CONSENT AGENDA:

- [CA 341](#) Motion to approve Resolution 2017-086, authorizing a sub-award agreement with the Wood River Land Trust in the amount of \$4,200 for Water Smarty water-wise workshops in 2017 and 2018
- [CA 342](#) Motion to approve Resolution 2017-087, approving MOU for Emergency Response Auto-aid, mutual-aid and Valley all call Medical Incidents within Blaine County
- [CA 343](#) Motion to approve Resolution 2017-088, authorizing contract with Idaho Department of Health and Welfare for AED's
- [CA 344](#) Motion to approve Resolution 2017-089 authorizing sale of Hailey fire truck 1996 Pierce Saber to City of Bellevue for \$40,000. To be paid in 2 installments over 2 fiscal years
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- ~~[CA 345](#) Motion to authorize waiver of construction noise ordinance limits to Friedman Memorial Airport for runway safety area improvements, which waiver would allow construction activities until 9:00 p.m. per week during the period from September 18th – September 20th, 2017~~
- [CA 346](#) Motion to approve Resolution 2017-090 authorizing declination of terrorism coverage under Hailey's ICRMP insurance policy
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- [CA 347](#) Motion to approve the new liquor license for Shorty's Restaurant, Inc.
- [CA 348](#) Motion to approve the Special Event Permits for the Wood River High School Homecoming Parade, to be held on September 22, 2017 from 3:30pm to 4:30pm, and the Wood River Valley Harvest Fest, to be held on September 16, 2017, from 3:00pm to 10:00pm
- [CA 349](#) Motion to approve a Special Event, Wood River Valley Harvest Festival, to be held on Saturday, September 16, 2017, at the Wood River Sustainability Center.....
- [CA 350](#) Motion to approve a Special Event with Resolution 2017-091, The Hunger Coalition Bloom Food Truck Mobile Market, to be held on Thursdays beginning September 21, 2017, through October 26, 2017, from 5:30pm to 6:30pm, in Balmoral Park
- [CA 351](#) Findings of Fact, Conclusions of Law and Decision regarding a Preliminary Plat for Colorado Gulch Preserve, LLC, for Lot 1A. Block 1, Stevens Family Ranch, LLC (North of 81 Broadford Road, Section 15 & 16, T.2N.,

R. 18E., B.M., Blaine County, Idaho). The plat consists of thirty-six (36) lots and associated open space and floodplain areas

[CA 352](#) Findings of Fact, Conclusions of Law and Decision regarding Zoning Designations for Colorado Gulch Preserve, LLC, Lot 1A. Block 1, Stevens Family Ranch, LLC (North of 81 Broadford Road, Section 15 & 16, T.2N., R. 18E., B.M., Blaine County, Idaho) and Tax Lots 7731, 7732, 3913 and 7505. Zoning for Lot 1A. Block 1, Stevens Family Ranch, LLC (North of 81 Broadford Road, Section 15 & 16, T.2N., R. 18E., B.M., Blaine County, Idaho) is Recreational Green Belt (RGB), Limited Residential-2 (LR-2) and Flood Hazard Overlay (FH). Zoning for Tax Lots 7731, 7732, 3913 and 7505 is Limited Residential 2 (LR-2).....

~~[CA 353](#) Motion to approve minutes of August 28, 2017 and to suspend reading of them~~

[CA 354](#) Motion to approve claims for expenses incurred during the month of August, 2017, and claims for expenses due by contract in September, 2017

[CA 355](#) Motion to approve Treasurer’s report for the month of August 2017

[5:35:28 PM](#) Mayor Haemmerle pulled CA 345 for correction. Haemmerle explains that the wording on the agenda should be the same as the packet item, Airport construction allowing overnight work with no cutoff time at 9 pm.

[5:35:42 PM](#) Williamson asked the Mayor to amend agenda to add Executive Session item Personnel (IC 74-206(1)(a/b)).

Burke moves to amend agenda adding Executive Session item for Personnel and item CA 345 amended as discussed by Mayor Haemmerle, seconded by Cooley, motion passed unanimously.

[5:36:33 PM](#) Burke pulls CA 353, minutes to abstain.

[5:36:50 PM](#) Cooley moved to approve all consent agenda items minus CA 353, seconded by Burke, motion passed unanimously.

CA 353 [5:38:14 PM](#) Motion to approve item made by Cooley, seconded by Keirn, motion passed unanimously.

MAYOR’S REMARKS:

[5:38:45 PM](#) employee recognition will be in a future meeting, announced Mayor Haemmerle. Tonight is Ned Williamson’s last meeting and we want to give him some recognition. Mayor pulls Williamson up to the front of the room. Hands Williamson, the city attorney plaque. Haemmerle presents gifts from a basket one by one to Williamson. First, he presents a Hailey Comprehensive Plan t-shirt to Williamson. Next a legal decision paper weight, card and other items.

Mayor Haemmerle thanked Williamson for his guidance and advice over the past 15 years and wishes him well in his next career move to District Judge.

OLD BUSINESS:

OB 357 2nd Reading of Ordinance No. 1224 annexing certain adjacent and contiguous property into the City of Hailey and providing for zoning of said property. The subject property is northwest of Hailey, and is adjacent to the Della View and Airport West Subdivisions. The annexation

*ordinance describes the proposed zoning districts for the annexed property, as recommended by the Hailey Planning and Zoning Commission and approved by the Council **and consideration of Summary of Ord. No. 1224 if council chooses to waive one reading***

[5:46:42 PM](#) Haemmerle announced that the developer is ready to begin this project and wants to do it this fall before the asphalt plant closes for the winter. If council wants to consider waiving one reading of the ordinance, conduct the 2nd and final reading by title and authorize him to sign.

[5:47:47 PM](#) **Keirn moves to waive 3rd reading of Ordinance No. 1224, approve summary of Ordinance No. 1224, authorize the mayor to sign and read by title only, seconded by Burke, motion passed with roll call vote. Teevin, yes. Keirn, yes. Cooley, yes. Burke, yes.**

[5:48:41 PM](#) **Mayor Haemmerle conducts 2nd and last reading of Ordinance No. 1224, by title only.**

[5:49:26 PM](#) Williamson announced next Wednesday this Ordinance will be published.

NEW BUSINESS:

NB 358 Discussion of Water and Wastewater rates for FY 18

[5:49:48 PM](#) Williamson gave an overview of this item.

[5:51:14 PM](#) **Burke moves to direct staff to publish notice of fee increase for Water and Wastewater fees, Teevin seconds. Motion passed unanimously.**

APPOINTMENTS & AWARDS:

AA 359 Appointment of new City Attorney, with consideration of Resolution 2017-093 approving Independent Contract for Services Agreement

[5:52:09 PM](#) Williamson stated to council, as you know I am resigning effective 9/22/17. City will need to appoint another City Attorney.

[5:52:35 PM](#) Haemmerle introduces Christopher Simms as possible city attorney to replace Williamson. Simms rents office space from Haemmerle. Mayor appoints but council has to consent to the recommendation. Williamson explains the appointment of city attorney. Williamson suggests that council go into Executive Session to discuss this item. Haemmerle recuses himself from the discussion.

Don Keirn council president takes over for Mayor Haemmerle.

EXECUTIVE SESSION: Personnel (IC 74-206(1)(a/b))

[5:54:23 PM](#) **Burke moves to go into Executive Session for Personnel (IC 74-206(1)(a/b)), seconded by Teevin. Motion passed with roll call vote. Teevin, yes. Cooley, yes. Burke, yes. Keirn, yes.** [5:54:45 PM](#)

[6:26:56 PM](#) Council returns from Executive Session.

[6:27:23 PM](#) Keirn brings meeting to order. Williamson suggests that council discuss the proposal.

[6:28:14 PM](#) **Burke moves to consent to the appointment of Christopher Simms, seconded by Cooley for discussion. Burke feels that Simms is best qualified attorney for the job, they discussed that Simms is renting from Haemmerle, it is just office space, he is very qualified and very professional. Cooley appreciates Simm's interest in being the City Attorney. The Rent from Mayor Haemmerle is on a month to month basis, and not an issue with Cooley, they notice and discussed that he is the best person for the job. Teevin, [6:30:37 PM](#) does not know Simms but trusts fellow council members. Teevin is aware of lease agreement with Mayor Haemmerle that they discussed it, and welcome Chris aboard. Keirn likes the most qualified person for the job, feels Simms is best for this job. Look forward to having another great attorney for City of Hailey. Motion passed with roll call vote, Cooley, yes. Keirn, yes. Teevin, yes. Burke, yes.**

[6:32:49 PM](#) Simms speaks to council, thanks council for approving his appointment. His contract is effective oct. 1st, he has some jobs to finish before he can start, he has a public defender contract, approx. 50% of these items are misdemeanors out of the City of Hailey misdemeanor contract process. He will check with bar counsel before moving forward. Under the conditions stated, he accepts the appointment and looks forward to working for all of you.

Williamson, suggests consideration of contract at later meeting. [6:34:51 PM](#) Simms is out of town on 9/25 and unable to make the next council meeting.

Discussion about when to begin.

[6:38:38 PM](#) Teevin will not be at the October 2nd meeting.

Williamson will need to work with Simms to make the transition seamless. [6:39:44 PM](#)

[6:40:22 PM](#) **Motion to approve Resolution 2017-93 and authorize the Council President to sign made by Burke, seconded by Cooley. Motion passed with roll call vote. Teevin, yes. Cooley, yes. Keirn, yes. Burke, yes.** [6:40:35 PM](#)

[6:40:54 PM](#) Simms speaks, he will work with Williamson and spend as much time as possible before Williamson confirmation on 9/22/17.

OATH OF OFFICE:

[6:42:03 PM](#) Oath for new city attorney administered by City Clerk Mary Cone.

6:42:58 PM Motion to adjourn meeting made by Burke, seconded by Cooley, motion passed with roll call vote. Teevin, yes. Keirn, yes. Cooley, yes. Burke, yes.