

**MINUTES OF THE MEETING OF THE
HAILEY CITY COUNCIL
HELD OCTOBER 13, 2020
IN THE HAILEY TOWN CENTER MEETING ROOM**

The Meeting of the Hailey City Council was called to order at 5:32 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.

5:32 pm Call to order by Mayor Burke

Mayor Burke, a member from HCAC called Burke today and asked about public comments, there will be no comments, informational presentations tonight.

OPEN SESSION:

[5:33:00 PM](#) Bill Amaya, bike safety on Airport Way by Post Office, it is dangerous and encourage council to push this forward.

CONSENT AGENDA:

[5:35:05 PM](#) pulls CA 424, not at meeting. Linnet

- [CA 421](#) Motion to ratify Hailey Arbor Day Proclamation, setting 2020 Arbor Day in Hailey on October 8, 2020 **ACTION ITEM**
- [CA 422](#) Motion to accept donation of two benches from Kiwanis to be installed at Heagle Park. **ACTION ITEM**
- [CA 423](#) Motion to approve the Findings of Fact, Conclusions of Law and Decision for a Preliminary Plat Application by Sweetwater Communities, LLC, for Phase II of Block 2, Sweetwater P.U.D. Subdivision **ACTION ITEM**
- ~~[CA 424](#) Motion to approve minutes of September 28, 2020 and to suspend reading of them **ACTION ITEM**~~
- [CA 425](#) Motion to approve claims for expenses incurred during the month of September, 2020, and claims for expenses due by contract in October, 2020 **ACTION ITEM**

[5:35:26 PM](#) Linnet moved to approve all consent agenda items minus CA 424, seconded by Martinez, motion passed unanimously. Thea, yes. Martinez, yes. Husbands, yes. Linnet, yes.

[5:35:54 PM](#) Martinez moves to approve CA 424, seconded by Thea, Martinez, yes. Husbands, yes. Thea, yes. Linnet, abstains.

MAYOR'S REMARKS:

[5:36:35 PM](#)

APPOINTMENTS AND AWARDS:

AA 426 *Employee and Board Service Recognition:*
documents)

(no

- *April MacLeod – Hailey Public Library Board of Trustees – Retirement from 26 years of service*
- *Employee Certification Recognition – Kingston West – Roads Scholar*
- *Employee Certification Recognition – Stephanie Cook – Certified Municipal Arborist*
- *Employee Longevity - Cole Balis and Becky Stokes - 15-year Service Awards*

[5:36:42 PM](#) April MacLeod recognition

[5:37:39 PM](#) April MacLeod is on the call. Burke had hoped to celebrate her service in a different way. You have been a part of Hailey for 40 years, 26 years with the Library Board. Our current Library location is partly due to MacLeod's dedication. MacLeod is a master gardener. Propose a toast to one of the finest women she has worked with, here's to you.

[5:40:12 PM](#) MacLeod, it has been a great ride. Proud to have served, it has been fun, thank you.

[5:41:06 PM](#) Kingston West recognition, Roads Scholar and Road Master, working for 4 years with LHTAC, [5:42:00 PM](#) Schwarz presents his certificates and a new jacket.

Mayor Burke thanks West. Schwarz is going to become an inspector, still working on his training.

[5:43:11 PM](#) Stephanie Cook certified arborist, Mayor Burke thanks Cook. Cook is on the call. This is something to be proud of, salute you Cook. Applause from attendees.

[5:44:32 PM](#) Celebrating great achievement, essential to career, delighted when employees take advantage of training.

PUBLIC HEARINGS:

PH 427 *Motion to approve Hailey Public Health Order 2020-07 signed by the Mayor on October 8, 2020, which amends the terms of Hailey Emergency Public Health Order 2020-06***ACTION ITEM**

[5:45:16 PM](#) Mayor Burke opens this item and states that Angenie McCleary is on the call tonight, she will give information from her conversation today with Dr. O'Connor.

[5:46:10 PM](#) McCleary speaks to council, thanks Hailey for this emergency order. She has spoken with Dr. O'Connor, med. Director of St. Luke's. not good news, cases are rising in Blaine County and high in other 7 counties that surround us. Twin falls and Boise hospital systems are being impacted. In March we could rely on these areas, we won't have that ability now. Dr. O'Conner is very concerned. It is very likely we will be red phase by Thursday. Town Hall meeting on Thursday. Health District is not taking the action that we had hoped, thank you for doing action at the city level. County will likely be looking at adopting a similar action.

[5:50:36 PM](#) Thea asks, is the impact to our hospital from COVID? McCleary, yes, also other medical conditions. We look at total capacity, COVID and non- COVID. Thea, most cases are

18-29? This group doesn't have the hospitalization rate as the older population. Do we know where this is happening, cities, how does this break down. [5:52:42 PM](#) McCleary, from her memory, number of cases are in 30-40's more cases in this category than the younger category. A lot of cases are in Hailey / Bellevue areas in working group. Some schools, some work places. [5:54:45 PM](#) we don't get the breakdown of the cities, mayor may be able to comment on this. In March, there were more cases in North Valley, it can change quickly. Thanks for your leadership, pleasure to work with Hailey, Mc Cleary closes.

[5:56:26 PM](#) Burke, we will likely reach red phase this week. Burke has been getting texts from community, some don't believe that masks work. The goal of leadership is to provide Health, Safety, Welfare of community.

[5:57:47 PM](#) Simms, won't repeat last week's meeting, have heard concerns over the weekend, last week 15/100,000 now 40/100,000, cases are rising, different scale. Mandatory signage and compliance, Addendum to order 2020-07.

[5:59:43 PM](#) Husbands, under exemptions grocery stores, what about convenience stores, would like this applied to convenience stores. Yes, Simms, this would include convenience stores, crowding applies.

[6:01:06 PM](#) Thea, 64 square foot space, how to you figure compliance with this? Want it simple and easy for public to understand. How does this apply to bar, restaurant, Ace Hardware.

[6:02:11 PM](#) McCleary, this standard came from the Harvard Risk Level plan, can speak to this. The Health District did some research on these numbers. Can work with businesses on this as a useful tool with the size.

[6:03:42 PM](#) Simms, this is a simple matter of grid. Thea, wonders if it is simple with businesses. Thea, this is not easy to deal with. [6:06:11 PM](#) Linnet, was concerned at first with this too, spoke with Simms. We adopted this with the guidelines. Doesn't think this is that difficult, simple math based on their square footage. Linnet, don't know of a better way to do this right now.

Simms, take public comment and then discuss how to proceed.

Public comments:

[6:08:20 PM](#) Nick Tracy, pastor of new church Freedom Bible Church. Community leaders, thankless job, thanks council. Tracy and the leaders are advocates. For the church, we want to help, we serve community, holding events. We meet in person, we need to assemble, don't pass legislation that would prevent us from doing this.

[6:11:32 PM](#) Gina from River Trail speaks to council. Want us all to be safe, keeping people happy is also a need. Will wear a mask, don't like it. To make people with disabilities wear a mask, that is wrong. Masks just don't work for them, take this into account. Wish everyone the best, not everyone can handle this, please consider her comments. Gina agrees with pastor Tracy's comments.

Council deliberation.

[6:15:15 PM](#) Linnet as he understands it, applies to all businesses and gatherings, understands the importance for your gatherings. This is the least restrictive way to deal with this rise. Wonders whether we should have a clause regarding people with disabilities. Our 10 day avg., risk level is higher than it was last week. This impacts our entire community. Want everyone to remember last spring, we had to close our community, lost 6 citizens, have not done a good job at dealing with this pandemic. This is real, hate having to ask more from our community, hopes this works, implores, be kind, be passionate, wear masks, wash your hands, and be careful.

Public comments continued:

[6:20:46 PM](#) Carolyn Benson, Bellevue city resident. Last week went to courthouse to drop off ballots. At the entryway, man sitting at a rectangular table, no mask, husband refused to go in. Explains her experience with the man not wearing a mask. Benson, spoke with Heather Dawson, and then asked her to speak to council.

Back to council deliberation:

[6:24:58 PM](#) Thea is torn, don't know what the 64 square foot is, don't want to limit so much so bars or restaurants cannot function. Thea has a hard time with shutting the community down. Want to hear from businesses, will they still be able to operate? Some stores can handle small flows, spoke with Todd Hunter today. Thea is opposed to 2-4 year olds wearing masks. Should look at this closer. [6:27:40 PM](#) Linnet asks, for clarification. Thea, reduced capacity, discontinuation of use, the "whereas" is not part of the order. Linnet and Thea go back and forth clarifying the 64 square feet.

[6:31:00 PM](#) Husbands asks a question. Are these restrictions, also effective in the construction industry? Burke, great question. Maybe we talk about this too. Husbands, also asks, what about enforcement, her biggest concern. Wonders if anyone has been given a fine so far. Husbands agrees with Linnet.

[6:34:10 PM](#) England speaks to Husband's question. The struggle is that usually a complaint comes in and then it is too late to do anything about the situation. Other issue is, respond to complaint location, not sure who the person is, issues with wearing a mask. Face shield will help. Having businesses post better signage with mask order.

[6:37:29 PM](#) Dawson adds, with removal of medical exemptions, face shield, it is completely enforceable. Make sure business has sign posted about masks.

[6:38:30 PM](#) Martinez thinks about where we were in March, we all came together in a caring and compassionate way. These conditions have proven to be effective. We have members of school administration leading protests against this order. We need to do what we can to keep our community safe. Appreciates Dawson's comments about this being enforceable. Private parties were the evil doing here. Bars are a problem now, Martinez thinks. It comes down to leadership. It is tough.

[6:42:58 PM](#) Thea, plan that Todd put together, great example. Mayor Burke, we would model all businesses from this plan. Several businesses do have plans at their entrance.

[6:45:46 PM](#) Linnet, extension F, now businesses have a duty to comply with this responsibility, then we have enforcement mechanisms, and it doesn't punish them.

[6:46:53 PM](#) Chief England, encourage business owners in area, large latino population here, encourage Spanish postings.

[6:47:30 PM](#) Dawson, original order, section 2F requires posting. Amendment, requires all businesses to post simple signage that we can provide.

[6:48:37 PM](#) Burke wants to look at exemptions. Children under age of 5 are exempt, but parents of children are encouraged to keep socially distant. Other comments, medical exemptions, spoken to a couple of nurses in the valley. They wear mask and face shield, effectiveness of shield by itself is not great. If you have Asthma or COPD, you want everyone to wear a mask.

We are going to need another special meeting to discuss this topic.

[6:52:07 PM](#) Linnet still in favor of exemption. Still want the exception. 2year old mandatory, want to follow CDC guidelines, should 2 year olds be taken out in public. Would be fine recommend 2-5 year olds, and over 5 required. If Dr. tells us 2 year olds should wear mask, then would go back to this. Burke, agrees with Linnet. Thea, agrees with Linnet. A face mask is a simple thing that will help us move past this. Husbands agrees with Linnet.

[6:55:52 PM](#) Linnet, those with disabilities. Thea agrees, don't want to over burden.

[6:56:59 PM](#) Burke, documented disability phrase. [6:57:38 PM](#) Simms, would need to look into this further.

Burke let's move on to other topics.

[6:58:37 PM](#) Simms, given the emergency powers ordinance in place. Suggests to approve order with exception, can sign order to become effective tomorrow, with addendum or not.

[6:59:40 PM](#) Simms, yes, need a motion adoption of the addendum.

[6:59:57 PM](#) Linnet moves to approve 2020-07 subject to amendments made tonight 2-4 year olds, with addendum, seconded with Martinez. Thea, why don't we include it in the order. Simms, need to have it as an addendum. Dawson, disabilities. Linnet, amends with disabilities, Martinez, seconds amendment. [7:01:31 PM](#) listen.

*PH 428 Consideration of a Final Plat Application. Little Indio South Subdivision, submitted by Jesse German and Taryn Haag, represented by Galena Engineering, where Lot 38, Little Indio Subdivision (415 W Bullion) is subdivided into two lots, Lot 1, 12,704 square feet and Lot 2, 11,335 square feet, within General Residential (GR) Zoning District and the Special Flood Hazard Area. **ACTION ITEM***

[7:01:41 PM](#) Horowitz introduces item and applicant. Jesse will speak to infrastructure.

[7:02:25 PM](#) Jesse German was in county, purchased property in 2004. With construction this property was annexed. In 2014, he requested a 5 year extension. He had 2 contractors lined up

ran out of time before window. Plan to split property in half and turn both into dwellings, hook up to city services, and then retire the well.

[7:04:38 PM](#) Horowitz, asks Yeager to comment. Yeager needs to install infrastructure for connections to city services, and is okay for bonding for this.

[7:05:48 PM](#) Linnet, discloses that he has worked with the applicant regarding snow removal, not on this topic.

Public comments:

There are no public comments.

[7:06:35 PM](#) pg 84 of packet motion. Thea is ready to make a motion.

[7:07:14 PM](#) **Thea moves to approve final plat for Jesse German and Taran Haag, seconded by Linnet, Thea, yes. Husbands, yes. Martinez, yes. Linnet, yes.**

Jesse German adds that Taryn's last name is German now, Haag is her maiden name.

PH 429 Consideration of an extension to the timeline for the Preliminary Plat Application for the Sunbeam Subdivision, pursuant Section 16.03.020 (D) of the Hailey Municipal Code, by Marathon Partners for Phase I of a 54.38-acre property. The parcel is currently described as FR NENE TL 6655 Section 9 & 10, 2N, 18E. ACTION ITEM

[7:09:02 PM](#) Horowitz opens that our larger subdivisions are asking for more time to install the infrastructure.

[7:09:52 PM](#) Samantha Stahlnecker speaks to council, goal to have all sewer and water complete, culvert for irrigation off of Hiawatha canal. Hope to start construction in spring. Final plat in summer next year.

[7:11:16 PM](#) public comments, none.

[7:11:34 PM](#) Linnet, asks, same issue as Quigley? Horowitz, yes. Simms, complements applicant.

[7:12:03 PM](#) **Martinez moves to approve extension until June 8, 2020, seconded by Thea, motion passed with roll call vote. Thea, yes. Martinez, yes. Linnet, yes. Husbands, yes.**

PH 430 Consideration of an Ordinance No.____, an Ordinance amending the Zoning and Subdivision Fees, to establish new fees and increase some fees more than 5% and ready by title only. ACTION ITEM

[7:12:51 PM](#) Horowitz okay to move the next 2 items to the next meeting.

PH 431 *Consideration of an Ordinance No.____, an Ordinance amending Table 1-A: City of Hailey Building Permit and Plan Check Fees, to establish new fees and increase some fees more than 5% and read by title only. ACTION ITEM*

7:13:30 PM Thea moves to move PH 430 and PH 431 to Oct 26th meeting, Martinez seconds, motion passed with roll call vote. Thea, yes. Linnet, yes. Martinez, yes. Husbands, yes.

PH 432 *Consideration of Resolution 2020-____ setting the water and wastewater rate tables for FY 2020-2021, including a more generous water/wastewater fee reduction for individuals qualifying for Blaine County's property tax reduction program (fixed/limited income) ACTION ITEM*

7:14:13 PM Dawson introduces this item water and wastewater rates. Have 30-50 people that utilize a discount, on 2nd page of AIS, is a table with the standard rate, proposed rate. The standard rate at 4,000 / gallon per month, \$57.34. formally, payment would be \$37. The resolution does not contemplate a ceiling, 40% of water base rate and 50% of sewer charge. This is the main change in the resolution. Bond rate went down by 1 penny.

Public hearing:

7:18:27 PM no public comments

7:18:54 PM Thea, spoke with Heather regarding conservation, appreciates knowing how many people this involves.

Linnet is on board with this change.

7:20:07 PM Thea moves to adopt Resolution 2020-121 Water and Wastewater rates, seconded by Linnet, Thea, yes. Linnet, yes. Martinez, yes. Husbands, yes.

NEW BUSINESS:

NB 433 *Presentation by Hailey Climate Action Coalition on an initiative for 100% Clean Electricity by 2035 (No Documents) ACTION ITEM*

7:21:43 PM Scott Runkel shows his presentation, group of 200 citizens, thanks council for considering clean electricity.

7:23:45 PM Audari Tamayo discusses climate change, this clean energy plan will help our valley.

7:25:40 PM MaryCarol woman speaks about human qualities, passion for fix climate crisis, quotes someone about climate crisis. We have what we need to make a difference, provide a healthy happy future for all of us.

7:27:18 PM Mitch Small speaks, quality of life issues, lost jobs, switching to clean energy will save jobs.

7:28:40 PM Scott Runkel discusses Resolution action items, municipal electricity by 2030, wind solar, geo thermal. Ketchum has committed to this goal by 2030. Community-wide electric

supply by 2035 and all energy use by 2045. Easy to put numbers down, how do you get there? Runkel, states.

[7:31:25 PM](#) Ryan with Conservation voters for Idaho speaks, appreciates all the work that this local group has contacted. Have a Clean Energy petition, 201 people from Wood River Valley have signed. Many people are in support of moving to clean energy.

[7:34:13 PM](#) Eric hopes that the city will approve the resolution. Burlington Vermont, set a path forward in 1980, worked with local utility companies to make this happen. This makes good financial sense to our community. Discusses benefits to Boise. [7:37:47 PM](#) Ryan discusses Boise cities employees, next steps, stakeholder group come to Hailey for a meeting and a technical feasibility meeting. Make this a county wide solution makes easier to work with Idaho Power.

[7:39:19 PM](#) Scott Runkel, thanks, we believe this is a crucial step forward.

NB 434 Presentation by Idaho Power Company on planned action items leading to 100% Clean Electricity by 2045 (No Documents) ACTION ITEM

[7:40:14 PM](#) Idaho Power presentation

[7:40:36 PM](#) Dan Olmstead with Idaho Power speaks to council, one of the goals we share is clean energy today, clean tomorrow, by 2024. We may be able to work together in a number of ways. Olmstead then hands over presentation to Megan Ronk. [7:42:17 PM](#) Ronk discusses what the energy sector will look like in 2040. Decarbonation of energy mix. Solar and wind, what roll they will play in our future. Idaho Power has 50% of energy in clean energy. Have strategies in exiting out of non-carbon 85% by 2040. Idaho Power customers want clean energy, how much are they willing to pay for it? 11.5% customers say they are willing to pay 20% more for this energy. Idaho Power goal is to be 100% clean energy by 2045. How do we get there in the short-term, glide path away from coal, get away from these plants. [7:48:42 PM](#) Jackpot solar, locally green energy, 20 year power purchase agreement, buy out of Twin Falls. Transmission, important strategy to reach our goals, diversity in weather in the western states. [7:51:56 PM](#) Costs for renewable resources have been dropping, solar has dropped since 2010 85%. Ronk shows a picture of a control room, then shows a typical summer day, system peak of the day. Solar generation isn't where we need it, no wind, need to rely on gas resources to meet the peak energy need times. Refers to "brown outs" in California this summer. We still have work to do to meet this goal. Our public commitment, have changed the conversation, partial clean energy should be celebrated as a success. Ronk encourages other communities to commit to clean energy goals. Wanted to share our goals with you. There are opportunities to collaborate. Any questions?

[7:57:18 PM](#) Burke, quick questions?

[7:57:26 PM](#) Linnet, would like to see solar storage. Solution to climate change, starts locally. Keep doing what you are doing, give us as many solutions you can do.

[7:58:32 PM](#) Thea, Salt Lake? Working to decommission coal, we need to start the discussion, solar is not necessarily more expensive, encourage citizens to talk to our legislators. How can we move that date for Idaho Power sooner than 2045?

OLD BUSINESS:

OB 435 2nd Reading of Ordinance No. 1267, amending Hailey Municipal Code Chapter 8, Health and Safety, adding a new section 8.06 which limits engine idling within the City of Hailey. ACTION ITEM

[8:00:39 PM](#) Mayor Burke conducts 2nd Reading of Ordinance No. 1267, by title only.

STAFF REPORTS:

[8:01:27 PM](#) Horowitz, passed deadline for moving building, but won't give us \$15,000.

[8:02:33 PM](#) Yeager collecting bids to composting, forwarded on to HDR for review and how to incorporate the information.

[8:03:15 PM](#) Thea, what is going on in Northridge, put in the newsletter please. Yeager will work with Heather. Wish we had more time for the presenters tonight.

[8:04:27 PM](#) Martinez moves to adjourn, Linnet seconds, motion passed unanimously.