

**MINUTES OF THE MEETING OF THE  
HAILEY CITY COUNCIL  
HELD NOVEMBER 23, 2020  
IN THE HAILEY TOWN CENTER MEETING ROOM**

The Meeting of the Hailey City Council was called to order at 5:31 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.

[5:31:15 PM](#) call to order by Mayor Burke. It will be a two-part meeting, first regular business and then at 7 pm a discussion on stage 2 health order, how City might put that into action, will take public comments at 7 pm.

**OPEN SESSION:**

[5:32:57 PM](#) Mayor Burke asked to hold Covid related comments until later in the meeting.

[5:33:54 PM](#) Luis Alberto Alconda speaks, he lives at Atelier Condo in Sun Valley. Talks about neighbor safe communities act, immigrants avoiding medical treatment for fear of being deported. Safe communities act of Hailey Idaho wants all cities and county to adopt this as an ordinance. Council has chance to be a leader in the community.

**CONSENT AGENDA:**

- [CA 483](#) Motion to approve Pay Estimate #1 in the amount of \$31,031.56, for work completed on the Sunbeam subdivision water main improvements. **ACTION ITEM** .....
- [CA 484](#) Motion to approve Findings of Fact, Conclusions of Law and Decision for Final Plat Application for Quigley Farms Phase 1 Blocks 2, 3 and 4 by Quigley Farm & Conservation Community, LLC within General Residential (GR), and Flood Hazard Zoning Districts. **ACTION ITEM** .....
- [CA 485](#) Motion to approve minutes of November 9, 2020 and to suspend reading of them **ACTION ITEM** .....
- [CA 486](#) Motion to approve claims for expenses incurred during the month of October, 2020, and claims for expenses due by contract in November 2020 **ACTION ITEM** .....
- [CA 487](#) Motion to approve unaudited Treasurer's report for the month of October 2020 **ACTION ITEM** .....

[5:38:26 PM](#) **Martinez moved to approve all consent agenda items, seconded by Thea, motion passed with roll call vote. Husbands, yes. Martinez, yes. Linnet, yes. Thea, yes.**

**MAYOR'S REMARKS:**

[5:39:07 PM](#) Mayor Burke, when we get to the Covid discussions, she hopes that individuals that appear in chambers in person, will wear a mask, and social distance.

**PUBLIC HEARINGS:**

- PH 488 Consideration of a Final Plat for InnTrusted Subdivision, by Hailey FF, LLC, for a commercial building and residential units, to be located at 711 North Main Street (Lot 1A, Block 1, Sutton*

*Subdivision). The parcel is to be resubdivided into one (1) commercial unit (Fairfield Inn and Suites Marriott) and five (5) condominium units. This project is located in the Business (B) and Downtown Residential Overlay (DRO) Zoning Districts. ACTION ITEM*

[5:41:23 PM](#) Horowitz presenting the Marriot, showing pictures of items that have been installed. Nothing unusual with this plat.

[5:42:11 PM](#) Chris Reed, licensed land surveyor, nothing to add, excited to get this completed.

Public hearing: no comments.

[5:43:06 PM](#) Thea likes the sidewalk look in front of the condominiums, looks great. Ready to approve.

[5:44:12 PM](#) **Thea moves to approve final plat for InnTrusted by Hailey FF, LLC., seconded by Martinez, Motion passed with roll call vote, Husbands, yes. Thea, yes. Martinez, yes. Linnet, yes.**

*PH 489 Consideration of amendments to ordinances related to amending the Blaine County/Hailey Area of City Impact pursuant to Idaho Code Section 67-6526 ACTION ITEM.....*

- 1) Ord. No. \_\_\_\_\_, an Ordinance identifying a map that defines and establishes geographic boundaries modifying the existing Blaine County/Hailey Area of City Impact as adopted by Hailey Ordinance 649 (adopted November 14, 1994), amended by Ordinance 731 (adopted June 23<sup>rd</sup>, 1999) and amended by Resolution 2020-24. The geographic boundaries take into account trade areas, geographic factors, and areas that can reasonably be expected to annex into the City in the future. Changes to the above maps have resulted from the Blaine County ACI public hearing and deliberation process ACTION ITEM*
- 2) Ordinance No. \_\_\_\_\_, an Ordinance providing for plans and ordinances for the Area of City Impact. ACTION ITEM*
- 3) A Memorandum of Understanding providing for additional comment for certain lands outside of the Area of City Impact. ACTION ITEM*

[5:45:20 PM](#) Horowitz opens this open, there are 3 separate items, some concepts are overlapping, 3 motions. Agenda Item Summary, covers the last ACI meeting at the county. Discussing the area between Bellevue and Hailey. On the East side between the 2 cities, an active sports complex, minimum of 27 acres. Hope that Blaine County, Hailey and Bellevue can work together on this asset. [5:48:11 PM](#) With exception of 17 acres for airport long term use.

Lands outside of both cities' areas, unlikely that either would annex those parcels, out Democrat Gulch, prior was in Hailey's ACI, unlikely that it would be annexed within the next 10 years. Suggest that this property was put in this area.

[5:50:08 PM](#) Mayor Burke, hopefully Bellevue's council is looking at this tonight also.

[5:50:43 PM](#) Thea, how did various partners receive this? Council and Mayor Burns support this on East side. Property owners have yet to negotiate with Bellevue City.

Public hearing:

[5:52:12 PM](#) no comments

Council Deliberation:

[5:52:25 PM](#) Thea, loves the idea of sports fields on East side. Hope that some would stay open space. We are always looking for more sports fields. In agreement of no development on West side. Not sure what would be allowed. Burke, that is the FAA's call on what is allowed.

[5:54:18 PM](#) Martinez, likes ballparks and potential for tournaments. Taking a look at wildlife over overpasses, potential for ACI here. Good spot for messaging, meetings, road conditions.

[5:55:36 PM](#) Husbands, agrees would like to see it all open, corridor for wildlife. Recreation is great. Will see what FAA comes up with on East side.

[5:56:28 PM](#) Linnet, reasonable compromise, glad you and Bellevue Mayor were able to come to a compromise. Mayor, sports fields would be good for the economy.

[5:57:46 PM](#) Motion on pg 95,

[5:58:16 PM](#) **Martinez move to adopt Ordinance No. 1271, ACI, read by title only, Thea seconds, motion passed with roll call vote. Martinez, yes. Husbands, yes. Linnet, yes. Thea, yes.**

[5:59:36 PM](#) **Mayor Burke conducts 1<sup>st</sup> Reading of Ordinance No. 1271, by title only.**

Part 2 ACI

[6:00:09 PM](#) Horowitz, this is the 2<sup>nd</sup> Ordinance required for Idaho Statute, and is for the agreement with Blaine County. When we started this process, Bellevue was uncomfortable with the "clause" regarding not annexing outside of their ACI, and now their Mayor feels comfortable with that clause. They are now considering that tonight in Bellevue.

Public Hearing:

[6:01:39 PM](#) no comments.

Council Deliberation:

[6:01:56 PM](#) Thea don't need further discussion.

[6:02:08 PM](#) Thea moves to adopt Ordinance No. 1272 for the agreement with Blaine County, seconded by Martinez. Motion passed with roll call vote, Husband, yes. Thea, yes. Martinez, yes. Linnet, yes.

[6:02:51 PM](#) Mayor Burke conducts 1<sup>st</sup> Reading of Ordinance No. 1272, by title only.

Part 3:

[6:03:45 PM](#) Horowitz explains the MOU for areas outside the ACI

[6:04:31 PM](#) Thea asks clarification. Horowitz, ACI defines likely annexed property within 10 years, this defines property not to be annexed.

Public hearing:

[6:05:17 PM](#) no comments

[6:05:31 PM](#) Martinez moves to approve the Blaine County MOU for areas outside our ACI with Resolution 2020-132, seconded by Thea. Motion passed with roll call vote, Husbands, yes. Linnet, yes. Thea, yes. Martinez, yes.

*PH 490 Proposed Ordinance No. \_\_\_\_\_, Amendments to Hailey Municipal Code Chapter 13, Water and Wastewater, to reduce financial hardships on rate payers and adjust processes and/or programs to provide financial relief to rate-payers in need. ACTION ITEM*

[6:06:36 PM](#) Dawson introduces this ordinance presented in September. This spells out [6:07:20 PM](#) Wastewater rates are averaged from Nov-Mar, for new users set at 6,000. Changing this to 4,000 gallons. It also, allows for being able to reset the wastewater rate earlier, after the 2<sup>nd</sup> consecutive water use to set the wastewater rate.

[6:08:39 PM](#) Collecting deposits on shut-off for delinquent payers. Propose to eliminate this deposit, by crediting to the account where they belong. Also, have same type of deposit by tenants for landlords. Will discontinue collecting deposits in the future. [6:10:03 PM](#) Getting credits during winter leaks, new language, underlined language is new language, stricken language is being removed. Time might be of essence, to return to people for the holidays.

[6:11:11 PM](#) Mayor Burke thanks staff for doing this, and hopefully help them.

Public comments:

No comments.

Council deliberation:

[6:12:23 PM](#) Martinez, this is very thoughtful, echoing Mayor's statement, helping out our citizens. This looks like there is good action, to people who might need this money for the holidays.

[6:13:15 PM](#) Husbands, tenant deposits, will keep deposits but won't collect any more. Dawson, confirmed yes that is correct.

[6:15:13 PM](#) Linnet, good work Heather. Thea, yes, agree.

[6:15:37 PM](#) **Martinez moves to approve Ordinance No. 1273, seconded by Linnet. Motion passed with roll call vote. Martinez, yes. Husbands, yes. Thea, yes. Linnet, yes.**

[6:16:11 PM](#) **Mayor Burke conducts 1<sup>st</sup> Reading of Ordinance No. 1273, by title only.**

Next item to discuss is New business item: [6:17:28 PM](#) energy update from Rebecca Bundy.

### **NEW BUSINESS:**

*NB 492 Hailey Facilities Energy Audit Report ACTION ITEM*

[6:20:33 PM](#) Dawson, take your time with this item, we have Covid discussion at 7 pm.

[6:21:44 PM](#) Bundy shares her presentation, Government Leading by Example Program, Fire department, application in Jan. 2020, audits performed in June 2020, audit reports Oct. 2020. The summary of the audit results, summarizes which things would give payback. Idaho Power has retrofit lighting program to help pay for led light retrofits.

Funding sources [6:24:12 PM](#) OEMR grants up to 50% max. of \$7,500 for each project. Idaho Power has great incentives, pays for each light fixture, install controllers to program settings, engine block heater incentives, major renovations incentives, fire dept and police dept. Right now, police dept. won't be eligible for funding by OEMR because of this.

[6:26:09 PM](#) Next Steps, decide on which projects, issue RFP's, apply for incentives. Apply for matching funds from OEMR, then implement upgrades and track energy savings.

[6:27:06 PM](#) Thea, question about police dept. Bundy, Idaho Power has audits, that are free, another level for new construction. [6:27:59 PM](#) Bundy, area for greatest savings is at WW treatment plant, for Univ. of Idaho students to come out and do an industrial energy audit.

[6:28:51 PM](#) Thea, this is an important next step. Seems like we would want to go to the next level for the Wastewater treatment plant. There are low hanging fruit, this is a good, first step and an important one. Will let us know where and how to make the decisions.

[6:30:47 PM](#) Bundy, there is some low hanging fruit, replace lights, install controllers. But we need to cost them out to see if we have money to pay for them.

[6:31:34 PM](#) Linnet, sounds like a great program, in support of this. Bundy, will come back with RFP's.

[6:32:01 PM](#) Martinez, great that college students would do this project, would like to have the WATER club shadow this college team of students.

[6:33:13 PM](#) Simms suggests Old Business items.

[6:33:29 PM](#) Mayor Burke asks for 3<sup>rd</sup> Reading of Ord. no. 1268.

### **OLD BUSINESS:**

*OB 493 3rd Reading of Ordinance No.1268, amending the Zoning and Subdivision Fees, to establish new fees and increase some fees more than 5% ACTION ITEM*  
*Mob 493*

[6:34:33 PM](#) Linnet moves to approve Ordinance No. 1268 conduct reading and authorize the Mayor to sign, seconded by Martinez, Thea, yes. Husbands, yes. Linnet, yes. Simms adds, read by title only.

[6:35:48 PM](#) Mayor Burke conducts 3<sup>rd</sup> Reading of Ordinance No. 1268, by title only.

*OB 494 3rd Reading of Ordinance No.1269, amending Table 1-A: City of Hailey Building Permit and Plan Check Fees, to establish new fees and increase some fees more than 5% ACTION ITEM*

[6:38:18 PM](#) Thea moves to adopt 3<sup>rd</sup> reading of Ordinance No. 1269 by title only and authorize the Mayor to sign, seconded by Linnet, motion passed with roll call vote. Linnet, yes. Thea, yes. Martinez, yes. Husbands, yes.

[6:39:15 PM](#) Mayor Burke conducts 3<sup>rd</sup> Reading of Ordinance No. 1269, by title only.

*OB 495 2<sup>nd</sup> Reading Ordinance No. 1270, Amending Hailey Municipal Code Title 15, Section 15.08.010 to adopt the 2018 International Building Code (IBC), the 2018 International Residential Code (IRC), the 2018 International Energy Conservation Code (IECC), the 2018 International Swimming Pool and Spa Code (ISPSC), and the 2018 International Existing Building Code (IEBC); and amending sections: 15.08.012, Build Better Program, subsection 15.08.012.D.3, Construction Waste; 15.08.020, Amendment of Codes to reorganize amendments so that they are listed by underlying code, along with amendments and additions to reflect local concerns and deleting subsection 15.08.020.E, Fees, Deposits and Refunds; and amending section 15.08.030, Additional Requirements, to add subsections G, Stormwater Retention and H, Building Permit Valuations* **ACTION ITEM**

[6:40:15 PM](#) Mayor Burke conducts 2<sup>nd</sup> Reading of Ordinance No. 1270, by title only.

### **Staff Reports:**

[6:42:33 PM](#) Dawson, shares her screen, shows council agenda, every time we have a meeting, publish the agenda, packet, agenda is the first page, when you find the item you are interested in, click on blue number link, it will take you to that portion of the packet. There are people who've asked to be notified, email. Business owners can be added to get the agenda for each council meeting, just contact city clerk to be added to the agenda distribution list. After you've read through the documents, you click on words "return to agenda" gets you back to the agenda.

[6:46:14 PM](#) Brian Yeager PW Engineer, discusses that the East Croy Pathway local agreement will be in an upcoming packet, it is a 92% funded grant. Total \$491,000, Hailey will only pay 7% of this amount.

Recess and then rejoin at a few minutes before 7 pm [6:48:02 PM](#) Thea, motion to recess and return at 6:55 pm.

*PH 491 Discussion of Idaho Rebounds Stage 2 Health Order with consideration of amendments to Hailey's Health Order 2020-07 ACTION ITEM*

[6:59:31 PM](#) Mayor reconvenes meeting for last item for discussion. Burke introduces the format, allows 2 minutes per person. Want your input and consequences, be thoughtful of fellow citizens and community, then will go to governor's stage 2 order. Dawson has report on Covid care. Council discussion, then callers will have 3 minutes to discuss. We are here to work this through together, prepared to evaluate the order we have in place, be thoughtful and get right to the point.

Mayor asks for people with last names beginning with Letters A-C to speak first.

[7:03:08 PM](#) Oliver Whitcomb, 513 Main Street have people outside, providing a spot for people to speak, 50 or so people are present.

[7:04:06 PM](#) Rob Cronin speaks, break it down simple math, simple business math, the current restrictions have cut revenue up to 50%. If cut restaurants further to take out only, cut another 40% alcohol sales, cuts City LOT revenue. Take these statistics into account. Avg restaurant can seat between 10-20 people.

[7:06:40 PM](#) Mitzi Mecham speaks, this is more of a personal plea, when we were shut down in spring, most music students cancelled, sold house to save our business. Cannot save our business with another shut down.

[7:09:48 PM](#) Jason Collins, small business owner. Important to have a chance to make some money, need to figure out how to make this work. In construction, concrete grading excavation.

[7:10:59 PM](#) Oliver speaks about the horizontal mandate, modern history, influenza, not seeing evidence that this is any different, not down playing, but to use horizontal mandate, not based on science or thinking this all the way through. Suggest business owners care about employees, they are doing a good job, use vertical mandating, offer them services, rest of us need to feed our families.

[7:13:04 PM](#) Leah Merklingshaus, urges council to consider non-essential businesses that have struggled since March. Owns 2 small businesses. The virus is not as deadly as first thought. There is more to the City than covid-19. Do the right thing please.

[7:14:46 PM](#) Horowitz, still on A-C letters.

[7:15:16 PM](#) David Corwin with Metropolitan Theaters, have had no revenue for 6+ months, it is important that we operate, doing what we can to make it safe to go to the movies. Metro Theaters.com, leave every other row empty. Max seating is 29 people versus 129. [7:17:07 PM](#) safety video, important to let businesses continue to operate.

[7:17:37 PM](#) David Nelson, contractor in valley for 40 years, mandates, a lot of stores and businesses he solicits, are struggling because they are enforcing the mask mandate, he has not worn a mask yet. Has asthma, overweight, old, has had it twice. He is willing to social distance. Need to be more careful, law has gotten out of hand. Implore, let people make their own decisions.

[7:19:48 PM](#) Shane Claus, don't live in this area, opportunity to visit with experts in field, learned through this, when someone gets it, it is a medical issue, spread of the virus is an environmental issue. People in risk management have a different take on how this virus spreads. CDC 3 days ago, spread is happening at home in small gatherings, is not happening in the public square. Have also discussed with constitutional experts, why do this if not spreading in public.

[7:22:07 PM](#) Jeff, not right to strip anyone of their rights. Try to institute in Boise, there is a reason everyone is leaving California. The PPP money is gone, not sure how any businesses are going to survive another shut down. Implores, let people make their own decisions, haven't had any virus transmissions in his business.

[7:24:16 PM](#) Phil Rainey treats people with conditions all day long, mostly mental issues, they have been turned away from multiple businesses. These folks have conditions, they didn't ask for these conditions, you don't know what they are going through. Most people don't have documentation, this is his concern. Suicide rate has gone up, so much more stress, surpasses injury itself.

[7:27:15 PM](#) Kevin Jones, owner Sawtooth Brewery, small business, have 45 employees, 30 are in restaurant part of the business. Through Blaine Charitable Fund, people are struggling to eat and pay bills. The order in effect is hard, need more notice to businesses, should be county wide.

[7:29:09 PM](#) unknown woman speaking, reads "life liberty and pursuit of happiness."

[7:30:35 PM](#) Grace Parr Engineer hasn't had work since March 2020, she is massage therapist hasn't had work, hard to feed her son. This is the most painful thing watching kids wear masks. Society is being thrown away and afraid. We know these particles can pass through the fabric. They are mussels, push back against socialism, don't want to wear masks, don't want our community to shut down again.

[7:33:03 PM](#) Denver Pierce, Mitzi Mecham's daughter, if we shut down, we will go out of business. Her son will wear his mask, but with a 99% survival rate, Dad is willing to. If shut down businesses, will be bad.

[7:34:56 PM](#) Mayor Burke confused that people are talking shut down.

[7:35:10 PM](#) Sylvie speaks, agenda packet options references Golden Colorado and a series of options, one did involve shutting down. If you truly support locals, please do so. With stroke of pen you can destroy the community. Fear mongering has to stop. What is hospital capacity issue, it is not covid, are there staffing issues? People are weary, sky is falling, tell us the good and bad.

[7:38:33 PM](#) Ester speaks, she lives in Hailey, have had 2 accidents. Lost job because would not wear mask. Cannot get a job because she cannot wear a mask, how can she feed her kid. What gives you the right, how dare you tell her where to go and what to do. This is the home of the brave. You are taking away what the forefathers gave us.

[7:40:55 PM](#) Todd Hunter owner of Idaho Lumber. Here to support all the local businesses, many are hurting and they are worried about this season. Here is solidarity to support them.

[7:42:05 PM](#) Emily, middle school child has headaches 2 days a week, the days he wears a mask. We are covering our airway, it is not healthy. Kids are more suicidal than ever, start thinking about that.

[7:43:19 PM](#) Sara Mede, owns yoga studio in Bellevue. Masks and lockdowns don't protect people, both contribute to giving you covid. Eat organic food to build your immune system. Meditation helps build your immune system.

[7:45:15 PM](#) Mike speaks, he lives in Bellevue, piggyback on Californians moving here. Moved her 5 years ago, small company based in Idaho now, moved from California. Moved to a free state, freedoms are being taking away. Tuberculosis kills ? heart disease kills., follow the science, if masks work why the spike.

[7:47:24 PM](#) Leslie speaks, represented a group in Blaine County, a group of 100 people, people who can't wear masks. No statistical difference between 6,000 people mask wearers and non-mask wearers. A homopath, health care practitioner, we do not need or want to have someone tell us how to keep our body well. Or tell me that I have to take a vaccine. Let us make our own choices.

[7:50:31 PM](#) Eric Parker, Hailey resident, have a lot of concerns and questions. Read through the proposals, what about enforcement, will it be a misdemeanor, are you going to do away with personal gatherings. The idea that his neighbor will call on him, then what will happen, concerned that law enforcement will be put against citizens. Urge you not to do any of these things. Just see this thing going in a bad direction. [7:53:27 PM](#) Please consider what enforcement looks like.

[7:54:00 PM](#) Tiffany Woland, same day urgent care, working out in the parking lot since March. Commend council for giving people a voice. Many stats not true. Masks do work, very few reasons people cannot wear masks. Our hospitals and clinics are overwhelmed with covid patients. Long-term debilitating disease, not fully known yet. Lots of reasons why, we are overwhelmed, not a bed for you, must be transferred to another state.

[7:56:13 PM](#) Abby Conover, own Rapid Results gym with her husband. Came from poverty when son was born. Moved back to Hailey, American dream is working hard, believe in yourself, provide service and you are rewarded. Trying to hang on to our employees. What is the end-game?

[7:58:49 PM](#) Mayor Burke, you have summarized all comments. I would do anything to make this all go away, appreciate your comments.

[7:59:26 PM](#) unknown person, comments; don't say we are overwhelmed when it is not true.

[8:01:56 PM](#) woman that owns a farm south of Bellevue, losing employees. Sick and tired of St. Luke's moaning. You work for the people.

[8:03:45 PM](#) Martinez hear people out and then have council speak. Remind everybody that dignity is required.

[8:04:43 PM](#) Thea implores, maintain respect for everyone.

[8:05:00 PM](#) Nichole Lichtenburg, works in HR, appreciates council. Support medical professionals experiencing medical challenges. Worried about number of people citing financial concerns, hope that they will make safe decisions. Appreciate council for steps trying to keep safe.

[8:06:48 PM](#) Sarah Busdon, emotional meeting, spent hundreds of dollars this spring, 2<sup>nd</sup> time this family has been hit. As far as freedoms go, she pays taxes, wears mask won't kill you, hope all can help our community, to help others.

[8:08:04 PM](#) Richard Calcaglio, has a business in Hailey, boards don't decide what is essential people do. Saw draconian measures, not sure why. Businesses are taking strict measures. Eager to hear what you come back with. The numbers are not justifying what you are doing. Look forward to hearing what you propose.

[8:10:19 PM](#) Joel, Tundra restaurant owner, know other owners and employees, care about everyone in the community, courteous and respectful. Do think there should be some guidelines. We are not on an island, like Kevin Jones said, if close in Hailey, people will go somewhere else. Maybe we can look at the state's rebound program, not change the program.

[8:12:52 PM](#) Jolissa, Wood River student, different views, hard moment, we all need to take care, it is hard to be in school with a mask, need to be there for everyone, and take care of each other.

[8:13:57 PM](#) Cory Chalmers, steri clean business owner, moved from California a few years ago. In the last 2-3 month increase in shooting, over doses, all for making everyone safer. Suicide rate is going up, emotional thing for everyone. Remember the emotional toll it is taking on everyone.

[8:15:32 PM](#) Jerrod Miller resident of Twin Falls, up in Hailey quite a bit, mask mandate is unnecessary, infringement on our rights. Everyone in California is getting hit hard, don't think the mask mandate is working there. Masks, don't think they work.

[8:17:17 PM](#) Kendall Nelson, work in health freedom, studied hundred hours of masks and whether they work or not, they don't work. If you wear a mask, you are not getting enough oxygen. 99% survival rate, against masks, appreciates if council would read the science, she sent them.

[8:19:52 PM](#) unknown caller asking about religious beliefs and wearing masks.

[8:20:42 PM](#) Nick Tracy, with Freedom Bible Church, job to care about peoples spiritual being. Tracy is very concerned with the civil unrest. At the end of the day, we should have the freedom to run our businesses.

[8:22:04 PM](#) unknown man speaking, reads words of Daniel Webster, quote, listen to constituents of Hailey, use that to guide your policy, which may or may not represent our needs.

[8:23:14 PM](#) Shana Gelskey, heard a lot from business owners and religious, people who feed families, shutting down businesses would be more difficult.

[8:24:53 PM](#) Brittany Shipley, with NAMI responds to some statistics from tonight's comments; heard a lot suicide rates have increased and she wants to clarify as a social worker, she was really worried expecting suicide rates would increase in the spring. Shipley states that there has not been an increase in state wide or regional suicide rates.

[8:26:42 PM](#) Holly Smith owner of Color and Co. hair salon, in Hailey, husband owns 5B Barbour Co. Business in Hailey. From a business perspective and personal life, helped with rent. They have 3 independent contractors that are depending on us for income. Just asking to keep our doors open and will keep safety precautions going to keep everyone safe, want to stay open as business owners.

[8:28:56 PM](#) another unknown caller agrees with Holly Smith.

[8:29:25 PM](#) Scott Treyborn speaks, Rule of law, functioning under rule of law, government can't do? Any edict is out of rule of law, laws must be made at the state house. Cannot condone public agency, person must do for himself. Don't mandate anything, or we will challenge you, implore citizens to peacefully resist.

[8:31:45 PM](#) unknown man, thanks council for doing what you've done requiring masks. Asks that council require cover mouth and nose in mask, want to see noses covered up.

[8:32:49 PM](#) Tia, has a hair studio. Is in compliance, some clients she has, are high risk, during the shutdown, difficult to grasp the concept of this all. Mask mandate should be individual preference. For older people and children, feel bad for them, older clients are getting depressed. Best course of action, communicate with each other. It has been hard for small business owners.

[8:36:28 PM](#) Shaun Logular, works for a local painting company. How will shut down affect the City?

Council deliberation.

[8:37:44 PM](#) Governor's stage 2 order, Mayor Burke, look at this and decide whether we want to make changes.

[8:38:28 PM](#) Martinez, want to start by reconciling differences first. When this first came in front of us in March. The shutdown decision came with tearful eyes of this council. It is important to understand where we did good and where it went poorly. We sort of silenced a few in the beginning. We were the black dot, and then we came out of it. New times, new dance to go with it. Divisive language, goal it to suggest that this is a moment of compromise and treat each other with dignity. The workforce hit him hard, not enough income to live off of. Martinez, take my perspective. People have already moved out of our community. Important to recognize this point of panic. If we shut down, it will put him out of business also. It is a difficult moment for all of us.

[8:44:40 PM](#) Thea has prepared comments. I speak from a place of compassion. Decisions tonight will affect mental and physical health. Not here to take away rights from any citizens. WE need to come together in these difficult times, listen to one another. This is a pandemic, there will be pain/suffering/death, we should do all in our power to keep us safe. Schools should stay open. Businesses should stay open. It is so widespread now, difficult to trace where it is coming from. We are tired of covid, we won't be able to control people's actions during the holidays. We should wear our masks in public, if cannot wear a mask... support compliance with mask wearing, sanitizing stations so that we can stay open. Undue restrictions to bars and restaurants, not in support of this. We are entering ski season, closures don't free up our medical. No proof exists to warrant shut down. We cannot prevent all illness. We want our community to stay open, care and have compassion for one another, social distance, respect a fellow community member that is a high-risk individual. Open to other ideas, maybe limit bars to sitting only. Work from home considerations, this does not call for individualism, we must all do our part.

[8:52:27 PM](#) Burke thanks Thea for her words, feels the same way from bottom of heart.

[8:52:50 PM](#) Husbands is for masks, social distances, washing hands. Not for shutting down businesses. We need to support each other, not be so critical. Our approach to it is different, nothing else to say, agrees with Thea.

[8:54:07 PM](#) Linnet has been meeting with local medical staff. There is an email chief medical officer with St. Luke's. positivity rate is exceeding 30% in Boise. Jim Souza email.

[8:58:28 PM](#) meeting last week, factual details, where we are now, critical for weeks, and it is increasing. It is important to note, rate of infection is half of other communities that do not have mask mandates. Our numbers will get worse if we don't do something about it. Doctors are currently being trained on how to ration care if we don't take additional measures. Our local healthcare professionals, everything that they've said has happened. It is important to note that we took action in March, our numbers plummeted. There are actions that will help stop the spread. The actions that medical professionals are asking us to take, are exactly what our business owners won't be able to take. If we don't take action, we will have significant health outcomes, choose lively hood or health. Best advice is mask and social distance. This is difficult, hear what everyone is saying, can support additional restrictions, choose people's lives versus lively hood. People's individual actions sometimes have effects on entire community, this is where we have a difficult job to decide.

[9:05:35 PM](#) Thea, Souza's email, we need to do the right thing, comply if you go into a business.

[9:06:22 PM](#) Linnet and Thea discuss bars and restaurants and mask compliance. [9:08:06 PM](#) the end is to reduce our infection rates. Thea, don't think it is right to target a few businesses.

[9:12:06 PM](#) Mayor asks Dawson to speak with the cares act funding, looking at funds available to us. Some funds \$293,000, available to Hailey, we are working through our expenses, reimbursable for costs, salary costs are not allowed. We don't have enough cost to get \$293,000. But want to get these funds and create a grant process, municipal small business grant. Businesses closed after June 2020, Hailey has made 2 decisions after June. July 1 and oct, businesses are eligible for costs. 2<sup>nd</sup> grant businesses not otherwise eligible for the state grant. Trying to put applications together to make this \$200,000 funds available to our community.

[9:16:44 PM](#) Linnet suggests, restricting to restaurant take out, limiting gathering. Don't like 64 square feet, difficult to enforce. Ketchum just adopted it, so may be worth keeping it now. Exceptions for certain positions.

[9:18:16 PM](#) Martinez, important for businesses to have consistency. Suggest use governor's stages for what businesses can and can't do. This may help with consistency.

[9:19:22 PM](#) Thea, would consider not have standing areas. Would like to go with 6 foot distance between tables. People should wear mask until standing.

Burke agrees with Thea.

[9:20:11 PM](#) Thea thinking about tightening on churches. Burke, what about every other row? Martinez joins conversation regarding this topic, this is a tricky situation. Appreciates Linnet's comments.

[9:23:36 PM](#) Linnet, don't take these comments as a referendum of what we are doing, this represents the majority. Martinez, people like him are moving out of town. Linnet, economic consequences may be worse if we don't tighten things up.

[9:25:43 PM](#) Mayor Burke, the lines are drawn, people who don't believe in masks, have spoken. Why are we fighting with the ones who don't believe in complying. If I am worried about getting Covid, then I am going to be cautious. Restaurants, businesses, individuals are trying to survive. I want every member of community to take responsibility. The economy will drive the outcome of the pandemic. [9:28:21 PM](#) you don't have to go into a store if you don't want to wear a mask. Frustrated by the division in the community.

[9:28:51 PM](#) Thea agrees with Mayor Burke. Large part up to individuals. Can't support a shut down again, believe in masks, social distancing and washing hands. We need to be responsible for our own actions. [9:30:47 PM](#) where do we go from here, Mayor Burke implores.

[9:32:28 PM](#) Linnet individual choice affects other people, like DUI's.

[9:33:31 PM](#) Husbands asks, are we considering 10 people inside.

[9:33:55 PM](#) Simms, the Governor's order addresses with regard to seating a bars, but it does not contain a mask mandate. Simms had heard consensus on a couple of items, amending 6 feet between tables, eliminate 64 square foot, and eliminate the maximum of 50 outside gathering because it contradicts the state's order. [9:35:04 PM](#) appropriate to approve 2020-08, amending 2020-07 as mentioned.

[9:35:32 PM](#) Thea appreciates the summary.

[9:35:49 PM](#) Burke, we are doing our best right now.

[9:36:53 PM](#) Thea talks about restaurants trying to put safe measures in place to encourage people to come into their business. Trying to protect economic and mental health of our community.

**[9:38:06 PM](#) Thea motion to adopt 2020-08 Health Order, replacing 2020-07, Simms announces the changes again, Thea motions as stated, seconded by Martinez, motion passed with roll call vote. Thea, yes. Husbands, yes. Linnet, no. Martinez, yes.**

[9:41:08 PM](#) Thea supports compliance and that everyone is staying within the realm of the guidelines.

**[9:41:49 PM](#) Motion to adjourn by Martinez, Thea seconds, motion passed unanimously.**