

**MINUTES OF THE REGULAR MEETING  
OF THE HAILEY CITY COUNCIL  
HELD MONDAY JUNE 23, 2008  
IN HAILEY CITY HALL MEETING ROOM**

The regular meeting of the Hailey City Council was called to order at 4:00 p.m. by Council President, Martha Burke. Present were Council members Fritz Haemmerle and Martha Burke with Don Keirn present via teleconference. Staff present included City Administrator Heather Dawson, City Attorney Ned Williamson, and City Clerk Mary Cone.

**CONSENT AGENDA:**

CA 206 - Motion to accept HHPC's recommendation to forward the City of Hailey's support to the Idaho State Historical Sites Review Board for the nomination of the Hailey Masonic Lodge to the National Register of Historic Places

CA 207 Motion to approve cooperative agreement with Idaho Transportation Department (ITD) for Countryside traffic signal and to authorize the Mayor to sign Resolution 2008-09

~~CA 208 Motion to authorize 2008 Annual Operating Plan for Cooperative Fire Agreement with the U.S Forest Service~~

~~CA 209 Motion to approve parameters of Water Conservation Showcase Lawn program, with successful applications resulting in exemption from odd-even watering regulations~~

CA 210 Motion to approve minutes of June 9, 2008 City Council Regular Meeting, and suspend reading of them

CA 211 Motion to authorize Council President Martha Burke to execute Community Housing Agreement for Old Cutters Subdivision, approved on February 26, 2007, but not executed at that time by Mayor McBryant

Haemmerle pulled CA209 and Williamson pulled item CA208

**Burke moved to approve all other items, Keirn moved, Haemmerle seconded.  
Passed unanimously.**

**CA208 – Motion to authorize 2008 Annual Operating Plan for Cooperative Fire Agreement with the U.S Forest Service.** Ned few minor issues – okay with his changes Paragraph G – Review pg. 12 – Williamson points out. Haemmerle has concerns that the city attorney has not yet signed off on this...**Motion made to approve the fire dept. contract contingent on definition clarifications by the city attorney. Haemmerle second. Motion passed.**

**CA209 – Motion to approve parameters of Water Conservation Showcase Lawn program, with successful applications resulting in exemption from odd-even watering regulations. Haemmerle moved to approve this item. Keirn seconded, motion passed unanimously.**

**OLD BUSINESS:**

**OB219 – Consideration of rescission of Findings of Fact Conclusions of Law and motion to reconsider Birdwood decision from May 19, 2008 meeting.**

The last meeting was not taped so Williamson offered that the council recreate the discussion from the last meeting. **Haemmerle makes motion to reconsider approval Findings of Fact Conclusions of Law, Keirn seconded, motion passed unanimously.** Because the previous discussion had not been taped, the details of that discussion were reconstructed verbally by the attorney and council and will be included in detail in a future draft of these minutes.

**PUBLIC HEARINGS:**

**PH213 – Application by Blaine County for a text amendment to the Hailey Zoning Ordinance #532 – Wireless Facilities. Proposed text amendment Article 8A, establishes standards for public safety radio communication.**

Deborah Vignes with Pioneer Land Use Consulting has been working with the County and has conducted 2 studies to accommodate all agencies within Blaine County.

Bob Greenlaw – Hailey resident – speaking for Blaine County, has concerns around the lattice tower solution. Also, the height of the towers were an issue too. County went to the FAA to ask what they could do – monopole vs. lattice, changed to con? Listen to tape.

Haemmerle asked if the towers pose a danger to public health. Deborah mentions that there are setback standards designed to get to those issues. Burke asked if future flight standards may be jeopardized by these new antennas. Section 8.2 definition of antennas.

Chuck Robertson is the County consultant – he doesn't think the FAA would have issues with this tower at 75 feet tall or location.

Burke opened the floor for public comment – no comments.

Jeff Gunter, Hailey Police Chief states that this tower is vital to his forces safety. It is what keeps the police officers safe and informed.

**PH213 - Haemmerle makes motion to approve text amendments, Keirn seconded, motion passed unanimously.**

**Ordinance 1012 – Haemmerle moved to read Ordinance 1012 for the first time by title only. Burke seconded. Motion passed unanimously. Burke proceeded to read Ordinance by title only.**

Keirn then disconnected from his telephone participation. And the rest of the meeting was conducted with two council members, Burke and Haemmerle.

**PH212 – An application by Blaine County Senior Center for an amendment to the zone district map – application would change the zoning of lots 11 & 12, block 126 and the north ½ of vacated Cedar Street. Lot 11 is currently undeveloped – proposed building would be on this property.**

Dawson – opened discussion regarding a support letter from Jim Spinelli. Spinelli is a board member of the BCSC.

At city attorney Williamson's suggestion, Haemmerle proposes that the LB zone be restricted to the uses for the Senior Center. **Haemmerle makes a motion to approve rezone lots 11 & 12 from GR to LB subject to restating the allowable uses as discussed and pursuant to a development agreement. Burke seconded. Motion passed.**

**PH212 – Haemmerle moved to authorize the first reading by title only of Ordinance 1011 – Burke seconded, motion passed unanimously.**

**PH214 – Ordinance vacating a remnant portion of the alley located within Block 78, Original Hailey Townsite, pursuant to Tidwell, Cowan and Closser application for vacation heard May 12<sup>th</sup>, with Findings of Fact adopted on June 9, 2008. After brief discussion with Haemmerle and Burke they felt more comfortable with waiting on this reading and continuing discussion when more council members could be present. Burke moves to continue vacation Ordinance regarding a remnant portion of the alley continuing to July 14, 2008. Motion seconded by Haemmerle, motion passed.**

**PH215 – Ralph Pearson extension of time period for recording final plat of Lot 9A and Lot 10A, Block 62, Hailey Townsite (217 East Spruce Street). Applicant is requesting a 6 month extension. Haemmerle moves to approve. Burke seconded, motion passed unanimously.**

**OB216 – Amendments to P&Z Commission Bylaws as directed by the City Council on June 9, 2008 – Resolution 2008-06. Haemmerle makes motion to continue P&Z Resolution 2008-06 to July 14, 2008 meeting. Burke seconded, motion passed unanimously.**

**OB217 – 1<sup>st</sup> Reading of proposed Ordinance 1009, amendment to Article 6A of the Hailey Zoning Ordinance – design review exemption of minor projects and procedure for modifications to Design Review approval with amendments as directed by city council on June 9, 2008 meeting. Haemmerle moved to continue**

**this to next regularly scheduled meeting on July 14, 2008, Burke seconded, motion passed unanimously.**

**OB218 – 1<sup>st</sup> Reading of proposed Ordinance 1010, amendment to Municipal Code Section 2.40 – City Meetings Procedure with amendments as directed by city council on June 9, 2008 meeting. Haemmerle moved to continue this to next regularly scheduled meeting on July 14, 2008, Burke seconded, motion passed unanimously.**

**NB220 – Old Cutters appeal of decision denying deferral of Development Impact Fees on Community housing.**

Williamson gives overview

Jim Speck – representing Old Cutters. Paid DIF on 7 units – under protest. Applicant is requesting a refund on the DIF. They want community housing to be exempt from DIF. Asking for amendment to Development Impact Fee Ordinance and asking for a deferral of these fees until the Certificate of Occupancy.

Dawson pg. 145 – points to title 15 on the agenda summary page.

Haemmerle – suggests there are legal issues that need to be discussed before making a decision. He feels there is a good reason to refund the fees now and then discuss later.

Williamson pointed out that the applicant would be paying this again at Certificate of Occupancy time.

Dawson suggests that we address all the community housing units in Old Cutters development, rather than one at a time.

After some discussion, Haemmerle suggests that we continue this discussion in July 14 council meeting and work on drafting the agreement between the city attorney and Jim Speck.

**NB 220 - Haemmerle moves to continue discussion at July 14<sup>th</sup> meeting. Burke seconded. Motion passed unanimously.**

**NB221 – HELP Committee Chair Mariel Platt presenting Woodside Elementary Teacher / Work Force Housing.** After brief discussion it was suggested that this presentation be continued at the next council meeting on June 30<sup>th</sup>.

### **STAFF REPORTS:**

Dawson brought up potential for the City to hang art work at the City for July – Month of Art in Hailey. Both council members felt that the artwork should be hung.

**OPEN SESSION FOR PUBLIC CONCERNS:**

Peter Lobb expressed concern about a subdivision at Croy and 3<sup>rd</sup> street.

Rob Lonning – presented his letter with supporting signatures for the city regarding HHPC’s recommendation to forward the City of Hailey’s support to the Idaho State Historical Sites Review Board for the nomination of the Hailey Masonic Lodge to the National Register of Historic Places

**Burke made motion to adjourn at 5:43 pm.**

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Martha Burke, Council President

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Mary Cone, City Clerk

