

**MINUTES OF THE MEETING OF THE
HAILEY CITY COUNCIL
HELD OCTOBER 23, 2023
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, Juan Martinez, Heidi Husbands, and Sam Linnet. Staff present included City Attorney Christopher P. Simms, City Administrator Lisa Horowitz, and City Clerk Mary Cone.

Kaz Thea not in attendance.

CALL TO ORDER:

5:31 pm call to order by Mayor Burke.

CONSENT AGENDA:

CA 317	Motion to approve Resolution 2023-124, authorizing contract with Syringa Networks for internet at city hall and police station, renewing a 3-year contract for faster speed and \$200 less per month ACTION ITEM	1
CA 318	Motion to approve Resolution 2023-125, authorizing the mayor’s signature on an Addendum to the Contract for Services Agreement with Agnew::Beck for the development of a Housing Needs Assessment and a Growth Projections Memorandum for utilization by the Community Development and Public Works Departments ACTION ITEM	7
CA 319	Motion to approve Resolution 2023-126, authorizing an annual lease renewal for the Visitor Center to the Wood River Chamber ACTION ITEM	21
CA 320	Consideration of Resolution 2023-127, authorizing the Mayor to sign a Grant of License and Alley Maintenance Agreement allowing adjacent property owners to pave and maintain a portion of alley in Hailey Townsite. ACTION ITEM	34
CA 321	Motion to adopt Resolution 2023-128, authorizing a Memorandum of Understanding between Blaine County and the City of Hailey for snow removal services. ACTION ITEM	48
CA 322	Motion to approve Resolution 2023-129, authorizing the mayor’s signature on seven IDWR applications to place surface water right numbers 37-22773, 37-22774, 37-22775, 37-22776 (four water rights associated with Northridge) and 37-22311, 37-22316, 37-22321 (three water rights associated with Old Cutters) into the Water Supply Bank. ACTION ITEM	54
CA 323	Motion to reject bid for the Quigley Road Bike Path project and re-advertise at a later date. ACTION ITEM...	96
CA 324	Motion to approve Resolution 2023-130, authorizing a contract for services with Blaine County School District for the City to provide School Resource Officers during the school year ACTION ITEM	98
CA 325	Motion to approve Resolution 2023-131, declaring surplus property and authorizing proper disposal or sale of said property ACTION ITEM	106
CA 326	Motion to approve minutes of October 10, 2023 and to suspend reading of them ACTION ITEM	109
CA 327	Motion to approve claims for expenses incurred during the month of September 2023, and claims for expenses due by contract in October, 2023 ACTION ITEM	116
CA 328	Motion to approve unaudited Treasurer’s report for the month of September 2023 ACTION ITEM	147

Husbands pulls CA 323, for discussion.

5:33 Linnet moves to approve Consent Agenda items minus CA 323, Husbands seconds. Motion passed with roll call vote; Husbands, yes. Linnet, yes. Martinez, yes.

CA 323 – Yeager, bid came in exceeding expectations, will bid this spring.

5:34 **Husbands, Linnet seconds.**

Husbands moved to approve all consent agenda items minus CA 323, seconded by Linnet, motion passed with roll call vote; Husbands, yes. Linnet, yes Martinez, yes Thea, yes.

MAYOR’S REMARKS:

5:34, celebrate and congratulate soccer state champions, beat Middleton. Support live theater, Chicago was great.

APPOINTMENTS AND AWARDS:

*AA 329 Consideration of Resolution 2023-____, the reappointment of Library Board Member T. Green
ACTION ITEM*

5:35 – Martinez this is a great member to this board.

5:36 pm Linnet moves to approve Resolution 2023-132 reappointing Tommy Green to another term, Husbands seconds. Motion passed with roll call vote; Linnet, yes. Husbands, yes. Martinez, yes.

PUBLIC HEARINGS:

PH 330 Consideration of First Reading of Ordinance No. 1335, an Ordinance Authorizing the Issuance and Providing for the Sale of Wastewater Revenue Bonds, Series 2023 ACTION ITEM

5:37 – Horowitz introduces Eric Heringer, and Chelsea Porter. Porter speaks, with Hawley Troxell, these bonds will be issue pursuant to the approved ordinance. Ordinance is in tonight’s packet. Limited to \$6 million dollar bond as voters approved. Bond will be sold to the public, Heringer will talk about this later. Section 206 page 5 of the Ordinance, explains what she just explained, that Piper Sandler is the underwriter for the bond.

5:41 – the exhibits are forms, and cannot be finalized until sale. Bond purchase agreement, same, can’t be finalized until day of sale, pricing, then rates are locked in.

5:43 – continuing disclosure agreement, every issuer, in public market is required to enter into this agreement, regular reports as defined in the document. EMMA website, can type in City of Hailey, can find this information, the city’s financial situation. You send to the bank and they will upload the information for you; allows for more flexibility, terms of the sale are appropriate, Heringer’s advice here. Porter can have costs for bonds set up as premiums and then get the full \$6 million bond deposited into your bank. You can pay off bonds early.

5:48, page 13, establish funds, debt service account, separate bond account, with US Bank.

[5:49:41 PM](#) Porter further explains the details of the bond and duties of the City. Article 4, city will use revenue to pay off bond.

[5:51:54 PM](#) Porter asked for council to consider waiving 2 readings in tonight's meeting, based on the bond schedule.

[5:52:32 PM](#) Linnet, overwhelming voter support, don't have any issues in waiving these readings.

Public Hearing:

[5:53:19 PM](#) no comments

[5:53:36 PM](#) Linnet moves to approve Ordinance No. 1335, waive 2 readings read by title only, seconded by Husbands. Motion passed with roll call vote; Linnet, yes. Husbands, yes. Martinez, yes.

[5:54:20 PM](#) Mayor Burke conducts the 1st and only reading of Ordinance No. 1335 by title only.

PH 331 Public Hearing on Resolution 2023-____, establishing a rate increase with Clear Creek Disposal for commercial and residential solid waste/curbside recycle rates based on several key inflationary factors (fuel, labor, landfill costs). Residential and commercial rate increases are proposed at 2.85% ACTION ITEM

Clear Creek Disposal rates [5:56:07 PM](#) Horowitz introduces this item. Clear Creek is proposing a 2.85% rate increase.

[5:57:27 PM](#) Mike Goitiandia, we have a transfer station increase effective October 1st and have labor and fuel increases trying to offset these... Average labor is \$28/hour in the valley.

Linnet asks to confirm prices, as displayed in packet.

Public comments: [6:00:44 PM](#) there are none.

[6:01:15 PM](#) Linnet costs go up, this is modest increase, no one likes increased prices but I like garbage to be picked up. Husbands concurs with Linnet.

[6:02:14 PM](#) Linnet moves to approve Resolution 2023-133 authorizing rate increases for Clear Creek Disposal, seconded by Husbands. Motion passed with roll call vote; Linnet, yes. Husbands, yes. Martinez, yes.

PH 332 Consideration of Resolution 2023-____, amending Section 5.c of Resolution 2022-103, Clear Creek Franchise Agreement regarding Hold Back provision. ACTION ITEM

[6:02:56 PM](#) Hold back provisio, Horowitz discussing a recent change since packet production, meant to clarify, set for 10 years unless we need to make a change. Instead of 1 year. Don't need to meet a set number of times per year.

[6:05:22 PM](#) Ken Pierson, hold back provisio can be increased to \$162,500.

Simms clarifies, amendment to the Resolution establishing the fees, this is a change to the agreement regarding the hold back provisio and timeframe.

Public comments: [6:06:42 PM](#) no comments

[6:07:19 PM](#) Linnet moves to approve Resolution 2023-134, amending agreement 5ci and 5f, \$158,000 to \$162,500, seconded by Martinez. Motion passed with roll call vote; Linnet, yes. Husbands, yes. Martinez, yes.

[6:08:26 PM](#) Linnet moves to approve staff to release \$126,813, hold back trust account, and after rates change adding a total amount released of \$155,075 Martinez seconds. Motion passed with roll call vote; Martinez, yes. Linnet, yes. Husbands, yes.

*PH 333 Consideration of a capital project pursuant to Title 18, Mobility Design, consisting of construction for approximately 1,400 linear feet of an asphalt, multiuse bicycle/pedestrian pathway, ten (10) feet in width, to be located along the northern side of Quigley Road and commencing on the eastern end of the recently completed Sunbeam Subdivision pathway then proceeding easterly toward the Quigley Farms Subdivision. The project is currently planned to be ten (10) feet north of the existing pavement within public right-of-way. Actual pathway location may be modified based on public input and the public hearing process. The proposed asphalt pathway will also include minor drainage improvements. The existing 28' (+/-) roadway may be narrowed to 24' of asphalt as a possible design alternative. This project was previously discussed by the City Council on June 13th, August 28th, and September 25th, 2023. **ACTION ITEM***

Title 18, Quigley [6:09:45 PM](#) Yeager opens this item, applied for and received a grant to help with this project. Main topic of tonight's discussion, attached or un attached bike path from the road. Yeager shows a typical section of the detached pathway. And also shows a photo with traffic cones, barriers and vehicles in the road to discuss the demarcation of the proposed pathways, option 1 detached pathway. Option 2, attached pathway. 4 foot painted or striped buffer. [6:17:50 PM](#) Yeager recounts a conversation with Street Manager, which pathway would you prefer. As a user, would prefer a detached pathway, commented Schwarz to Yeager during this conversation. Recommend option 1, detached pathway to council tonight. Yeager wants to put this project out for bid by mid-January with council's input.

[6:23:19 PM](#) discussion about snow storage width.

[6:24:58 PM](#) Husbands asks questions on the "staged photos." Yeager explains details about how this path would be placed.

Public Comments:

[6:27:25 PM](#) Craig Wolfrom, Hailey resident speaks, narrower streets make cars go slower, stripes are necessary.

[6:28:32 PM](#) Jim Phillips, 20 Quigley Rd., in the last meeting, council seemed to like the separated path, is this a long-term commitment to keep the path open all year? Phillips was glad he was able to attend the Myrtle street neighborhood meetings, helped him understand councils concerns. By removing 4 ft. of asphalt, can move the path 4 feet south, some of his neighbors, have berms to make that better, would flow better and would be further from the boundary fences of his and his neighbors. [6:31:58 PM](#) Phillips thanks council for taking time, taking public comment urges council to move pathway 4 foot south.

[6:32:27 PM](#) Yeager, can try to bend pathway around some of the trees as council wishes.

[6:33:08 PM](#) Libby Massey, agrees with Phillips, likes cutting off 4 feet of the road and would solve a lot of problems if moved the path, less conflict with berms and trees. How wide is E. Bullion rd. Yeager, Quigley is 28 feet, Bullion is about 24.5 feet.

[6:38:26 PM](#) Martinez, one letter comments handed out, Deerwood Dr. crosswalk suggestion, maybe on Buckhorn Dr. as well. Yeager responds to Martinez. Preference to have a crosswalk in those spots, would be no, traffic may not warrant it. Martinez, sees problem when snow covers path. Yeager responds.

[6:42:09 PM](#) Husbands, leaning towards an attached path, biggest concern is snow removal. Feel we need to make a compromise with homeowners on Quigley and not remove trees, straight path is better than a meandering path.

[6:43:41 PM](#) Linnet, if 15-foot, limits snow storage, right? Yeager, this would remove those 2 feet from usable area. Linnet suggests moving the path south, how to prioritize plowing pathways in the winter. Make sure we have enough snow storage.

[6:47:36 PM](#) Horowitz reminds council, there are other areas around the city where we don't allow residents to use the city right-of-way. Linnet would like a more straight path and move up to 2 feet south.

[6:49:53 PM](#) Linnet likes option 1, separated path move 4 ft from property line instead of 3 to create a straighter path. 4 foot of asphalt removed from road.

[6:51:22 PM](#) Martinez likes where this is going. In agreement with council comments in tonight's meeting.

[6:52:37 PM](#) Burke, we want to make sure we have enough snow storage for future needs.

[6:56:56 PM](#) Yeager, option 1 detached path, generally 4 feet, mild meandering, remove 4 ft asphalt, striping 11 ft on road.

[6:57:27 PM](#) Linnet moves to approve path based on Yeager’s explanation, Martinez seconds. Motion passed with roll call vote; Linnet, yes. Husbands, yes. Martinez, yes.

OLD BUSINESS:

OB 334 3rd Reading of Ordinance No. 1333 – Annexation of 55-foot section of Quigley Road ACTION ITEM

[6:59:07 PM](#) Martinez moves to approve Ordinance No. 1333, annexation of Quigley Road 55 foot section, read by title only, seconded by Husbands. Motion passed with roll call vote; Linnet, yes. Husbands, yes. Martinez, yes.

[7:00:04 PM](#) Mayor Burke conducts 3rd Reading of Ordinance No. 1333, by title only.

STAFF REPORTS:

[7:01:06 PM](#) England HPD employees and spouses went to an event over the weekend, healthy home life.

[7:01:56 PM](#) Horowitz, ribbon cutting on Wednesday. Next Wednesday Halloween Hoopla.

[7:02:22 PM](#) Davis, 4 pm ribbon cutting at Hailey Coffee Company. New planner, Ashley Dyer will start next week.

[7:02:50 PM](#) Martinez, The Hailey Library held a successful Book sale last week.

[7:03:13 PM](#) Linnet moves to adjourn, Martinez seconds, motion passed unanimously.