



**REGULAR KETCHUM CITY COUNCIL MEETING**  
**Monday, March 3, 2014 at 5:30 p.m.**  
**Ketchum City Hall, Ketchum, Idaho**

**Present:** Mayor Nina Jonas  
Council President Michael David  
Councilor Anne Corrock  
Councilor Jim Slanetz

**Absent:** Councilor Baird Gourlay

**Also Present:** Ketchum City Administrator Gary Marks  
Ketchum City Attorney Stephanie Bonney  
Ketchum Community and Economic Development Director Lisa Horowitz  
Ketchum Special Projects Manager Lisa Enourato  
Ketchum Police Chief Steve Harkins  
Recording Secretary Sunny Grant

**1. The meeting was called to order by Mayor Nina Jonas at 5:30pm.**

**2. Ketchum City Administrator Gary Marks' last Ketchum meeting.**

Mayor Nina Jonas thanked City Administrator Marks for almost six years of service, and especially for his creative thinking and endeavors. Mayor Jonas presented City Administrator Marks with a manhole cover of his commemorative coin design and also the framed central Ketchum commemorative design off the wall of the Council Chambers.

**3. Fire Department Commendations**

Ketchum Fire Chief Mike Elle commended firefighters/EMTs/paramedics for saving the lives of two cardiac arrest victims in the last six weeks:

Mayor Jonas related details of the first lifesaving event in the Warm Springs area, and thanked Captain Tom Ancona, Captain Tom McLean, Sr. Lieutenant John Rathfon, Squad Leader Brian Poster, Engineer/EMT Ben Varner and Ketchum Police Chief Steve Harkins.

Mayor Jonas related details of the second lifesaving event in West Ketchum, and thanked Captain Tom Ancona, Captain Tom McLean, Sr. Lieutenant Tory Frank, Lt. Ed Binnie, Lt. Greg Martin, Squad Leader Rick Robertson, Squad Leader Brian Poster, Squad Leader Pete Schwartz, Engineer/EMT Kelly Lewis, Engineer Ryan Demoe, Engineer Ben Varner, Firefighter/EMT Anja Sundali, Firefighter/EMT Ashley Yagla, and Engineer/EMT David O'Donnell.

**4. 5:46:15 PM Recognizing Peter Everett for Mountain Rides Transportation Authority Board service**

*Also Present: Mountain Rides Administrative Support Coordinator Kim MacPherson*

Mayor Nina Jonas thanked Peter Everett for serving as Ketchum's appointed Mountain Rides Board Member. Everett brought an incredible background in public transportation and transit to develop Mountain Rides.

Council President/Mountain Rides Board Member Michael David said Peter Everett is legendary in the field of public transportation. He helped make Mountain Rides a model for transit organizations.

Mayor Jonas presented Everett in absentia with a crystal plaque and a book on transportation and railroad history in the Wood River Valley.

**5. Mountain Rides Transportation Authority Board Appointment**

Mayor Jonas appointed Kristin Derrick, co-owner of The Cellar and an active Mountain Rides rider to replace Everett on the Mountain Rides Board of Directors.

Council President Michael David moved to ratify the appointment of Kristin Derrick to the City of Ketchum position on the Mountain Rides Transportation Authority Board of Directors. Motion seconded by Councilor Anne Corrock, and passed unanimously.

**6. 5:51:57 PM Communications from Mayor and Councilors**

- Councilor Corrock said she felt the *Mountain Express* newspaper misinterpreted her remarks on the low density map in their article on the Comprehensive Plan. Councilor Corrock will discuss Comp Plan language with Planning Manager Joyce Allgaier this week.

- 5:52:19 PM Councilor Corrock said there was a lot of confusion about the Mountain Rides Transit Hub at the previous Council meeting and wanted to clarify the process. She suggested a joint workshop with the Ketchum Urban Renewal Agency. Ketchum CED Director Lisa Horowitz said she talked to the Ketchum Mayor and staff, and they reaffirmed that the P&Z Commission is the design arm of the City. Mountain Rides will take the hub project to P&Z in April before returning to the City Council. Construction has been moved back to the fall of 2014. A scale model of the hub is available to anyone who wants to look at it.
- Councilor Jim Slanetz said the valleywide Bike/Ped Master Plan should be available to Council in a month or two.
- Council President Michael David announced that the Ketchum Police Department is offering Training Intervention Procedures (TIPs) for local establishments and retailers who sell alcohol. The training addresses laws and dangers of selling to minors, and the dangers of drinking and driving.
- Council President Michael David thanked City Administrator Gary Marks for his efforts in doing a hard job.
- Mayor Jonas and CED Director Horowitz met with Sun Valley Company owners to see plans of the upcoming renovation of the Sun Valley Lodge, which will upgrade it to a 5-star facility. A 25,000sf spa has been added.

**7. 5:58:47 PM Communications from the public**

There was no public comment at this time.

**8. Report on Trout Friendly Lawns**

*Also Present: Wood River Land Trust Project Coordinator Patti Lousen  
Ketchum Parks and Recreation Director Jen Smith*

6:01:34 PM Wood River Land Trust Trout Friendly Coordinator Patti Lousen said the WRLT has protected over 14,000 acres of land in the Wood River Valley. TLC hopes to close on the 10,300-acre Rock Creek project in June. Idaho Fish and Game will buy the parcel from WRLT and The Nature Conservancy and turn it into a game preserve.

The City of Ketchum partners with WRLT on the Trout Friendly (formerly Trout Friendly Lawn) program. There are three levels of Trout Friendly: Basic, Silver and Gold. Basic starts by agreeing to water intelligently and only in the dark, mow at 3" high, don't do any broadcast spraying, and include native plants in the landscape. Gold level advances to using rain sensors, organic fertilizers, and no herbicides/pesticides.

The Trout Friendly program has expanded to include landscapers, who will work with the WRLT to certify their clients' lawns, including second homeowners. Landscapers are also coming up with great large-scale ideas.

Blaine County University of Idaho Extension, The Land Trust and The Nature Conservancy are sponsoring a daylong workshop to get the public involved in water issues. The workshop will include sessions on conjunctive management, groundwater districts, and water conservation which is important for local recreation and the economy.

Lousen said The Land Trust, Trout Unlimited and The Nature Conservancy want to partner with Ketchum in educational outreach. 6:14:17 PM The Land Trust does what it can to let people know about the Trout Friendly program, but wants to do more. Councilor Corrock suggested the Ketchum newsletter push the Trout Friendly program. Trout Friendly signs are in private yards, Ketchum parks and in other public places. Councilor David said it would be good to get landscapers working with rental owners and managers. 6:18:11 PM Parks and Natural Resources Superintendent Juerg Stauffacher manages about 60 acres of Ketchum parks, City Hall and other City land. Mayor Jonas said she was particularly interested in water conservation. Ketchum contributes \$200 yearly to the program.

**9. Communications from the Press**

- *Mountain Express* reporter Eric Avissar asked if Ketchum contributed financially to the program. Ketchum contributes \$200 annually to Trout Friendly program

**10. Ordinance 1115: Amending Title 12, Chapter 40, Ketchum City Code; which provides a percent for public art on all eligible capital improvement projects in the City of Ketchum; providing for savings and severability; repealing all ordinances and parts of ordinances in conflict herewith; and providing an effective date.**

*Also Present: Ketchum Parks and Recreation Director Jen Smith; Ketchum Arts Commission Chairman Claudia McCain, and KAC members Trina Peters and Marybeth Flower.*

Ketchum City Administrator Gary Marks said the current ordinance needs some clarification. Statutes require that a program like this not be extended to utilities. Ketchum's ordinance attempts to comply by defining projects that are below ground as exempt, and projects above ground are not, but there can be a utility project with a facility above ground and pipes below ground. The proposed ordinance amendment excludes public works projects. Other projects are funded through general funds and satellite funds to the General Fund. 6:29:51 PM Ketchum does its budget every year ahead of calculation for the 1% for art ordinance, so there are no appropriations made for it. The second amendment directs staff to look at audited numbers from the most recently completed City audit (from the prior year), and use the percentage from last year's projects for the upcoming budget.

6:32:02 PM The percent line in the ordinance is blank so Council can decide what percent they feel is appropriate. Ketchum's current ordinance collects 1.333%. The .333 was for administration, but Ketchum is small enough that administration is negligible and part of the regular budget process. Ketchum does not have enough capital projects to make the 1% produce much revenue.

Ketchum Arts Commission Chairman Claudia McCain said the KAC hopes to build the fund for future projects.

KAC member Trina Peters said the majority of their projects engage local and regional artists, who are paid for their work. The KAC has received no money as a result of the ordinance; they have operated on money from Parks and Rec and have raised money on their own. She would like to have money so they increase what they are doing.

KAC member Marybeth Flower raised money for Ketchum's Town Square and utility box covers. She said people always ask her what the City is contributing.

**PUBLIC COMMENT:**

Council and the KAC can choose to accumulate money in the fund and use it over a period of years to pay for larger projects. 6:36:57 PM

Mayor Jonas suggested 5%. City Administrator Marks told Council they could always revisit the percentage if they didn't like what they decided for this ordinance. If the City decided to do a multi-million dollar project, like City Hall, they could exempt or reduce the percentage that year or for a specific project.

6:40:01 PM Councilor Corrock confirmed that the percentage came out of the project's total budget and had to be included in the project budget.

6:41:10 PM McCain said the Ketchum Arts Commission proposed their plans to the Council in December, and then updated their strategic plan in January. She suggested Council add the KAC as a new line item in their budget.

6:45:19 PM Trina Peters said the KAC is part of the design team for the transportation hub and wants to budget artists fees for artwork incorporated into the hub design. 6:49:06 PM City Administrator Marks suggested the KAC approach the KURA Board about working with them.

Councilor Jim Slanetz asked when the contribution was actually taken from the project.

6:52:18 PM City Administrator Marks said the program was flexible. Some money will go into a fund for larger projects. Some construction projects should include art in them. He suggested Council allow the Arts Commission to advise them on each individual project. City Attorney Bonney said Council had complete control over how to spend the fund. City Administrator Marks added that the percentage was a base. Council may want to appropriate more or less money for a particular project.

Mayor Jonas said it was important to include art in the design process.

Councilors agreed on 5%. It can be adjusted at Council's discretion and/or it could be set differently for a specific project.

**Council President Michael David moved to approve the first reading of Ordinance 1115, amending Title 12, Chapter 40, Ketchum City Code, which provides a 5% contribution for public art on all eligible capital improvement projects in the City of Ketchum, with projects costing over a million dollars reviewed by City Council for setting a percent; providing for savings and severability, including all ordinances and parts of ordinances in conflict herewith, and providing an effective date and setting a second reading of the ordinance of March 17, 2014. Motion seconded by Councilor Anne Corrock, and passed unanimously.**

Mayor Nina Jonas said the Ketchum Arts Commission is going to get some art in the meeting room.

**11. 7:04:58 PM FY13-14 Ketchum Community Development Corporation Contract for Services**

CED Director Lisa Horowitz said the FY13-14 contract had never been presented to Council. This is a combined contract for services for the base amount, as approved in the 2013-14 budget, and the Ketchum Innovation Center (KIC) project approved by Council in January.

Councilor Corrock confirmed that the money for KIC came out of the General Contingency. 7:08:04 PM She confirmed legal uses of the local option tax with City Administrator Marks. City Administrator Marks suggested Council discuss possibly funding the KCDC with URA funds. LOT revenue cannot be used for affordable housing. Staff will ask the KCDC to make their budget available to Councilors.

7:12:47 PM **Council President Michael David moved to approve the 2013-14 Contract for Services with the Ketchum Community Development Corporation Contract for Services in an amount not to exceed \$144,400. Motion seconded by Councilor Jim Slanetz, and passed unanimously.**

**12. 7:13:08 PM Approval of a Contract for the Interim City Administrator, Ray Silver**

City Attorney Bonney said this is an at will employment agreement for an interim city administrator. Either party can terminate with 30 days notice with no penalty. The monthly salary is \$13,000, plus he shall be provided a residence at a cost no higher than \$1,500 per month, two vacation days and one sick day per month. Temporary



employment should end in five months. Mr. Silver is strictly interested in an interim position. Councilors Corrock and Slanetz questioned the City Attorney about various clauses in the contract.

**Council President Michael David moved to approve the Employment Agreement with Ray Silver as Interim City Administrator. Motion seconded by Councilor Jim Slanetz, and passed unanimously.**

**13. 7:25:18 PM Ordinance 1114: Deleting Chapter 12 of Title 4 of the Ketchum City Code; providing a savings and severability Clause, approving a summary of the ordinance, and providing an effective date.** City Attorney Bonney said Council adopted an ordinance to regulate the Planning and Zoning Commission. The P&Z revised its bylaws by resolution, then P&Z adopted its bylaws, resulting in a conflict with the Code and the ordinance and bylaws. Bonney suggested Council adopt Ordinance 1114 removing the P&Z provision from the Municipal Code. The Council can then regulate P&Z by resolution and bylaws without having to adopt an ordinance to revise P&Z bylaws.

Council suggested references in the ordinance to the Traffic Authority and Historical Preservation Commission also be removed from the ordinance.

**Council President Michael David moved to waive the three readings of Ordinance 1114, and read by title only. Motion seconded by Councilor Jim Slanetz, and passed unanimously.**

**Council President Michael David moved to adopt Ordinance 1114, an ordinance of the City of Ketchum Blaine County, Idaho, deleting Chapter 12 of Title 4 of the Ketchum City Code; providing a Savings and Severability Clause, approving a summary of the ordinance, and providing an effective date. Motion seconded by Councilor Jim Slanetz. Roll call: Council President Michael David yes, Councilor Jim Slanetz yes, Councilor Anne Corrock yes. Motion passed unanimously.**

**14. Resolution 14-008: Transferring \$16,000 from the General Fund Contingency to the General Fund Administrative Division for live and on-demand audio/video streaming and audio upgrade to Council Chambers.**

Council approved contracts at their February 18<sup>th</sup> meeting for live streaming and an audio upgrade in the Council Chambers. This Resolution transfers money out of the Contingency fund to the Administrative Division of the General Fund.

**Councilor Jim Slanetz moved to pass Resolution 14-008: Transferring \$16,000 from the General Fund Contingency to the repair and maintenance of Buildings Account of the Administrative Division of the General Fund. Motion seconded by Councilor Anne Corrock, and passed unanimously.**

**15. 7:31:44 PM Consent Calendar**

- a. Approval of minutes from the February 18, 2014 Special Council meeting and February 18, 2014 Regular Council meeting.
- b. Recommendation to approve current bills and payroll summary
- c. Resolution 14-007: Approving appointments to the Board of Commissioners of the Ketchum Urban Renewal Agency; and providing an effective date.

City Administrator Marks answered Councilor Corrock's questions about repair and maintenance of buildings expense and River Park environmental assessment.


**Council President Michael David moved to approve the Consent Calendar of March 3, 2014. Motion seconded by Councilor Jim Slanetz, and passed unanimously.**

**16. ADJOURNMENT**

**Councilor Jim Slanetz moved to adjourn at 7:36pm. Council President Michael David seconded the motion, and it passed unanimously.**

  
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Nina Jonas  
Mayor

ATTEST:

  
Sandra E. Cady, CMC  
City Clerk