

**MINUTES OF THE HELPER CITY COUNCIL MEETING**

**Thursday, November 1, 2012**

**6:00 p.m.**

**Helper Auditorium**

**Council Chambers**

**19 South Main**

**Helper, Utah 84526**

**ATTENDANCE:**

Mayor Dean Armstrong

City Staff

**Council Members:**

Kirk Mascaro

Chris Pugliese

Robert Bradley

Gary Harwood

Jason Llewelyn (absent excused)

Deputy Recorder Joan Burgess

Chief Trent Anderson (absent excused)

City Attorney Gene Strate

Citizens: Brittany McCourt

The regular meeting of the Helper City Council was called to order by Mayor Armstrong at 6:00.

**APPROVAL OF MINUTES October 4, 2012.**

Council Member Bradley moved to approve the minutes of October 4, 2012. Council Member Harwood seconded the motion. Motion Carried. Bradley, Pugliese, Mascaro, and Harwood voting yes.

**DISCUSSION AND/OR APPROVAL FOR COUNCIL MEMBER MASCARO TO APPLY FOR FUNDING PARK EQUIPMENT, MUSEUM ADVERTISING AND THE RIO THEATRE.**

Council Member Mascaro stated there has been a question from Christian Bryner on who has authority or approval from Helper city to seek funding. Council Member Mascaro said he has attended different funding meetings and some projects need city approval, he would like to request permission to speak on behalf of the city. Mayor Armstrong said the council could grant authority, but need to have prior notification to make sure money is available in the budget prior to asking for funding on different projects.

Council Member Bradley moved to approve Council Member Mascaro as designated Helper City Liason to enter preliminary negotiations related to funding, advertising and promotions for park equipment, Rio Theatre and Museum. Council Member Harwood seconded the motion. Motion Carried. Bradley, Pugliese, Mascaro and Harwood voting yes.

## **DISCUSSION AND/OR APPROVAL ON PURCHASE OF DUMP TRUCK.**

Council Member Pugliese informed the council of the two dump trucks for sale in Washington County/St. George area he would like to go look at. There would be an extra expense to add snow plow equipment; currently the snow plow trucks are inefficient (not adequate) for the job. Council Member Harwood stated asking price is \$19,000 for a 2003 and \$38,000 for a 2007, he also contacted Dave Babcock/State Surplus and nothing is available. Council Member Pugliese recommended also using the dump truck to pick up coal because of the high delivery cost. Mayor Armstrong argued the purchase of snow plows for the dump trucks, Council Member Harwood stated one could be set up with a plow, but two dump trucks were necessary.

Council Member Bradley moved to authorize Council Member Pugliese and Council Member Harwood to spend up to \$50,000 to negotiate the purchase of 2 dump trucks using B&C Road money, not impacting the General Fund. Council Member Harwood seconded the motion. Motion Carried. Bradley, Pugliese, Mascaro and Harwood voting yes.

## **DISCUSSION AND/OR APPROVAL ON UPDATED ATV ORDINANCE 2012-7.**

Attorney Strate explained the changes to the ATV Ordinance. Current ordinance Type 1 will change to Type 1 and 2 and the speed limit will change from 10 mph to 15 mph. Attorney Strate voiced Chief Anderson's concerns on UDOT wanting the speed limit to be 25 mph, his recommendation is 15 mph. Another change mentioned by Attorney Strate is to add the correct wording of current registration to 8-4-3. Council Members discussed the definition section for 8-4-2, Type 1 being 50" and Type 2 being 65" or less. Attorney Strate stated Chief Anderson would like to have an updated ATV trail map approved to post on the web site showing the trail map of roads ATV vehicles are allowed.

Council Member Bradley moved to adopt Ordinance 2012-7 with the approved changes and approve the designated ATV route map. Council Member Harwood seconded the motion. The Council roll call vote is as follows: Council Members Pugliese, Bradley, Mascaro and Harwood in favor, with no one in opposition. Ordinance 2012-7 passed by an unanimous roll call vote.

## **DISCUSSION AND/OR APPROVAL ON SEWER PERMIT.**

Council Member Harwood stated Division of Water Quality has a new requirement to enter a notice of intent to file a waste water collection permit, the permit has been submitted.

### **DISCUSSION AND/OR APPROVAL ON WATER, SEWER, STORM DRAIN AND SPRINGS PROJECTS.**

Council Member Harwood informed the council of the 3 homes on Hill Street that still has septic tanks. He described the different options the engineers had to connect to the new sewer system and asked for Council suggestions. Council Member Harwood stated there will be several properties involved in the water/sewer project that will have easement issues and would like to have a procedure in place to address each issue quickly as it arises. Mayor Armstrong remarked that it would be helpful to have someone assist Attorney Strate on easement issues, it was suggested that Tom Paluso/EIS be sub contracted under the city. Council Member Harwood said he would like to recommend someone from the City Council to approach Jessie McCourt/Waste Water Logistics on the sewer connection that will involve the city acquiring his line in the future. Council Member Harwood discussed briefly storm water catch basin issues, 2 catch basins or four catch basins in each intersection. The sewer maintenance project scheduled to go to bid on Nov 29, is postponed because the funding is not in place.

### **DISCUSSION AND/OR APPROVAL ON PURCHASING PIPE IN THE AMOUNT OF \$3,500 FOR JACKSON WATER AGREEMENT.**

Council Member Bradley moved to approve purchasing pipe in the amount of \$3,500 for Jackson Water Agreement. Council Member Mascaro seconded the motion. Motion Carried. Bradley, Pugliese, Mascaro and Harwood voting yes.

### **DISCUSSION AND/OR APPROVAL FOR ONLINE INSTANT PAYMENT PROGRAM FOR THE JUSTICE COURT.**

Mayor Armstrong stated the payment program had been implemented by other cities to pay fines on line to the Justice Court. The program is free to the court and could also be used to make utility payments at a cost of \$34.95 per month.

Council Member Bradley moved to approve online instant payment program for the Justice Court/Utility Department. Council Member Mascaro seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro and Harwood voting yes.

### **APPROVAL ON TRANSFER OF FUNDS FOR WATER PROJECT INVOICES FROM PTIF IN THE AMOUNT OF \$200,000.**

Mayor Armstrong explained the city had to transfer funds from the PTIF to cover the cost of engineering and design for water, sewer and storm drain project. Money that is transferred will be replaced when CIB money becomes available

Council Member Mascaro moved to approve the transfer of funds for water project invoices from PTIF in the amount of \$200,000. Council Member Bradley seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro and Harwood voting yes.

## **MOTION FOR CLOSED SESSION.**

No motion made.

## **REPORTS FROM COUNCIL MEMBERS AND HEADS OF DEPARTMENT.**

Council Member Pugliese asked if the ½ tower had been addressed because it is still loose and missing pieces. Council Member Harwood said we would need to contact Carbon County, our truck can not reach to the top. Nielsen Construction is mixing new batch of hot mix, told Orlando not to get it because of high price and the road project beginning in spring. There are a few pole decorations that are damaged and need to be replaced.

Council Member Harwood, nothing to report.

Council Member Bradley attended the meeting for the Helper Utah Business Alliance that is held the fourth of Wednesday of each month. Encouraged council to attend the meetings, they are extremely interested in making the city a viable business entity and being a part of the redesign of Main Street. The Alliance talked about what they can do to get billboard and magazine advertising for Helper City businesses. Council Member Bradley has started discussions on permitting to see if there are viable wind levels for towers in Helper. Weather bug system will be installed on top of the hill and online in the next couple of weeks. Tree trimming around town is finished.

Council Member Mascaro said applications for Museum position, he would like to extend the applications and advertise the job in the newspaper. Light Parade funding is tight this year and HJH and Carbon Plant will not be entering a float. Council Member Mascaro questioned the Rio Theatre contract, Attorney Strate talked to Debbie Hatt and she said the general concept with Lund-Fontana, LLC was OK, the problem with LLC is they would have to hire people and Lund would have the flexibility to hire himself.

Mayor Armstrong encouraged council members to attend the First Friday events to show support. Get ideas for next meeting on how to promote Helper City resources and discuss a Rap tax (recreation arts and parks tax). Meeting was held with Council Member Harwood, engineers and UDOT, there were concerns from UDOT about the infrastructure project and how it will involve the concrete on Main Street. There could be a possibility for the city to take over ownership of Main Street in the future.

There being no further business Council Member Bradley moved to adjourn. Council Member Harwood seconded the motion. Motion Carried: Bradley, Pugliese, Mascaro and Harwood voting yes. Meeting adjourned.

I here by certify that the fore going represents a true, accurate, and complete record of the Helper City Council meeting held on Thursday, November 1, 2012.

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Dean Armstrong  
Mayor

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Joan Burgess  
Deputy Recorder

Approved on December 6, 2012