

MINUTES OF THE HELPER CITY COUNCIL MEETING
Thursday, August 1, 2013
6:00 p.m.
Helper Auditorium
Council Chambers
19 South Main
Helper, Utah 84526

ATTENDANCE:

Mayor Edward Chavez

City Staff

Council Members:

Kirk Mascaro
Chris Pugliese
Robert Bradley
Gary Harwood
Jason Llewelyn (Absent Excused)

City Recorder Jona Skerl
Chief Trent Anderson
City Attorney Gene Strate

Citizens: Louise Hamilton, Nadine Morris, Ruth and Roger Metzger, Leila Andrews, Morgan Lund, Gary and Charlene Burnham, Erica Kardelis, Jodi Mascaro, Mike Zamantakis, Rich Colombo, Casey Olsen, Sue Ann Martell, Darrin Teply, Scottie Kraync and John Serfustini.

PLEDGE OF ALLEGIANCE

Mayor Chavez directed the Pledge of Allegiance.

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

APPROVAL OF MINUTES July 11, 2013.

Council Member Bradley moved to approve the minutes of July 11, 2013. Council Member Mascaro seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro and Harwood voting yes.

WALTER BORLA DISCUSSION ON LIONS PARK PAVILION.

Mr. Borla suggested moving the Lions Pavilion to the Main Park and closer to the bathrooms. Mayor Chavez stated the city should just build a new pavilion instead. Mr. Borla agreed that a new pavilion with a kitchen would be great. Mr. Borla offered to help in fund raising for this project. The council thanked Mr. Borla for coming and suggesting the project and they would do what they could to make it happen.

MORGAN LUND DISCUSSION ON PROPERTY ISSUE.

Mr. Lund explained to the council his issues with a water leak that has damage his retaining wall to his basement. Mr. Lund asked the council if the city would help in digging the area around his wall so he may have it replaced. Mr. Lund was not asking for any money from the city just labor. Mr. Lund is willing to wait until the construction begins on 1st West if needed. Council agreed to have the city crew help Mr. Lund in any way they can.

LOUISE HAMILTON DISCUSSION AND/OR APPROVAL ON MOVIE COMPANY USING CITY PROPERTY.

Louise Hamilton announced a movie company will be coming to Helper and will start filming mid October though November. Ms. Hamilton asked the councils permission to allow the movie company to use Main Street and possibly some city buildings and parks. Ms. Hamilton told the council this will be a documentary on Helper and it will bring in revenue to Helper. Mayor Chavez explained the company will be closing Main Street at different times and they do have liability insurance. The company would also like to put Helper on a film registry so more films could be made here.

Council Member Bradley moved to approve the movie company closing the street and using city property with proper notification. Council Member Mascaro seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro and Harwood voting yes.

ROGER METZGER UPDATE ON CAR SHOW AND APPROVAL TO PLACE A PLAQUE ON CITY PROPERTY.

Mr. Metzger informed the council the burn out event has been moved to the city park instead of Main Street. The liability policy has been approved and a copy will be sent to the city recorder. Mr. Metzger asked council if the street from Main to 1st West on Poplar Street can be closed for the car show on Saturday only. Mr. Metzger asked permission to place a plaque at the north end of the walkway for the commemorating the town of Rollap.

Council Member Pugliese moved to approve the placement of a plaque commemorating for the town of Rollap. Council Member Mascaro seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro and Harwood voting yes.

CRAIG JOHANSEN FROM DIVISION OF WATER RESOURCES, DISCUSSION ON BRYNER PLOUTZ DITCH COMPANY.

Council Member Harwood told council Mr. Johansen was unable to attend the meeting and he would try to explain the issue. Water Resource has asked if the city would like to take over the lawn and garden shares of Bryner Ploutz Ditch. Council Member Harwood explained this would mean billing and maintaining the secondary system. Erica Kardelis told council there are about 26 residents that have agreed to pipe the secondary water. Division of Water Quality required at least 26 to 30 shareholders to agree on getting the loan for the project. Council Member Harwood informed council on August 8, the DWQ will decide whether to approve the loan for the project. The ditch company must have an easement from the city in order to receive the loan. Attorney Strate would like Attorney Steve Clyde to help with the process of acquiring the ditch company if city decides to go in that direction. Mayor Chavez suggested having a meeting with Steve Clyde, Division of Water Quality, Council Member Harwood and Attorney Strate to discuss the process. Erica Kardelis asked if she could still get the contract with the city for the easements in case the loan is approved and the project moves forward.

DISCUSSION AND/OR APPROVAL ON CARBON COUNTY FIRE CONTRACT.

Fire Chief Zamantakis addressed some concerns with the fire contract draft. Chief Zamantakis pointed out Helpers' Volunteer Fire Department covers the largest area for fire and rescue service for Carbon County. Carbon County currently pays the city \$30,000 per year to take care of the area from the golf course all the way to Scofield and Solider Summit and parts of Indian Canyon. Chief Zamantakis informed council the city needed to request more money to take care of the cost the fire department and the equipment occur during rescues and fires. Attorney Strate and Chief Zamantakis will meet with Attorney Christian Bryner at the county to rewrite the contract reflecting the changes Chief Zamantakis suggested.

DISCUSSION AND/OR APPROVAL ON ORDINANCE 2013-4 PERTAINING TO THE CONTROL OF FERAL ANIMALS.

Mayor Chavez asked Attorney Strate to remove the requirement of licensing cats from the ordinance. Sue Ann Martell reported she met with American Society for the Prevention of Cruelty to Animals and their state investor they told her there was a state law protecting cat colonies (Utah state law 11-46-301). Attorney Strate responded the language states that the city may do a permitting process to allow colonies. Ms. Martell stated she has three colonies of about 20 cats in each. Council Member Mascaro stated the colonies are getting bigger, Ms. Martell disagreed. Council Member Mascaro asked if Ms. Martell was familiar with TSR which is proven not to work for colonies. Gary Burnham asked the council if it would be right if I love coyotes and wanted to feed them in town, would that be permitted. Mr. Burnham stated he was just tired of the mess and the cats are a eye sore for Helper City, Charlene Burnham stated that she has lived in Helper all her life and cannot believe this even a discussion, wild feral cats prey on our eco system especially our bird population . Jodi Mascaro remarked she is tired of cleaning up the cat mess in her yards, but does not want to see the cats harmed. Helper is just disgusting with all the cats. Nadine Morris advised the council to work with people to help control the population you just can't quit feeding them, you must taper off. Ms. Morris who works for the Humane Society suggested allowing the feeding until January or February. Council Member Bradley explained he read about how feeding of colonies only increases the population. The colonies have become a huge problem for the city, we like the cats but not the mess. If one colony can become a manageable size maybe the city can consider allowing a colony at a later date. Ms. Martel told council she will begin to move the colony from the Helper City limits to a property in the county; they are not safe here so we are removing the three colonies. Attorney Strate and Council Member Mascaro will get together discuss changes to the ordinance.

DISCUSSION AND/OR APPROVAL RAISES FOR SALARY EMPLOYEES.

Mayor Chavez presented a recommendation for raises as follows for the Chief \$315, Assistant Chief \$250, Firemen \$225 and City Attorney \$1300.

Council Member Bradley moved to approve the recommended raises for the Fire Department and City Attorney. Council Member Mascaro seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro and Harwood voting yes.

DISCUSSION AND/OR APPROVAL ON SELLING PUBLIC WORKS SWEEPER TRUCK AND WOOD CHIPPER.

Council Member Harwood informed the council the public works sweeper truck and wood chipper have not been in use for a long time. Council Member Harwood would like to sell both items and look into a different type of sweeper for the city streets.

Council Member Harwood moved to sell sweeper truck and wood chipper. Council Member Mascaro seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro and Harwood voting yes.

DISCUSSION AND/OR APPROVAL ON CHANGING ATV ORDINANCE TO INCLUDE MAIN STREET.

Council Member Pugliese moved to approve changing the ATV Ordinance to include Main Street. Council Member Harwood seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro and Harwood voting yes.

DISCUSSION AND/OR APPROVAL ON RESOLUTION 2013- 5 WASTEWATER PLANNING PROGRAM.

Council Member Harwood explained the resolution was a state requirement. Council Member Mascaro was excused from the meeting.

Council Member Bradley moved to adopt Resolution 2013-5 wastewater planning program. Council Member Harwood seconded the motion. The Council roll call vote is as follows: Council Members Pugliese, Bradley and Harwood in favor with no one in opposition Resolution 2013-5 passed by unanimous roll call vote.

DISCUSSION AND/OR APPROVAL ON PURCHASING 100 RADIO READ CHIPS FOR ELECTRIC METERS IN THE AMOUNT OF \$6,500.

Council Member Harwood stated he would like to purchase 100 radio read chips to begin the radio read program. Water radio read meters are going to be in around September. Council Member Bradley suggested doing 400 instead of 100 to do a whole section of town.

Council Member Bradley moved to approve 400 radio read chips. Council Member Pugliese seconded the motion. Motion Carried. Pugliese, Bradley and Harwood voting yes.

DISCUSSION AND/OR APPROVAL ON SNOW REMOVAL TANK.

Council Member Harwood explained the benefits of using a salt solution instead of rock salt for winter streets. The brine solution is placed on the street a few days before it snows and when it snows it is activated and melts the snow. Rock salt is applied during a snow storm and has a lot of waste. Council asked how much in cost difference between the two applications. Council Member Harwood will check into the process and cost and bring information back to the council.

DISCUSSION AND/OR APPROVAL ON WATER, SEWER, STORM DRAIN PROJECT.

Council Member Harwood reported Area 1 sewer is almost completed and now the water is going in and a new crew will start the storm drain project. Main Street will open temporary for the Arts Festival. In Area 4 the water and sewer is almost completed on Garden Street there is a problem closing Garden Street for emergency services. Water is in on Roosevelt Street and part of North Main will be closed next week. Attorney Strate is working with Tom Boyack on purchasing his property.

MOTION FOR CLOSED SESSION.

No motion was made.

REPORTS FROM COUNCIL MEMBERS AND HEADS OF DEPARTMENT.

Council Member Bradley reported he is replacing some items at the pool.

Council Member Mascaro reported the WPA artwork will be opening at the museum on August 14. Light parade committee is working on getting the parade together. Morgan Lund has removed all his equipment from the Rio Theater and if the city would like the silver screen he will sell it for \$25,000.

Council Member Pugliese reported the public works department will be hiring two full time employees and one seasonal. One of the public works department trucks is having a new engine put in and we are still one vehicle down.

Attorney Strate reported he is still waiting to hear from Lynn Archuleta's attorney to finalize Mr. Archuleta's request.

Mayor Chavez reported traffic is cutting through the road closed signs by the R & A Market. Mayor Chavez would like to see the police patrol that area more.

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

I hereby certify that the fore going represents a true, accurate, and complete record of the Helper City Council meeting held on Thursday, August 1, 2013.

Edward Chavez Jr
Mayor

Jona Skerl
City Recorder

Approved on September 5, 2013

