

**MINUTES OF THE HELPER CITY COUNCIL MEETING**

**Thursday, April 1, 2010**

**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

Brandon Wise

City Recorder Jona Skerl

Chief Trent Anderson

City Attorney Gene Strate

Public Works Orlando Ochoa

Citizens: Mike James, Roger Metzger, Arvid Nielson, David R. Johnsen, Lois Giordano, Neida Garcia, Pam Jewkes, Amanda Holley, Jared Anderson, Donald Mortensen, Joy Bradley, Carrie Jewkes, Caitlin Iverson, Jamie Rae Jewkes, Tracey Coon, Tennysen Coon, Jinni Fontane Lund, Morgan Lund, Brenda Tanner, Marilou Kundmueller, Mark Wickman, Mike Overson.

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

**APPROVAL OF MINUTES March 4, 2010.**

Council Member Wise moved to approve the minutes of March 4, 2010. Council Member Bradley seconded the motion. Motion Carried. Bradley, Mascaro, Wise and Harwood voting yes Council Member Pugliese was not present for this vote.

## **HELPER BEAUTIFICATION UPDATE.**

Nedia Garica and Lois Giordano presented a new budget for the 2010 beautification projects. The budget amount of \$1260 included 4 benches, pots, paint and a new welcome to Helper sign for the south end of town. Ms. Garica asked the council for \$500 more to go towards banners for the Arts Festival. Dave Johnsen, Arts Festival Director, told the council that the banners would have welcome to Helper printed on them so they could remain up all year round. The total cost of the banner would be \$2,300 and the Arts Festival could pay \$500 towards the banners. The council told Mr. Johnsen that they would have to look at the budget. Ms. Garica also asked the council to finish painting the street lights.

Council Member Bradley moved to approve the expenses for the Beautification Committee in the amount of \$1260 to be taken out of the parks budget Council Member Wise seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro, Wise and Harwood voting yes.

## **DAVE JOHNSEN HELPER ARTS FESTIVAL BEER AND WINE LICENSE LOCAL CONSENT.**

Dave Johnsen asked the council approval for a local consent on a beer and wine license for the Arts Festival. The beer and wine garden will be located at the Main Street Park. Mr. Johnsen would also like to serve wine and beer during the Artist reception at the Auditorium, this event will be invitation only.

Council Member Mascaro moved to approve the local consent for the beer and wine license. Council Member Bradley seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro, Wise and Harwood voting yes.

Mr. Johnsen explained to the council that the food court will be in the city hall parking lot this year. Mr. Johnsen asked the council if power could be installed for the vendors. The council agreed to get power installed for the vendors at the city hall parking lot. Mr. Johnsen then asked to close Main Street from 102 South Main to 190 South Main for a promenade featuring Gary Prazen's Sculptures.

Council Member Harwood moved to approve the road closer on Thursday, August 19 between 102 South Main and 190 South Main. Council Member Mascaro seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro, Wise and Harwood voting yes.

## **JEFF CISNEROS AMERICAN LEGION UPDATE.**

Mr. Cisneros was not present.

**JINNI FONTANA LUND ON EVENT FOR QUICK THROTTLE MAGAZINE.**

Ms. Lund addressed the council with a proposal for Quick Throttle Magazine and BACA motorcycle group. Quick Throttle would like to have a motorcycle run for BACA (Bikers Against Child Abuse) in Helper. They would like to have Main Street blocked off around the Main Street Park for a bike show. There would be 200 to 600 motorcyclist, in town for this event, some would like to camp in the Lions and Main Park.

The event is schedule for July 16,17 and 18 around the Lincoln Exhibit. Mayor Armstrong and council would like more information on what the event planners will be doing each day and what the city will need to do to prepare for the event. Ms. Lund will have Gary Mraz get in touch with Mayor Armstrong for more details.

**DENISE CHAVEZ 108 IVY STREET APPROVAL FOR PROPERTY LINE CHANGES.**

Ms. Chavez addressed the council on a property line issue with her property and Helper City's. According to Ms. Chavez a large piece of what she thought was her property could belong to the city. Attorney Strate told the council that he was not sure if the property belong to the city and suggested a title search. The council asked Ms. Chavez to give a copy of the survey to Attorney Strate and he will find out if the property in question belongs to Helper City.

**JEFF OLINGER DISCUSSION ON WATER LINES AND PROPERTY LINES.**

Mr. Olinger was not present.

**PAM JEWKES ON SPECIAL NEEDS FISHING DAY JUNE 9, 2010.**

Ms. Jewkes informed the council that last years Special Needs Fishing Day was such a big success the Forest Service is planning another one this year. Ms. Jewkes asked the council if the city would be able to supply the tables, chairs and extra garbage cans as they did last year. The council told Ms. Jewkes that they would be happy to help with whatever was needed.

**ROGER METZGER ON ARTS FESTIVAL CAR SHOW.**

Mr. Metzger gave the council a map and flyer for the Arts Festival Car Show. Mr. Metzger asked the council if they could close Main Street on August 21<sup>st</sup> from Ivy Street to Locust Street. Chief Anderson stated that he would check with U.D.O.T on the road closer to see if there will be any problems. Council was very supportive of the car show.

**DISCUSSION AND/OR APPROVAL ON FULL TIME LIBRARIAN.**

Mark Wickman, Library Board Chairman, addressed the council on Amanda Holley's position going to full time. Mr. Wickman told the council what a great job she has done and felt that she needed more time to devote to reading programs and grant writing. Mrs. Tanner, Travis and Tracy Coon, Caitlin Iverson, Joy Bradley all said what a wonderful job Amanda has done. Mayor Armstrong stated that the budget must be looked at to see if the city can offer full time with benefits to Ms. Holley.

**DISCUSSION AND/OR APPROVAL ON PURCHASING WATER TANK SENSOR IN THE AMOUNT OF \$750.**

Council Member Mascaro moved to purchase the tank sensor in the amount of \$750. Council Member Wise seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro, Wise and Harwood voting yes.

**DISCUSSION AND/OR APPROVAL ON RIO THEATER CONTRACT.**

The Helper Arts Council had presented a new contract to manage the Rio Theater. The council would like a formal negotiation with the Helper Arts Council or a committee for the Arts Council to discuss terms of a contract. Marilou Kundmeller suggested that Council Member Mascaro be part of the Arts Council Committee. Morgan Lund told the council that the Rio Theater was an incredible asset and what this agreement would offer is equity for the theater and make the city more interesting. Mayor Armstrong explained right now we are spending money to maintain the building we need to move ahead on the theater by next meeting. Council Member Mascaro and Attorney Strate will work on negotiating the terms of the draft management agreement for the Rio Theater.

Council Member Wise moved to have Council Member Mascaro and Attorney Strate formally go into negotiations for management contract. Council Member Pugliese seconded the motion. Motion Carried. Pugliese, Bradley, Mascaro, Wise and Harwood voting yes.

**DISCUSSION ON BIDDING PROCESS.**

Council Member Wise asked that the council review the current policy on the city's bidding process. Council Member Wise told the council he did not want the city to turn down a local bid for a just a few dollars. Attorney Strate explained that the county has a 10% clause for that reason. The council agreed to have Attorney Strate add the 10% option into the bidding ordinance for the next meeting.

**DISCUSSION ON PERMIT AND FEES FOR FILM PRODUCTION COMPANIES.**

This item will be rolled to the next meeting.

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**DISCUSSION ON OVER NIGHT CAMPING ORDINANCE AND FEES.**

This item will be rolled to the next meeting.

**DISCUSSION AND/OR APPROVAL ON ENGINEERING FOR POWER ON 1<sup>ST</sup> WEST FOR \$12,000.**

Council Member Bradley moved to have Pacificorp do the engineering for the power upgrade on 1<sup>st</sup> West in the amount of \$12,000. Council Member Mascaro seconded the motion. Motion Carried. Pugliese, Bradley and Mascaro all voting yes. Wise and Harwood were not present at this time.

**DISCUSSION AND/OR APPROVAL ON RESOLUTION 2010-4 ELECTRIC RATES FOR NET METERING.**

This item will be rolled to the next agenda.

**DISCUSSION AND/OR APPROVAL ON PUBLIC WORKS DEPARTMENT ORGANIZATION.**

This item will be rolled to the next agenda.

**UNFINISHED BUSINESS:****BOYACK RIGHT-A-WAY.**

Mayor Armstrong will meet with Mr. Boyack as soon as Mr. Boyack's work schedule allows.

**FRANCHISE RIGHTS AND TOWER LEASE FOR EMERY TELECOM.**

Jared Anderson asked the council to sign the three agreements, the lease agreement, franchise rights and an easement for a right-a-way.

Council Member Wise moved to approve all three agreements. Council Member Pugliese seconded the motion. Motion Carried. Pugliese, Bradley , Mascaro, Wise and Harwood voting yes.

Attorney Strate asked Emery Telcom for insurance coverage in the amount of 2 million for property damage be in place. Jared Anderson asked for \$2,000 per year for lease amount instead of the \$2,400 that had been asked for by the council.

Council Member Wise moved to approve \$2,000 per year for lease amount. Council Member Pugliese seconded the motion. Motion Carried. Pugliese, Bradley , Mascaro, Wise and Harwood voting yes.

This item had been discussed earlier in the meeting.

**DON JACKSON WATER ISSUE.**

Nothing to report.

**KEY BANK LEASE.**

Attorney Strate had a letter of intent for Key Bank to purchase the small piece of property that their drive up window is on. Key Bank was asking the city to pay for some items such as a survey, title search, ½ escrow fee, title insurance, taxes and fees to release liens.

Council Member Bradley moved to have Mayor Armstrong and Attorney Strate execute the deed and letter of intent. Council Member Mascaro seconded the motion Carried. Pugliese, Bradley, and Mascaro all voting yes. Wise and Harwood were not present for this vote.

**MOTION FOR EXECUTIVE SESSION.**

No motion was made.

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

There were no reports.

There being no further business Council Member Bradley moved to adjourn. Council Member Mascaro seconded the motion. Motion Carried Pugliese, Bradley, Mascaro, all voting yes. Harwood and Wise were not present for this vote. 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, April 1, 2010.

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Dean Armstrong  
Mayor

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Jona Skerl  
City Recorder

Approved on May 6, 2010