

MINUTES OF THE HELPER CITY SPECIAL COUNCIL MEETING

Friday, February 12, 2016

10:00 a.m.

Helper Auditorium

Council Chambers

19 South Main

Helper, Utah 84526

ATTENDANCE:

Mayor Edward Chavez

City Staff

Council Members:

David Dornan

Gary Harwood

Chris Pugliese (Absent Excused)

Amanda Wheeler (Absent Excused)

Tom Williams

City Recorder Jona Skerl

Attorney Angela Sampinos

Citizens: John Serfustini.

PLEDGE OF ALLEGIANCE

Mayor Chavez directed the Pledge of Allegiance.

The special meeting of the Helper City Council was called to order by Mayor Chavez at 10:00 a.m.

DISCUSSION AND/OR APPROVAL ON MAIN STREET SIDEWALK PROJECT.

Mayor Chavez reported on meeting with some of the business owners on Main Street between Poplar and Ivy to discuss replacing the curb, gutter, and sidewalk. The businesses were offered a 60/40 plan, which is 60% of the cost to them and 40% of the cost to the city. The E. Clampus Vitus at 262 South Main refuses to replace their sidewalk because North Main did not have to pay for any of their sidewalk. Council Member Harwood explained the North Main project the cost of concrete was less and most of the sidewalk had been taken out for the meters, and fire hydrants. The city's cost to replace the remaining sidewalk was only \$20,000. The dirt foundation under the Clamper's sidewalk has slid into the basement of the building. The sidewalk has dropped about 6-8 inches and has been taped and barricaded for safety in case the sidewalk collapses. Council Member Dornan asked what the liability would be to the city if they do not replace it. Attorney Sampinos felt the city is not responsible for the maintenance of the sidewalks according to city ordinances. Council Member Harwood told the council the curb and gutter on Main Street will need to be replaced or the

pavement will not seal properly. The city will offer to pay 40% of the cost to replace the curb, gutter and sidewalk. The land owner will only pay 60% as long as there are funds available. Council Member Dornan suggested sending a letter letting the business owners know about the potential liability issue. Attorney Sampinos suggested to form a Special Improvement District then the city can assess the land owner the cost of the sidewalk. Attorney Sampinos recommend each land owner sign a form releasing the city from liability. Council Member Harwood stated Knife River will be instructed to be careful with the curb and gutter until the improvement District is established next meeting.

Council Member Dornan moved to establish a Special Improvement District for all the curb cutter and sidewalk project. Council Member Williams seconded the motion. Motion Carried. Dornan, Williams, and Harwood voting yes.

There being no further business Council Member Harwood moved to adjourn. Council Member Williams seconded the motion. Motion Carried: Dornan, Williams, 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 Friday, February 12, 2016

Edward Chavez
Mayor

Jona Skerl
City Recorder

Approved on March 3, 2016

