

MINUTES OF THE HELPER CITY COUNCIL MEETING

Thursday, April 7, 2022

at 6:00 p.m.

in the Council Chambers

19 South Main Street

Helper, Utah 84526

ATTENDANCE:

Mayor Lenise Peterman

Council Members:

David Dornan

Michelle Goldsmith

Gary Harwood

Malarie DeVincent

Amanda Wheeler – Absent

City Staff

City Recorder: Zack Tonic

Chief: Chris Gigliotti – Absent

Attorney: Dominique Kiahtipes

Citizens: Traci Bishop, Amy Anderson, Lisa Stuart, Victor Stuart, Anna Evans, Kylee Howell, and Pam Juliano.

PUBLIC COMMENT:

There was 1 public comment read by Mayor Peterman.

Exhibit A – Public Comment from Victor and Lisa Stuart

APPROVAL OF THE MINUTES FROM MARCH 3 & 17, 2022.

Correction to Vote on the museum name change, Council Member Goldsmith voted no.

Correction to spelling bolder to boulder.

Council Member Goldsmith moved to approve minutes from March 3, 17, & 25, 2022. Council Member Harwood seconded the motion. Motion carried, the council roll call vote is as follows: Dornan, Goldsmith, Harwood, and DeVincent all voting yes.

PROCLAMATION DECLARING APRIL 22 - 30, 2022 AS DARK SKY WEEK.

Mayor Peterman proclaimed April 22-30, 2022, as Dark Sky Week.

Exhibit B – Dark Sky Week Proclamation.

PROCLAMATION DECLARING APRIL 29, 2022 AS ARBOR DAY.

Mayor Peterman proclaimed April 29, 2022, as Arbor Day.

Exhibit C – Arbor Day Proclamation.

DISCUSSION AND APPROVAL OF THE MAIN STREET REVITALIZATION BOARD.

Mayor Peterman stated part of the Main Street American program is to have a board outside of the city. Members of the board have an engagement in Main Street and can help drive the revitalization of Main Street.

Exhibit D – proposed board members and connection to Main Street.

Council Member Dornan asked Mayor Peterman how often the board will meet. She responded the board will decide how often they will meet.

Council Member DeVincent asked Mayor Peterman if there is a set number of board members, and can the board expand or grow. Mayor Peterman responded the number of board members is determined by the bylaws. Council will be able to change the size of the board as it grows.

Council Member DeVincent moved to approve the Main Street Revitalization Board. Council Member Goldsmith seconded the motion. Motion carried, the council roll call vote is as follows: Goldsmith, Harwood, DeVincent, and Dornan all voting yes.

DISCUSSION AND POSSIBLE APPROVAL OF MUSEUM ORDINANCE 2022-1.

Mayor Peterman explained the ordinance is to update the museum name change. Also, it addresses some concerns about following state regulations, when nonemployees are collecting money on behalf of the city.

Council Member DeVincent moved to approve Ordinance 2022-1. Council Member Dornan seconded the motion. Motion carried, the council roll call vote is as follows: Goldsmith, Harwood, DeVincent, and Dornan all voting yes.

DISCUSSION AND POSSIBLE APPROVAL OF CEMETERY ORDINANCE 2022-2.

Mayor Peterman asked Valorie Marietti of Marietti Monuments if she wanted to speak to the ordinance for clarification. Valorie Marietti asked for clarification on the wedge style headstone, because of the variety that can be ordered. Council Member Harwood responded the wedge style is a flat headstone that is poured into the base. The stone is pitched in the base where the top of the stone stands at 10 inches and the bottom is less than 4 inches. Valorie Marietti responded; we usually don't make them like that but we can.

Also, Valorie Marietti had a clarifying question on section F of the ordinance. Specifically, "Stones or markers that identify an individual already identified through another stone or marker within that same burial lot shall be prohibited. The only exception shall be veteran markers." She gave an example of a child being buried in the same plot as the mother. The mother has the primary stone and the child's stone will be the secondary stone. On the child's stone, if it said "loving mother" and the mother's name. Does this mean the second stone will not be allowed? Council Member Harwood answered no because the second stone identifies the remains of the child and not the mother. The cemetery allows up to three burials in one plot, each plot can have up to three headstones. The purpose of section F and its wording is to allow each remains an identifying marker and prevents multiple markers from identifying one set of remains.

Council Member DeVincent moved to approve Ordinance 2022-2, an ordinance updating the placement of monuments and markers. Council Member Goldsmith seconded the motion. Motion carried, the council roll call vote is as follows: Goldsmith, Harwood, DeVincent, and Dornan all voting yes.

DISCUSSION AND APPROVAL TO SUBMIT A LAND AND WATER CONSERVATION GRANT FOR HELPER RIVER RESTORATION PHASE VI.

Mayor Peterman explained this is a state grant and needs to be approved by the council in order to apply. If granted, the funds will be used to finish phase VI. Council Member Dornan asked if there are plans to restore or replace boulders that were moved during the flood. Mayor Peterman responded that WRI did not approve the grant request for river maintenance to replace the boulders, but we have applied to Nonpoint Source Water. WRI however did approve \$225000 to phase VI.

Council Member Dornan asked what phase VI entails? Mayor Peterman responded this is the most ambitious phase by removing the obsolete dam by Gigliotti Pond. To return the river to a more natural habitat state. As well as redo the parking lot and restrooms along with the installation of a picnic area between the pond and river.

Council Member Goldsmith moved to approve to submit a land and water conservation grant for Helper River Restoration Phase VI. Council Member Dornan seconded the motion. Motion carried, the council roll call vote is as follows: Goldsmith, Harwood, DeVincent, and Dornan all voting yes.

DISCUSSION AND POSSIBLE APPROVAL OF CONTRACTS FOR 69 AND 73 SOUTH MAIN STREET.

69 South Main Street

Mayor Peterman stated that Pam Juliano had two changes to the contracts. The first is she would like section 5 of the lease to state improvements must be made by a qualified contractor. The second is a clarification on extenuating circumstances in section 8, for example, who would be responsible if a sewer line breaks.

City Attorney Kiahtipes, stated section 8 states if a sewer line breaks it would be on the city, not Pam Juliano.

Council Member Goldsmith moved to approve the contract for 69 South Main with the requested changes by Pam Juliano. Council Member DeVincent seconded the motion. Motion carried, the council roll call vote is as follows: Goldsmith, Harwood, DeVincent, and Dornan all voting yes.

73 South Main Street

Council Member Goldsmith would like to change the duration in section 1, from 24 months to 12 months, and Mayor Peterman agreed.

Council Member Goldsmith asked how will utilities be charged when the building is attached to the shop. Council Member Harwood responded power, water, and sewer are separate from the shop. The only utility that is not separate is gas, and it is shared by both. Council Member DeVincent suggested splitting the cost of the gas bill. Council Member Goldsmith asked Council Member Harwood what his recommendation would be for splitting the gas bill. Council Member Harwood suggested splitting the gas bill 75% 25% split since the shop has bigger heaters in it. Council Member Goldsmith stated Saturday Vibes would be responsible for paying 100% of power, water, and sewer and 25% of the gas bill.

Council Member DeVincent moved to approve the contract for 73 South Main with the changes of 12 months to section 1 and 25% of gas in section 3. Council Member Goldsmith seconded the motion. Motion carried, the council roll call vote is as follows: Goldsmith, Harwood, DeVincent, and Dornan all voting yes.

DISCUSSION AND POSSIBLE APPROVAL OF REPAIRS AT AMERICAN LEGION FIELD.

Council Member stated Firm a Plank, no longer makes the plank covers that are currently being used. The company will only install aluminum planking now and cannot give a quote without a site visit. To use composite wood, we will need to add more structure to the stands. Both options are expensive. It would be about \$5000 to replace them with wood.

Council Member Goldsmith suggested waiting for more information, and Mayor Peterman agreed.

DISCUSSION AND POSSIBLE APPROVAL OF LOCAL AREA CONSENT FOR JULY FIRST FRIDAY PAM JULIANO.

Mayor Peterman called Pam Juliano and put her on speakerphone since she was unable to attend.

Mayor Peterman asked Pam Juliano what types of alcohol did she intend to sell at First Fridays. Pam Juliano asked for clarification on what type of permit she would need to sell beer and wine. Mayor Peterman responded you will need a special event permit in order to serve beer and wine. For just beer, you will need a temporary beer permit. Pam Juliano stated she will keep it simple and sell just beer. Council Member DeVincent asked where will the sale location be, Pam Juliano responded on the concrete area at the Main Street Park. Council Member DeVincent asked where the funds would go from the sale of beer. Pam Juliano responded she would like the funds from the sale of beer to be placed in the First Friday fund. If not, she would like the funds to go to the city for park improvements.

Pam Juliano gave an overview of the event. She is partnered with Utah Power Credit Union as a cosponsor of the July First Friday. They would like to have local food trucks and have one or possibly two bands. There will be no theme, street events, games, or gathering donations.

Council Member Goldsmith asked what are the hours of the event. Pam Juliano responded she would like to start at 6 pm and end at about 10 pm.

Council Member Goldsmith moved to approve local consent for First Friday on July 1, 2022. Council Member Dornan seconded the motion. Motion carried, the council roll call vote is as follows: Goldsmith, Harwood, DeVincent, and Dornan all voting yes.

DISCUSSION AND POSSIBLE APPROVAL OF 69 SOUTH MAIN BUILDING IMPROVEMENTS, PAM JULIANO.

Pam Juliano stated she performed a walkthrough. She would like approval to remove the drop ceiling to gain access to the original ceiling, so the electrician can have access. Also, she would like to start remodeling in June.

Council Member DeVincent moved to approve the removal of the drop ceiling to explore the state of the building at 69 South Main. Council Member Goldsmith seconded the motion. Motion carried, the council roll call vote is as follows: Goldsmith, Harwood, DeVincent, and Dornan all voting yes.

COUNCIL REPORTS:

Council Members reported on various projects being worked on.

ADJOURNMENT:

There being no further business Council Member Dornan moved to adjourn. Council Member Goldsmith seconded the motion. Motion carried, the council roll call vote is as follows: Goldsmith, Harwood, DeVincent, and Dornan all voting yes.

I hereby certify that the foregoing represents a true, accurate, and complete record of the Helper City Council meeting held on Thursday, April 7th, 2022



Lenise Peterman
Mayor



Zack Tonc
City Recorder

Approved on June 2, 2022

Exhibit A

April 6, 2022

Dear Helper City,

I am writing this letter in regards to the proposed park on Bryner Street. I do not feel that it is a good spot for a park. Here are my reasons why.

My first concern is that it is on a dead end street. We are the last house on the street. People will come to the end of the street to turn around. Therefore, it will be our driveway which is private property. If not, they will turn around on the other side of the road. It is also private property.

The next thing is where are they going to park. They will be parking on the road. That means they will be blocking the road. I do not know if this was even considered or not. The road coming from Spring Canyon is busy and the cars go fast down the hill. Therefore, that is another reason they will be parking on the street. That means there will probably be accidents. There are other parks in Helper that are established and have parking. It makes more sense to use the parks that are already in Helper.

Who is going to take care of the park? People are probably not going to clean up after their garbage. They will bring pets and let them do their business and not clean up after them.

Finally, another thing is the wash. Are parents going to watch small children by the wash?

Sincerely,

Victor and Lisa Stuart

Exhibit B

HELPER CITY PROCLAMATION

WHEREAS, the aesthetic beauty and wonder of a natural night sky is a shared heritage of all humankind; and

WHEREAS, the experience of standing beneath a starry night sky inspires feelings of wonder and awe, and encourages a growing interest in science and nature, especially among young people and out-of-area visitors within the local communities; and

WHEREAS, light pollution has scientifically-established economic and environmental consequences, which result in significant impacts to the ecology and human health of all communities; and

WHEREAS, 80-percent of the world's population, including many people in Utah/Helper/Carbon County, lives under a dome of light pollution—excessive artificial lighting at night that disrupts natural darkness—and may never experience the visual wonder or ecological and health benefits of living under a dark sky; and

WHEREAS, light pollution represents a waste of natural resources amounting to roughly \$3 billion per year of wasted energy in the United States and contributes to diminished energy security; and

WHEREAS, Helper City is the second certified Dark Sky Community in Utah and desires to maintain its' dark skies for the enjoyment of all people; and

WHEREAS, Helper focuses on sustainability and the natural environment in and surrounding our community;

WHEREAS, Helper desires to attract visitors to view dark skies in our community

WHEREAS, the International Dark-Sky Association, headquartered in Arizona the United States, is the globally-recognized authority on light pollution, and has created International Dark-Sky Week to raise awareness of light pollution, and provide free education, resources, and solutions to the public to encourage the protection of and enjoyment of dark skies and responsible outdoor lighting.

Now, Therefore, I, Lenise Peterman, Mayor of Helper City, Utah, do hereby declare April 22 – 30, 2022 as

INTERNATIONAL DARK-SKY WEEK

In Helper, Utah of the United States and ask each resident to join me, not only in observing and pondering upon this important week, but also in raising awareness and support for protecting our precious dark skies resources.



Lenise Peterman, Mayor

April 7 2022
Date

Exhibit C



Whereas, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

Whereas, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

Whereas, Arbor Day is now observed throughout the nation and the world, and

Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

Whereas, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

Whereas, trees, wherever they are planted, are a source of joy and spiritual renewal.

Now, Therefore, I, Lenise Peterman, Mayor of the City of
Helper, do hereby proclaim
April 29, 2022 as

Arbor Day

In the City of Helper, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

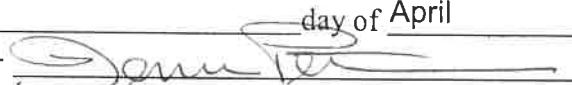
Dated this 7th day of April
Mayor 

Exhibit D

Helper Main Street Revitalization Proposed Board Members

The purpose of this board is in response to a Main Street America requirement and will be registered as non-profit after the board is approved and they adopt by-laws, etc. The board will be empowered to aid the city in Main Street revitalization efforts including fundraising with city approval, organizing volunteer efforts for Main Street beautification and more. With a tentative mission statement “to create a vibrant and beautiful city respectful of our heritage with community direction to attract tourists, increase economic activity and bolster local pride,” this organization will create a strategic relationship between community and city resources to continue to drive revitalization efforts. The objective of my selection was very purposeful and driven by diversity in large part to bring in new voices to help build the community. In doing so I have included people who work on Main Street and have a personal, vested interest in seeing it be successful and a mix of newcomers (Harim/Ky) and long timers (Joe/Kizzy/Marilou) to help round out our perspective of Main Street and to ensure all feel welcome. I will sit on the board until it is firmly established and self-operating. I will not be a voting member and am solely working to build the organization and then to “step out of the way” and let them move forward in revitalization efforts. As the Main Street America Coordinator, I can carry programs, feedback and more to this board and have them determine future actions.

Harim Driggs – Harim is a co-owner of West Coast Show Support and an integral part of the revitalization strategy of the Rio Theater. As part of the overall revitalization strategy, Harim has a vital interest in seeing our community activated and drawing both locals and guests to the Rio for musical entertainment and more. She is dependable, a hard worker and knows Main Street’s success will fold into her business success as well.

Joe Juliano – Joe is a mainstay on our Main Street as the owner/operator of the No Tap Pro Shop. The shop has been in place since the 1980’s, and Joe is Helper born and raised. He has seen the downturn of Helper’s Main Street and its reinvention as a business owner. Joe provides a long-term perspective of Helper and our success and will help guide newer businesses with his counsel and understanding.

Kizzy Ellington – Kizzy currently works at the 3 on a Tree and Beg, Borrow and Steele galleries on Main Street. Another local to Helper, Kizzy brings a unique perspective to our Main Street and is excited about the positive changes happening. She also is connected to the local college (USU-E) and is able to build bridges to students and faculty.

Ky Howell – Ky is another new business owner on Main Street, operating in the small front space which was the Strand Theater. Ky grew up in the area, relocated to SLC and has returned to “home base” for a variety of reasons. She is excited to be a part of something larger and ready to do any hard work to create not only a successful business, but a successful Main Street.

Marilou Kundmueller – a long time resident, artist and business person, Marilou has been an integral part in the development of the current Main Street design elements. She and her husband David Dornan, have operated Helper Arts Workshops for students and currently host a gallery on Main Street. Marilou will help bring continuity to our Main Street revitalization efforts and has played and continues to play a key role in delivering design elements which resonate and respect our industrial past.

Michelle Goldsmith – Michelle is a current City Council member assigned to this committee to serve as a liaison. Her efforts will focus on communicating Main Street revitalization efforts to council and to provide city input into the Board's efforts for improvements.

Roman Vega – Roman is the acting Director of The Helper Museum. As a critical city asset, his input into helping revitalize Helper's Main Street will be extremely important. Dedicated to Helper's history, he will ensure we are respectful of the past as we move towards sustainability. He will add a unique voice to our efforts.