

MINUTES OF THE HELPER CITY COUNCIL MEETING

Thursday, September 1, 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

City Staff

City Recorder: Zack Tonc

Attorney: Dominique Kiahtipes

Public Works Director: Michael Mastin

Police Chief: Chris Gigliotti

Citizens: Harry Reddington, Eric Allred, Travis Raby, Derris Jones, Amanda McIntosh, Karen Bosone, Kacie Bosone, Keith Bateman, Gorge Waldren, Kimberly Kuehn, Allison Farnham, Nancy Elkins, Michail Cha, Marilou Kundmueller, and Jean Boyack.

PUBLIC COMMENT:

Marsh Ellington – Exhibit A letter from Marsh Ellington

Harry Reddington – Commented on the flooding at his property, Referring to the wash that goes through his privet property. He asked the council why they did not come and help him or show concern about the flooding. There were no sandbags or help available from the city. He stated that Carbon County had secured millions of dollars in funding to help with the burn scars from the Bear Fire. The county built retaining ponds for all the affected canyons except Hardscrabble. He filled out release forms in order for the state to enter his private property and clean out the wash. He would like Martin to receive the same consideration as the rest of Helper City.

Travis Raby - Travis Raby stated he would like to know how is Saturday Vibes gathering their feedback. The comments he receives in his business are not good feedback concerning Saturday Vibes. He stated that free pouring of alcohol in Utah is illegal. He would like to know more about the jobs that were created and whether they are full-time. He also would like to know, who is cleaning up after Saturday Vibes events, and who is paying for it. The frequency of the loud music every other weekend

is one of the biggest complaints he hears. What is Helper City getting from having Saturday Vibes.

Cindy Curry – Cindy Curry stated that Saturday Vibes has not affected her business at all. She does not know who is cleaning up after Saturday Vibes events, but they are doing a great job. She likes the lively feel of the town and she does not see the negatives, but she does not live next to the event.

Keith Bateman – Keith Bateman stated he owns airbnb's in Helper and the events in Helper keep his airbnb's busy. He thinks the professional way Saturday Vibes operates is an asset to the city.

Marilou Kundmueller – Marilou Kundmueller stated she would like to see a longer survey that will help educate and collect more accurate information about what is going on.

Kevin Mastin – First he will speak as the maintenance man, then as a Helper Resident. As the maintenance man, he noticed more broken and empty beer bottles behind the auditorium on weekends after vibes in the three years he has worked for Helper City. As Helper Resident is it good for everyday residents. He does not dare take any of his younger siblings to Saturday Vibes. The content of Saturday Vibes to him is like a drunken college fest.

Police Chief Gigliotti – Police Chief Gigliotti stated as a private event, they need to have professional security. More DUIs are being given after their events. He suggests watching how much they are serving.

APPROVAL OF THE MINUTES FROM AUGUST 18, 2022.

Council Member Harwood moved to approve minutes from August 18, 2022. Council Member Goldsmith seconded the motion. Motion carried, the council roll call vote is as follows: Dornan, Goldsmith, Wheeler, DeVincent, and Harwood all voting yes.

PROCLAIMING SEPTEMBER 2022 TO BE SUICIDE PREVENTION AND AWARENESS MONTH.

Mayor Peterman read the proclamation proclaiming September to be Suicide Prevention and Awareness Month. Amanda McIntosh spoke to the proclamation both personally and professionally.

Exhibit B – Proclamation.

DISCUSSION REGARDING A REQUEST TO RESTRUCTURE THE CULVERT BY 500 N MARTIN RD.

DerrisJones from the Spring Glen Canal stated, due to the flooding from Hardscrabble, the flooding has damaged the secondary water pipeline. The damage consists of holes and leaks. This was caused by flood debris coming out of the culvert located by 500 N Martin Rd. DerrisJones is guessing the cost to replace the 36-inch pipe will be around \$50,000. He would like to stay in communication with Helper City regarding the culvert while replacing the pipe.

Council Member Harwood asked DerrisJones if he knows how he is going to fix the pipe, and suggested to bury the pipe. DerrisJones responded their first idea would be to cover the pipe with concrete, but if the canal gets grant money he does not know.

Council Member DeVinent asked DerrisJones if people can get their water. DerrisJones stated yes, the holes are not big enough to shut off the water.

DISCUSSION AND POSSIBLE APPROVAL OF UPRIGHT HEADSTONE IN SECTION TWO.

Kacie Bosone asked the council for approval of allowing her father who is buried in section 2 to have an upright headstone. She would like to know the purpose of flat headstones when there are upright headstones at the cemetery.

Council Member Harwood stated that section 2 has always been flat because of maintenance. Public Works Director Mastin stated the issue is getting the backhoe in to dig graves. The grave spaces in section 2 are very tight and in order to dig the graves, you have to straddle the headstones. The measurements of plots in Section 2 are 4 feet by 8 feet.

The council asked for time to go to the cemetery and problem-solve.

DISCUSSION AND POSSIBLE APPROVAL OF SATURDAY VIBES EVENT DATES FOR 2023 AND FOOTPRINT.

Allie Farnham of Saturday Vibes would like to request a partnership with Helper City. A three-question survey was sent out to all Helper City residents with their utility bills on August 31st. She would like to come back next month and let the council know the outcome of the survey.

Council Member Dornan asked what is the downside of having a one-year contract. Allie Farnham responded it is beneficial to Saturday Vibes when it comes to booking and scheduling vendors.

DISCUSSION AND POSSIBLE APPROVAL OF RESOLUTION 2022-06, AMENDING ELECTRIC RATE RESOLUTION 2015-15 ADDRESSING LARGE AND SMALL ELECTRIC RATES.

Mayor Peterman stated we looked at our eclectic rate structure and removed large and small commercial industrial. You can be a small industrial with few employees and consume lots of power, or you can be a large industrial with many employees and consume small amounts of power. The question arose about power usage and not large or small. City Recorder Tonc stated we combined the large and small commercial industrial rates and split the difference. Public Works Director Mastin stated we have set up a rate structure similar to Rocky Mountain Power. This way we will have a rate schedule according to KWH.

Mayor Peterman stated we removed the verbiage of large and small to avoid confusion.

Council Member Goldsmith moved to approve resolution 2022-06 amending electric rates. Council Member DeVinent seconded the motion. Motion carried, the council roll call vote is as follows: Dornan, Goldsmith, Wheeler, DeVinent, and Harwood all voting yes.

DISCUSSION AND POSSIBLE APPROVAL OF ORDINANCE 2022-05 CREATING WATER CONSERVATION BOARD.

Council Member Goldsmith asked for an example of what the board would do. Council Member Harwood responded the board would educate people about where the water comes from and how to use water more wisely. Council Member DeVinent asked if the board will be selected like all the other boards. Mayor Peterman responded yes they will apply to be a part of the board.

Council Member Goldsmith moved to approve Ordinance 2022-05 creating a water conservation board. Council Member Dornan seconded the motion. Motion carried, the

council roll call vote is as follows: Dornan, Goldsmith, Wheeler, DeVincent, and Harwood all voting yes.

DISCUSSION AND POSSIBLE APPROVAL OF WATER CONSERVATION BOARD BYLAWS.

Council Member DeVincent moved to approve purchasing IT services and equipment from Less Olsen in the amount of \$20,000. Council Member Goldsmith seconded the motion. Motion carried, the council roll call vote is as follows: Dornan, Goldsmith, Wheeler, DeVincent, and Harwood all voting yes.

DISCUSSION AND POSSIBLE APPROVAL OF AMENDMENTS TO THE HELPER CITY DEVELOPMENT CODE.

Jean Boyack stated that we have been working on the development code for about three years. With help from Stanteck, Michael Bryant, and Todd Thorn, we have been able to update the code. The Planning & Zoning Board has held a public hearing and the board has excepted it.

Council Member DeVincent asked for more time to review the extensive document.

Council Member DeVincent moved to table the agenda item amendments to the city development code. There was no seconded, motion died.

Council Member DeVincent asked City Attorney Kiahtipes if she has read all of the development code. City Attorney Kiahtipes responded that she is almost finished.

Council Member DeVincent asked several questions about the development code. Council Member Dornan and Jean Boyack answered her questions.

Council Member Goldsmith moved to approve amendments to the city development code. Council Member Dornan seconded the motion. Motion carried, the council roll call vote is as follows: Dornan, Goldsmith, Wheeler, and Harwood voting yes, with DeVincent voting no.

DISCUSSION AND POSSIBLE APPROVAL OF PURCHASING FERTILIZER.

Public Works Director Mastin stated the fertilizer was budgeted for and is part of a 4 step fertilization process. Council Member Dornan asked if the city mulches. Council Member Harwood responded no but our mowers do have the option to mulch.

Council Member DeVincent moved to approve purchasing fertilizer not to exceed \$3,500. Council Member Goldsmith seconded the motion. Motion carried, the council roll call vote is as follows: Dornan, Goldsmith, Wheeler, DeVincent, and Harwood all voting yes.

ADJOURNMENT:

There being no further business Council Member Harwood moved to adjourn. Council Member Wheeler seconded the motion. Motion carried, the council roll call vote is as follows: Dornan, Goldsmith, Wheeler, DeVincent, and Harwood 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, September 1, 2022.

A blue ink signature of Lenise Peterman, written in a cursive style, positioned above a horizontal line.

Lenise Peterman
Mayor

A blue ink signature of Zack Tonic, written in a cursive style, positioned above a horizontal line.

Zack Tonic
City Recorder

Approved on October 6, 2022

Exhibit A



Gmail

Zack Tonc <ztonc@helpercity.net>

Saturday vibes

Marsha Ellington <sammich80@gmail.com>

Fri, Aug 26, 2022 at 5:32 AM

To: Ztonc@helpercity.net

I believe this venue has ruined my business to the point of pondering closure. Closure of the streets at 2 pm literally kills any business I could/have received in the afternoon. Typical Saturday for me is busiest in the later afternoon hours. MANY people have expressed their desire to come to my business but are deterred by the road closure. It has ruined the Arts Music Fest for many people. I've cleaned up a whole lot of trash from this drunk fest! MAYBE a ONCE a month venue should be considered. With better policing of the garbage and attendees creating the mess. I am definitely OPPOSED to it's continuing as is.

Marsha Ellington

Exhibit B

Proclamation

A PROCLAMATION BY THE MAYOR AND CITY COUNCIL OF HELPER CITY PROCLAIMING SEPTEMBER 2022 TO BE SUICIDE PREVENTION AND AWARENESS MONTH

WHEREAS, the state of Utah has consistently been in the top ten states for suicide deaths since 2012 (currently 9th in the nation); and

WHEREAS, Carbon, Emery, and Grand Counties often lead the state of Utah in suicide deaths per capita; and

WHEREAS, people who lose a loved one to suicide are at a 30% higher risk of ending their lives to suicide as a learned coping mechanism and learn behaviors, and

WHEREAS, the risk of suicide can be reduced through awareness, training, proper educational resources, and treatment; and

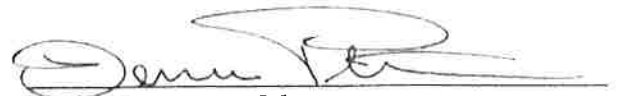
WHEREAS, according to the American Foundation for Suicide Prevention's statistics, suicide is the number **one** leading cause of death amongst Utahans ages 10-24, **second** leading cause of death amongst ages 25-34, **third** for ages 35-44, **fourth** for ages 45-54, **eighth** for ages 55-64, and **eighteenth** for ages 65 and older, and

WHEREAS, suicide affects each and every one of us, suicide is everyone's business, and suicide one of the most preventable deaths that can be avoided by learning the warning signs of depression and suicidal ideation, knowing how and when to ask about one's suicidal thoughts, being aware of life-saving measures, and familiarizing ourselves with the resources available locally as well as state-wide such as the newly launched 988 Suicide and Crisis Lifeline;

NOW, THEREFORE, I, Lenise Peterman, Helper City Mayor, on this 1st day of September 2022, do hereby proclaim September 2022 to be

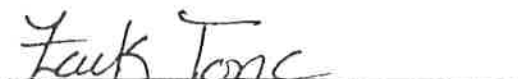
SUICIDE PREVENTION AND AWARENESS MONTH

in Helper City and encourage all residents of Helper City to recognize how serious suicide is and the steps each of us can take to protect those around us from this preventable tragedy; one with devastation generation and community-wide affects.



Lenise Peterman, Mayor

ATTEST:



Zachary Tonic, City Recorder