

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

NOV 3 2004

TUESDAY, NOVEMBER 2, 2004

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, November 2, 2004 at 7:00 p.m. in Room 315, City Council Chambers, City County Building, 451 South State.

The following Council Members were present:

Carlton Christensen
Eric Jergensen

Van Turner
Dave Buhler

Jill Remington Love

The following Council Members were absent:

Nancy Saxton

Dale Lambert

Cindy Gust-Jenson, Executive Council Director; Rocky Fluhart, Acting Mayor; Edwin Rutan, City Attorney; and Beverly Jones, Deputy City Recorder, were present.

Councilmember Love presided at and Councilmember Buhler conducted the meeting.

#1. The Council led the Pledge of Allegiance.

#2. Councilmember Christensen moved and Councilmember Jergensen seconded to approve the minutes of the City Council meeting held October 19, 2004, which motion carried, all members present voted aye.
(M 04-3)

PUBLIC HEARING

#1. RE: Public protest hearing to allow public input regarding the intention of the City Council of Salt Lake City, Salt Lake County, Utah to construct improvements within the City consisting of the installation of concrete sidewalks, sidewalk access ramps, driveways, roadway pavement, curb, gutter and drainage facilities and all other miscellaneous work necessary to complete the improvements in a proper workmanlike manner; to create the

Salt Lake City, Utah 2004 sidewalk replacement, Job No. 102112 and Quayle Avenue reconstruction Special Improvement District (the "District"), Job No. 102113.

Daniel Jackson said he opposed the sidewalk assessment because it did not appear that his property was located in the district.

Bob Jahnke said he opposed the sidewalk assessment and the special improvement district process as a whole.

John Naser, City Engineering Senior Project Manager, said protests were received through November 1, 2004. He said they received 1% protests on the sidewalk replacement district and 5% protest on Quayle Avenue. He said there were 13 protest letters out of 1,050 properties. Mr. Naser said Mr. Jackson would not have received notice if his property was not in the district.

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Councilmember Buhler asked if someone could receive written notice and not live in the district. Mr. Naser said no.

Councilmember Christensen asked if assessment was based on a portion of a resident's sidewalk being replaced. Mr. Naser said that was correct. He said if a sidewalk did not need replacement then the assessment would be zero. He said the district also allowed property owners to replace their driveway approach or curb and gutter. He said the City would pay 50% of the cost.

Councilmember Jergensen asked if there was an appeals process for a resident who did not agree that their sidewalk needed replacement. Mr. Naser said findings were based on the deteriorated concrete ordinance.

Councilmember Love asked Mr. Naser to follow-up with Mr. Jackson and Mr. Jahnke.

Councilmember Love moved and Councilmember Jergensen seconded to **close the public hearing and refer to Engineering for tabulation**, which motion carried, all members present voted aye.
(Q 04-10)

UNFINISHED BUSINESS

#1. RE: Adopting a resolution authorizing procedures for the allocation of funds from the cost overrun budget.

Councilmember Jergensen moved and Councilmember Turner seconded to **adopt Resolution 65 of 2004,**

which motion carried, all members present voted aye.
(R 04-22)

CONSENT AGENDA

Councilmember Jergensen moved and Councilmember Turner seconded to **approve the Consent Agenda**, which motion carried, all members present voted aye.

#1. RE: Setting the date of December 7, 2004 at 7:00 p.m. to accept public comment and consider adopting an ordinance amending Salt Lake City Code to require that parking lots be located behind buildings rather than on street frontage in all community oriented commercial and mixed use zones pursuant to Petition No. 400-00-52. (Walkable Communities) (P 02-13)

#2. RE: Setting the date of November 16, 2004 at 7:00 p.m. to accept public comment and consider adopting an ordinance amending the Avenues Community Master Plan and rezoning property located at 518 East 3rd Avenue from Residential Multi-Family (RMF-35) to Neighborhood Commercial (CN) pursuant to Petition No. 400-04-12. (Requested by Jack Plumb) (P 04-29)

#3. RE: Approving the appointment of Lisa A. Flores to the Civil Service Commission for a term extending through June 30, 2010. (I 04-28)

#4. RE: Approving the appointment of Christina M.

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Trujillo to the Police Civilian
Review Board for a term extending
though September 3, 2007.

The meeting adjourned at 7:17
p.m.

Council Chair

Chief Deputy City Recorder

bj