

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, APRIL 1, 2008

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, April 1, 2008 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	Van Turner	JT Martin
Jill Remington-Love	Søren Simonsen	Luke Garrott
Eric Jergensen		

Cindy Gust-Jenson, Executive Council Director; David Everitt, Chief of Staff; Edwin Rutan, City Attorney; and Beverly Jones, Deputy City Recorder, were present.

Councilmember Love presided at and Councilmember Garrott conducted the meeting.

#1. 7:09:32 PM The Council led the Pledge of Allegiance.

#2. 7:10:08 PM The Council received a presentation from students of the University of Utah, Urban Planning Graphic Communications class, regarding the class design project for a portion of 700 East.

Sharen Hauri, Spencer Denison, Morgan Brem and Althea Sam presented the project with posters and a power point presentation. Ms. Hauri introduced the project and each speaker. Mr. Denison spoke on "Beauty and the Street". Mr. Brem spoke on "Connections" on 700 East and between 700 East and the neighbors on each side. Ms. Hauri spoke on "Safety by Design". She encouraged the Council to think of ways to implement some of these steps to improve 700 East.

Councilmember Garrott said he appreciated what the design team had done and he wanted to continue the conversation. Councilmember Simonsen said Ms. Hauri and he had started talking about the 700 East corridor in 2002 as an Olympic Legacy project. He said he wanted to hold a discussion in a Work Session and the Transportation Subcommittee could be included.

#3. 7:25:13 PM Councilmember Turner moved and Councilmember Jergensen seconded to approve the minutes for the Salt Lake City Council meetings held March 13 and March 18, 2008, which motion carried, all members voted aye. View Attachments
(M 08-3)

PUBLIC HEARINGS

#1. 7:25:41 PM RE: Accept public comment and consider adopting an ordinance vacating a portion of the airspace over Main Street at

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approximately 50 South Main Street to the extent necessary to construct a sky bridge as part of the new City Creek Center pursuant to Petition No. 400-06-38. View Attachments

The following citizens spoke or submitted speaker cards in opposition of the sky bridge: Kathleen Hill; Jack Hammond; Cindy Cromar; Dave Richards; Jay Christianson; Sac Nicle Yescas-Smoot and Matthew Aune.

The following citizens spoke or submitted speaker cards in favor of the sky bridge: Bob Farrington, Executive Director of the Downtown Alliance; Mary Corporon; Warren Lloyd; Wesley Wyndham-Price; Prescott Muir; Bruce Bingham; Natalie Gochnour and Steve Christopher.

Councilmember Jergensen moved and Councilmember Love seconded to close the hearing and refer to April 8th 2008 for consideration.

Councilmember Love said the Council had spent approximately two hours in the Work Session asking many of the same questions proposed tonight. She said the Council had asked for follow-up.

Councilmember Jergensen said Planning had spent hundreds of hours on public hearings. He said he appreciated the tremendous effort from the public, the developers and the petitioners in reviewing the project.

Councilmember Garrott called for the question, which motion carried, all members voted aye.

(P 08-3)

#2. 7:54:45 PM RE: Accept public comment and consider adopting three ordinances: (1) closing and abandoning a portion of Everett Avenue from Dexter Street eastward to a point approximately halfway between 800 West and Hot Springs Street as a public street, and a portion of 800 West from Everett Avenue northward to a point approximately halfway to 1500 North as a public street; (2) closing and abandoning a portion of Everett Avenue from a point approximately halfway between 800 West and Hot Springs Street eastward to Hot Springs Street as a public street; and (3) closing and abandoning a portion of 800 West from the alleyway between Everett Avenue and 1500 North northward to 1500 North as a public street pursuant to Petition No. 400-06-50. (Requested by Utah Metal Works) View Attachments

Councilmember Turner moved and Councilmember Jergensen seconded to close the public hearing, which motion carried, all members voted aye.

Councilmember Turner rescinded his motion to close the hearing and

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referred to Councilmember Jergensen.

Councilmember Christensen said having been on the prevailing side, he moved to reconsider the hearing closure issue and Councilmember Love seconded, which motion carried, all members voted aye.

Councilmember Jergensen moved and Councilmember Christensen seconded to close the public hearing related to ordinances defined as Exhibit II (A) and II (B) and continue the public hearing for Exhibit 2C to a future date to allow the petitioner to work with an abutting property owner on a mutually agreeable solution for that section of the possible street closure, which motion carried, all members voted aye.

Councilmember Jergensen moved and Councilmember Turner seconded to adopt Ordinance 12 of 2008 closing and abandoning a portion of Everett Avenue from Dexter Street eastward to a point approximately halfway between 800 West and Hot Springs Street and a portion of 800 West from Everett Avenue northward to a point approximately halfway to 1500 North subject to conditions related in the ordinance and move that the Council adopt Ordinance 13 of 2008 closing and abandoning a portion of Everett Avenue from a point approximately halfway between 800 West and Hot Springs Street eastward to Hot Springs Street subject to conditions outlined in the ordinance.

Councilmember Jergensen said this issue was in the Swede Town neighborhood. He said the closure was supported by the residents and would improve the neighborhood. He said it would make it easier to get around and clear up some problems for the owners of the abutting property. He encouraged the Council to support the ordinances.

Councilmember Garrott called for the question, which motion carried, all members voted aye.

(P 08-2)

#3. 7:59:43 PM RE: Accept public comment and consider adopting an ordinance recommending approval of a partial street closure located at 300 South between 5100 West and 5200 West pursuant to Petition No. 400-06-31. (Requested by First Industrial Development Services.) [View Attachments](#)

Councilmember Jergensen moved and Councilmember Love seconded to close the public hearing, which motion carried, all members voted aye.

Councilmember Turner moved and Councilmember Christensen seconded to adopt Ordinance 14 of 2008 closing a portion of 300 South Street between approximately 5100 West and 5200 West and declare it surplus for sale to the abutting property owners, which motion carried, all

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members voted aye.
(P 08-1)

#4. 8:00:57 PM RE: Accept public comment and consider adopting a resolution (a) to finance the cost of certain infrastructure improvements consisting of sidewalk, pavement, storm drainage and water main improvements, and all other miscellaneous work necessary to complete the improvements in a proper and workmanlike manner, (b) defray the cost and expenses of improvements by assessments to be levied against the properties benefited by such improvements; and (c) provide Notice of Intention to designate assessment area to authorize such improvements and to fix a time and place for protest against such improvements or the designation of said assessment area; and related matters. (Sidewalk Replacement (SAA) Job No. 102145 and Lyman Court SAA, Job No. 102146.) View Attachments

Councilmember Love moved and Councilmember Jergensen seconded to close the public hearing and refer to **Engineering for tabulation**, which motion carried, all members voted aye.
(Q 08-3)

8:02:23 PM QUESTIONS TO THE MAYOR FROM THE CITY COUNCIL

Councilmember Christensen said he wanted to thank the Fire Department and the local firefighters union for their training on Saturday. He said it was helpful and pretty sobering to realize what firefighters go through. **David Everitt**, Mayor's Chief of Staff, said he recommended it highly for all elected officials.

8:03:35 PM COMMENTS TO THE CITY COUNCIL

Douglas Cotant spoke about management and break-ins at the New Grand Apartments. **Holly Sizemore**, Executive Director of No More Homeless Pets in Utah, said with the money the Council had given them, they had successfully neutered over 500 cats and successfully solved dozens of cat related problems.

Councilmember Simonsen asked if it had been decided which of the Council subcommittees would be focusing on pet/animal ordinance issues. Councilmember Love said the Council would consider how to approach these ordinances.

Glenden Brown spoke about the density of payday lenders in Salt Lake City. He asked the City Council to take action on this issue. **Linda Hilton** said they had tried to solve the payday lenders issue at a State level since 1998. She said now they wanted the Council's help. She said there was a national company who wanted to move into Salt Lake

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County with 20 new outlets within the next two months. Tadd Dietz spoke on payday lenders and said currently Utah had the ninth highest density in pay lending businesses in the nation. He asked the Council to pass a moratorium so a resolution could be considered. John Carlisle said the Smith's store on 2100 South 900 East had been asked several times to replace broken lighting on the east and south faces. He said one City street lamp was also broken. He asked the Council to encourage Smith's to repair the lights.

Councilmember Simonsen asked Mr. Everitt to follow-up with staff to make sure the lighting, whether private or public was addressed. Councilmember Jergensen asked him to follow-up on the status of the payday lending ordinance. Mr. Everitt said he had already sent the payday lending paperwork forward.

UNFINISHED BUSINESS

#1. RE: 8:14:58 PM Adopting a resolution designating an assessment area to be known as the "Salt Lake City, Utah California Avenue, 4800 West to 5600 West, Special Assessment Area (No. 103006)" generally as described in the Notice of Intention designating the proposed assessment area; authorizing City Officials to proceed with the acquisition and construction of the improvements as set forth in the Notice of Intention; and related matters. View Attachments

Councilmember Turner moved and Councilmember Christensen seconded to adopt Resolution 16 of 2008, which motion carried, all members voted aye.

(Q 08-1)

#2. RE: 8:15:54 PM Adopting a resolution conditionally accepting bids for purchasing of materials and construction work and, subject to approval of the City Engineer, authorizing execution of a construction contract with the apparent low bidder for construction of improvements within the Salt Lake City, California Avenue, 4800 West to 5600 West, Special Assessment Area No. 103006 (the "assessment area"); providing for the reconstruction of roadway pavement, installation of concrete curbs, sidewalks and street lighting, as well as other miscellaneous work necessary to complete the improvements in a proper and workmanlike manner (collectively, the "improvements"); authorizing the issuance of interim warrants and the addition of the interest thereon to assessable costs, and related matters. View Attachments

Councilmember Turner moved and Councilmember Love seconded to adopt Resolution 17 of 2008, which motion carried, all members voted aye.

(Q 08-1)

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CONSENT AGENDA

8:16:24 PM Councilmember Jergensen moved and Councilmember Turner seconded to **approve the Consent Agenda**, which motion carried, all members voted aye.

#1. RE: Setting the date of **April 15, 2008 at 7:00 p.m.** to accept public comment and consider adopting an ordinance amending Salt Lake City Ordinance 24 of 2007 which adopted the final budget of Salt Lake City, Utah, for the Fiscal Year beginning July 1, 2007 and ending June 30, 2008. (Budget Amendment No. 3)
(B 08-5)

#2. RE: Confirm the date of **April 15, 2008 at 7:00 p.m.** to accept public comment and consider adopting a resolution authorizing an interlocal agreement relating to the extension of the light rail line to the Salt Lake City International Airport; the commitment by Salt Lake City (City) to pay to Utah Transit Authority (UTA) up to \$35 million to partially fund such project; the commitment by the City to grant to UTA (i) a franchise in all City streets required for the project, and (ii) an easement across certain Airport property; the alignment of the light rail line; the location of the stations; a reduction in the number of travel lanes on North Temple Street; matters concerning the Airport terminus of the extension project, and related matters. The public hearing constitutes, in part, a continuation of the public hearing opened by the Salt Lake City Council on December 5, 2007, and continued to a future date.
(R 07-18)

The meeting adjourned at 8:16 p.m.

Council Chair

Acting City Recorder

This document along with the digital recording constitute the official minutes of the City Council Regular Session meeting held April 1, 2008.

bj