

THURSDAY, NOVEMBER 5, 2009

The City Council of Salt Lake City, Utah, met in Regular Session on Thursday, November 5, 2009 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	Luke Garrott
Jill Remington Love	Van Turner	JT Martin

The following Councilmember was absent:

Soren Simonsen

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

Councilmember Christensen presided at and conducted the meeting.

OPENING CEREMONY

#1. 7:05:31 PM The Council led the Pledge of Allegiance.

#2. 7:06:15 PM Councilmember Turner moved and Councilmember Garrott seconded to **approve the minutes** of the Salt Lake City Council meeting held **October 20, 2009**, which motion carried, all members present voted aye. View Attachments
(M 09-3)

PUBLIC HEARINGS

#1. 7:06:42 PM RE: Accept public comment regarding an ordinance amending the land use designation of the Northwest Community Master Plan Future Land Use Map **for property located at approximately 356-358 North Redwood Road from Parks/Open Space to Medium Density Residential** pursuant to Petition No. 400-08-10. (Juston Puchar, Crestview Holdings)
View Attachments

Cindy Cromar said she wanted to complement the director for separating the Master Plan amendment from the requested rezone.

Councilmember Turner moved and Councilmember Jergensen seconded to **continue the hearing to November 17, 2009 at the request of the Petitioner**, which motion carried, all members present voted aye.
(P 09-19)

#2. 7:10:22 PM RE: Accept public comment and consider adopting an

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

THURSDAY, NOVEMBER 5, 2009

ordinance amending Titles 18 - **Building and Construction** and 21A - **Zoning**, Salt Lake City Code, pertaining to **residential condominium conversions** pursuant to Petition No. PLNPCM2008-00409. [View Attachments](#)

Cindy Cromar said she was concerned about nonconforming buildings with more units than allowed by current zoning. She said there needed to be incentives for property owners to move these poorly constructed buildings with no historic significance out of nonconforming status. She said the buildings needed to meet design objectives to provide better quality of housing for first time property owners.

Councilmember Jergensen moved and Councilmember Garrott seconded to **close the hearing and refer action to a future date**, which motion carried, all members present voted aye.
(P 09-17)

#3. 7:13:21 PM RE: Accept public comment and consider adopting an ordinance amending Section 8.04.010, Salt Lake City Code, to add definitions **related to beekeeping** and enacting Chapter 8.10, Salt Lake City Code, **pertaining to animal control regulations to authorize beekeeping** within the City subject to certain requirements. [View Attachments](#)

The following spoke or submitted hearing cards in favor of beekeeping: **Jilene Whitby; Annette Hansen; James Ruff and Amy Collins.**

Councilmember Love moved and Councilmember Garrott seconded to **close the hearing and refer action to a future date**, which motion carried, all members present voted aye.
(O 09-23)

#4. 7:19:44 PM RE: Accept public comment and consider adopting an ordinance amending Sections 8.08.010, 8.08.060 and 8.08.080 and enacting Section 8.08.065, Salt Lake City Code, **pertaining to animal control regulations to authorize the keeping of chickens in residential districts** subject to certain requirements. [View Attachments](#)

The following spoke or submitted hearing cards in support of chicken keeping: **Shane Smith; Jonathon Krausent; James Ruff; Kevin Bell; Brit Merrill; Claire Uno; Jael Malenke; Eileen McCabe; Amy Spendlove; Emily Montgomery; Amy Collins and Michele Hutchins.**

Councilmember Love moved and Councilmember Turner seconded to **close the hearing and refer action to a future date.**

Councilmember Love asked staff to prepare a list of suggestions

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

THURSDAY, NOVEMBER 5, 2009

for discussion such as setback, harvesting of chickens and a sliding scale instead of a cap. Councilmember Turner said he agreed with Councilmember Love. He said a setback could restrict a person's yard or a whole neighborhood. Councilmember Martin said he wanted to encourage the Council to work quickly to make it possible for people to raise chickens and bees.

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

(O 09-35)

#5. 7:43:47 PM RE: Accept public comment and consider the conclusions of a study performed under Utah Code, Section 10-8-2(3), and making findings regarding value and public benefit, with respect to a donation agreement between the City and the Salt Lake City Bicycle Collective relating to unclaimed bicycles. [View Attachments](#)

The following spoke or submitted hearing cards in favor of the donation of bicycles: **David Iltis**, Chair of the Salt Lake City Mayor's Bicycle Advisory Committee; and **Jonathan Morrison**, member of the Salt Lake City Bicycle Collective.

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

Councilmember Garrott moved and Councilmember Turner seconded to adopt **Resolution 58 of 2009 with the amendment that the maximum cap of 200 bicycles per calendar year donated to Salt Lake Bicycle Collective be increased to 400 bicycles a year with the understanding that the Police Department has the discretion of which bicycles go and that the collective was not obliged to accept any of those bicycles**, which motion carried, all members present voted aye.

(C 09-719)

#6. 7:49:35 PM RE: Accept public comment and consider adopting an ordinance amending the text of Section 21A.32.140, Salt Lake City Code, Table of Permitted and Conditional Uses, **to list social clubs as a conditional use in a Mixed Use (MU) zoning district** pursuant to Petition No. PLNPCM2009-00045. (Jam in the Marmalade.) [View Attachments](#)

The following spoke or submitted hearing cards in opposition of social clubs as a conditional use: **Nephi Kemmethmueller; Minta Brandon; Katherine Gardner; Lorelei Dolpit; Abby West and Sam Petersen.**

The following spoke or submitted hearing cards in support of

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

THURSDAY, NOVEMBER 5, 2009

social clubs as a conditional use: **Bob McCarthy; Todd Krause; Jeff Bair; Michael Westley; Anthony Antoccia; Brian Morris; Mitchell Talbot; Joshua Kunz; Tiffanie Provost; Matt Templeton; Michael Paap; Josh Burton; Michael Babbitt and Christopher Wharton.**

Councilmember Jergensen moved and Councilmember Turner seconded to **close the public hearing and refer action to a future date**, which motion carried, all members present voted aye.

(P 09-18)

#7. 8:21:37 PM RE: Accept public comment and hear public protest to: (a) finance the cost of certain infrastructure improvements consisting of sidewalks, pavement, curb and gutter, driveway approaches 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 an assessment area to authorize such improvements and to fix a time and place for protests against such improvements or the designation of said assessment area; and related matter. (Job No. 102154) View Attachments

The following spoke or submitted hearing cards in opposition to the sidewalk improvement district: **Ken Wheadon; Rick Golden; Mark Baranowski; Allan Flandro; Karen Hayes; Carmen von Bothmer and Thora Hutchison.**

Councilmember Love asked about the process after the district was referred to Engineering. **Jan Aramaki**, Constituent Liaison/Research and Policy Analyst, said after the district was tabulated if Council agreed to move forward, a resolution would be adopted creating the district. She said the Council could reduce the size of the area or cancel the whole district.

Councilmember Love moved and Councilmember Martin seconded to **close the public hearing and kill the SAA between 1500 East to 1900 East, 1300 South to 1700 South and send the areas on the south side of Princeton Avenue and the north side of Herbert Avenue between 2000 and 2100 East to Engineering for tabulation.**

Councilmember Love said she and Councilmember Martin had tried to get information to their constituents but felt they were only reaching 10 to 12% of them. She said because of the economy the assessments were too large for residents living in the area. She said she hoped this area would have another opportunity in the near future and not have to wait 20 years.

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

THURSDAY, NOVEMBER 5, 2009

Councilmember Martin said 11% was a large number compared to other improvement areas. He said he wanted to make sure the area of Herbert and Princeton Avenues would come back to the Council because he wanted to make sure that was what those residents wanted. He said he wanted to hold a discussion with the Council or the Administration to find out if the process could be improved because it was becoming more controversial.

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

(Q 09-1)

QUESTIONS TO THE MAYOR FROM THE CITY COUNCIL 8:51:14 PM

Councilmember Turner thanked the Mayor, the Administration, the Fire Chief and Police Chief for their hard work on Proposition One for a new Police Station. Mayor Becker said thankfully the residents and taxpayers were willing to pay for it.

COMMENTS TO THE CITY COUNCIL 8:53:03 PM

Hakim Ellis said he was originally from New Jersey. He said he could not find a job and asked the Council for help. **Jose Garcia** spoke in opposition to the City turning the Sorensen Multi-Cultural Center over to Salt Lake County. **Jeff Bair** said he understood and agreed with the need for the new Police Station but everyone he asked gave him different answers on the location. He said he was against locating the building on 300 East.

UNFINISHED BUSINESS

#1. 9:02:49 PM RE Adopting a resolution approving (1) the terms of an interlocal agreement with the Redevelopment Agency of Salt Lake City, Salt Lake County, and the Salt Lake City School District Board of Education to authorize use of a portion of **tax increment to support the reconstruction of the North Temple Viaduct** and; View Attachments
(C 09-781)

(2) Approving an interlocal agreement with the Redevelopment Agency of Salt Lake City pursuant to which the **Redevelopment Agency of Salt Lake City agrees to pay Salt Lake City all tax increment received from Salt Lake County with respect to the North Temple Viaduct CDA Project Area.**
(C 09-782)

Councilmember Jergensen moved and Councilmember Garrott seconded to adopt **Resolution 59 of 2009**. A roll call vote was taken with Council

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

THURSDAY, NOVEMBER 5, 2009

Members Martin, Love, Jergensen, Turner and Christensen voted aye and Councilmember Garrott voted nay, which motion carried.

#2. 9:00:59 PM RE: Adopting a legislative action item requesting the Administration prepare an ordinance that would codify in the Salt Lake City Code an executive order requiring all transportation facilities in the public right-of-way owned by Salt Lake City on which bicyclists and pedestrians are permitted by law to be designed, built, operated and maintained so that users, including people with disabilities can travel safely and independently. **(Complete Streets - Legislative Action by Councilmember Luke Garrott.) View Attachments**

Councilmember Garrott moved and Councilmember Jergensen seconded to adopt a Legislative Action and direct the City Attorney's Office to prepare an ordinance to enact the Legislative Action, which motion carried, all members present voted aye.
(G 09-21)

#3. 9:01:48 PM RE: Adopting a resolution expressing the support of the City Council for the City to apply for the 911 emergency ambulance services license for the geographic area of Salt Lake City. **View Attachments**

Councilmember Jergensen moved and Councilmember Turner seconded to adopt Resolution 60 of 2009, which motion carried, all members present voted aye.
(R 09-18)

#4. 9:13:36 PM RE: Setting a protest hearing date of December 8, 2009 at 7:00 p.m. and adopting a resolution to: (a) finance the cost of certain infrastructure improvements consisting of the replacement of the existing North Temple Viaduct with an auto/light rail viaduct and related improvements together with all other miscellaneous work necessary to complete the improvements in a proper and workmanlike manner, (b) defray the cost and expenses of a portion of the cost of said improvements by assessments to be levied against properties benefited by such improvements; and (c) provide notice of intention to designate an assessment area, to declare the City's official intention to reimburse itself for expenditures paid by it prior to the issuance of tax-exempt bonds; to authorize advertisement of construction bids; and related matters. **(Job No. 109014, North Temple Viaduct) View Attachments**

9:13:59 PM Council Members Jergensen and Martin were recused for the discussion and vote.

Councilmember Love moved and Councilmember Turner seconded to

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

THURSDAY, NOVEMBER 5, 2009

adopt Resolution 61 of 2009 and set the protest hearing date of December 8, 2009 at 7:00 p.m., which motion carried, all members present voted aye except Council Members Martin and Jergensen who were recused.

(Q 09-9)

CONSENT AGENDA

9:02:34 EM Councilmember Love moved and Councilmember Garrott seconded to approve the Consent Agenda, which motion carried, all members present voted aye.

#1. RE: Approving the appointment of Paul Murphy to the Community Development and Capitol Improvement Programs Advisory Board for a term extending through June 4, 2012.

(I 09-22)

#2. Approving the appointment of Barbara Riley to the Community Development and Capitol Improvement Programs Advisory Board for a term extending through June 4, 2012.

(I 09-22)

#3. RE: Confirming the date of Tuesday, November 10, 2009 at 7:00 p.m. to accept public comment and consider adopting two ordinances enacting a new Chapter 10.04, Salt Lake City Code, relating to unlawful discrimination in employment practices based on sexual orientation or gender identity and enacting Chapter 10.05, Salt Lake City Code, relating to unlawful discrimination in housing practices based on sexual orientation or gender identity.

(O 09-36 - Chapter 10.04 and O 09-37 - Chapter 10.05)

#4. RE: Confirming the date of Tuesday, November 10, 2009 at 7:00 p.m. to accept public comment and consider adopting a resolution authorizing an interlocal agreement for Salt Lake County to operate the Sorenson Multi-Cultural Center.

(C 09-783)

The meeting adjourned at 9:18 p.m.

Council Chair

City Recorder

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

THURSDAY, NOVEMBER 5, 2009

This document along with the digital recording constitute the official minutes of the City Council Regular Session meeting held November 5, 2009.

bj

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, NOVEMBER 10, 2009

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, November 10, 2009 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	Eric Jergensen
Jill Remington Love	JT Martin	Luke Garrott
Søren Simonsen		

Cindy Gust-Jenson, Executive Council Director; Edwin Rutan, City Attorney; Mayor Ralph Becker; David Everitt, Mayor's Chief of Staff; and Christine Meeker, City Recorder; were present.

Councilmember Christensen presided at and Councilmember Simonsen conducted the meeting.

OPENING CEREMONY

#1. 7:05:37 PM The Council led the Pledge of Allegiance.

PUBLIC HEARINGS

#1. RE: 7:06:32 PM Accept public comment and consider adopting two ordinances: (1) enacting a new Chapter 10.04 *Salt Lake City Code*, relating to gender identity and (2) enacting Chapter 10.05 *Salt Lake City Code*, relating to unlawful discrimination in housing practices based on sexual orientation or gender identity. View Attachments

The following people spoke in support of the Ordinances: Michael Otterson, Jim Debakis, Senator Scott McCoy, Jonas Filho, Deeda Seed, Valerie Larabee, David Salazar, Keith MacKinnon, Gordon Storrs, Eric Ethington, Stephanie Aorlacher, Elaine Ball, Zack Rusk, Brandy Balken, John Netto, John W. Bennett, Clifford Rosky, John Jepsen, Jennifer Mayer-Glenn, Walter Jones, Gail Turpin, Tammy Hinckley, Doug Wortham, Rebecca Hall, Nathan Bassett, Michael Fife, Christopher Wharton, Honey Graham, James Pagan, Representative Christine Johnson, Jacob Whipple, Esperanza Granados, Shawn Stradley and Peter Danzig.

The following people did not wish to speak but submitted a comment card: Alan Walker, Sarah Hindeley, and Ian McMahan.

The following people spoke in opposition of the Ordinances: J. M. Rodrigus, Sandra Rodrigues, Jessica Rodrigues, Douglas Cotant,

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

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, NOVEMBER 10, 2009

Councilmember Love moved and Councilmember Jergensen seconded to adopt **Ordinances 63 and 64 of 2009**, which motion carried, all members voted aye.

Councilmember Love thanked the audience. She said guaranteeing the right to fair housing and fair employment was not an issue with compromise. She said Salt Lake City was a community of diversity and she was proud to serve on a City Council where the issue wasn't controversial.

Councilmember Jergensen thanked everyone who had worked with the Human Rights Commission. He said it was morally right to pass these ordinances. He said discrimination from one person to another was not acceptable.

Councilmember Turner said when he looked around the room he saw respect. He said these were basic needs.

Councilmember Christensen said the ordinance's were complicated to write. He thanked the administration. He said in the end there was much more in common than in disagreement.

Councilmember Martin said all men were created equal. He thanked the LDS Church for having great compassion and supporting the ordinances.

Councilmember Simonsen said he appreciated everyone that worked on the ordinances. He said he hoped that the legislation was an indicator that other municipalities and the State would follow suit.

(O 09-36 - Chapter 10.04 and (O 09-037 - 10.05)

#2. 8:54:15 PM RE: Accept public comment and consider adopting a resolution authorizing an interlocal agreement for Salt Lake County to operate the Sorenson multi-cultural Center. [View Attachments](#)

The following people spoke in opposition of the agreement: **Jesus Ramaus; Shyanne Sammel, Mindy Simpson, Jose Garcia Jr.; Jose Garcia, Cindy Harling and Mark Harling.**

The following people spoke in support of the agreement: **Wendy Rendon and Mike Harmon.**

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

Councilmember Turner moved and Councilmember Christensen seconded to **refer the item to the November 17, 2009 council meeting**, which motion carried, all members voted aye.

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, NOVEMBER 10, 2009

(C 09-783)

9:14:43 PM COMMENTS TO THE CITY COUNCIL

Jaynie Brown commented in opposition to increasing bar density.

UNFINISHED BUSINESS

#1. 9:18:17 PM RE: Consider adopting a joint resolution regarding the **Salt Lake City policy on open government**. View Attachments

Councilmember Christensen moved and Councilmember Turner seconded to adopt **Resolution 62 of 2009**, which motion carried, all members voted aye.

Councilmember Christensen said this was an on going process and it set a good policy course for the City.

(R 09-22)

CONSENT 9:19:43 PM

Councilmember Garrott moved and Councilmember Turner seconded to **adopt the Consent Agenda**, which motion carried, all members voted aye.

#1. RE: Approving the re-appointment of **Robert "Toby" Alires** to the **Capitol improvement Programs Advisory Board** for a term extending through June 4, 2012.

(I 09-22)

#2. RE: Approving the re-appointment of **Ila Rose Fife** to the **Library Board** for a term extending through June 30, 2012.

(I 09-22)

The meeting adjourned at 9:20 p.m.

Council Chair

City Recorder

This document along with the digital recording constitute the official minutes of the City Council Regular Session meeting held October 20, 2009.

cm

TUESDAY, NOVEMBER 17, 2009

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, November 17, 2009 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	JT Martin	Eric Jergensen
Jill Remington Love	Søren Simonsen	Luke Garrott

The following Councilmember was absent:

Van Turner

Note: Councilmember Turner joined the Council via phone for **Item D1** relating to the Sorensen Multi-Cultural Center.

Cindy Gust-Jenson, Executive Council Director; Edwin Rutan, City Attorney; Mayor Ralph Becker; David Everitt, Mayor's Chief of Staff; and Scott Crandall, Deputy City Recorder; were present.

Councilmember Christensen presided at and Councilmember Simonsen conducted the meeting.

OPENING CEREMONY

#1. 7:23:59 PM The Council led the Pledge of Allegiance.

PUBLIC HEARINGS

#1. **RE:** 7:24:29 PM Accept public comment and consider adopting an ordinance **amending** the land use designation of the **Northwest Community Master Plan Future Land Use Map** for property located at approximately 356-358 North Redwood Road from Parks/Open Space to Medium Density Residential; **Juston Puchar, Crestview Holdings** pursuant to Petition No. 400-08-10. View Attachments

Jeff Salt and **Ray Wheeler** spoke in opposition of the proposal.

Juston Pucher spoke in favor of the proposal.

Councilmember Christensen moved and Councilmember Martin seconded to **close the public hearing and defer action to a future meeting**, which motion carried, all members present voted aye.

(P 09-19)

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, NOVEMBER 17, 2009

PUBLIC HEARING ACTION ITEMS

#1. RE: 7:36:49 PM Adopting a resolution authorizing an Interlocal Agreement for Salt Lake County to operate the Sorenson Multi-Cultural Center. View Attachments

Councilmember Turner participated in the discussion/vote via phone.

Councilmember Christensen moved and Councilmember Jergensen seconded to adopt Resolution 63 of 2009 authorizing an interlocal agreement with Salt Lake County to operate the Sorensen Multi-Cultural Center with the following conditions: 1) That the agreement include a requirement that Salt Lake County maintain the current operating hours. 2) That the agreement include a requirement that the County retain the current programs, but have the option to propose alternate activities/programs to the City based upon the recommendations of a soon to be organized Citizen Board. 3) That the Citizen Board be established with formal approval of board membership through the board appointment processes for the respective governmental entities, Salt Lake City and Salt Lake County and 4) That the agreement include a requirement for the volunteer programs and community partnerships at the Sorenson Center be retained by Salt Lake County and that every effort is made to maintain the current relationship with the University of Utah Bennion Center.

7:39:35 PM Council Members comments on the issue included challenging/difficult issue, long-term interests, budget limitations, viable option, maintain service levels, community resource, addressing residents concerns, potential cuts, confidence in Salt Lake County's ability to provide/administer programs and providing after school/youth programs.

Ms. Gust-Jenson read the attached statement prepared by Councilmember Turner. (See file C 09-783) View Statement

Councilmember Simonsen called for the question, which motion carried, all members voted aye, except Councilmember Garrott, who voted nay.

(C 09-783)

#2. RE: 7:49:17 PM Adopting an ordinance amending the text of Section 21A.32.140, Table of Permitted and Conditional Uses, to list social clubs as a conditional use in a Mixed Use (MU) zoning district pursuant to Petition PLNPCM2009-00045. (Jam in the Marmalade) View Attachments

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, NOVEMBER 17, 2009

Councilmember Garrott moved and Councilmember Love seconded to adopt Ordinance 65 of 2009 amending the Table of Permitted and Conditional Uses to Salt Lake City Code to list social clubs as a conditional use in mixed use districts with the following amendment: That the requirements listed for social clubs that are part of the amendment include a requirement under paragraph A-i (Small Roman Numeral I) that the security and operations plan would include a parking management plan that takes into consideration the impact of parking on surrounding neighborhoods.

7:50:42 PM Council Members comments included addressing noise, parking, trash, transportation and neighborhood issues, integrating mixed uses, enhancing neighborhoods, using model for future conditional use permits, and sensitivity/impact to surrounding residential areas.

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

(P 09-18)

QUESTIONS TO THE MAYOR FROM THE CITY COUNCIL 7:56:29 PM

Councilmember Simonsen asked Mayor Becker to report on his recent trip to Washington. Mayor Becker said some discussion items included transportation/transit, sustainability and cost savings and efficiency measures. He said the Federal Government planned to combine three departments (Department of Transportation, Housing/Urban Development and the Environmental Protection Agency) to improve efficiencies and coordination. He said state and local governments needed to be included in those efforts. He said he learned some interesting things that would help the City pursue appropriations and grants.

COMMENTS TO THE CITY COUNCIL 8:00:12 PM

Jihad Al-Ali spoke and submitted written comments requesting a hearing regarding "Culting" crimes.

Steve Alder and Cindy Cromer spoke or submitted written comments regarding the University of Utah's funding request relating to the Museum of Natural History.

The following spoke or submitted written comments in opposition to the proposed sports complex which would be located along the Jordan River: Michael Budig, Cynthia Spigle, Amy O'Connor, Mallory Millington, Victoria Billings, Jeremy King, Ray Wheeler, Barbara RuFenacht, Nancy Saxton, Jeff Salt, Dan Potts, Willy Littig, Sara Solaimanian, Tyrone Harrison, Vaughn Lovejoy and David Andreasen.

Comments included preserving the Jordan River corridor, natural

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, NOVEMBER 17, 2009

environment/bird habitat protection, relocate soccer fields, costs associated with flood prevention, inadequate funding, rationale for sight selection, provide options for transparent public process, assess soccer needs, riparian corridor and location needed with better public access.

Shyanne Samuel, Mindy Simpson, Noellia Leon, Jose Garcia, Sr., Jose Garcia, Jr. and Cindy Harling spoke or submitted written comments in opposition of transferring the Sorenson Center to Salt Lake County.

Douglas Cotant spoke concerning the need to repair a broken sidewalk located outside the Broadway Shopping Center.

Sam Petersen spoke in opposition to Item D2 relating to social clubs.

UNFINISHED BUSINESS

#1. RE: 8:44:14 PM The Board of Canvassers, which includes the Mayor and City Council, will **Canvass and Declare the Results of the Municipal General Election** held on Tuesday, November 3, 2009. The election was held for the offices of Council Members for Council Districts 1, 3, 5, and 7. The term for each of these positions is four years.

Councilmember Garrott moved and Councilmember Christensen seconded to **recess as the City Council and convene with the Mayor as the Board of Canvassers**, which motion carried, all members present voted aye.

Councilmember Christensen moved and Councilmember Jergensen seconded to **canvass the returns and consider a motion declaring the results of the November 3, 2009 Municipal General Election**, which motion carried, all members present voted aye.

Brian Roberts, Senior City Attorney, made a clarification regarding "declaring" election results. He said the statute required an active vote declaring certain candidates as elected. Councilmember Simonsen asked if the Council needed to state each candidate's name separately. Mr. Roberts said yes.

Councilmember Jergensen moved and Councilmember Garrott seconded that the **Board of Canvassers consider the report from the City Recorder and declare Carlton Christensen the winner in District 1, Stan Penford the winner in District 3, Jill Love the winner in District 5 and Søren Simonsen the winner in District 7**, which motion carried, all members present voted aye.

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, NOVEMBER 17, 2009

Councilmember Love moved and Councilmember Christensen seconded to adjourn as the Board of Canvassers and reconvene as the City Council, which motion carried, all members present voted aye.

(U 09-2)

#2. RE: 8:49:31 PM The City Council only will sit as the Board of Canvassers for the **Special Bond Election** held on Tuesday, November 3, 2009. The Special Bond Election was for the issuance of **\$125,000,000 General Obligation Bonds** of the City to provide a **safety administration and operations building, an emergency operations center,** and related facilities.

Councilmember Jergensen moved and Councilmember Garrott seconded to recess as the City Council and convene as the Board of Canvassers, which motion carried, all members present voted aye.

Councilmember Christensen moved and Councilmember Love seconded to accept the results in the affirmative for the Bond Election in regards to the public safety building, which motion carried, all members present voted aye.

Councilmember Garrott moved and Councilmember Jergensen seconded to adjourn as the Board of Canvassers and reconvene as the City Council, which motion carried, all members present voted aye.

(U 09-2)

#3. RE: 8:51:00 PM The City Council, as the governing body for the **Special Bond Election**, will consider adopting resolution finding and promulgating the results of a special bond election held in the City on the question of the issuance by the City of **\$125,000,000 of general obligation bonds** to provide a **public safety administration and operations building, an emergency operations center,** and related facilities; and providing for related matters as the official findings required by 11-14-207(2)(a). View Attachments

Councilmember Christensen moved and Councilmember Jergensen seconded to adopt Resolution 64 of 2009, which motion carried, all members present voted aye.

(Q 09-6)

#4. RE: 8:51:23 PM Setting the protest hearing date of Tuesday, January 12, 2010 at 7:00 p.m. to consider adopting a resolution of the City Council of Salt Lake City, State of Utah (the "City"), designating an **Assessment Area** for the purpose of levying assessments against properties within the Assessment Area to continue to promote business activity and economic development in an area of **Central Downtown Salt Lake City** by assessing benefited properties within the Assessment Area for the costs of such economic promotion activities for a period of

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, NOVEMBER 17, 2009

three years (the "Assessments"); ~~to negotiate a contract with the Downtown Alliance to manage the Assessment Area;~~ and to fix a time and place for protest against the Assessment Area and its assessment, and related matters. View Attachments

Councilmember Garrott moved and Councilmember Love seconded to **set the date and adopt Resolution 65 of 2009**, which motion carried, all members present voted aye.

Ms. Gust-Jenson said the agenda language contained the phrase "to negotiate a contract with the Downtown Alliance to manage the Assessment Area". She said that language needed to be removed.

The Council clarified the motion by removing the reference "to negotiate a contract with the Downtown Alliance to manage the Assessment Area" from the proposal.

(Q 09-10)

#5. RE: 8:51:51 PM Adopting an ordinance amending Chapter 2.52.120, Layoffs. View Attachments

Pat Peterson, PEC Chair, submitted written comments in opposition of the proposal.

Councilmember Garrott moved and Councilmember Love seconded to **adopt Ordinance 66 of 2009**, which motion carried, all members present voted aye.

(O 09-38)

#6. RE: 8:53:59 PM Adopting an ordinance amending Chapter 2.24, Employee Appeals Board. View Attachments

Pat Peterson, PEC Chair, submitted written comments in opposition of the proposal.

Councilmember Garrott moved and Councilmember Christensen seconded to **adopt Ordinance 67 of 2009**, which motion carried, all members present voted aye.

(O 03-25)

CONSENT AGENDA 8:54:19 PM

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

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, NOVEMBER 17, 2009

#1. RE: Setting the date of Tuesday, December 1, 2009 at 7:00 p.m. to accept public comment regarding a resolution adopting the 2009 Water Conservation Master Plan, as required by Section 73-10-32 of the Utah Code. View Attachments
(T 09-3)

#2. RE: Setting the date of Tuesday, December 1, 2009 at 7:00 p.m. to accept public comment regarding a proposed ordinance enacting Chapter 5.15, establishing the Landlord/Tenant Initiative Program and making related changes to Chapter 5.04, Business Licenses, and Chapter 5.14, Rental Dwellings.
(O 09-39)

#3. RE: Setting the date of Tuesday, December 1, 2009 at 7:00 p.m. to accept public comment regarding an ordinance amending Section 6.08.084, pertaining to spacing of brewpubs and microbreweries, exempting those located within both liquor District A and a D-1, D-2, D-3 or D-4 zone from the requirement that only one brewpub or microbrewery may be located on either side of a major street; and amending Section 6.08.120, setting forth location restrictions for class C beer licenses and class B and C private club licenses, to eliminate spacing restrictions between licensed establishments that are within both liquor District A and a D-1, D-2, D-3 or D4 zone. View Attachments
(O 09-40)

#4. RE: Setting the date of Tuesday, December 1, 2009 at 7:00 p.m. to accept public comment regarding an ordinance amending the Salt Lake City Library operating and capital budget for Fiscal Year 2009-2010. View Attachments
(B 09-2)

#5. RE: Approving the appointment of Dave Richards to the Historic Landmark Commission for a term extending through July 14, 2012.
(I 09-16)

#6. RE: Approving the appointment of Thomas Carter to the Historic Landmark Commission for a term extending through July 14, 2012.
(I 09-16)

#7. RE: Approving the appointment of Jerod G. Johnson to the City and County Building Conservancy and Use Committee for a term extending through July 15, 2013.
(I 09-8)

The meeting adjourned at 8:54 p.m.

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, NOVEMBER 17, 2009

Council Chair

City Recorder

This document along with the digital recording constitute the official minutes of the City Council Regular Session meeting held November 17, 2009.

sc