

**SECOND
ADDENDUM
Salt Lake City Council**

AGENDA

**City Council Chambers
City & County Building
451 South State Street, Room 315
Salt Lake City, Utah
Tuesday, April 13, 2010
7:00 p.m.**

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- A. **WORK SESSION: 3:00 p.m.** in Room 326, City & County Building, 451 So. State St. (**Agenda items scheduled during the Council's formal meeting may be discussed during the Work Session. Items from the following list that Council is unable to complete in Work Session from approximately 3:00 p.m. – 6:30 p.m. will be addressed in a Work Session setting following the Consent Agenda.**)
1. The Council will receive an update regarding the Public Safety Facilities including:
 - David Hart, FAIA, Vice President/Regional Manager of MOCA Systems;
 - The Public Safety Facilities General Obligation Bonds.
 2. The Council will receive a follow-up briefing regarding Budget Amendment No. 3 of Fiscal Year 2009-2010. (Item D1)
 3. The Council will receive a briefing regarding a resolution extending the time period for satisfying the conditions set forth in Ordinance No. 24 of 2006. This relates to a Settlement/Annexation Agreement between Salt Lake City and Romney Lumber Co. and Robert and Honora Carson annexing approximately 406 acres of property located in the vicinity of 2982 East Benchmark Drive (Romney Lumber/Carson – Parley's Pointe Annexation and Subdivision).
 4. The Council will receive a briefing regarding an ordinance amending the City's zoning map to adjust the boundaries and zoning classification of certain historic districts. The boundary adjustment would follow property lines instead of a specific distance from the center of a street. The intent is to clarify that certain lots in or adjacent to Historic Overlay Zoning Districts are within a historic district and zoned accordingly. This action would also adjust the boundary of the South Temple Historic District to include properties located at 31, 32, 33, and 34 Haxton Place (940 East South Temple St.) and apply the Historic District Overlay zoning classification, pursuant to Petition No. PLNPCM2009-00021. (Item H3)
 5. The Council will receive a briefing regarding a resolution authorizing a loan from Salt Lake City's Redevelopment Agency Housing Trust Fund to Wasatch Advantage Group LLC., for the Providence Place Apartment Project (property located at 309 East 100 South).
 6. The Council will receive a briefing regarding ordinances to rezone property located at 1794 S. Texas Street from Institutional (I) to Single-Family Residential (R-1/7,000) and amend the East Bench Community Master Plan future land use map from Institutional to Low-Density Residential pursuant to Petition No. PLNPCM2009-01358 and Petition No. PLNPCM2009-01359.

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7. The Council will receive a briefing regarding proposed changes to the City's zoning regulations relating to non-profit, charitable organizations or government entities that provide temporary housing and assistance for individuals and their families experiencing trauma, abuse, injury or illness pursuant to Petition No. PLNPCM2008-00937 (Eleemosynary Facilities). (Item H4)
Examples of uses include:
 - Residential facilities providing short-term rooming for use by persons visiting patients or patients receiving medical services provided by area hospitals or extended care facilities, such as the Ronald McDonald House;
 - Facilities that provide a safe place for children who are taken from their homes due to domestic violence, such as the Christmas Box House;
 - Facilities that provide a child-friendly atmosphere where children receive coordinated services during the child abuse investigative process, such as the Children's Justice Center of Salt Lake; and
 - Other similar uses.
8. The Council will receive a briefing regarding an ordinance enacting Section 5.71.295, *Salt Lake City Code* establishing a Security Threat Assessment fee, to be paid at the time of application for a vehicle operator's certificate, to cover the costs to the City for obtaining a required security threat assessment from the Federal Transportation Safety Administration.
9. **(TIME CERTAIN 5:00 P.M.)** The Council will interview Igor Best-Devereux prior to consideration of his appointment to the Airport Board. (Item H1)
10. **(TIME CERTAIN 5:15 P.M.)** The Council will interview Michael Gallivan prior to consideration of his appointment to the Airport Board. (Item H2)
11. **(TENTATIVE)** The Council will consider a motion to enter into Closed Session, in keeping with Utah Code § 52-4-204, for the purpose of strategy sessions to discuss collective bargaining, pursuant to Utah Code § 52-4-205 (1)(b); for the purpose of strategy sessions to discuss the purchase, exchange, or lease of real property (including any form of water right or water shares) when public discussion of the transaction would disclose the appraisal or estimated value of the property under consideration or prevent the City from completing the transaction on the best possible terms, pursuant to Utah Code § 52-4-205(1)(d); strategy sessions to discuss pending or reasonably imminent litigation, pursuant to Utah Code § 52-4-205(1)(c); for the purpose of strategy sessions to discuss the sale of real property (including any form of water right or water shares) if (1) public discussion of the transaction would disclose the appraisal or estimated value of the property under consideration or prevent the City from completing the transaction on the best possible terms, (2) the City previously gave notice that the property would be offered for sale, and (3) the terms of the sale are publicly disclosed before the City approves the sale; and for attorney-client matters that are privileged, pursuant to Utah Code § 78B-1-137.

THE FOLLOWING ITEMS WILL BE DISCUSSED AFTER THE FORMAL MEETING:

12. The Council will receive a briefing from the Public Utilities Advisory Committee.
13. The Council will receive a briefing regarding the Mayor's recommended budget relating to the Department of Public Utilities, including the water, storm water and sewer utility funds, for Fiscal Year 2010-11. The Council will also review a report on the Department's Watershed Land purchases.

14. The Council will hold a follow-up discussion regarding an appropriation resolution adopting the five-year Consolidated Plan for 2010-2015, the Citizen Participation Plan and the One-Year Action Plan for the 36th Year Community Development Block Grant (CDBG) funding, Home including funds from the Home Investment Partnerships Program (HOME) funding, Emergency Shelter Grant (ESG) funding, and Housing Opportunities for Persons with AIDS (HOPWA) funding for Fiscal Year 2010-11 and approving an Interlocal Cooperation Agreement between Salt Lake City and the U.S. Department of Housing and Urban Development (HUD).
15. Report of the Executive Director, including a review of Council information items and announcements.

B. OPENING CEREMONY:

Council Member Stan Penfold will conduct the Formal Council Meetings during the month of April.

1. Pledge of Allegiance.
2. The City Council will approve the minutes of March 30, 2010.

C. PUBLIC HEARINGS:

1. Resolution: Initiate Eminent Domain Proceedings

Accept public comment and consider adopting a resolution authorizing Salt Lake City Corporation to file an eminent domain action concerning a billboard located at 204 West 2100 South in accordance with Utah Code Sections 78B-6-501, *et seq.*, 72-7-501, *et seq.* and 10-9a-513.

(R 10-5)

Staff Recommendation:

Continue public hearing to a future City Council meeting at the request of the ~~petitioner~~ **property owner**.

2. Resolution: North Temple Blvd., SAA Job No. LC-109015 & M-109016 Notice of Intent & Protest Hearing

Accept public comment regarding a resolution to (a) finance the cost of certain infrastructure improvements consisting of the reconstruction of the roadway pavement, and the construction and installation of the Jordan River bridge, curbs, multipurpose walkways, driveway approaches, walkway access ramps, bicycle and pedestrian paths, pedestrian crosswalks, decorative walkway pavements and treatments, street corner treatments, park strip landscaping, irrigation systems, landscaped median islands, site acquisitions, storm drainage facilities, street and pedestrian lighting system, traffic signals, and public art, together with all other miscellaneous work necessary to complete the improvements in a proper and workmanlike manner; (b) pay a portion of the cost of said improvements by assessments to be levied against properties benefited by such improvements; (c) pay certain operation and maintenance costs with respect to street and pedestrian lighting, landscaping, irrigation system, and pedestrian walkways by assessments to be levied against properties benefited by such improvements; (d) 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; to declare the City's official intention to reimburse itself for expenditures paid by it prior to the issuance of tax-exempt bonds; and related matters.

(Q 10-2)

**** PLEASE NOTE: Public comment will be taken, but a new proposal is being distributed by the Administration to property owners for future Council consideration. A protest hearing will be scheduled during a future Council meeting to accept comment on the new proposal.**

Staff Recommendation: Close and defer to a future City Council meeting to consider new proposal, refer protests to Engineering for tabulation.

D. POTENTIAL ACTION ITEMS:

1. Ordinance: Budget Amendment No. 3 Fiscal Year 2009-2010

Consider adopting an ordinance amending Salt Lake City Ordinance No. 17 of 2009 which adopted the final budget of Salt Lake City, Utah, for the Fiscal Year beginning July 1, 2009 and ending June 30, 2010.

(B 10-4)

Staff recommendation: Consider options.

2. Ordinance: Planned Developments, Zoning Regulation Changes

Consider adopting an ordinance amending certain Sections of Title 21A Zoning of the Salt Lake City Code pursuant to Petition No. PLNPCM2009-00749, regarding planned developments.

(P 10-3)

Staff recommendation: Consider options.

E. COMMENTS:

1. Comments to the Mayor from the City Council.
2. Comments to the City Council. (Comments are taken on any item not scheduled for a public hearing, as well as on any other City business. Comments are limited to two minutes.)

F. NEW BUSINESS:

1. Resolution: 2009 Water Conservation Master Plan Landscape Efficiencies Inter-Active Website Grant Application

Consider adopting a resolution authorizing Salt Lake City to apply for a grant award from the United States Bureau of Reclamation for Water Efficiency and Conservation.

(R 10-6)

Staff recommendation: Suspend the rules and adopt.

G. UNFINISHED BUSINESS:

1. **Ordinance: Confirming & Levying the Assessments, Central Business Improvement District CBIA-10**

Consider adopting an ordinance confirming the equalized assessment list and levying an assessment against certain properties in the Salt Lake City, Utah Central Business Improvement Assessment Area No. CBIA-10 (the "CBIA-10 Assessment Area"), for the purpose of continuing to promote business activity and economic development in an area of the Central Downtown Salt Lake City, including but not limited to, advertising, banners, special events and festivals, newsletters and publications, Christmas lighting, and special projects (the "Economic Promotion Activities") in the downtown area; establishing the effective date of this ordinance; and related matters.

(Q 09-10)

Staff recommendation: Adopt.

H. CONSENT:

1. Board Appointment: Igor Best-Devereux, Airport Board

Consider approving the appointment of Igor Best-Devereux to the Airport Board for a term extending through January 20, 2014.

(I 10-10)

Staff Recommendation: Approve.

2. Board Appointment: Michael Gallivan, Airport Board

Consider approving the appointment of Michael Gallivan to the Airport Board for a term extending through January 20, 2014.

(I 10-10)

Staff Recommendation: Approve.

3. Set Date: Ordinance: Historic District Boundary Adjustments

Set the date of April 27, 2010 at 7:00 p.m. to accept public comment and consider adopting an ordinance amending the zoning map to eliminate the split-zoning of certain lots in or adjacent to Historic Overlay Zoning Districts, pursuant to Petition No. PLNPCM2009-00021.
(P 10-8)

Staff Recommendation: Set date.

4. Set Date: Ordinance: Zoning Text Amendment, Eleemosynary Facilities

Set the date of April 27, 2010 at 7:00 p.m. to accept public comment and consider adopting an ordinance amending certain Sections of Title 21A (Zoning) of the *Salt Lake City Code* pursuant to Petition No. PLNPCM2008-00937 pertaining to Eleemosynary Facilities.
(P 10-9)

Staff Recommendation: Set date.

I. ADJOURNMENT:

Dated: April 12, 2010

By: _____
City Recorder

STATE OF UTAH)
 : ss.
COUNTY OF SALT LAKE)

On the 12th day of April, I personally delivered a copy of the foregoing notice to the Mayor and City Council and posted copies of the same in conspicuous view, at the following times and locations within the City & County Building, 451 South State Street, Salt Lake City, Utah:

1. At 5:00 p.m. in the City Recorder's Office, Room 415; and
2. At 5:00 p.m. in the Newsroom, Room 315.

City Recorder

Subscribed and sworn to before me this 12th day of April, 2010.

Notary Public residing in the State of Utah

Approval:

Senior Policy Analyst

Access agendas at <http://www.slcgov.com/council/agendas/default.htm>. People with disabilities may make requests for reasonable accommodation no later than 48 hours in advance of council meetings. We make every effort to honor these requests, and they should be made as early as possible. Accommodations may include alternate formats, interpreters, and other auxiliary aids. The City and County Building is an accessible facility. For questions or additional information, please contact the City Council Office at 535-7600, or TDD 535-6021. Assistive listening devices are available on Channel I; upon four hours advance notice. Please allow 72 hours advance notice for sign language interpreters; large type and #2 Braille agendas. ***Final action may be taken and/or adopted concerning any item on this agenda.** After 5:00 p.m., please enter the City & County Building through the east entrance. Accessible route is located on the east side of the building. In accordance with State Statute, City Ordinance and Council Policy, one or more Council Members may be connected via speakerphone.