

**Salt Lake City Council**

**AGENDA**

**City Council Chambers  
City & County Building  
451 South State Street, Room 315  
Salt Lake City, Utah  
Tuesday, October 19, 2010  
7:00 p.m.**

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- A. **WORK SESSION: 3:00 p.m. or immediately following the 2:00 p.m. Council policy discussion, 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. Report of the Executive Director, including a review of Council information items and announcements.
  2. The Council will receive a briefing regarding an ordinance to:
    - a. Change the Avenues Master Plan Future Land Use Map from single family residential (4-8 units/acre) to commercial/business,
    - b. Change the Residential Mixed Use RMU-35 zoning use table to allow restaurants without drive-thru services as a permitted use, and
    - c. Rezone property located at 376 East 8<sup>th</sup> Avenue from Special Development Pattern Residential SR-1A to Residential Mixed Use RMU-35 pursuant to Petition Nos. PLNPCM2010-00369 and PLNPCM2010-00370. Related provisions of Title 21A – Zoning may also be amended as part of this petition. (Hatch Family Chocolates). (Item H6)
  3. The Council will receive a briefing regarding an ordinance to rezone properties at 333 South 900 East from Institutional I and Commercial Corridor CC to Urban Institutional UI and Moderate Density Multi-Family Residential RMF-35 pursuant to Petition No. PLNPCM2010-00229. Related provisions of Title 21A – Zoning may also be amended as part of this petition (Salt Lake Clinic). (Item H7)
  4. The Council will receive a briefing regarding to change the Light Manufacturing M-1 Zoning District height regulations to allow an exception for increased building height up to 85 ft. in areas west of the Salt Lake City International Airport and north of Interstate-80 subject to the zoning conditional building and site design review standards and procedures, pursuant to Petition No. PLNPCM2010-00476. Related provisions of Title 21A – Zoning may also be amended as part of this petition. (Dominion Engineering/FBI Building). (Item H8)
  5. The Council will receive a briefing regarding a resolution of the City Council of Salt Lake City, Utah authorizing the issuance and sale of approximately \$2,800,000 of the City's Facility Revenue Bonds, Series 2010 (McGillis School Project) to finance the costs of the acquisition, construction and improvement of facilities for McGillis School, Inc.; and related matters. (Item H9)

**CONTINUED ON NEXT PAGE**

6. The Council will receive a briefing regarding an ordinance amending the text and future land use map of the Central Community Master Plan to encourage future civic uses to concentrate near existing civic uses in the east downtown area and change the designation of land located within the block bounded by 300 East, 400 South, 400 East, and 500 South to Civic/Mixed Use, pursuant to Petition No. PLNPCM2009-01423 (relating to the Public Safety Building Project). (Item H10)
7. The Council will receive a briefing regarding an ordinance enacting new Chapter 14.54 of the *Salt Lake City Code* relating to the policy for the dedication of private streets to public ownership.
8. The Council will receive an update from the Administration regarding the status of the City's revenue budgets.
9. The Council will receive a briefing regarding Budget Amendment No. 2 for Fiscal Year 2010-11.
10. **(TENTATIVE 5:00 P.M.)** The Council will interview Mark Morris, Lauren Sherman and Steve Wyatt prior to consideration of their appointments to the Sugar House Park Authority. (Items H1, H2 and H3)
11. **(TIME CERTAIN 5:15 P.M.)** The Council will interview Helen Peters prior to consideration of her appointment to the Arts Council. (Item H5)
12. **(TENTATIVE)** The Council will consider a motion to enter into Closed Session, in keeping with Utah Code § 52-4-204, for any of the following purposes:
  - a) A strategy session to discuss collective bargaining, pursuant to Utah Code § 52-4-205 (1)(b);
  - b) A strategy session 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);
  - c) A strategy session to discuss pending or reasonably imminent litigation, pursuant to Utah Code § 52-4-205(1)(c);
  - d) A strategy session 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
  - e) For attorney-client matters that are privileged, pursuant to Utah Code § 78B-1-137.

B. OPENING CEREMONY:

Council Member JT Martin will conduct the Formal Council Meeting.

1. Pledge of Allegiance.
2. The Council will approve the minutes of October 5, 2010 and October 12, 2010.

C. PUBLIC HEARINGS:

**\*\*PLEASE NOTE: The Budget Amendment No. 2 Fiscal Year 2010-11 public hearing that was previously scheduled for October 19, 2010 has been rescheduled for Tuesday, November 9, 2010 at 7:00 p.m. The Commercial Solicitation (Pan Handling) Ordinance public hearing that was previously scheduled for October 19, 2010 has been rescheduled for Tuesday, November 16, 2010 at 7:00 p.m.**

1. Ordinance: Sidewalk Snow Removal

Accept public comment and consider adopting an ordinance amending Section 14.20.070 and Section 14.20.110, *Salt Lake City Code*, to modify civil penalties for failure to remove snow and ice from a city sidewalk.  
(O 10-18)

Staff Recommendation: Close and consider options.

2. Ordinance: Amending the Sunset Provision of Ordinance No. 74 of 2006 as Amended by Ordinance No. 1 of 2009 pertaining to the Expedited Approval Process of Temporary Construction Related Activities

Accept public comment and consider adopting an ordinance amending the sunset provision set forth in Ordinance No. 74 of 2006 as amended by Ordinance No. 1 of 2009 pertaining to the approval process of temporary construction related activities (relating to the powers granted to the Community Economic Development Director listed in Ordinance No. 74 of 2006).  
(O 06-33)

Staff Recommendation: Close and consider options.

3. Ordinances: Chapter 5.71-Ground Transportation, Chapter 5.72-Taxi Cabs and Chapters 16.60 & 16.64- Motor Vehicle Operation at the Salt Lake International Airport

Accept public comment regarding:

- A. An ordinance amending Section 5.71, *Salt Lake City Code*, pertaining to ground transportation requirements, to coordinate with taxicab ordinance and to provide for categorization of vehicle types by passenger seating fees through rules and regulations; on-demand service restrictions; elimination of manifests; vehicle inspection requirements; special transportation vehicle requirements; vehicle standards; replacement of criminal enforcement with civil penalties; ground transportation appeal committee;
- B. An ordinance amending Section 5.72, *Salt Lake City Code*, pertaining to taxicabs, to provide for transition from regulatory to contract-based system for providing taxicab services; eliminating certificates of public convenience and necessity; eliminating operational requirements that will become contract-based; providing for a contract between taxicab companies and the City, through the Department of Airports; providing for rules and regulations; replacing fixed fares with a flexible fare structure; replacing criminal enforcement with civil penalties;
- C. An ordinance amending Title 16, Sections 16.60 and 16.64, *Salt Lake City Code*, pertaining to motor vehicle operation at the Salt Lake City International Airport, and violations, penalties and enforcement of Title 16 provisions at the Salt Lake City International Airport to correspond with changes made in Sections 5.71 and 5.72, *Salt Lake City Code*; providing for rules and regulations; replacing criminal enforcement with civil penalties and establishing *Salt Lake City Code* processes and procedures related thereto.

(O 05-2)

Staff Recommendation: Close.

D. POTENTIAL ACTION ITEMS:

(None)

E. COMMENTS:

- 1. Questions 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:

(None)

G. UNFINISHED BUSINESS:

1. Ordinance: L01-Assessment Ordinance

Consider adopting an ordinance (the "2010 Assessment Ordinance") approving an assessment list and levying an annual assessment upon property in Salt Lake City, Utah Lighting District No. 1 (the "District L01"); establishing the effective date of the 2010 Assessment Ordinance; providing for a procedure to contest an assessment; and related matters.

(Q 10-5)

Staff Recommendation: Adopt.

2. Ordinance: L02-Assessment Ordinance

Consider adopting an ordinance (the "2010 Assessment Ordinance") approving an assessment list and levying an annual assessment upon property in Salt Lake City, Utah Lighting District No. 2 (the "District L02"); establishing the effective date of the 2010 Assessment Ordinance; providing for a procedure to contest an assessment; and related matters.

(Q 10-6)

Staff Recommendation: Adopt.

3. Resolution: L03-Appointing a Board of Equalization

Consider adopting a resolution of the City Council of Salt Lake City, Utah, appointing a Board of Equalization and Review for Salt Lake City, Utah Lighting District No. 3, known as L03 ("District L03"); setting the dates for the Board of Equalization to hear and consider objections and corrections to any proposed assessments; authorizing the City Recorder to publish and mail a Notice of Meetings of the Board of Equalization and Review; and related matters.

(Q 10-3)

Staff Recommendation: Adopt.

4. Ordinance: Suspend Fees Pertaining to Historic Overlay Districts

Consider enacting an ordinance (temporary land use regulation) to suspend fees required for zoning text or map amendments pertaining to historic overlay districts. (Confirming the Council's previous decision to waive fees until January 15, 2011)

(O 10-6)

Staff Recommendation: Adopt.

H. CONSENT:

1. Board Appointment: Mark Morris, Sugar House Park Authority

Consider approving the appointment of Mark Morris to the Sugar House Park Authority for a term extending through September 11, 2014.

(I 10-20)

Staff Recommendation: Approve.

2. Board Appointment: Lauren Shurman, Sugar House Park Authority

Consider approving the appointment of Lauren Shurman to the Sugar House Park Authority for a term extending through October 9, 2014.

(I 10-20)

Staff Recommendation: Approve.

3. Board Appointment: Steve Wyatt, Sugar House Park Authority

Consider approving the appointment of Steve Wyatt to the Sugar House Park Authority for a term extending through September 11, 2014.

(I 10-20)

Staff Recommendation: Approve.

4. Board Reappointment: Mark Danenhauer, Sugar House Park Authority

Consider approving the reappointment of Mark Danenhauer to the Sugar House Park Authority for a term extending through March 14, 2013.

(I 10-20)

Staff Recommendation: Approve.

5. Board Appointment: Helen Peters, Arts Council

Consider approving the appointment of Helen Peters to the Arts Council for a term extending through July 1, 2013.

(I 10-5)

Staff Recommendation: Approve.

6. Ordinance: Amending the Zoning Map Pertaining to Property Located at 376 East 8th Avenue, Avenues Master Plan Future Land Use Map and Section 21A.24.190

Set the date of November 9, 2010 at 7:00 p.m. to accept public comment and consider adopting an ordinance amending the zoning map to rezone property located at 376 East 8th Avenue from Special Development Pattern Residential SR-1A to Residential Mixed Use RMU-35, amending the Avenues Master Plan future land use map, and amending Section 21A.24.190 to allow restaurants without drive through services in the RMU-35 zone pursuant to Petition Nos. PLNPCM2010-00369 and PLNPCM2010-00370. Related provisions of Title 21A – Zoning may also be amended as part of this petition. (Hatch Family Chocolates).

(P 10-22)

Staff Recommendation: Set date.

7. Ordinance: Amending the Zoning Map Pertaining to Property Located at Approximately 333, 349, and 365 South 900 East and 911, 933, 937, 959, and 963 East 400 South from I Institutional, RMF-45 Residential Multi-Family and CC Commercial Corridor to UI Urban Institutional

Set the date of November 9, 2010 at 7:00 p.m. to accept public comment and consider adopting an ordinance amending the zoning map to rezone property located at approximately 333, 349, and 365 South 900 East and 911, 933, 937, 959, and 963 East 400 South from I (Institutional), RMF-45 (Residential Multi-Family) and CC (Commercial Corridor) to UI (Urban Institutional) pursuant to Petition No. PLNPCM2010-00229. Related provisions of Title 21A – Zoning may also be amended as part of this petition. (Salt Lake Clinic).  
(P 10-23)

Staff Recommendation: Set date.

8. Ordinance: Amending Section 21A.28.020.F of the Salt Lake City Code Concerning Building Height in the M-1 Zoning District in Areas Located West of the International Airport and North of Interstate 80

Set the date of November 9, 2010 at 7:00 p.m. to accept public comment and consider adopting ordinance amending Section 21A.28.020.F Zoning: M-1 Light Manufacturing District: Maximum Height of the *Salt Lake City Code*, pursuant to Petition No. PLNPCM2010-00476 to increase the maximum building height in areas zoned M-1 situated west of the Salt Lake City International Airport and North of Interstate 80. Related provisions of Title 21A – Zoning may also be amended as part of this petition. (Dominion Engineering/FBI Building).  
(P 10-21)

Staff Recommendation: Set date.

9. Resolution: Industrial Development Revenue Bonds, Series 2010B, The McGillis School Project  
Set the date of November 9, 2010 at 7:00 p.m. to accept public comment and consider adopting a resolution of the City Council of Salt Lake City, Utah authorizing the issuance and sale of approximately \$2,800,000 of the City's Facility Revenue Bonds, Series 2010 (McGillis School Project) to finance the costs of the acquisition, construction and improvement of facilities for McGillis School, Inc.; and related matters.  
(Q 10-9)

Staff Recommendation: Set date.

10. Ordinance: Central Community Master Plan Amendment

Set the date of November 9, 2010 at 7:00 p.m. to accept public comment and consider adopting an ordinance amending the text and future land use map of the Central Community Master Plan to encourage future civic uses to concentrate near existing civic uses in the east downtown area and change the designation of land located within the block bounded by 300 East, 400 South, 400 East, and 500 South to Civic/Mixed Use, pursuant to Petition No. PLNPCM2009-01423 (relating to the Public Safety Building Project).  
(P 10-20)

Staff Recommendation: Set date.

I. ADJOURNMENT:

Dated: October 14, 2010

By: \_\_\_\_\_  
City Recorder

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

On the 14<sup>th</sup> day of October, 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 14<sup>th</sup> day of October, 2010.

\_\_\_\_\_  
Notary Public residing in the State of Utah

Approval:

\_\_\_\_\_  
Executive Director

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.