

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, AUGUST 17, 2010

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, August 17, 2010 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	Stan Penfold	Van Turner
Jill Remington Love	Søren Simonsen	Luke Garrott
JT Martin		

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

Councilmember Martin presided at and Councilmember Simonsen conducted the meeting.

OPENING CEREMONY

#1. [7:15:27 PM](#) The Pledge of Allegiance was led by Scout Troop 202.

#2. [7:16:02 PM](#) Adopting a resolution **recognizing Frank Whitby** as the **City Beekeeper**. [View Resolution](#)

Councilmember Martin read the attached resolution which was then presented to Mr. Whitby by Councilmember Martin and Mayor Ralph Becker.

Councilmember Love moved and Councilmember Christensen seconded to **adopt Resolution 40 of 2010**, which motion carried, all members voted aye.

(R 10-1)

#2. [7:23:09 PM](#) Councilmember Turner moved and Councilmember Love seconded to **approve the minutes** for the Salt Lake City Council meeting held **August 4, 2010**, which motion carried, all members voted aye.

(M 10-3)

PUBLIC HEARINGS

(Note: [7:37:14 PM](#) Items C1-C3 were held as one hearing to address all overlapping issues related to the Regional Athletic Complex and Budget Amendment No. 1 for Fiscal Year 2010-2011.)

The following spoke or submitted written comments in opposition to the Regional Athletic Complex proposal: **Nancy Saxton, Eric Harvey,**

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Jeff Salt, Dan Potts, Barbara RuFenacht, Shirley McLaughlan, Jen Colby, Douglas Cotant, Kadee Nielson, Paul Phelps, Bardee Mills, Analee Apgood and Naomi Franklin. Comments included ongoing maintenance costs, economic recession, cost overruns, pay-to-play facility, legal hearings, request for public documents, other potential sites, budget reduced for street lights, safety issues, soccer academy, open space destruction, flood plain, inadequate bond notice, oversized complex, trail elimination and parking issues.

Wayne Martinson and Allen Phelps spoke about preserving and developing riparian corridors, wildlife habitats and eco systems.

David Spatafore spoke in favor of the Regional Athletic Complex proposal.

Bill Tibbitts, Ralph Vit, Lou Anne Stevenson, Terryett Woods and Jeff Wilson spoke about panhandling, creating jobs for the homeless and exploring funding options.

Cindy Cromer spoke about open space retention/rezoning and riparian corridor preservation.

#1. RE: Accept public comment and consider adopting an ordinance **amending** Salt Lake City Ordinance 34 of 2010 which adopted the **final budget** of Salt Lake City, Utah, for the Fiscal Year beginning July 1, 2010 and ending June 30, 2011. (Please note - this includes an item related to the Regional Athletic Complex as well as other City budget items.) (**Budget Amendment No. 1**) [View Attachments](#)

[8:12:41 PM](#) Councilmember Christensen moved and Councilmember Turner seconded to **continue the hearing on Item C1 and close the hearings on Items C2 and C3**, which motion carried, all members voted aye.  
(B 10-8)

#2. [8:13:05 PM](#) RE: Accept public comment and consider adopting the **Regional Athletic Complex Riparian Restoration Plan**. [View Attachments](#)

Councilmember Christensen moved and Councilmember Love seconded to **adopt Resolution 41 of 2010 approving the Regional Athletic Complex Riparian Restoration Plan**, which motion carried, all members voted aye, except Councilmember Simonsen, who voted nay.  
(T 10-4)

#3. [8:14:54 PM](#) RE: Accept public comment and consider adopting an ordinance **amending** the **Rose Park Small Area Master Plan Future Land Use Map** pursuant to Petition No. PLNPCM2010-00028, and an ordinance

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**amending the zoning map to rezone property** located at approximately **2223 to 2349 North Rose Park Lane** from AG-2 Agriculture and OS Open Space to PL Public Lands and OS Open Space pursuant to Petition No. PLNPCM2010-00028. [View Attachments](#)

[8:15:13 PM](#) Discussion was held with the Administration regarding the proposal. Comments included master plan modifications, analyzing other sites, implementation strategies, inadequate evaluations, transit access, size and availability of land, wildlife habitat mitigation/restoration, infill issues, flood mitigation and property/funding donations.

Councilmember Christensen moved and Councilmember Garrott seconded to **adopt Ordinance 70 of 2010 rezoning properties located at approximately 2223 to 2349 North Rose Park Lane from Agriculture AG-2 and Open Space to Public Lands and Open Space and also adopt Ordinance 71 of 2010, amending the Rose Park Small Area Master Plan Future Land Use Map and Northwest Community Plan Future Land Use Map to be consistent with rezoning**, which motion carried, all members voted aye, except Councilmember Simonsen, who voted nay.  
(P 10-16)

**#4.** [7:24:54 PM](#) **RE:** Accept public comment and consider adopting an ordinance **amending the zoning map to rezone properties** located at approximately **556 East 300 South and approximately 350 South 600 East** from RMF-35 (Residential Multi-Family) and RO (Residential Office) to RMU (Residential Mixed Use) pursuant to Petition No. PLNPCM2009-01347. [View Attachments](#)

**Tom Mutter, Stefanie Wedemeyer and Central City Neighborhood Council** spoke or submitted written comments about the proposal. Comments included installing brick facade, access issues, unsightly appearance of adjacent property, mid-block crossing improvements and additional parking.

Councilmember Garrott moved and Councilmember Penfold seconded to **close the public hearing and defer action to a future meeting.**

[7:30:15 PM](#) Councilmember Garrott said although the 300 South building design still needed to go back to the Historic Landmarks Commission (HLC) for review, he felt the petitioner had enough time to accomplish that before the September 7, 2010 meeting. Councilmember Love asked for confirmation about the timing issue in terms of going back to HLC. Ms. Gust-Jenson said the property owner was available to answer questions if the Council wanted to re-open the hearing.

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Councilmember Garrott moved and Councilmember Love seconded to **re-open the public hearing**, which motion carried, all members voted aye.

**Cameron Guntor**, property owner/developer, said no major issues or concerns had been expressed about the 600 East property and they were ready to start construction. He said there were issues/concerns regarding the 300 South portion that still needed to be addressed with HLC. He said he wanted to request, if possible, that the 600 East portion be approved and the 300 South portion be deferred to a future meeting.

Substitute Motion: Councilmember Garrott moved and Councilmember Penfold seconded to **close the public hearing without deferring action**, which motion carried, all members voted aye.

Council Members asked if there were any reasons the proposal could not be divided. Ms. Gust-Jenson said no.

Councilmember Garrott moved and Councilmember Love seconded to **adopt Ordinance 69 of 2010 amending the zoning map to rezone property located at approximately 350 South 600 East from RMF-35 to RMU and defer action on the second part of the petition (property located at approximately 556 East 300 South) to a future meeting**, which motion carried, all members voted aye.

(P 10-17)

COMMENTS TO THE CITY COUNCIL [8:54:43 PM](#)

The following spoke or submitted written comments regarding the Parley's Historic Nature Park: **Jacob Schipeanboard, Jack Arnott, Gil Vardeny, Lisa Romney, Nancy Von Allmen, Kadee Nielson, Ursula Jochmann, Devin Pope, John Robandt, John Millsaps, Jeff Salt, Grant Hogarth, Alissa Mellem, Nadia Mumulidist, Rhea Lisonbee, Amy Sitzler, Erin Lingenfelter, Jessica Jho, Kathleen Carson, Jackie Rabb, Jeff Judge, Margeret Schults, Karen Hill-Burmester, Kathleen Bratcher, Joni Van Drunen, Ben Thompson, Tukena Grigg and Jackie Pope.** Comments included returning area to natural state, support for Alternative D3, preserve/restore riparian corridor, extend off-leash area, inappropriate activities, management/enforcement issues, conflict resolution, funding issues, over regulation, health issues, bike damage, additional off-leash areas and safety concerns.

**Muriel Wilson** said protests filed concerning the North Temple Boulevard Special Assessment District adhered to state law and needed to be honored.

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**Cindy Cromer** invited the Council to attend a party being hosted by the Friends of Gilgal Gardens on September 12, 2010 to celebrate the 10<sup>th</sup> anniversary of the Gardens acquisition as a City park.

**Nancy Saxton** spoke concerning riparian corridors. She said waterways needed to be studied to determine appropriate needs/methods for adequate preservation.

**Michael Picardi** said he wanted the City to ensure the Grand Boulevard was developed as originally envisioned.

**Andrea Flandro** spoke about crime activity at the Sons of Utah Pioneers facility. She said surrounding properties were also being impacted and asked for the City's help.

**George and Josie Leyba** submitted written comments in opposition to the North Temple Special Assessment proposal.

NEW BUSINESS

#1. [9:29:21 PM](#) RE: **Requesting** that the Administration hold a **hearing** at **5:30 p.m. on Tuesday, September 7, 2010** regarding the proposed sale of property located at **650 South Redwood Road** (0.86 acres). [View Attachments](#)  
(P 10-17)

Councilmember Turner moved and Councilmember Christensen seconded to **not call for a public hearing**, which motion carried, all members voted aye.  
(W 10-4)

CONSENT AGENDA [9:30:06 PM](#)

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

#1. RE: Approving the **appointment** of **Martha Farney** to the **Community Development and Capital Improvement Program Advisory Board** for a term extending through June 4, 2013.  
(I 10-16)

#2. RE: Approving the **appointment** of **Richard Dibblee** to the **Golf Enterprise Fund Advisory Board** for a term extending through July 21, 2014.  
(I 10-14)

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**#3. RE:** Approving the **appointment** of **Keri Jones** to the **Human Rights Commission** for a term extending through December 31, 2013.  
**(I 10-9)**

The meeting adjourned at 9:30 p.m.

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Council Chair

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City Recorder

This document along with the digital recording constitute the official minutes of the City Council Regular Session meeting held August 17, 2010.

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