

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, NOVEMBER 9, 2010

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, November 9, 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	Van Turner	Stan Penfold
Luke Garrott	Soren Simonsen	J T Martin
Jill Remington Love		

Cindy Gust-Jenson, Executive Council Director; Edwin Rutan, City Attorney; Mayor Ralph Becker; and Beverly Jones, Deputy City Recorder; were present.

Councilmember Martin presided at and Councilmember Penfold conducted the meeting.

OPENING CEREMONY

#1. [7:03:20 PM](#) The Council led the **Pledge of Allegiance**.

#2. [7:06:18 PM](#) Councilmember Simonsen moved and Councilmember Turner seconded to approve the Salt Lake City Council **minutes for October 19, 2010**, which motion carried, all members voted aye. [View Attachment](#)
(M 10-1)

PUBLIC HEARINGS

#1. [7:06:58 PM](#) **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. (**Budget Amendment No. 2**) [View Attachments](#)

Reece DeMille, General Manager for Allied Waste, said he understood the Council was considering an in-house City recycling program. He asked the Council to consider continuing with their company. **Carla Wiese**, Downtown Alliance, asked the Council to approve \$45,000 in the budget amendment for reimbursement of \$30,000 that had already been expended. She said the additional \$15,000 would be used to continue the token program through the next year.

Councilmember Turner moved and Councilmember Garrott seconded to **close the public hearing**, which motion carried, all members voted aye.
(B 10-11)

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#2. RE: [7:10:28 PM](#) Accept public comment and consider adopting an ordinance amending the Salt Lake City Code, Section 21A.28.020.F Zoning: M-1 Light Manufacturing District: Maximum Height, **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** 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). [View Attachments](#)

Bruce Baird said there was potential for an FBI Building at the International Center. He said his client was one of the bidders on the project. He said they were trying to build an environmentally LEED building to meet the specifications of the FBI. He said the proposal allowed for a slightly increased height.

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

Councilmember Simonsen moved and Councilmember Christensen seconded to adopt **Ordinance 78 of 2010**, which motion carried, all members voted aye except Councilmember Garrott who voted nay.
(P 10-21)

#3. [7:14:50 PM](#) RE: 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 the Zoning Ordinance, Section 21A-24.190 - Permitted and Conditional Uses in Residential Districts - **to allow restaurants without drive through services in the RMU-35 zone** pursuant to Petition Nos. PLNPCM2010-00369 and PLNPCM2010-00370. Related provisions to Title 21A - Zoning may also be amended as part of this petition. (Hatch Family Chocolates). [View Attachments](#)

Katie Masterson and **Steve Hatch**, owners of Hatch Family Chocolates, said they had purchased the old 8th Avenue Market building. Mr. Hatch said originally there had been a restaurant, a grocery store and a house on the property. He said they wanted the property zoned Residential Mixed Use.

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

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Councilmember Christensen moved and Councilmember Simonsen seconded to adopt **Ordinance 79 of 2010**, which motion carried, all members voted aye.
(P 10-22)

#4. 7:18:16 PM RE: 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) and CC (Commercial Corridor) to UI (Urban Institutional) and RMF-35 (Residential Multi-Family)** pursuant to Petition No. PLNPCM2010-00229. Related provision of Title 21A - Zoning may also be amended as part of this petition (Salt Lake Clinic) [View Attachments](#)

Councilmember Martin recused himself for this item.

Esther Hunter, representing the East Central Community Council, read a document from the community council in support of the petition. **Steve Dibble**, Director of Facility Planning and Construction for Intermountain Health Care, said they were asking for the zoning change because the clinic needed to be replaced. He said by changing the zoning, it would allow the clinic to move to the urban edge along 400 South and would free up space against the residential area. He said it would create more of a buffer with offsite parking.

Councilmember Garrott moved and Councilmember Simonsen seconded to **close the public hearing** and adopt **Ordinance 80 of 2010**, which motion carried, all members voted aye except Councilmember Martin who was recused for the vote.

Councilmember Martin returned to the meeting.
(P 10-23)

#5. RE: 7:23:58 PM 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).
[View Attachments](#)

Douglas Cotant asked if this would affect the New Grand Apartments. **Cindy Cromar** said within its first six months the Central Community Master Plan had been amended more than any other plan. She said she felt the site for the Public Safety Building would have been a good location for housing.

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Councilmember Simonsen moved and Councilmember Love seconded to **close the public hearing**, which motion carried, all members voted aye.
(P 10-20)

#6. 7:27:39 PM RE: Accept public comment regarding the issuance by Salt Lake City, Utah of its Facility Revenue Bonds, Series 2010B (**McGillis School Project**) in the aggregate principal amount of not-to-exceed \$3,000,000. [View Attachments](#)

Councilmember Christensen recused himself for this issue.

Councilmember Garrott moved and Councilmember Love seconded to **close the public hearing**, which motion carried, all members voted aye except Councilmember Christensen who was recused for the vote.

Councilmember Christensen returned to the meeting.
(Q 10-9)

POTENTIAL ACTION ITEMS

#1. RE: 7:29:02 PM Adopting:

- A. An ordinance amending Chapter 5.71, Salt Lake City Code, **pertaining to ground transportation requirements**, to coordinate with taxicab regulations in Chapter 5.72, 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 and a ground transportation appeal committee;
- B. An ordinance amending Chapter 5.72, Salt Lake City Code, **pertaining to taxicab regulation**, providing for contract-based taxicab services, eliminating certificates of convenience and necessity, eliminating operational requirements that will become contract-based, providing for contracts between taxicab companies and the City, providing for rules and regulations, replacing fixed fares with a flexible fare structure, and replacing criminal enforcement with civil penalties;
- C. An ordinance amending Chapters 16.60 and 16.64, Salt Lake City Code, **pertaining to motor vehicle operation at the Salt Lake City International Airport**, to correspond with changes made in Chapters 5.71 and 5.72, Salt Lake City Code; providing for rules and regulations; replacing criminal enforcement with civil penalties; and establishing processes and procedures related thereto. [View Attachments](#)

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This item was pulled from the agenda until a future date.

(O 05-2)

#2. RE: [7:29:12 PM](#) 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.**
[View Attachments](#)

Councilmember Garrott moved and Councilmember Simonsen seconded to adopt **Ordinance 81 of 2010**, which motion carried, all members voted aye.

(O 10-18)

QUESTIONS TO THE MAYOR FROM THE CITY COUNCIL [7:30:21 PM](#)

Councilmember Christensen said at the annual General Meeting of the Council of Governments, Salt Lake County awarded Mayor Becker the Mayor's Cup. He said the Mayor, in four weeks of competition, had taken approximately 850,000 steps. He said he wanted to recognize the Mayor for being as fit as he was and for taking as many steps as he did.

COMMENTS TO THE CITY COUNCIL [7:31:45 PM](#)

Douglas Cotant said he read a letter in the newspaper by someone who wrote about pan handling. He said he was in favor of pan handling being restricted. **Alan Crutchfield** said he was the sole proprietor of Skyline Transportation. He said he had driven for another service for the last 18 months. He said he could not get an appointment to be fingerprinted immediately and his income would be negatively impacted for between five days and three weeks depending on whether a new criminal background check was deemed necessary.

Stuart Rosen, owner of Ace Limousine Transportation, and **Grant Callram**, ASAP Express Transportation and Limousine Service, spoke about ground transportation. Mr. Callram asked the Council to meet with the private car services before passing an ordinance.

UNFINISHED BUSINESS

#1. RE: [7:41:44 PM](#) Adopting a resolution authorizing the issuance and confirming the sale of \$15,300,000 aggregate principal amount of General Obligation Bonds of the City for the purpose of paying the costs of acquiring, constructing, furnishing and equipping **a multi-purpose regional sports, recreation and education complex** and related roads, parking and improvements; authorizing the execution and

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delivery of certain documents relating to such bonds; and providing for related matters. [View Attachments](#)

This item was pulled from the agenda until a future date.

(Q 10-1)

#2. RE: [7:41:48 PM](#) Adopting a resolution authorizing the issuance and confirming the sale of \$100,000,000 aggregate principal amount of General Obligation Bonds of the City for the purpose of, among other things, **providing a public safety administration and operations building, an emergency operations center and related facilities;** authorizing the execution and delivery of certain documents relating to such bonds; and providing for related matters. [View Attachments](#)

Councilmember Christensen moved and Councilmember Love seconded to adopt **Resolution 47 of 2010**, which motion carried, all members voted aye except Councilmember Simonsen who voted nay.

(Q 09-6)

CONSENT AGENDA [7:42:15 PM](#)

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

#1. RE: Approving the appointment of **Frank Stepan, Jr.** to the **Housing Trust Fund Advisory Board** for a term extending through December 31, 2012.

(I 10-19)

#2. RE: Approving the appointment of **Eric McCulley** to the **Open Space Lands Advisory Board** for a term extending through March 1, 2013.

(I 10-22)

#3. RE: Setting the date of **December 7, 2010 at 7:00 p.m.** to accept public comment and consider adopting an ordinance enacting a new Chapter 14.54, Salt Lake City Code, **relating to the policy for the dedication of private streets to public ownership.** [View Attachments](#)

(O 10-19)

#4. RE: Setting the date of **December 7, 2010 at 7:00 p.m.** to accept public comment and consider adopting a resolution adopting the **Comprehensive Use and Management Plan for the Parley's Historic Nature Park.** [View Attachments](#)

(T 10-5)

The meeting adjourned at 7:42 p.m.

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Council Chair

City Recorder

This document along with the digital recording constitute the official minutes of the City Council Regular Session meeting held November 9, 2010.

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