

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, SEPTEMBER 19, 2006

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, September 19, 2006 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	Jill Remington Love
Eric Jergensen	Dave Buhler	Søren Simonsen

The following Councilmember was absent:

Nancy Saxton

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

Councilmember Buhler presided at and Councilmember Jergensen conducted the meeting.

#1. 7:01:55 PM The Council led the Pledge of Allegiance.

#2. 7:02:28 PM Adopting a joint resolution with Mayor Ross C. "Rocky" Anderson recognizing Parent Teacher Association (PTA) membership month. View Attachments

Councilmember Buhler addressed the resolution.

Councilmember Buhler moved and Councilmember Love seconded to adopt **Resolution 59** of 2006, which motion carried, all members present voted aye  
(R 06-1)

#3. 7:04:48 PM Councilmember Turner moved and Councilmember Simonsen seconded to **approve the minutes** of the Salt Lake City Council meeting held **September 12, 2006**, which motion carried, all members present voted aye. View Attachments  
(M 06-3)

7:06:19 PM CONSENT AGENDA

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

#1. **RE: Approving the appointment of Melanie Mestas to the Sugar House Park Authority Board for a term extending through August 17,**

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2010.

(I 06-21)

#2. RE: Approving the appointment of Dan Cable to the Sugar House Park Authority Board for a term extending through August 17, 2010.

(I 06-21)

#3. RE: Setting the date of October 3, 2006 at 7:00 p.m. to accept public comment and consider adopting an ordinance amending Salt Lake City Ordinance 32 of 2006 which adopted the final budget of Salt Lake City, Utah and Ordinance 57 of 2006 which ratified and readopted the final budget for Fiscal year beginning July 1, 2006 and ending June 30, 2007. (Budget Amendment No. 1)

(B 06-8)

#4. RE: Setting the date of October 10, 2006 at 7:00 p.m. to accept public comment and consider adopting an ordinance rezoning property generally located at 713 East Harrison Avenue (1375 South) from Single-Family Residential R-15,000 to Moderate Density Multi-Family Residential (RMF-35 and amending the Central Community Master Plan Future Land Use Map pursuant to Petition No. 400-05-24. (Robert Strasters, Harrison Apartments, LLC)

(O 06-30)

#5. RE: Setting the date of October 10, 2006 at 7:00 p.m. to accept public comment and consider adopting rezoning property generally located at 644 West North Temple from Commercial Corridor (CC) and Special Development Pattern Residential (SR-3) to Moderate/High Density Multi-Family (RMF-45) and amend the Capitol Hill Community Master Plan Future Land Use Map pursuant to Petition No. 400-0606.

(O 06-31)

#6. RE: Setting the date of October 3, 2006 at 7:00 p.m. to accept public comment and consider adopting a resolution accepting the study performed in compliance with the Utah Code Section 10-8-2 and authorizing a \$50,000 grant to the Rotary International Host Organization Committee.

(R 06-17)

#7. RE: Setting the date of October 3, 2006 at 7:00 p.m. to accept public comment regarding consideration of a new City flag.

(R 06-18)

The meeting adjourned at 7:06 p.m.

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Council Chair

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Chief Deputy City Recorder

This document along with the digital recording constitute the official minutes of the City Council Regular Session meeting held September 19, 2006.

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PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

THURSDAY, SEPTEMBER 21, 2006

The City Council of Salt Lake City, Utah, met in Regular Session on Thursday, September 21, 2006 at 7:20 p.m. in Room 326, City Council Office, City County Building, 451 South State.

The following Council Members were present:

Carlton Christensen                      Van Turner                      Jill Remington Love  
Nancy Saxton                                Eric Jergensen                Dave Buhler

The following Councilmember was absent:

Søren Simonsen

Cindy Gust-Jenson, Executive Council Director; Acting Mayor Rocky Fluhart; Edwin Rutan, City Attorney; Larry Spendlove, Senior City Attorney and Chris Meeker, Chief Deputy City Recorder, were present.

Councilmember Buhler presided at and conducted the meeting.

PUBLIC HEARINGS

**#1. 7:20:26 PM Accept public comment and consider adopting resolutions initiating eminent domain proceedings; regarding the Westside Railroad Re-alignment and Public way Improvements - (500 North to 200 South and 500 West to 1000 West) - Project No. 109009. See Attachments**

The following spoke regarding eminent domain:

**7:21:28 PM Jason Broschinsky, Alan King, Stacy Knox, Mike Harman and Roger Jacobsen.**

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

Councilmember Jergensen asked what the City's legal obligation towards the properties was. Mr. Spendlove said there were two obligations. He said the first was the obligation to pay a fair market value and the second was the obligation to assist financially to relocate. He said second appraisals were also an obligation. Councilmember Turner asked the administration to find out what or if the City was obligated to financially assist employees of companies that were relocating.

**7:44:30 PM Councilmember Christensen moved and Councilmember Love seconded to enter into Executive Session for the purpose of strategy sessions to discuss the purchase, exchange, or lease of real property**

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when public discussion of the transaction would disclose the appraisal or estimated value of the property under consideration or prevent the public body from completing the transaction on the best possible terms, and to discuss pending or reasonably imminent litigation; pursuant to Utah Code Ann. § § 52-4-204, 52-4-205(1)(c) and (d), and attorney-client matters that are privileged, pursuant to Utah Code Ann. § 78-24-8, which motion carried, all members present voted aye.

Councilmember Christensen moved and Councilmember Love seconded to adopt **Resolution 60 of 2006**, initiating eminent domain proceedings on a parcel of real estate located in Salt Lake County and identified as parcel number 08-35-458-023 owned by **R&R Center LLC** at approximately 3 North and 800 West Street in Salt Lake City and consider the next item on the agenda, which motion carried, all members present voted aye.

Councilmember Christensen moved and Councilmember Jergensen move to reconsider **Resolution 60 of 2006**, removing the wording "**consider the next item on the agenda**", which motion carried, all members present voted aye.

Councilmember Christensen moved and Councilmember Love seconded to adopt **Resolution 60 of 2006, (I)** initiating eminent domain proceedings on a parcel of real estate located in Salt Lake County and identified as parcel number 08-35-458-023 owned by **R&R Center LLC** at approximately 3 North and 800 West Street in Salt Lake City, which motion carried, all members present voted aye.

Councilmember Christensen moved and Councilmember Love seconded to adopt **Resolution 61 of 2006, (II)** initiating eminent domain proceedings on a parcel of real estate located in Salt Lake County and identified as parcel number 15-02-228-001 owned by **Terry Nish** at approximately 761 West South Temple Street in Salt Lake City, which motion carried, all members present voted aye.

Councilmember Christensen moved and Councilmember Love seconded to adopt **Resolution 62 of 2006, (III)** initiating eminent domain proceedings on a parcel of real estate located in Salt Lake County and identified as parcel number 15-02-227-003 owned by **Grand Staircase Inc.** at approximately 767 West South Temple Street in Salt Lake City, which motion carried, all members present voted aye.

Councilmember Christensen moved and Councilmember Love seconded to adopt **Resolution 63 of 2006, (IV)** initiating eminent domain proceedings on a parcels of real estate located in Salt Lake County and identified as parcel numbers 15-02-227-001 and 15-02-227-002 owned by **Jason Broschinsky** at approximately 777, 779 and 799 West South Temple Street in Salt Lake City, which motion carried, all members present voted aye.

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Councilmember Christensen moved and Councilmember Jergensen seconded to adopt **Resolution 64 of 2006, (V)** initiating eminent domain proceedings on a parcels of real estate located in Salt Lake County and identified as parcel numbers 15-02-228-003, 15-02-228-004 and 15-02-228-005 owned by **Knox Investment LTD** at approximately 741 West South Temple, 741 West South Temple and 721 West South Temple Street in Salt Lake City, which motion carried, all members present voted aye.  
**(R 06-15)**

The meeting adjourned at 8:31 p.m.

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Council Chair

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Chief Deputy City Recorder

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