

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, JUNE 9, 2009

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, June 9, 2009 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	Søren Simonsen	Luke Garrott
Jill Remington Love	Eric Jergensen	Van Turner
JT Martin		

Cindy Gust-Jenson, Executive Council Director; David Everitt, Acting Mayor; Ed Rutan, City Attorney; and Beverly Jones, Deputy City Recorder; were present.

Councilmember Christensen presided at and Councilmember Turner conducted the meeting.

#1. [7:11:41 PM](#) The Council led the Pledge of Allegiance.

#2. [7:12:25 PM](#) The Council and Mayor Ralph Becker will consider adopting a joint resolution **recognizing the 100-year anniversary of the Salt Lake City Police Department Motors Squad**. [View Attachments](#)

Councilmember Christensen read the resolution. The resolution was presented to Assistant Chief Terry Fritz by Councilmember Christensen and Acting Mayor David Everitt.

Councilmember Christensen moved and Councilmember Jergensen seconded to adopt **Resolution 31 of 2009**, which motion carried, all members voted aye.

(R 09-1)

#3. [7:17:37 PM](#) Councilmember Simonsen moved and Councilmember Garrott seconded to approve the **minutes** of the Salt Lake City Council meeting held **June 2, 2009**, which motion carried, all members voted aye.

(M 09-3) [View Attachment](#)

PUBLIC HEARINGS

#1. **RE:** [7:18:00 PM](#) Accept public comment and consider adopting an ordinance adopting the final budget and related ordinances, excluding the budget for the Library Fund which is separately adopted, and the employment staffing document for Salt Lake City, Utah for Fiscal Year 2009-2010. (**Note: The Council will hold a combined Public Hearing on Items H2-H24, which will address all issues associated with the 2009-2010 Budget, including the Library Fund**). [View Attachments](#)

The following people spoke or submitted hearing cards in

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opposition to the proposed fees for parades: **Patrick Carley; Joe Brown; John Welsh; Kathleen Kaufman; Nancy Halden; Georgia Sullivan and Thomas Brown.**

(B 09-1)

#2. RE: Accept public comment regarding an ordinance adopting the **budget** for the **Library Fund** of Salt Lake City, Utah for **Fiscal Year 2009-2010.**

The following people spoke or submitted hearing cards in support of the library budget including new or remodeled library branches: **John Florez; Mike Sutton; Amanda Thorderson; John Erlacher; Joanne Milner; Jay Ingleby; Patricia Dark; Marian Martin and Polly Hart.**

(B 09-2)

#3. RE: Accept public comment regarding an ordinance amending Section 17.81.200, Salt Lake City Code, **relating to storm water rates.** (Note: This ordinance has not been included previously.)

(O 09-24)

#4. Accept public comment regarding an ordinance approving **salaries for Salt Lake City Justice Court Judges for Fiscal Year 2009-2010.**

(O 09-6)

#5. RE: Accept public comment regarding an ordinance adopting **Section 2.84.090**, Salt Lake City Code, pertaining to **plea in abeyance fees for traffic violations.**

(O 09-7)

#6. RE: Accept public comment regarding an ordinance amending Section 5.04.070, Salt Lake City Code, relating to **business license fees, raising non-home based business base license fees and per employee disproportionate costs;** amending Schedule 1 of Title 5, listing regulatory fees, **to add a regulatory fee for automobile towing businesses;** and amending Schedule 2 of Title 5, listing fees for disproportionate costs, **to add a disproportionate cost for the retail sale of tobacco products.**

(O 04-22)

The following person spoke in opposition of raising business licensing fees: **Mary Corporon.**

#7. RE: Accept public comment regarding an ordinance amending **Section 5.65.030**, Salt Lake City Code, pertaining to **Business License, Revocable Land Use Permit, and Fees Required for Vending Cart Operators** and Section 5.71.290 application fee required for **Ground Transportation**

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Drivers.

The following people spoke in opposition to raising Ground Transportation fees: **Don Barron** and **Mark Hatch**.

(O 09-8)

#8. RE: Accept public comment regarding an ordinance amending Chapter 15.16, Salt Lake City Code, relating to **golf course fees** and **group reservations**.

(O 06-20)

#9. RE: Accept public comment regarding an ordinance enacting Section 12.56.580, Salt Lake City Code, relating to **parking fees for the underground parking lot of Library Square**.

(O 09-9)

#10. RE: Accept public comment regarding an ordinance amending Section 12.64.090, Salt Lake City Code, pertaining to **Parking Permit Fees**.

(O 09-10)

#11. RE: Accept public comment regarding an ordinance amending Section 12.56.550, Salt Lake City Code, increasing **civil penalties for unauthorized use of streets, parking lots and other areas**.

(O 08-6)

#12. RE: Accept public comment regarding an ordinance amending Appendix "A" of Chapter 18.98, Salt Lake City Code, relating to **Impact Fees**.

(O 07-17)

#13. RE: Accept public comment regarding an ordinance adopting Chapter 3.60, Salt Lake City Code, providing **for the City to charge a convenience fee for on-line payment transactions**.

(O 09-11)

#14. RE: Accept public comment regarding an ordinance amending Chapter 15.24, Salt Lake City Code, increasing certain **cemetery fees**.

(O 05-11)

#15. RE: Accept public comment regarding an ordinance enacting Section 14.32.418, Salt Lake City Code, pertaining to **Barricade Permit fees**.

(O 09-12)

#16. RE: Accept public comment regarding an ordinance amending Chapter 2, Salt Lake City Code, changing the **Department of Management**

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Services to the Department of Administrative Services.
(O 09-13)

#17. RE: Accept public comment regarding an ordinance adopting the **rate of tax levy** upon all real and personal property within Salt Lake City, made taxable by law for Fiscal Year 2009-2010.
(B 09-6)

#18. RE: Accept public comment regarding an ordinance amending Chapter 9.08, Salt Lake City Code, relating to **solid waste and recyclable items**.
(O 09-14)

#19. RE: Accept public comment regarding an ordinance amending Section 2.54.030, Salt Lake City Code, relating to **fuel/equipment fee increase for secondary employment**.
(O 08-12)

#20. RE: Accept public comment regarding an ordinance approving a Memorandum of Understanding between Salt Lake City Corporation and Local 1004 of the American Federation of State, County and Municipal Employees (AFSCME), representing the **"100, 200 and certain identified 300 Series"** City employees, which shall become effective on proper ratification and signature.
(O 09-15)(O 09-16)(O 09-17)

#21. RE: Accept public comment regarding an ordinance approving a Memorandum of Understanding between Salt Lake City Corporation and Local 1645 of the International Association of Firefighters (IAFF), representing the **"400 Series City employees and Fire Captains"** which shall become effective on proper ratification and signature.
(O 09-18)

#22. RE: Accept public comment regarding an ordinance approving a Memorandum of Understanding between Salt Lake City Corporation and the Salt Lake Police Association, Local 75 (SLPA), representing the **"500 Series City Employees and Police Sergeants"** which shall become effective on proper ratification and signature.
(O 09-19)

#23. RE: Accept public comment regarding an ordinance approving a Compensation Plan for all **non-represented employees** of Salt Lake City.
(O 09-20)

#24. RE: Accept public comment regarding an ordinance approving **employee overtime and other pay allowances** for all **non-represented employees** of Salt Lake City.

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(O 09-21)

#25. RE: Accept public comment regarding an ordinance approving a holiday, vacation and leave accrual plan for all non-represented employees of Salt Lake City.

(O 09-22)

Councilmember Christensen moved and Councilmember Simonsen seconded to **continue the public hearing to June 16, 2009**, which motion carried, all members voted aye.

PUBLIC HEARING ACTION ITEMS

#1. RE: [7:49:27 PM](#) Adopting an ordinance amending Salt Lake City Ordinance 64 of 2008 which adopted the final budget of Salt Lake City, Utah, for the fiscal year beginning July 1, 2008 and ending June 30, 2009. (Budget Amendment No. 3) [View Attachments](#)

Councilmember Jergensen moved and Councilmember Garrott seconded to adopt Ordinance 15 of 2009 as proposed by the Administration including Item A-7, to fund the reconstruction of the wall located at 214 North State Street in the amount of \$60,000 using the CIP cost overrun account. He said given the current safety issues with the wall the Council recommends funding the necessary corrections to the wall as long as the City is protected legally and has the opportunity to recover its cost for the construction of the wall in the future if it is determined the City is not legally responsible, which motion carried, all members voted aye.

(B 09-7)

[7:50:57 PM](#) QUESTIONS TO THE MAYOR FROM THE CITY COUNCIL

Council Members Martin and Turner said Mayor Becker represented Salt Lake City well. They asked David Everitt to let the Mayor know.

[7:54:28 PM](#) COMMENTS TO THE CITY COUNCIL

Polly Hart spoke about the off-leash dog area in Memory Grove. She said the homeless had moved from Pioneer Park to Memory Grove. She said she would no longer walk her dog there. **Charlene Booth** spoke in support of Budget Amendment No. 3. She said she also supported Ms. Hart's complaints about Memory Grove. **Ray Kingston** said he understood a report from the Administration to the Council was going to be presented on the status of the Public Safety Building project. Councilmember Christensen said the report would be presented when the Work Session continued. Mr. Kingston said there had been hardly any material supplied to the public for review with requirements for the

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project.

UNFINISHED BUSINESS

#1. RE: [8:01:55 PM](#) Adopting a resolution authorizing the issuance and confirming the sale of **\$10,200,000 aggregate principal amount of General Obligation Bonds, Series 2009B** of the City; authorizing the execution and delivery of certain documents relating to such bonds; and providing for related matters. [View Attachments](#)

Councilmember Simonsen recused himself for this item.

Councilmember Garrott moved and Councilmember Christensen seconded to adopt **Resolution 32 of 2009**, which motion carried, all members voted aye except Councilmember Simonsen who was recused for the vote.
(Q 06-6)

#2. RE: [8:05:36 PM](#) Adopting an ordinance (The "2009 Assessment Ordinance") approving the assessment list and levying an annual assessment upon property in **Salt Lake City, Utah Lighting District No. 1, now known as L01 ("District L01")**; establishing the effective date of the 2009 assessment ordinance; providing for a procedure to contest an assessment; and related matters. [View Attachments](#)

Councilmember Christensen moved and Councilmember Jergensen seconded to adopt **Ordinance 16 of 2009**, which motion carried, all members voted aye.
(Q 09-4)

#3. RE: [8:06:30 PM](#) Adopting a resolution authorizing a loan from Salt Lake City's Housing Trust Fund to **Cowboy Partners, L.C./Liberty CityWalk**. [View Attachments](#)

Councilmember Garrott moved and Councilmember Christensen seconded to adopt **Resolution 33 of 2009**, which motion carried, all members voted aye.
(R 09-10)

#4. RE: [8:07:14 PM](#) Adopting a joint resolution of the City Council and Mayor of Salt Lake City, Utah, and the County Council and Mayor of Salt Lake County, Utah, relating to **the naming of a parcel of property located within Salt Lake City and Salt Lake County** (Property purchased by Salt Lake City and Salt Lake County from North Salt Lake City at approximately **405 West 2300 North on the Bonneville Shoreline Bench**).

Councilmember Love moved and Councilmember Jergensen seconded to adopt **Resolution 34 of 2009**, which motion carried, all members voted

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aye. [View Attachments](#)
(R 09-11)

CONSENT AGENDA 8:08:28 PM

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

#1. RE: Setting the date of **July 14, 2009** at **7:00 p.m.** to accept public comment and consider adopting an ordinance **enacting Chapter 2.94, Salt Lake City Code, creating the Parks, Trails and Urban Forestry Advisory Board** and amending Chapter 2.26, Salt Lake City Code, which contains the Urban Forestry ordinance.
(O 09-25)

#2. RE: RE: Approving the appointment of **Kenneth Bullock** to the **Board of Adjustment** for a term extending through December 31, 2011.
(I 09-14)

#3. RE: Approving the appointment of **Rod Julander** as an alternate member of the **Board of Adjustment** for a term extending through December 31, 2013.
(I 09-14)

#4. RE: Approving the appointment of **Lydia Berggren** to the **Open Space Lands Advisory Board** for a term extending through March 1, 2013.
(I 09-2)

The meeting adjourned at 8:09 p.m.

Council Chair

City Recorder

This document along with the digital recording constitute the official minutes of the City Council Regular Session meeting held June 9, 2009.

bj