

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, JANUARY 5, 2010

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, January 5, 2010 at 7:00 p.m. in Room 315, City Council Chambers, City County Building, 451 South State.

The following Council Members were present:

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|---------------------|----------------|--------------|
| Carlton Christensen | JT Martin | Stan Penfold |
| Jill Remington Love | Søren Simonsen | Luke Garrott |
| Van Turner | | |

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

Councilmember Christensen presided at and conducted the meeting.

OPENING CEREMONY

#1. 7:09:04 PM The Council led the Pledge of Allegiance.

#2. 7:09:32 PM Councilmember Simonsen moved and Councilmember Love seconded to **approve the minutes** for Salt Lake City Council meetings held **December 1, 2009** and **December 8, 2009**, which motion carried, all members voted aye.

(M 09-3)

PUBLIC HEARINGS

#1. **RE:** 7:09:52 PM Accept public comment and consider adopting an ordinance **amending** Salt Lake City Ordinance 17 of 2009 which adopted the **final budget** of Salt Lake City, Utah, for the Fiscal Year beginning July 1, 2009 and ending June 30, 2010. **(Budget Amendment No. 2)** **View Attachments**

7:11:01 PM The Council received a briefing from the Administration regarding a proposed sports complex included in the budget amendment. (See File M 10-4 for discussion)

8:31:59 PM Councilmember Christensen said the public hearing was for the entire budget amendment even though he felt most everyone in attendance was interested in the sports complex component. He said it was important to note the decision making process consisted of two issues. He said the Council had to decide whether or not to approve additional design money and whether to go to the bond market and authorize expenditures of those funds. He said the question of location was administrative in nature and would not be up to the Council. He said he wanted everyone to understand the Council's role in the process so there were no misconceptions.

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, JANUARY 5, 2010

8:33:06 PM The following spoke or submitted written comments in support of the proposed sports complex: Paul Burke, Greg Dehnert, Tiffany Sandberg, Katy Reineke, Jason Gesplin, Jim Harper, Paul Cassell, Kimberly Pilger, Jamie Schock, Julie VanderToolen, Günther Haidenthaller, John Gygi, Andrew Hiatt, Cindy Baron, Reed Baron, Shawn Halladay, Greg Maas, Bruce Granath, William Johnson, Matt Lenford, Mario Vazquez, Lawrence Reineke, Charles Smart, David Spatafore, Steve Barth, Alexander Granath, Erika Granath, August Granath, Brian Wilkinson, Emilie Charles, Adam Wilson, Jake Wilkinson, Jenny Wilson and Ryan Wilson.

Comments included public approved bond, addressing environmental issues, buffering, better/more soccer fields, attracting people to the area, preserve nature, economic grow/benefit, youth activities, broaden accessibility, bring communities together, cost analysis, acceptable location, league/tournament participation, fields overused and reduce stress on existing fields.

The following spoke or submitted written comments/petition in opposition to the proposed sports complex: Shea Wickelson, Sam Schmidt, Ty Harrison, Jeremy King, Barbara RuFenacht, Inacio Lopez, Elzard Sikkema, Alexandra Parvaz, Andy Hoffmann, Cindy Spigle, Kristia Urry, Amy O'Connor, Michael Budig, Jeff Salt, Michael Mielke, Mallory Millington, Ray Wheeler, Jean Arnold, Vaughn Lovejoy, Jen Colby, Dan Potts, Sam Allen, Steven Wood, Jihad Al-Ali, Ed Firmage, Lydia Olchoff, Elliott Bernshaw, Joe Donaldson, Wim Cardoen, Sara Solaimanian, Tagge Solaimanian, Carole Straughn, Mark Perry, Joan Gregory, John Cederquist, Kristen Bushnell, Shane Smith, Robert Spigle and Steven Storheim.

Comments included impact on local residents, floodplain area, excessive costs, biodiversity, master plan conflicts, lack of public input/transparency, funding requirements, delay action, thorough review, increased pollution, higher taxes, ongoing maintenance costs, open space preservation, bird migration/refuge/preserve, decentralize facilities, environmental assessment, sensitive ecological site, estuary, global habitat loss, incompatible/wrong site, inaccurate facts, broken promises, benefits versus costs, transit issues, health risks, remediation and economic growth goals.

Benjamin Rivkind, Vice-Chair Open Space Lands Advisory Board, said the Board had not be given an opportunity to discuss the issue and provide input/recommendations. He said he felt the board needed to be involved and asked for additional time for review/discussion.

Councilmember Simonsen moved and Councilmember Garrott seconded to continue the public hearing to January 12, 2010 and defer a decision to a later date, which motion carried, all members voted aye.

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, JANUARY 5, 2010

10:08:49 PM Councilmember Simonsen said this was an important issue and continuing the hearing would allow time for additional input and review. He said there was some additional information available which he thought would be useful to the Council and hoped a discussion could be scheduled during the next Work Session meeting.

(B 09-12)

#2. RE: 10:10:38 PM Accept public comment and consider adopting an ordinance **amending Section 5.04.160**, Salt Lake City Code, "**Innkeeper License Tax**," by changing the description of the accommodations covered by the innkeeper license tax to more closely match the description provided in the State Tax Code; by providing for the innkeeper license tax to be **assessed quarterly** rather than annually; and by providing for the **imposition of penalties and interest** as provided by Sections 59-4-101 and 59-4-102 of the Utah Code Ann. View Attachments

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

Councilmember Garrott moved and Councilmember Simonsen seconded to **adopt Ordinance 1 of 2010**, which motion carried, all members voted aye.
(O 09-34)

#3. RE: 10:12:28 PM Accept public comment regarding the proposed issuance by Salt Lake City, Utah of **Facility Revenue Bonds, Series 2010A (Utah Pipe Trades Project)**, in the principal amount of not-to-exceed \$4,000,000. View Attachments

Councilmember Simonsen moved and Councilmember Turner seconded to **close the public hearing and refer to the January 12, 2010 meeting**, which motion carried, all members voted aye.
(Q 09-11)

#4. RE: 10:13:39 PM Accept public comment relating to the issuance of up to **\$20,000,000** principal amount of **sales tax revenue bonds** of the City to finance a portion of the cost of the replacement of the **North Temple Viaduct** and of the acquisition, construction, improvement and remodeling of various other capital improvement program projects and the potential economic impact that such projects will have on the private sector. View Attachments

Councilmember Garrott moved and Councilmember Simonsen seconded to **continue the public hearing to January 19, 2010**, which motion carried, all members voted aye.
(Q 09-13)

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, JANUARY 5, 2010

#5. RE: 10:14:20 PM Accept public comment relating to the issuance of up to **\$12,000,000** principal amount of **sales tax revenue bonds** of the City to finance a portion of the cost of the reconstruction and improvement of North Temple Street between approximately 600 West and 2200 West, which is commonly referred to as the **North Temple Boulevard Project**, and of the acquisition, construction, improvement and remodeling of various other capital improvement program projects and the potential economic impact that such projects will have on the private sector. **View Attachments**

Councilmember Simonsen moved and Councilmember Turner seconded to **continue the public hearing to January 19, 2010**, which motion carried, all members voted aye.
(Q 09-12)

#6. RE: 10:14:54 PM Continue to accept public comment regarding a resolution to (A) finance the cost of certain infrastructure improvements consisting of the replacement of the existing **North Temple Viaduct** with an auto/light rail viaduct and related improvements together with all other miscellaneous work necessary to complete the improvements in a proper and workmanlike manner; (B) defray the cost and expenses of a portion of the cost of said improvements by assessments to be levied against properties benefited by such improvements; and (C) provide notice of intention to designate an **Assessment Area**, to authorize such improvements, and fix a time and place for protests against such improvements or the designation of said Assessment Area; to declare the City's official intention to reimburse itself for expenditures paid by it prior to the issuance of tax-exempt bonds; to authorize advertisement of construction bids; and related matters. **View Attachments**

Councilmember Turner moved and Councilmember Simonsen seconded to **continue the public hearing to January 19, 2010**, which motion carried, all members voted aye.
(Q 09-9)

QUESTIONS TO THE MAYOR FROM THE CITY COUNCIL 10:15:24 PM

Councilmember Turner said he heard favorable comments and thanked the Mayor for the efforts that went into the three-day New Year's celebration party. He said he read a newspaper article about the Mayor's first two years in office and congratulated him on his accomplishments.

COMMENTS TO THE CITY COUNCIL 10:17:03 PM

Dave Jackson submitted written comments regarding recent ordinance changes relating to the age of taxicabs.

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UNFINISHED BUSINESS

#1. RE: 10:17:34 PM Adopting a motion **ratifying** the **election** of **Chairperson and Vice-Chairperson** of the Salt Lake City Council for **Calendar Year 2010**.

Councilmember Garrott moved and Councilmember Simonsen seconded to **adopt a motion ratifying the election** of Councilmember Martin as Chairperson and Councilmember Love as Vice-Chairperson, which motion carried, all members voted aye.

(G 10-1)

CONSENT AGENDA 10:18:21 PM

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

#1. RE: Setting the date of **January 12, 2010** at **7:00 p.m.** to accept public comment and consider adopting an ordinance adopting the **Solid Waste Management Facility Budget**, as prepared and submitted by the Salt Lake Valley Solid Waste Management Council for **Calendar Year 2010**. View Attachments

(B 10-3)

The meeting adjourned at 10:18 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 January 5, 2010.

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