

**PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH
WORK SESSION
TUESDAY, JANUARY 5, 2010**

The City Council met in Work Session on Tuesday, January 5, 2010, at 3:00 p.m. in Room 326, Committee Room, City County Building, 451 South State Street.

In Attendance: Council Members Carlton Christensen, Van Turner, Jill Remington Love, JT Martin, Stan Penfold, Luke Garrett and Søren Simonsen.

Also In Attendance: Mayor Ralph Becker; Cindy Gust-Jenson, Executive Council Director; Jennifer Bruno, Council Deputy Director; Sylvia Richards, Council Research and Policy Analyst/Constituent Liaison; Lehua Weaver, Council Research and Policy Analyst; Frank Gray, Director of Community and Economic Development; Wilford Sommerkorn, Planning Director; Edwin Rutan, City Attorney; David Everitt, Mayor's Chief of Staff; Dan Mule', City Treasurer; Gina Chamness, Budget Director; Lynn Pace, Deputy City Attorney; Boyd Ferguson, Senior City Attorney; Rick Graham, Public Services Director; Ben McAdams, Mayor's Senior Advisor; Linda Hamilton, Salt Lake County Public Works Director; Dennis Haslam, Salt Lake City Consultant; Gordon Hoskins, Chief Financial Officer; Alden Breinholt, Facility Services Director; Jim Cleland, Energy Utilities Coordinator; Marty Skolnick, Siemens Building Technologies; Bob Chmel, Siemens Building Technologies; Karen Halladay, Council Policy Analyst; and Scott Crandall, Deputy City Recorder.

Councilmember Christensen presided at and conducted the meeting.

The meeting was called to order at 3:05 p.m.

AGENDA ITEMS

#1. [3:17:47 PM](#) TAKE A STRAW POLL TO NOMINATE THE COUNCIL CHAIRPERSON AND VICE-CHAIRPERSON FOR CALENDAR YEAR 2010. (ITEM G1)

A majority of the Council was in favor of nominating JT Martin as Council Chairperson and Jill Remington Love as Council Vice-Chairperson for calendar year 2010.

#2. [3:21:39 PM](#) RECEIVE A BRIEFING REGARDING UTAH OPEN MEETINGS LAW. [View Attachments](#)

Boyd Ferguson briefed the Council with the attached handout.

#3. [3:26:17 PM](#) RECEIVE A BRIEFING REGARDING AN ORDINANCE TO ADOPT THE SOLID WASTE MANAGEMENT FACILITY BUDGET, AS PREPARED AND SUBMITTED BY THE SALT LAKE VALLEY SOLID WASTE MANAGEMENT COUNCIL FOR CALENDAR YEAR 2010. (ITEM H1) [View Attachments](#)

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH
WORK SESSION
TUESDAY, JANUARY 5, 2010

Rick Graham, Lehua Weaver and **Linda Hamilton** briefed the Council with the attached handout. Councilmember Garrott asked for additional information regarding the volume of waste County-wide.

Councilmember Martin asked about receiving budget information earlier in the process. Ms. Hamilton said the County did a poor job and promised to get information to the Council in June with mid-year adjustments. Ms. Weaver said a public hearing was scheduled for January 12, 2010.

#4. [3:44:05 PM](#) [4:44:04 PM](#) RECEIVE A BRIEFING REGARDING A LIST OF LEGISLATIVE ISSUES FOR THE 2010 STATE LEGISLATIVE SESSION. [View Attachments](#)

Ben McAdams, Lynn Pace and **Wilford Sommerkorn** briefed the Council with the attached handout. Mr. McAdams said since he was elected to the State Senate, Mr. Sommerkorn would take his place. He said he understood the Council would create a subcommittee to address legislative issues on a weekly basis. He said Council Members would have access to a legislative website for daily updates on ongoing/new issues.

Mr. Pace said the handout contained a short list of potential items he thought might be of primary interest to the Council. He said one bill requiring Council direction, dealt with public employee's retirement. Councilmember Turner asked to have the Theatre District issue included on the list. Mr. McAdams said they would continue to lay the groundwork and watch for opportunities during the session to include that.

Councilmember Garrott asked to have the Capitol City Initiative (Resort Tax) included on the list and made a priority. He also wanted to add an item that would give the City the ability to underground power lines. Mr. McAdams asked to meet with Councilmember Garrott to discuss the issue in more detail. Councilmember Christensen said discussions would continue throughout the legislative session.

#5. [3:44:20 PM](#) RECEIVE A FOLLOW-UP BRIEFING REGARDING A PROPOSED SPECIAL ASSESSMENT AREA (SAA) JOB NO. 109014 FOR THE RECONSTRUCTION OF THE NORTH TEMPLE VIADUCT. (ITEM C6) [View Attachments](#)

Councilmember Christensen said discussion on this item would be moved to January 19, 2010.

#6. [3:44:49 PM](#) CONSIDER A MOTION TO ENTER INTO CLOSED SESSION FOR THE PURPOSE OF STRATEGY TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY 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

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH
WORK SESSION
TUESDAY, JANUARY 5, 2010

POSSIBLE TERMS PURSUANT TO UTAH CODE ANN. 52-4-204, § 52-4-205(1)(d), AND ATTORNEY-CLIENT MATTERS THAT ARE PRIVILEGED, PURSUANT TO UTAH CODE ANN. § 78-24-8.

Councilmember Garrott moved and Councilmember Simonsen seconded to enter into Closed Session. A roll call vote was taken. Council Members Christensen, Turner, Penfold, Love, Garrott, Martin and Simonsen voted aye. See file M 10-2 for Sworn Statement and recording.

**#7. [5:17:15 PM](#) RECEIVE A BRIEFING FROM THE ADMINISTRATION REGARDING:
[View Attachments](#)**

Note: This portion of the meeting was held in Room 315, City Council Chambers.

- a. [7:11:01 PM](#) Proposition No. 5, regional athletic complex project update.
- b. Parameters resolution relating to the regional athletic complex general obligation bonds, Series 2010b.

Mayor Becker, Rick Graham and Dennis Haslam briefed the Council with the attached handouts. Councilmember Simonsen said master plan conflicts needed to be resolved before proceeding with the project. A motion was made during the formal meeting to defer action on the entire budget amendment to a future date.

**#8. [5:17:21 PM](#) RECEIVE AN UPDATE FROM THE ADMINISTRATION REGARDING:
[View Attachments](#)**

- a. Public Safety Complex Project update.
- b. Parameters resolution relating to the public safety complex General Obligation Bonds, Series 2010a.

Jennifer Bruno, David Everitt, Frank Gray and Dan Mulé briefed the Council with the attached handouts. Discussion was held on the Council's ability to provide input during development/construction. Mr. Everitt said the Administration was interested in developing a process/procedure that would keep Council Members involved and provide for administrative efficiency. Ms. Bruno said the Council could include legislative intents as the budget amendments were passed.

Councilmember Simonsen expressed concerns about having the master plan amended before starting the process. Mr. Gray said after the land was purchased, the Administration planned to move forward with master plan amendments. Councilmember Christensen suggested pursuing the development of some type of stepped system which would allow the Council some check points throughout the process. A majority of the Council was in favor.

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH
WORK SESSION
TUESDAY, JANUARY 5, 2010

Discussion was held on issuing the parameters resolution for \$125 million. Mr. Mulé said the parameters resolution did not obligate the Council to issue bonds. He said the \$125 million could be issued through a series of bonds which required Council approval for each issuance. He said the Council could choose to have multiple parameter resolutions, which would require additional public hearings. A majority of the Council was in favor of issuing the \$125 million parameters resolution.

#9. [5:46:55 PM](#) RECEIVE A FOLLOW-UP BRIEFING REGARDING 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. (ITEM C2). [View Attachments](#)

Karen Halladay briefed the Council with the attached handouts. Councilmember Christensen said during the public hearing the Council could either vote on the issue or defer action to a future meeting.

#10. [5:49:04 PM](#) RECEIVE A FOLLOW-UP BRIEFING REGARDING BUDGET AMENDMENT NO. 2 FOR FISCAL YEAR 2009-2010. (ITEM C1) [View Attachments](#)

Sylvia Richards, Gina Chamness and Gordon Hoskins briefed the Council with the attached handouts. Council Members expressed concerns about the following issues from the handout:

A-16: Change in Fleet Management Director position (\$-0-). Councilmember Turner asked about the search for a new director. Mr. Hoskins said he understood a national search was being conducted. Councilmember Turner said he would contact Rick Graham to discuss additional questions he had about the proposal.

I-1: Funding for Sugar House Park Fireworks. (\$15,000) A majority of the Council was in favor.

I-2: Funding for curb and gutter at 775 East 900 South. Councilmember Garrott said there was an access issue and asked if any options could be offered to the homeowners. Ms. Gust-Jenson said the Administration planned to provide additional information prior to next week's meeting. Councilmember Love asked for information regarding how boundaries were determined and where/why improvements stopped. Councilmember Garrott said he wanted information on current options and associated costs.

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH
WORK SESSION
TUESDAY, JANUARY 5, 2010

D-6: Recapture of CDBG Grant Funding - (\$302,620). Councilmember Turner said in the upcoming process, he wanted to explore the possibility of moving some recaptured funds from Redwood Drive Street to another street located adjacent to Redwood. Councilmember Garrott asked that recaptured funds be identified individually rather than in a lump sum during the upcoming process.

#11. [6:00:59 PM](#) RECEIVE AN UPDATE FROM THE ADMINISTRATION REGARDING SALT LAKE CITY'S EMERGENCY MANAGEMENT PROGRAM. [View Attachments](#)

No discussion was held.

#12. [6:01:07 PM](#) RECEIVE A BRIEFING FROM THE ADMINISTRATION REGARDING ENERGY PERFORMANCE CONTRACTING. [View Attachments](#)

Alden Breinholt, Jim Cleland, Marty Skolnick and Bob Chmel briefed the Council with a PowerPoint presentation and the attached handouts.

#13. [3:05:27 PM](#) REPORT OF THE EXECUTIVE DIRECTOR, INCLUDING A REVIEW OF COUNCIL INFORMATION ITEMS AND [6:19:39 PM](#) ANNOUNCEMENTS. [View Attachments](#)

Councilmember Christensen said more information was needed on the special assessment proposal and suggested continuing the hearing to January 19, 2010.

Discussion was held on how to address the sports complex component of the budget amendment. A majority of the Council was in favor of having the Administration brief the Council in Room 315, Council Chambers, prior to accepting comments from the general public.

Councilmember Simonsen said he met with several people who had compelling information regarding the sports complex and wanted to request that they be given time during the briefing to present information. A straw poll was taken and a majority of the Council was in favor of allowing them and other groups to make presentations at the next work session meeting.

See File M 10-5 for announcements.

The meeting adjourned at 8:31 p.m.

COUNCIL CHAIR

CITY RECORDER

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH
WORK SESSION
TUESDAY, JANUARY 5, 2010

This document along with the digital recording constitute the official minutes of the City Council Work Session meeting held January 5, 2010.

SC