

MINUTES OF THE SALT LAKE CITY COUNCIL WORK SESSION MEETING

TUESDAY, MAY 6, 2014

The City Council met in Work Session on Tuesday, May 6, 2014, at 4:30 p.m. in Room 326, City Council Office, City County Building, 451 South State Street.

Council in Attendance: Council Members James Rogers, Kyle LaMalfa, Stan Penfold, Luke Garrott, Erin Mendenhall, and Lisa Adams.

Absent: Councilmember Charlie Luke

Staff in Attendance: Jennifer Bruno, Council Deputy Director; David Everitt, Mayor's Chief of Staff; Margaret Plane, City Attorney; David Salazar, Compensation Program Administrator; Jodi Langford, Employee Benefits Administrator; Nick Norris, Planning Manager; Sylvia Richards, Research & Policy Analyst/Constituent Liaison; Gina Chamness, Budget Director; Alden Breinholt, Public Services Operation Director; Rick Graham, Public Services Director; Robin Hutcheson, Transportation Director; and Sonya Kintaro, Chief Deputy City Recorder.

Guests in Attendance: Connie Spyropoulos-Linardakis, Citizens' Compensation Advisory Committee Chair.

Councilmember Garrott conducted the meeting.

The meeting was called to order at 4:32 p.m.

AGENDA ITEMS

#1. [4:33:03 PM](#) RECEIVED A BRIEFING ON THE CITY'S CITIZENS' COMPENSATION ADVISORY COMMITTEE ANNUAL REPORT. *This year's report includes recommendations for salary adjustments for employees whose salaries are below market value in addition to information on the success of the City's high-deductible health insurance plan. [View Attachments](#)*

David Salazar, Connie Spyropoulos-Linardakis, and Jodi Langford briefed the Council with attachments regarding the committee's recommendations.

Council discussion followed regarding benchmark data, cost of living comparison with cities of comparable size, benefits as a measurement, pay-for-performance for Fire and Police, workload measurement, data on Fire and Police positions per capita, employee turn-over rate, and employee benefits.

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#2. [5:09:18 PM](#) RECEIVED A FOLLOW-UP BRIEFING FROM THE MAYOR'S ADMINISTRATION REGARDING THE HISTORY OF AND CONTEXT FOR THE PROPOSED SUGAR HOUSE STREETCAR CORRIDOR MASTER PLAN AND ZONING AMENDMENTS. *The proposal would amend the Sugar House Master Plan and zoning ordinance to create the Streetcar Corridor form-based zoning district, and amend the zoning map to establish FB-SC (form-based streetcar core) and FB-SE (form-based streetcar edge) zoning districts.* [View Attachments](#)

David Everitt and **Nick Norris** briefed the Council with attachments and a slide presentation regarding housing density, mixed use, and mixed income projects.

Discussion followed regarding transitioning the existing single-family residential zoning into a multi-family residential and mixed use zoning, high-rise commercial buildings, concern about availability of parking and visible parking structures, pushing quality building design, including residents and small business owners in the conversation other than at public hearings, restricting building types from certain type of streets, and paying more attention to the transition around the perimeter and its interface with the existing neighborhood.

Straw poll taken:

- [5:57:02 PM](#) **Does Council want Administration to find a better way in creating transition zones within the current zoning text amendment to interface new zoning with existing single-family zoning and which may include housing type specific language?** Council Members Rogers, Penfold, Garrott, Adams, and Mendenhall were in support. Councilmember LaMalfa was not in support.

#3. [6:01:48 PM](#) RECEIVED A BRIEFING REGARDING BUDGET AMENDMENT NO. 3 FOR FISCAL YEAR 2013-2014. *Budget amendments happen several times each year to reflect adjustments to the City's budgets. This proposed budget amendment includes adjustments totaling \$13,194,800. Amendments include:*

- *stone remediation for the City & County Building,*
- *dump truck purchases for snow removal,*
- *land acquisition for a community garden in District Four,*
- *programming and changes at Pioneer Park,*
- *expansion of the City's Bike Share program, and more.*

[View Attachments](#)

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Jennifer Bruno, Sylvia Richards, Gina Chamness, Alden Breinholt, Rick Graham, and Robin Hutcheson briefed the Council with attachments.

Discussion followed regarding the cost overage and maintenance expenses of the new Public Safety Building.

Also discussed was the budget request for Pioneer Park design and programming to update the existing master plan and schedule activities in the park. Mr. Graham said the local community property owners expressed interest in becoming partners to solve the large homeless issue in Salt Lake City. He said the funds would initiate the process of making improvements and thereby getting community participation by bringing attention to the park. He said it was important for the park to be perceived as a safe place to hold special events.

Discussion followed regarding a scope change for reimbursing the planning project for shared space between the Aviary and Children's Garden in Liberty Park. Mr. Graham provided some background information of the plan for the exhibits. Councilmember Garrott asked Mr. Graham to check in when the funds were expended.

Council also discussed the scope change from a roundabout plan to a traffic signal at Wakara Way and Arapeen Drive in Research Park.

#4. RECEIVE A BRIEFING ON PROPOSED CHANGES FOR A VARIETY OF ZONING REGULATIONS. *The proposed changes include:*

- *clarifying the allowable front-yard fence height (maximum 4 feet) for non-residential zoning districts;*
- *resolving confusing setback language for the R-MU - Residential-Mixed Use and TSA-Transit Station Area districts; and*
- *including exemptions for bike share stations and bus stop shelters in park strips. Currently, poured concrete pads in park strips are limited to 4 feet, preventing the City and UTA from making bike share and bus stop shelter improvements.*

Related provisions of Title 21A- Zoning may also be amended as part of this petition. Petitioner - Mayor Ralph Becker, Petition No. PLNPCM2013-00291. (Item H3)

This item was not held.

#5. REPORT OF THE EXECUTIVE DIRECTOR, INCLUDING A REVIEW OF COUNCIL INFORMATION ITEMS AND ANNOUNCEMENTS. *The Council may give*

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feedback or staff direction on any item related to City Council business.

This item was not held.

#6. REPORT OF THE CHAIR AND VICE CHAIR.

This item was not held.

#7. CONSIDER A MOTION TO ENTER INTO CLOSED SESSION.

This item was not held.

The meeting adjourned at 6:39 p.m.

COUNCIL CHAIR

CITY RECORDER

This document is not intended to serve as a full transcript as additional discussion may have been held; please refer to the audio or video for entire content.

This document along with the digital recording constitute the official minutes of the City Council Work Session meeting held May 6, 2014.

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MINUTES OF THE SALT LAKE CITY COUNCIL WORK SESSION MEETING

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The City Council met in Work Session on Tuesday, May 13, 2014, at 5:00 p.m. in Room 326, Committee Room, City County Building, 451 South State Street.

In Attendance: Council Members James Rogers, Kyle LaMalfa, Luke Garrott, Erin Mendenhall, Charlie Luke, and Stan Penfold.

Absent: Councilmember Lisa Adams.

Staff in Attendance: Cindy Gust-Jenson, Executive Council Director; Jennifer Bruno, Executive Council Deputy Director; David Everitt, Mayor's Chief of Staff; Margaret Plane, City Attorney; Brian Roberts, Senior City Attorney; Nick Tarbet, Council Policy Analyst; Casey Stewart, Senior Planner; Michaela Oktay, Planning Manager; Gina Chamness, Budget Director; Robin Hutcheson, Transportation Director; Mary Beth Thompson, Revenue Analyst/Audit Manager; Debra Alexander, Human Resource Director; Lehua Weaver, Council Legislative Policy/Project Manager; David Salazar, Human Resources Program Manager; Jeffry Niermeyer, Public Utilities Director; Jodi Langford, Employee Benefits Administrator; Jaysen Oldroyd, Senior City Attorney; Sylvia Richards, Council Staff Policy Analyst; Alden Breinholt, Public Services Operations Division Director; Greg Davis, Public Services Finance Director; Butch Kucher, Fleet Manager; Sean Murphy, Council Policy Analyst; and Scott Crandall, Deputy City Recorder.

Guests in Attendance: Mike Wilson, Metropolitan Water District General Manager; John Kirkham, Metropolitan Water District Board Chair; Tom Godfrey, Metropolitan Water District Board Vice Chair; and Mike DeVries, Metropolitan Water District Assistant General Manager.

Councilmember Luke presided at and conducted the meeting.

The meeting was called to order at 5:07 p.m.

AGENDA ITEMS

#1. [5:07:44 PM](#) RECEIVE A BRIEFING ON PROPOSED CHANGES FOR A VARIETY OF ZONING REGULATIONS PURSUANT TO PETITION NO. PLNPCM2013-00291. *Proposed changes include:* [View Attachments](#)

- *clarifying the allowable front-yard fence height (maximum 4 feet) for non-residential zoning districts;*
- *resolving confusing setback language for the R-MU-Residential-Mixed Use and TSA-Transit Station Area districts; and*
- *including exemptions for bike share stations and bus stop shelters in park strips. Currently, poured concrete pads in park strips are*

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limited to 4 feet, preventing the City and UTA from making bike share and bus stop shelter improvements.

Related provisions of Title 21A, Zoning, may also be amended as part of this petition. (Petitioner - Mayor Ralph Becker)

Nick Tarbet, Casey Stewart, Michaela Oktay, and Robin Hutchison briefed the Council with attachments. Discussion included fence heights, sight triangle, setback clarification, public right-of-way vegetation, concrete pad design standards, Utah Transit Authority (UTA) bus stop/shelter funding, bike share stations, and potential legislative action.

Ms. Oktay said Planning felt altering the legislative intent (see attachments) would provide better flexibility and suggested establishing some type of administrative guidelines. Councilmember Garrott said he thought that was a good suggestion and asked Planning to come back to the Council before internally approving any design guidelines/rules. Councilmember Garrott asked about a potential timeline. Ms. Oktay said she felt they could have something prepared in approximately 40 days.

Councilmember Garrott asked what the public could expect as far as bus stop construction over the next twelve months. Ms. Hutchison said she would contact UTA and get information back to the Council. She said design guidelines being contemplated by Planning should be incorporated in the construction. Councilmember Garrott said Council direction/input was needed regarding public right-of-way concrete pad design standards.

Discussion was held on park strip regulations regarding installing vegetation including height limits. Councilmember LaMalfa said he wanted to modify the ordinance to allow 30% vegetation in the park strip with unlimited height restrictions for areas located outside sight triangles. Further discussion was held on including modifications in the current proposal or in the landscape/park strip petition that Planning was currently working on and would be coming to the Council at a later date.

Straw Poll: A majority of the Council was in favor of including/addressing modifications as part of the landscape/park strip petition. Councilmember Mendenhall said she wanted to see a provision for "large trees" included in the petition.

#2. [5:25:04 PM](#) RECEIVE A BRIEFING ON ITEMS RELATED TO THE FISCAL YEAR 2014-2015 ANNUAL BUDGET. THE BRIEFINGS INCLUDE BUDGET PROPOSALS FOR DEPARTMENTS, SEPARATE FUNDS, AND OTHER BUDGET RELATED ITEMS.

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a. Overview of the Mayor's recommended budget [View Attachments](#)

Jennifer Bruno, Mary Beth Thompson, and Gina Chamness briefed the Council with attachments. Comments included sales/property tax revenue, Council priorities, converting seasonal employees to full time, close Fire Station 9, transfer fire fighters, overtime cost savings, create two-person emergency downtown response teams, air quality initiatives, eliminate City-funded fireworks, phase out two-cycle engines, sidewalk snow removal program expansion, add sidewalk grinding/repair personnel, Consumer Price Index (CPI) fee adjustment, cost justification to raise fees, 1.2% credit card usage surcharge, statutory fee limitations, parking stations fee adjustment, Capital Improvement Program (CIP) reduction, employee pay increase, judgment levy, parking ticket/revenue issues, increased warnings, residential/commercial property values, public parking education, impact of fireworks on air quality, potential changes to New Year's Eve fireworks show, urban trail network expansion, and equitable YouthCity participation.

Councilmember Mendenhall requested that credit card surcharges be utilized as part of Public Utilities processes. Councilmember Garrott requested information on how air quality would be impacted by removing two City funded shows. Ms. Bruno said staff would ask the Sustainability Division to do an analysis.

Councilmember LaMalfa expressed concerns about providing equal YouthCity programming to Westside residents. He said kids Citywide needed to have an equal opportunity to access YouthCity programming. Ms. Chamness said the Administration would continue to explore options to address the issue.

Ms. Bruno asked Council to bring any questions/changes to staff's attention. Councilmember LaMalfa said the McClelland Trail expansion needed to be added. Councilmember Mendenhall requested the Administration explore options to prioritize replacement/conversion of City-owned diesel generators to cleaner/more efficient ones.

b. [5:55:59 PM](#) Human Resources Department [View Attachments](#)

Jennifer Bruno and Debra Alexander briefed the Council with attachments. Comments included strategic goals/performance measures, training programs/expenses, attracting/retaining employees, quality workforce, diversity issues, how to measure employee morale, meaningful goals, Council input on goals/performance measures, and mitigate behavior risks.

Councilmember Mendenhall asked the Administration to analyze

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employee salaries (male vs. female performing similar jobs) and provide numbers/percentage of gender pay inequities.

- c. [6:15:21 PM](#) **Metropolitan Water District** - *Salt Lake City is part owner of the Metropolitan Water District, which treats and sells water. The District has several large scale capital improvement projects that help provide additional water resources and may impose taxes and fees to help pay for such projects.* [View Attachments](#)

Lehua Weaver, Jeffry Niermeyer, John Kirkham, Mike Wilson, Tom Godfrey, and Mike DeVries briefed the Council with attachments. Comments included proposed 12% rate increase, revenue sources, inflationary costs, no property tax increase, maintain adequate storage, facility/equipment upgrades, high debt service over next twenty years, reduced water usage, and aggressive long-term fee increases.

- d. [8:02:21 PM](#) **Compensation for City Employees** [View Attachments](#)

Jennifer Bruno, Debra Alexander, David Salazar, Jodi Langford, Brian Roberts, and Gina Chamness briefed the Council with attachments. Comments included pension contributions, gender pay equity analysis, employees under federal poverty level, responsibility to pay living wage, early retirement budget analysis, savings realized from eliminated positions, and long-term pension costs.

Councilmember Penfold said he wanted to pursue a living wage component that was higher than minimum wage and requested information that would help future policy discussions. Councilmember Rogers requested analysis/data/savings on providing early retirement incentives.

- e. [8:18:07 PM](#) **Consolidated Fee Schedule (CFS)** [View Attachments](#)

Jennifer Bruno, Mary Beth Thompson, and Jaysen Oldroyd briefed the Council with attachments. Comments included authority to create/raise fees, review all fees charged by the City, cost justified fees, CPI increases, policy decision for cost recovery, fee waivers, analyze special event fees/tent inspections, penalties/late fees not on CFS, and definition of pyrotechnics special flame effects/costs.

Ms. Thompson said following a detailed fee analysis of every department the Administration would schedule a follow-up briefing with the Council.

- f. [8:35:07 PM](#) **Fleet Division** - *The City's Fleet Management Internal Service Fund provides vehicles, fuel, and vehicle maintenance and*

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repair services for all City departments. [View Attachments](#)

Sylvia Richards, Alden Breinholt, Greg Davis, and Butch Kucher briefed the Council with attachments. Comments included enhanced productivity, customer service improvements, sustainability initiatives, utilization of hybrid vehicles, evaluate electric vehicle purchases, and escalating maintenance costs.

Councilmember Mendenhall said there were benefits associated with electric vehicles and asked Fleet to be positive/pro-active in replacement strategies.

#3. [8:50:05 PM](#) RECEIVE A QUARTERLY UPDATE FROM COUNCIL STAFF ON MAJOR PROJECTS AS A FOLLOW-UP TO THE COUNCIL'S DISCUSSION ON PRIORITIES. THE REPORT INCLUDES LARGER PROJECTS THAT THE COUNCIL HAS APPROVED, OR THAT COUNCIL MEMBERS HAVE REQUESTED, IN ADDITION TO THE COUNCIL PRIORITY PROJECTS. THE PURPOSE OF THE BRIEFING IS TO REVIEW THE LIST OF PROJECTS IN LIGHT OF AVAILABLE STAFF TIME, AND PROVIDE AN OPPORTUNITY FOR THE COUNCIL TO RECALIBRATE STAFF FOCUS, IF NECESSARY. [View Attachments](#)

Cindy Gust-Jenson, Jennifer Bruno, and Lehua Weaver briefed the Council with attachments. Comments included base workload issues, track additional items, address retreat priorities such as urban trail networks, public services accounting system, and air quality issues, balancing Council Member requests, determine staff hour allocation/policy for two/three member category, bring more transparency to entire process, address internal system items, some issues take on a life of their own, guidance needed to prioritize projects/workload, keeping sponsoring Council Members informed, work needed on interim master plan update process, and increased record requests/litigation issues.

Ms. Gust-Jenson said staff would continue to work on processes with the understanding that additional direction might be needed from the Council. Councilmember Penfold encouraged staff to come to the Council when further direction was needed. He suggested having a regular reporting system to identify various issues staff was working on even down to requests from individual Council Members.

#4. [9:08:27 PM](#) REPORT OF THE EXECUTIVE DIRECTOR, INCLUDING A REVIEW OF COUNCIL INFORMATION ITEMS AND ANNOUNCEMENTS. *The Council may give feedback or staff direction on any item related to City Council business.* [View Attachments](#)

See File M 14-5 for announcements.

#5. REPORT OF THE CHAIR AND VICE CHAIR.

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No issues were discussed.

#6. [6:44:56 PM](#) CONSIDER A MOTION TO ENTER INTO CLOSED SESSION, IN KEEPING WITH UTAH CODE § 52-4-205(1)(b) DISCUSS COLLECTIVE BARGAINING; AND UTAH CODE § 78B-1-137, ATTORNEY-CLIENT MATTERS THAT ARE PRIVILEGED.

Councilmember Garrott moved and Councilmember Rogers seconded to enter into Closed Session to discuss Collective Bargaining and Attorney-Client Matters, pursuant to Utah Code provisions 52-4-205(1)(b) and (78B-1-137), Utah Open and Public Meetings Law. A roll call vote was taken. Council Members Luke, Mendenhall, Garrott, Penfold, LaMalfa, and Rogers voted aye. Councilmember Adams was absent. See File M 14-2 for Sworn Statement.

In Attendance: Council Members Rogers, LaMalfa, Garrott, Mendenhall, Luke, and Penfold.

Absent: Councilmember Adams.

Others in Attendance: Cindy Gust-Jenson, Margaret Plane, Brian Roberts, Jennifer Bruno, David Everitt, Lehua Weaver, Gina Chamness, Sean Murphy, and Scott Crandall.

The Closed Session adjourned at 7:52 p.m.

The Work Session adjourned at 9:25 p.m.

COUNCIL CHAIR

CITY RECORDER

This document is not intended to serve as a full transcript as other items may have been discussed; please refer to the audio or video for entire content.

This document along with the digital recording constitute the official minutes of the City Council Work Session meeting held May 13, 2014.

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MINUTES OF THE SALT LAKE CITY COUNCIL

TUESDAY, MAY 13, 2014

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, May 13, 2014 at 9:25 p.m. in Room 326, Committee Room, City County Building, 451 South State.

The following Council Members were present:

Stan Penfold	Luke Garrott	James Rogers
Kyle LaMalfa	Charlie Luke	Erin Mendenhall

The following Councilmember was absent:

Lisa Adams

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

Councilmember Luke presided at and conducted the meeting.

OPENING CEREMONY

#1. [9:25:54 PM](#) **Pledge of Allegiance.**

UNFINISHED BUSINESS

#1. [9:26:40 PM](#) Adopting a resolution adopting the **tentative budgets** of Salt Lake City, Utah, including the tentative budget of the **Library Fund**, for **Fiscal Year 2014-2015**. [View Attachments](#)

Councilmember Garrott moved and Councilmember Penfold seconded to **adopt [Resolution 8 of 2014](#)**, which motion carried, all members present voted aye.

(B 14-1) (B 14-2)

#2. [9:27:10 PM](#) Consider a motion to **recess** as the **City Council** and **convene** as the **Board of Directors of the Local Building Authority**.

Councilmember Garrott moved and Councilmember Rogers seconded to **recess** as the **City Council** and **convene** as the **Board of Directors of the Local Building Authority**, which motion carried, all members present voted aye.

Director Penfold moved and Director Garrott seconded to **adjourn** as the **Board of Directors of the Local Building Authority** and **reconvene** as the **City Council**, which motion carried, all directors present voted aye.

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Note: See File M 14-10 for Local Building Authority minutes.

CONSENT AGENDA 9:28:59 PM

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

#1. Confirming the dates of **Tuesday, May 20, 2014** and **Tuesday, June 3, 2014** at **7:00 p.m.** to accept public comment regarding an ordinance adopting the **final budget and related ordinances** and the **employment staffing document** for Salt Lake City, Utah for **Fiscal Year 2014-2015**. [View Attachments](#)
(B 14-1) (B 14-2)

Note: Ordinances listed below are associated with the implementation of the City's 2014-15 Budget including the Library Fund. All ordinances will be heard as one public hearing item during the May 20 and June 3 public hearings.

- a) Ordinance adopting the **City budget**, excluding the budget for the Library Fund which is separately adopted, and the **employment staffing document** of Salt Lake City for fiscal year 2014-2015.
(B 14-1)
- b) Ordinance adopting the **budget for the Library Fund** of Salt Lake City, Utah for fiscal year 2014-2015.
(B 14-2)
- c) An ordinance adopting the **rate of tax levy**, including the levy for the Library Fund, upon **all real and personal property** within Salt Lake City made taxable by law for fiscal year 2014-2015.
(B 14-1)
- d) Ordinance adopting the **rate of tax levy to be credited to the Library Fund** for fiscal year 2014-2015.
(B 14-2)
- e) Ordinance approving the **compensation plan** for all **non-represented employees** of Salt Lake City.
(O 14-13)
- f) Ordinance **appropriating necessary funds** to implement, for fiscal year 2015, the provisions of the Memorandum of Understanding (MOU) dated effective June 23, 2013, as amended, between Salt Lake City Corporation and the **American Federation of State, County, and Municipal Employees Local 1004 (AFSCME)**, representing

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eligible employees, pursuant to the Collective Bargaining and Employee Representation Joint Resolution dated March 22, 2011.

(O 13-12)

g) Ordinance **appropriating necessary funds** to implement, for fiscal year 2015, the provisions of the **Memorandum of Understanding** between Salt Lake City Corporation and the **International Association of Firefighters Local 1645**, representing Firefighters and Fire Captains in the Salt Lake City Fire Department, dated on or about June 20, 2012.

(O 12-15)

h) Ordinance approving a **Memorandum of Understanding** between Salt Lake City Corporation and the **International Union of Police Associations Local 75**, representing Police Officers in the Salt Lake City Police Department pursuant to the Collective Bargaining and Employee Representation Joint Resolution dated March 22, 2011.

(O 14-14)

i) Ordinance **appropriating necessary funds** to implement, for fiscal year 2015, the provisions of the **Memorandum of Understanding** between Salt Lake City Corporation and the **International Union of Police Associations Local 75**, representing Police Officers in the Salt Lake City Police Department, dated on or about June 20, 2012.

(O 12-14)

j) Ordinance **amending Sections 15.16.031 and 15.16.035**, Salt Lake City Code, relating to **golf courses, green fees, and group reservations.**

(O 14-15)

k) Ordinance **amending Section 12.56.550**, Salt Lake City Code, relating to **civil penalties for unauthorized use of streets, parking lots, and other areas.**

(O 14-16)

l) Ordinance **enacting Section 3.16.060**, Salt Lake City Code, to provide for a **surcharge on transactions involving the use of a credit card.** *A surcharge on any transaction on which a credit card is used to pay impact fees, justice court fees or penalties, or any fees that go into the City's general fund. The ordinance exempts paying for parking time through parking meters, parking pay stations, and the City's pay-by-phone system from the surcharge.*

(O 13-16)

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- m) Ordinance **amending** the **Salt Lake City Consolidated Fee Schedule** to modify various fees included therein.
(O 11-9)

The meeting adjourned at 9:29 p.m.

Council Chair

City Recorder

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MINUTES OF THE SALT LAKE CITY COUNCIL

TUESDAY, MAY 20, 2014

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, May 20, 2014 at 7:00 p.m. in Room 315, City Council Chambers, City County Building, 451 South State.

The following Council Members were present:

James Rogers	Kyle LaMalfa	Stan Penfold
Luke Garrett	Erin Mendenhall	Charlie Luke
Lisa Adams		

Cindy Gust-Jenson, Executive Council Director; Margaret Plane, City Attorney; David Everitt, Mayor's Chief of Staff; Mayor Ralph Becker; and Beverly Jones, Deputy City Recorder; were present.

Councilmember Luke presided at and Councilmember LaMalfa conducted the meeting.

OPENING CEREMONY

#1. [7:15:39 PM](#) The **Pledge of Allegiance** was led by Girl Scout Troop 2492 from Nibley Park Elementary School.

[7:17:04 PM](#) Councilmember LaMalfa had the girl scouts introduce their selves.

#2. [7:18:30 PM](#) Councilmember Mendenhall moved and Councilmember Penfold seconded to **approve the minutes** of the following Salt Lake City Council meetings, which motion carried, all members voted aye.

[View Attachments](#)

- **April 22, 2014 Work Session**
- **April 29, 2014 Work Session**
- **May 6, 2014 Formal Session**
- **May 13, 2014 Formal Session**

(M 14-4) (M 14-3)

PUBLIC HEARINGS

#1. **RE: [7:18:54 PM](#)** Accept public comment and consider adopting an ordinance **amending certain land use provisions of Title 21A**, Zoning, Salt Lake City Code, pursuant to Petition No. PLNPCM2013-00291.

The proposed changes include: **[View Attachments](#)**

- *clarifying the allowable front-yard fence height (maximum 4 feet) for non-residential zoning districts;*
- *resolving confusing setback language for the R-MU (Residential Mixed Use) and TSA (Transit Station Area) districts; and*

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- *including exemptions for bike share stations and bus stop shelters in park strips. Currently, poured concrete pads in park strips are limited to 4 feet, preventing the City and UTA from making bike share and bus stop shelter improvements.*

Related provisions of Title 21A, Zoning, may also be amended as part of this petition. (Petitioner - Mayor Ralph Becker)

Councilmember Garrott moved and Councilmember Luke seconded to **close the public hearing and adopt [Ordinance 20 of 2014](#)**.

7:19:20 PM Councilmember Garrott said funding was time sensitive. He said he had reservations about the Zoning Administrator having all the discretion to determine designs of bus stations. He said the Administration would bring some design standards back to the Council for consideration.

Councilmember LaMalfa called for the question, which motion carried, all members voted aye.
(O 14-12)

#2. RE: [7:20:35 PM](#) Accept public comment and consider adopting an ordinance **amending the Fiscal Year 2013-2014 final budget** of Salt Lake City and the final **Library budget**. *Budget amendments happen several times each year to reflect adjustments to the City's budgets. This proposed budget amendment includes adjustments totaling \$13,194,800. (Budget Amendment No. 3) Amendments include: [View Attachments](#)*

- *stone remediation for the City & County Building;*
- *dump truck purchases for snow removal;*
- *land acquisition for a community garden in District Four;*
- *carry-forward Public Utilities projects;*
- *expansion of the City's Bike Share program; and more.*

Leonard Iversen said he was concerned about lack of public safety. He said he had been robbed several times. He said the number of patrol officers had been cut. He spoke against closing Fire Station No. 9.

Councilmember Luke moved and Councilmember Rogers seconded to **close the public hearing and defer action to a later date**, which motion carried, all members voted aye.
(B 14-5)

#3. RE: [7:25:32 PM](#) Accept public comment and consider adopting an

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ordinance regarding a request by the Salt Lake City Redevelopment Agency (RDA) **to reduce the width of 300 South Street between 500 West and 600 West streets** from 132 feet to 85 feet pursuant to Petition No. PLNPCM2013-00882. *The purpose would be to reduce the width of the street to a more pedestrian scale and encourage the future use of 300 South as a festival street. The reduction must be reviewed as a street closure and requires a public hearing. (Petitioner Redevelopment Agency of Salt Lake City)* [View Attachments](#)

Councilmember Luke moved and Councilmember Garrott seconded to **close the public hearing and defer action to a later date**, which motion carried, all members voted aye.

(P 14-9)

#4. RE: [7:26:14 PM](#) Accept public comment regarding ordinances relating to the **Salt Lake City Budget for Fiscal Year 2014-2015**. *Please note: Ordinances "a" through "m" are associated with the implementation of the budget including the Library Fund. All ordinances will be heard as one public hearing item during the May 20 and June 3 public hearings.*

a) Ordinance adopting the **City budget**, excluding the budget for the Library Fund which is separately adopted, and the **employment staffing document** of Salt Lake City for fiscal year 2014-2015.

(B 14-1)

b) Ordinance adopting the **budget for the Library Fund** of Salt Lake City, Utah for fiscal year 2014-2015.

(B 14-2)

c) An ordinance adopting the **rate of tax levy**, including the levy for the Library Fund, upon **all real and personal property** within Salt Lake City made taxable by law for fiscal year 2014-2015.

(B 14-1)

d) Ordinance adopting the **rate of tax levy to be credited to the Library Fund** for fiscal year 2014-2015.

(B 14-2)

e) Ordinance approving the **compensation plan for all non-represented employees** of Salt Lake City.

(O 14-13)

f) Ordinance **appropriating necessary funds** to implement, for fiscal year 2015, the provisions of the Memorandum of Understanding (MOU) dated effective June 23, 2013, as amended, between Salt

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Lake City Corporation and the **American Federation of State, County, and Municipal Employees Local 1004 (AFSCME)**, representing eligible employees, pursuant to the Collective Bargaining and Employee Representation Joint Resolution dated March 22, 2011.

(O 13-12)

- g) Ordinance **appropriating necessary funds** to implement, for fiscal year 2015, the provisions of the **Memorandum of Understanding** between Salt Lake City Corporation and the **International Association of Firefighters Local 1645**, representing Firefighters and Fire Captains in the Salt Lake City Fire Department, dated on or about June 20, 2012.

(O 12-15)

- h) Ordinance approving a **Memorandum of Understanding** between Salt Lake City Corporation and the **International Union of Police Associations Local 75**, representing Police Officers in the Salt Lake City Police Department pursuant to the Collective Bargaining and Employee Representation Joint Resolution dated March 22, 2011.

(O 14-14)

- i) Ordinance **appropriating necessary funds** to implement, for fiscal year 2015, the provisions of the **Memorandum of Understanding** between Salt Lake City Corporation and the **International Union of Police Associations Local 75**, representing Police Officers in the Salt Lake City Police Department, dated on or about June 20, 2014.

(O 14-14)

- j) Ordinance amending Sections 15.16.031 and 15.16.035, *Salt Lake City Code*, relating to **golf courses, green fees, and group reservations**.

(O 14-15)

- k) Ordinance amending Section 12.56.550, *Salt Lake City Code*, relating to **civil penalties for unauthorized use of streets, parking lots, and other areas**.

(O 14-16)

- l) Ordinance enacting Section 3.16.060, *Salt Lake City Code*, to provide for a **surcharge on transactions involving the use of a credit card**. *A surcharge on any transaction on which a credit card is used to pay impact fees, justice court fees or penalties, or any fees that go into the City's general fund. The ordinance exempts paying for parking time through parking meters, parking*

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pay stations, and the City's pay-by-phone system from the surcharge.

(O 13-16)

m) Ordinance amending the **Salt Lake City Consolidated Fee Schedule** to modify various fees included therein. *The Consolidated Fee Schedule is a list of fees currently charged by different departments throughout the City. The changes related to Fiscal Year 2014-15 include, but are not limited to:*

- an increase of 1.2% to all fees, except parking meter rates, to adjust for the consumer price index;
- adding a new section for all fees related to special events (rather than separated out by department);
- allowing for a surcharge on any payments to the City made with a credit card;
- establishing that the minimum credit card purchase at a parking pay station is \$2 and that the minimum charge for a coin purchase is \$0.25;
- establishes a fee for new proposed corporate golf pass and;
- establishes a fee for a six-hole golf experience at Nibley Park and Rose Park Golf Courses, depending on availability.

(O 11-9)

George Chapman spoke about the 911 system. He said he wanted to see all dispatch centers combined. He asked the Council to keep the library personnel. **Jim Webster** said he was concerned about the budget appropriations and whether there would be any funding for the proposed modifications at Miller Park.

Councilmember Penfold moved and Councilmember Garrott seconded to **continue the hearing to June 3, 2014**, which motion carried, all members voted aye.

#5. 7:31:29 PM Consider a motion to **recess** as the **City Council** and **convene** as the **Board of Directors of the Local Building Authority**. [View Attachments](#)

Councilmember Garrott moved and Councilmember Luke seconded to **recess** as the **City Council** and **convene** as the **Board of Directors of the Local Building Authority**, which motion carried, all members voted aye.

Director Penfold moved and Director Garrott seconded to **adjourn** as the **Board of Directors of the Local Building Authority** and **reconvene** as the **City Council**, which motion carried, all directors

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voted aye.

Note: See File M 14-10 for Local Building Authority minutes.

POTENTIAL ACTION ITEMS

Councilmember LaMalfa turned the meeting over to Councilmember Luke.

#1. RE: [7:34:02 PM](#) Adopting an ordinance amending, enacting, and repealing certain ordinances of *Salt Lake City Code* governing **animal control classifications and enforcement processes**. (Amending Sections 8.04.010, 8.04.020, 8.04.070, 8.04.100, 8.04.280, 8.04.320, 8.04.340, 8.04.370, 8.04.390, 8.04.400, 8.04.420, 8.08.050 and 8.12.020; enacting Chapter 8.15 and Sections 8.04.125 and 8.04.405; and repealing sections 8.04.180, 8.04.220, 8.04.500, 8.04.510, 8.04.520, 8.04.521, and 8.10.100.) *The proposal would:* [View Attachments](#)

- *establish written standards and criteria that would be used to classify animals as dangerous or vicious;*
- *require owners of dangerous animals to have a permit and a containment agreement;*
- *prohibit animals that are defined as vicious to be kept by owners.*
- *allow Animal Services to seize animals when out of compliance with City ordinance without a warrant and a court order;*
- *change the approach to the hearing and appeals process. The proposal would offer individuals the option to receive a notice of violation in lieu of a criminal citation as long as stipulations are met;*
- *require vicious animals to be impounded and their owners notified. The animal would be held for 10 days following notification of the owner and euthanized or otherwise processed by animal services, unless the owner initiates an appeal to change the vicious dog classification;*
- *add restrictions to tethering a dog to avoid injury and restriction of movement and implement a tethering time of no longer than 10 hours within a 24 hour period; and*
- *implement an enforcement model based on County Code that would give Animal Services the discretion to issue a criminal citation to any person who receives a notice of violation. Implementation of an enforcement model based on County Code would eliminate Section 8.04.521, Salt Lake City Code, Appendix A which would result in City residents being subject to the County's higher penalty fees.*

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Councilmember LaMalfa moved and Councilmember Garrott seconded to adopt Ordinance 21 of 2014 with the following amendment including language that mirrors the Salt Lake County Code that states it is unlawful for any person to provoke an animal which is being kept housed or confined in compliance with the code; a tethering time limit of one hour within a 24-hour period rather than the proposed 10 hours; and additional language to Section 8.04.400 regarding tethering of dogs restrictions that would require a person responsible for the tethered animal to provide adequate water, food, care, and shelter to protect the animal from elements of extreme weather conditions.

7:35:22 PM Councilmember LaMalfa said the amendments made it unlawful to antagonize confined animals, reduced the tethering limit from 10 hours to one hour in a 24 hour period, and provided for food, water, and shelter.

7:36:12 PM Councilmember Mendenhall said she was uncomfortable with the one hour tethering amendment. She said it was unnecessarily limiting. She said someone could let their dog out in the morning for an hour and they could come home and let their dog out in the afternoon for an hour.

Councilmember Mendenhall proposed a friendly amendment to the motion. She proposed that a dog could be tethered one hour every eight hours and the intent was for nonconsecutive hours. Councilmember LaMalfa said he would accept the friendly amendment.

7:38:59 PM Councilmember Rogers said one hour during a 24 hour period was limiting for dog owners especially if they worked. He said one hour on a tether per eight hours was very restrictive. He said he would be voting against the motion.

Councilmember Luke called for the question, which motion carried, all members voted aye except Councilmember Rogers who voted nay.
(O 14-11)

Councilmember Luke turned the time back over to Councilmember LaMalfa.

#2. RE: 7:39:53 PM Adopting an ordinance amending the zoning of property located at 289 North Almond Street and closing a portion of West Temple pursuant to Petition Nos. PLNPCM2013-00920 and PLNPCM2014-00001. *The proposal would amend the development agreement to reduce the number of units from 34 to 33 and reduce the number of internal parking stalls from 80 to 60. The proposal would also close the eastern portion of West Temple where it intersects at 300 North, with*

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the landscaped island becoming part of the development as on-street parking. (Petitioner - Garbett Homes) [View Attachments](#)

Councilmember Penfold moved and Councilmember Rogers seconded to adopt [Ordinance 22 of 2014](#), which motion carried, all members voted aye.

(P 14-6)

#3. RE: [7:40:15 PM](#) Adopting an ordinance closing a City-owned alley located in an area bounded by 900 South and American Avenue and 400 West and a Utah Transit Authority (UTA) rail corridor pursuant to Petition No. PLNPCM2013-00340. The alley has not functioned as a public alleyway and has been gated and used for parking and private business access. Under the proposal, the alley would be sold to the applicant at fair market value. (Petitioner - BM&V Enterprises) [View Attachments](#)

Councilmember Luke moved and Councilmember Rogers seconded to adopt [Ordinance 23 of 2014](#), which motion carried, all members voted aye.

(P 14-7)

COMMENTS TO THE CITY COUNCIL [7:42:06 PM](#)

Cindy Cromar said Salt Lake City's water was its greatest natural resource and was essential to the sustainability of the City.

Jonathan Harman, Executive Director of the Pioneer Park Coalition, said the coalition was made up of both private and public interest around the Pioneer Park neighborhood. He said they wanted to endorse and lend their support to Chief Burbank and his efforts to concentrate police efforts in the Rio Grande and Depot Districts.

Michael Stransky said he owned a business at 375 West 200 South and he owned the building on the corner of 400 West 200 South. He said in 16 years he had never seen conditions any worse. He said drugs were being sold on his front steps. He said he supported Chief Burbank's initiative to put more resources in the area.

George Chapman spoke about fireworks. He said some Council Members fireworks caused air quality problems. He suggested the Council work with UTA to provide service to Sugar House fireworks on July 4th. He said he was against the one hour tethering proposal for dogs.

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UNFINISHED BUSINESS

#1. RE: 7:50:35 PM Adopting an ordinance regarding a proposal on a grant program that would enable residents with **urban gardens to use water for irrigating at a lower cost**. *The Council approved \$30,000 for the grant program, during the fiscal year 2013-14 budget, with the intention that the funds would support large urban gardens by offsetting the cost of the water used for irrigating the garden space.*
[View Attachments](#)

Councilmember Garrott moved and Councilmember Penfold seconded to adopt [Ordinance 24 of 2014](#).

7:51:00 PM Councilmember Garrott said water was the City's most cherished resource. He said it mattered how water was used.

7:51:30 PM Councilmember Luke said he would be voting against the ordinance because he felt subsidizing water for one use over another use was not correct. He said there were a number of issues where other enterprise funds were at a disadvantage because they paid the full price for water.

7:52:43 PM Councilmember LaMalfa said the \$30,000 had been earmarked for another program which would have required the City to install a water meter at any place that wanted to use the water at the lower price. He said the City would have been able to help six residents with big gardens. He said the substitute grant program subsidized the cost of water but took the water from a Tier 2 rate to Tier 1 rate. He said the Tier 1 rate would allow residents to use the water for longer in the season and at a specified volume subject to the size of the garden. He said the substitute program would impact 200 residents instead of six.

7:55:25 PM Councilmember Mendenhall said she would support the ordinance. She said it was a good preemptive move for the City as they were looking at expanding the price of water for residents in the coming years.

7:56:04 PM Councilmember Rogers asked why the City was not giving people who had xeroscaped their yards a better water rate. He said he would be voting against the ordinance.

7:56:55 PM Councilmember Penfold said this was a small token in his perspective to a global issue of importing food and the significant environmental impact it had to all residents. He said he would support the motion.

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Councilmember LaMalfa called for the question, which motion carried, Council Members Mendenhall, Penfold, Adams, and LaMalfa voted aye and Council Members Luke, Rogers, and Garrott voted nay.
(O 14-17)

CONSENT AGENDA [7:58:22 PM](#)

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

#1. RE: Setting the date of **Tuesday, June 10, 2014** at 7:00 p.m. to accept public comment and consider adopting an ordinance that would allow **assisted living facilities to be developed in the Sugar House Business District (CSHBD)** pursuant to Petition No. PLNPCM2014-00027. *Currently, assisted living facilities are not allowed in the district. The proposed changes would affect Section 21.A.33.030 - Table of Permitted and Conditional Uses for Commercial Districts. Related provisions of Title 21A, Zoning, may also be amended as part of this petition.* (Petitioner - Aabir Malik)
(P 14-10)

The meeting adjourned at 7:58 p.m.

Council Chair

City Recorder

This document is not intended to serve as a full transcript as additional discussion may have been held; please refer to the audio or video for entire content.

This document along with the digital recording constitute the official minutes of the City Council Regular Session meeting held May 20, 2014.

bj