

**MINUTES OF THE SALT LAKE CITY COUNCIL WORK SESSION MEETING**

**TUESDAY, APRIL 22, 2014**

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The City Council met in Work Session on Tuesday, April 22, 2014, at 2:00 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, Stan Penfold, and 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; Michael Akerlow, Housing and Neighborhood Development Director; Russell Weeks, Council Senior Policy Analyst; Sean Murphy, Council Policy Analyst; Rick Graham, Public Services Director; Katherine Lewis, Senior City Attorney; Jennifer Schumann, Capital Planning and Programming Accountant/Auditor; Maureen Riley, Executive Airport Director; Carol Dean, Airport Finance Manager; Boyd Ferguson, Senior City Attorney; Brian Roberts, Senior City Attorney; Vicki Bennett, Sustainability and Environment Director; Amy Maloutas, Public Services Project Coordinator; and Scott Crandall, Deputy City Recorder.

**Guests in Attendance:** John Spears, Library Director; Jace Bunting, Library Finance Manager; Emily Charles, Library Board Vice Chair; Bryce Bird, Utah Department of Environmental Quality Director; Joel Karmazyn, Utah Department of Environmental Quality/Environmental Scientist; Dave McNeil, Utah Department of Environmental Quality Planning Division; Gary Edwards, Salt Lake County Health Department Executive Director; Corbin Anderson, Salt Lake County Health Department Air Pollution Control; Royal Delegee, Salt Lake County Environmental Health Director; Randy Jepperson, Salt Lake County Community Resources and Development/Housing Program Manager; Gary Oviatt, Salt Lake County Community Action Program Weatherization Manager; and Jennifer Godfrey, Salt Lake County Community Action Program Social Services Chief Operations Officer.

Councilmember Luke presided at and conducted the meeting.

The meeting was called to order at 2:11 p.m.

**AGENDA ITEMS**

**#1. [2:11:32 PM](#) RECEIVE A BRIEFING REGARDING A RESOLUTION ADOPTING THE ONE-YEAR ANNUAL ACTION PLAN FOR FISCAL YEAR 2014-2015 THAT INCLUDES COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING, HOME INVESTMENT PARTNERSHIP PROGRAM FUNDING, EMERGENCY SOLUTIONS GRANT (ESG) FUNDING, HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) FUNDING, AND APPROVING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN SALT LAKE CITY AND**

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**THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD).** [View Attachments](#)

**Sean Murphy, Michael Akerlow, and Jennifer Schumann** briefed the Council with attachments. Mr. Akerlow said remaining CDBG discussion items included street design/construction, parks, and public service building improvements. He said the Administration recommended putting a \$12 increase in HOPWA funding in "Cost Overrun".

Discussion included Stratford Avenue street design, Redondo Avenue street construction, projects that could fall outside CDBG eligible boundaries, designing projects with CDBG funds would put additional federal restrictions on construction, Ron Heaps Memorial Park issues, clarification regarding \$50,616 for Redwood Meadows Park Rehabilitation (Phase I design), fully fund requests for ADA Accessibility Ramps (additional \$50,000), and Deteriorated Sidewalk Replacement (additional \$35,000), and potential improvements at Fairmont Park such as security cameras, alarm systems, etc.

**Straw Polls:**

A majority of the Council was in favor of funding Liberty Wells Community Council/Ron Heaps Memorial Park at \$22,500.

All Council Members were in favor of fully funding requests for ADA Accessibility Ramps \$350,000 (adds \$50,000) and Deteriorated Sidewalk Replacement \$350,000 (adds approximately \$35,000).

All Council Members were in favor of allocating \$50,000 for Liberty Park improvements and \$35,000 for Fairmont Park improvements.

A majority of the Council was in favor of allocating \$362,000 for Redwood Meadows Park Rehabilitation, Phase I.

A majority of the Council was in favor of allocating the additional \$12 in HOPWA to "Cost Overrun".

Mr. Murphy said CDBG paperwork was due to HUD by May 12, 2014. He said final documents would be presented to the Council May 6, 2014 for formal adoption.

**#2. [2:42:59 PM](#) HOLD A FACT FINDING SESSION WITH A NUMBER OF EXPERTS TO DISCUSS THE ENVIRONMENTAL AND HEALTH IMPACTS OF POOR AIR QUALITY AND ITS CAUSES, AND WHAT THE CITY CAN DO TO HELP IMPROVE AIR QUALITY.** [View Attachments](#)

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The following presenters briefed the Council with attachments.  
Introduction by **Sean Murphy**.

- [2:48:32 PM](#) **SALT LAKE CITY ATTORNEY'S OFFICE**

**Brian Roberts, Boyd Ferguson, and Katherine Lewis** briefed the Council. Comments included legal issues relating to City, County, State, and Federal jurisdictions, pollution sources such as automotive/diesel, industrial, wood burning, and small engine, Environmental Protection Agency (EPA) rules/limitations, City's ability to regulate small engines and landscaping/construction equipment, and incentivize businesses to provide alternative energy solutions such as overnight charging stations for large trucks.

- [3:01:10 PM](#) **UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY** [View PowerPoint](#)

**Bryce Bird, Joel Karmazyn, and Dave McNeil** briefed the Council with a PowerPoint presentation. Comments included seasonal inversions, federal health standards, minimum national standards, consequence of non-compliance, reduction in federal highway funding, emissions monitoring, growth projections, utilize incentive programs, wood-smoke regulations/incentives, mandatory action days, Air Quality Board regulations, sole-source heat, State funding available to convert from wood burning stoves, no authority to force conversions, evaluate registry qualifications, not everyone fits in sole-source equation, bill-payer assistance programs, majority of smoke from recreational burning, warnings/citations, educational programs, emissions data available on website, and explore funding sources/partnerships.

- [3:37:58 PM](#) **SALT LAKE COUNTY HEALTH DEPARTMENT**

**Gary Edwards, Corbin Anderson, and Royal Delegge** briefed the Council. Comments included air-shed issues, collaborative effort, significant scientific evidence needed to impose stricter regulations, vehicle emission program, 1967 or older vehicles not tested/driven limited miles, engine upgrade issues, repair assistance pilot program for disadvantaged citizens, waiver application process, how to educate and notify residents about available programs, smoking vehicle program/hotline/(385-468-smog), penalties for falsifying emission tests, Health Department processes, health regulations cover entire county, regulations adopted by Health Board supersede municipal regulations, stakeholder consensus needed before advancing new regulations, adequate enforcement needed, potential to share enforcement costs, and Health Department authority to regulate small engines/construction equipment.

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Councilmember Mendenhall asked Mr. Anderson to send information to the Council about the County's pilot program to assist disadvantaged citizens with vehicle inspections. She said the information could be shared with City residents through Council newsletters, etc.

Councilmember Rogers said since off-road vehicles/boats were not required to have emission tests, he suggested exploring options to charge fees to help with air quality programs. Councilmember LaMalfa requested information about the City's ability to regulate small engines such as landscaping/construction equipment. Councilmember Luke said Council Member's questions/concerns would be forwarded to the County.

- [4:04:22 PM](#) ***SALT LAKE CITY PUBLIC SERVICES DEPARTMENT***

**Vicki Bennett** briefed the Council. Comments included City's limited authority over air quality issues, stakeholder partnerships needed, solar farm about ready to go online, promote renewable energy to citizens and businesses, tailpipe emissions plan, test police vehicle battery system, community based social marketing program/citizen outreach, smart-trips area along streetcar line, sustainability code revision, influence air quality through long-term planning, high density development, etc., expand idling program education, and promote charging station program.

Councilmember Mendenhall said the City needed to identify financial mechanisms to help residents who did not meet the 200% poverty level requirements or other standards. Ms. Bennett said the Sustainability Fund could be a good resource.

The Council requested information about the total number of households that might be eligible to receive assistance to replace wood burning stoves. Councilmember Rogers requested information about the number of people accessing electric charging stations.

- [4:20:24 PM](#) ***SALT LAKE COUNTY COMMUNITY RESOURCES AND DEVELOPMENT; SALT LAKE CITY COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT; AND SALT LAKE COUNTY COMMUNITY ACTION PROGRAM***

**Randy Jepperson, Michael Ackerlow, Jennifer Godfrey, and Gary Oviatt** briefed the Council. Comments included air-shed issues, appliance repair/replacement, assist households up to 200% of poverty, develop community partnerships, federal funding creates limitations, sole-source households eligible for assistance, green healthy homes, health criteria, and identify/assist critical need households.

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Councilmember Garrott said stakeholders needed to work together to develop common goals to address air-shed issues. Mr. Murphy said he would prepare a summary including air quality priorities identified by the Council, ways to integrate discussion points, potential policies, and options to notify/educate residents about air quality issues/assistance programs.

**#3. [4:58:45 PM](#) RECEIVE A BRIEFING ON ITEMS RELATED TO THE FISCAL YEAR 2014-2015 ANNUAL BUDGET.** *Briefings include budget proposals for departments, separate funds, and other budget related items.*

**a) Library**

*Library Board's recommended Operating and Capital Budget for Fiscal Year 2014-15. [View Attachments](#)*

**Russell Weeks, John Spears, Jace Bunting, and Emily Charles** briefed the Council with attachments. Comments included postpone tax increase, robust strategic planning process, internet/network upgrades, measure program effectiveness, long-term goals, revenue comparisons, building and maintenance inventory/status, develop partnerships with school districts, businesses, and the County, provide resources to help community succeed, and address homeless issues.

Councilmember LaMalfa said he wanted the Library's strategic planning process/plan to contain a rich dashboard of data/information and for the Library to take a strong leadership role in developing ideas that would challenge/improve the community.

**b) [5:33:20 PM](#) Airport**

*Mayor's recommended budget relating to the Department of Airports for Fiscal Year 2014-15. [View Attachments](#)*

**Russell Weeks, Maureen Riley, and Carol Dean** briefed the Council with attachments. Comments included aging facility costs, strategy to transfer technology from old to new facilities, City-owned airports budgeted separately, additional security cameras, airport improvement project grants, road overlays, terminal redevelopment program, non-financial/strategic goals, clean ground transportation vehicles, and statutory bid requirements.

Councilmember Mendenhall asked the airport to pursue grant funding to upgrade all ground transportation to clean vehicles.

**#4. [6:12:49 PM](#) CONSIDER A STRAW POLL CONFIRMING PREVIOUS DISCUSSION AND SUPPORTING THE ADMINISTRATION'S RECOMMENDATION TO CLOSE THE JORDAN RIVER**

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**PAR 3 FOR GOLF USE AND MAKE IT AVAILABLE IN THE SHORT-TERM FOR PUBLIC RECREATION USE AND OTHER MORE PERMANENT RECREATION USES TO BE DETERMINED AFTER PUBLIC DISCUSSION. [View Attachments](#)**

**Rick Graham** briefed the Council with attachments. Comments included property to remain open for public recreation, active public process to determine future uses, potential revenue loss, accommodate previously scheduled events, administrative decision, Council's role in long-term financial golf fund decisions, maintenance/water costs, shift operation to general fund, safety issues, temporary versus permanent uses, install barrier around canal, disk/soccer golf, structured activities needed, work with police to provide surveillance/security, limited golf use to remain available, 13 acres available for other uses, retain Council options, annual golf fund deficit, short-term fix for long-term problem, and potential for increased crime/drugs.

Councilmember LaMalfa requested cost analysis for: 1) continued use as a golf course; and 2) converting/operating property as open space/park.

**Straw Polls:**

- Keeping the Jordan River Golf Course open indefinitely. Council Members Adams, Luke, Mendenhall, Garrott, LaMalfa, and Penfold were opposed. Councilmember Rogers was in favor.
- Keeping the Jordan River Golf Course open through November 30, 2014 (after which it would be permanently closed as a golf course) with the understanding that, during the time the course was open, the Council/Administration would work with the community to explore potential uses for that open space. Council Members Rogers, Garrott, Luke, and Adams were in favor. Council Members Mendenhall, LaMalfa, and Penfold were opposed.

Mr. Graham said the golf fund needed to be stabilized and the Administration wanted to hold discussions with the Council over the next three weeks to address potential solutions.

**#5. [6:03:45 PM](#) INTERVIEW ANGELA H. BROWN PRIOR TO CONSIDERATION OF HER APPOINTMENT TO THE BUSINESS ADVISORY BOARD. (ITEM H1)** (Councilmember Garrott conducted Item 5)

Councilmember Garrott said Ms. Brown's name was on the consent agenda for formal consideration.

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**#6. [6:05:43 PM](#) INTERVIEW LINDSAY ROSE MOCK PRIOR TO CONSIDERATION OF HER APPOINTMENT TO THE HOUSING ADVISORY AND APPEALS BOARD. (ITEM H2)**

Councilmember Luke said Ms. Mock's name was on the consent agenda for formal consideration.

**#7. [6:07:32 PM](#) INTERVIEW JAMES GUILKEY PRIOR TO CONSIDERATION OF HIS APPOINTMENT TO THE PLANNING COMMISSION. (ITEM H3)**

Councilmember Luke said Mr. Guilkey's name was on the consent agenda for formal consideration.

**#8. [9:05:55 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.

**#9. REPORT OF THE CHAIR AND VICE CHAIR.**

No issues were discussed.

**#10. [6:53:41 PM](#) CONSIDER A MOTION TO ENTER INTO CLOSED SESSION, IN KEEPING WITH UTAH CODE § 52-4-205(1)(b) DISCUSS COLLECTIVE BARGAINING; UTAH CODE § 52-4-205(1)(d) DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY; AND UTAH CODE § 78B-1-137, ATTORNEY-CLIENT MATTERS THAT ARE PRIVILEGED.**

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

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

**Others in Attendance:** Margaret Plane, Brian Roberts, Michael Akerlow, Amy Maloutas, Jennifer Bruno, Cindy Gust-Jenson, David Everitt, Sean Murphy, and Scott Crandall.

The Closed Session meeting adjourned at 7:29 p.m.

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The Work Session meeting adjourned at 9:16 p.m.

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COUNCIL CHAIR

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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 April 22, 2014.

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The City Council met in Work Session on Tuesday, April 29, 2014, at 2:00 p.m. in Room 326, City Council Office, City County Building, 451 South State Street.

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

**Absent:** Councilmember Lisa Adams

**Staff in Attendance:** Cindy Gust-Jenson, Executive Council Director; Margaret Plane, City Attorney; Allison Rowland, Council Policy Analyst; Lehua Weaver, Council Policy Analyst; Jeffry Niermeyer, Public Utilities Director; Tom Ward, Public Utilities Deputy Director; Brad Stewart, Public Utilities Engineer; Dave Pearson, Street Lighting Engineer; Jim Lewis, Public Utilities Administrator; Robin Hutcheson, Transportation Director; Julianne Sabula, Transit Program Manager; Matt Dahl, Redevelopment Agency Project Manager; Colin Quinn-Hurst, Sustainable Transportation Specialist; Rebecca Roelf, Bicycle/Pedestrian Coordinator; Daniel Echeverria, Principal Planner; Jill Wilkerson-Smith, Redevelopment Agency Project Manager; Nick Norris, Planning Manager; Wilford Sommerkorn, Planning Director; Everitt Joyce, Senior Planner; Lex Traughber, Senior Planner; Ben Luedtke, Council Constituent Liaison; Alden Breinholt, Operations Division Director; Paul Nielson, Senior City Attorney; Todd Reese, Parks and Public Lands Program Director; and Beverly Jones, Deputy City Recorder.

Councilmember Luke conducted the meeting.

The meeting was called to order at 2:12 p.m.

### **AGENDA ITEMS**

**#1. 2:13:05 PM DISCUSS A DRAFT POLICY STATEMENT TO HELP FACILITATE DISCUSSION OF DOG OFF-LEASH ISSUES BY A COUNCIL SUBCOMMITTEE.** *The Council will consider taking a straw poll about the draft statement.* [View Attachments](#)

**Allison Rowland** briefed the Council from attachments. No straw poll was taken.

**#2. 2:30:32 PM RECEIVE A BRIEFING ON THE CITY'S STREET LIGHT PROGRAM, INCLUDING AN OVERVIEW OF LIGHTING OPTIONS, REPAIR SCHEDULES, AND FUNDING FOR UPGRADING ALL THE CITY'S PUBLIC STREET LIGHTS TO HIGH-EFFICIENCY LIGHTING WITHIN 10 YEARS (FUNDED THROUGH THE CAPITAL**

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**IMPROVEMENT PROGRAM).** *The Council may also discuss options for special lighting districts - where property owners are charged a fee for additional street lights - and lighting at the international center.*  
[View Attachments](#)

**Lehua Weaver, Jeff Niermeyer, Tom Ward, Brad Stewart, Dave Pearson, and Jim Lewis** briefed the Council from attachments and a power point presentation.

**#3. [3:20:34 PM](#) RECEIVE A BRIEFING REGARDING THE MAYOR'S RECOMMENDED BUDGET FOR THE DEPARTMENT OF PUBLIC UTILITIES, INCLUDING THE STREET LIGHTING, WATER, STORM WATER, AND SEWER UTILITY FUNDS, FOR FISCAL YEAR 2014-2015.** [View Attachments](#)

**Lehua Weaver, Tom Ward, Jeff Niermeyer, and Jim Lewis** briefed the Council from attachments and a power point presentation.

**#4. [4:30:43 PM](#) RECEIVE A BRIEFING BY THE ADMINISTRATION ON THE PROGRESS OF A STUDY OF DOWNTOWN STREETCAR OPTIONS.** *The study, titled the Downtown Streetcar Alternative Analysis, is a step in the ongoing development of a downtown streetcar system. The study tentatively is scheduled to be finished in the fall. The document will include ridership forecasting, environmental analysis, and eligibility for federal funding. The briefing will include information about routes being considered and the Administration's public engagement efforts.*  
[View Attachments](#)

**Robin Hutcheson, Julianne Sabula, and Matt Dahl** briefed the Council from attachments and a power point presentation. Councilmember Luke said the Council was not able to offer suggestions because they were hearing the information for the first time. He requested information on the potential timeframe for each phase, what the total cost would be, and what the overall priority was. He said it seemed the briefing information focused more on redevelopment potential as opposed to actual "people moving". He said he wanted to know what the overall goal was and what the breakdown was from Salt Lake City residents as opposed to regional travelers. He said Salt Lake City would be taking a big role in this and the Council needed to know how many Salt Lake City residents would be benefitting from this as opposed to paying for it.

Councilmember Luke said if redevelopment was the overall goal then streetcars could make more sense. He said if it was getting people from Point A to Point B, the City might want to look at

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something else in the short term. Ms. Sabula said they would prepare an updated transmittal for the Council.

**#5. 6:17:10 PM RECEIVE A BRIEFING REGARDING PROGRESS ON THE BICYCLE AND PEDESTRIAN MASTER PLAN, WHICH OUTLINES POLICIES SPECIFIC TO BICYCLING AND WALKING.** *The plan focuses on an enhanced bike connection from the University of Utah to downtown, and a network of low-stress bikeways for downtown. Part of the discussion will focus on how updating the master plan will expand the City's urban trail network, a 2014 Council priority project.* [View Attachments](#)

**Robin Hutcheson, Wilf Sommerkorn, Colin Quinn-Hurst, and Rebecca Roelf** briefed the Council from attachments and a power point presentation.

**#6. 7:50:58 PM RECEIVE A BRIEFING ON A PROPOSAL THAT WOULD REDUCE THE WIDTH OF 300 SOUTH BETWEEN 500 WEST AND 600 WEST FROM 132 FEET TO 85 FEET TO MAKE THE STREET A MORE PEDESTRIAN SCALE AND ENCOURAGE THE USE OF 300 SOUTH AS A FESTIVAL STREET PURSUANT TO PETITION NO. PLNPCM2013-00882.** *The proposal would create 31,000 square feet of new parceled property. The Redevelopment Agency is prepared to trade public improvement of equal or greater value for the new parcels. (Petitioner Redevelopment Agency of Salt Lake City)* [View Attachments](#)

**Daniel Echeverria, Jill Wilkerson-Smith, and Nick Norris** briefed the Council from attachments.

**#7. 5:24:32 PM & 7:12:58 PM RECEIVE A FOLLOW-UP BRIEFING REGARDING A PROPOSAL TO REZONE THE PROPERTY AT 1750 SOUTH 5600 WEST FROM OPEN SPACE (OS) TO M-1 LIGHT MANUFACTURING PURSUANT TO PETITION NO. PLNPCM2013-00767.** *The rezone would allow for development of a three-lot industrial site. Currently the land is vacant. Although the applicant has requested that the property be rezoned to the M-1 zone, consideration may be given to rezoning the property to another zoning district with similar characteristics. (Petitioner Natomas Meadows, LLC)* [View Attachments](#)

**Everett Joyce, Nick Norris, Wilford Sommerkorn, and Robin Hutcheson** briefed the Council from attachments. Councilmember Penfold asked how much additional right-of-way property was needed to consider a separate right-of-way once 5600 West was completed. Mr. Joyce said 35 feet was a required right-of-way widening from UDOT. He said the developers agreed to put bike lane improvements within that right-of-way. He said the developers had not agreed to more than 35 feet. Mr. Norris said to accommodate a three to five foot wide protection buffer

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next to the bike lane on each side would require an additional six to ten feet of space. Councilmember Mendenhall said it was only on one side. Mr. Joyce said it would require an additional 11 feet of property. Mr. Joyce said this option had not been discussed with the developer.

**Straw Poll Taken:**

- There would be a 2-foot buffer between the 5600 West right-of-way, 10-feet of bike path or trail, and a 3-foot buffer from the rest of the development to take up those 15-feet. In working through the landscaping requirements, landscaping would be installed within the 3-foot barrier and the 2-foot barrier and this would be the same for 1730 South. All Council Members were in favor.

**#8. 5:54:50 PM RECEIVE A BRIEFING ON A PROPOSAL THAT WOULD AMEND THE ZONING OF A CONDO AND TOWNHOME DEVELOPMENT AT 289 NORTH ALMOND STREET AND CLOSE 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 and modify development standards relating to setback and grade change. The proposal would also close the eastern portion of West Temple where it intersects at 300 North. The landscaped island would become part of the development and provide some on-street parking. (Petitioner Garbett Homes.)* [View Attachments](#)

**Lex Traugher, Nick Norris, Paul Nielsen, and Wilf Sommerkorn** briefed the Council from attachments.

**#9. 8:02:47 PM RECEIVE A BRIEFING ABOUT A PROPOSED INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY AND COUNTY REGARDING CLEANING UP LARGE TRANSIENT CAMPS IN THE CITY.** *The County, through the Salt Lake County Health Department, currently provides some cleanup of the camps. Under the proposal, inmates from the County jail would assist in cleaning 3-5 large camps at an annual cost to the City of \$2,700.* [View Attachments](#)

**Ben Luedtke, Alden Breinholt, and Todd Reese** briefed the Council from attachments.

**#10. 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*

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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](#)

**This item was not held.**

**#11. 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.

**This item was not held.**

**#6. REPORT OF THE CHAIR AND VICE CHAIR.**

**This item was not held.**

**#7. (TENTATIVE) CONSIDER A MOTION TO ENTER INTO CLOSED SESSION IN KEEPING WITH UTAH CODE §52-4-204, FOR ANY OF THE ALLOWED PURPOSES.**

**This item was not held.**

The meeting adjourned at 8:22 p.m.

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COUNCIL CHAIR

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CITY RECORDER

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This document along with the digital recording constitute the official minutes of the City Council Work Session meeting held April 29, 2014.

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## MINUTES OF THE SALT LAKE CITY COUNCIL

TUESDAY, MAY 6, 2014

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, May 6, 2014 at 7:06 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 Garrott	Erin Mendenhall	Lisa Adams

Absent: Councilmember Charlie Luke

Jennifer Bruno, Council Deputy Director; Margaret Plane, City Attorney; Ralph Becker, Mayor; David Everitt, Mayor's Chief of Staff; and Sonya Kintaro, Chief Deputy City Recorder were present.

Councilmember Garrott presided at and Councilmember LaMalfa conducted the meeting.

### OPENING CEREMONY

#1. The **Pledge of Allegiance**.

#2. [7:26:10 PM](#) Councilmember Garrott moved and Councilmember Rogers seconded to **approve the minutes** of the following Salt Lake City Council meetings, **which motion carried**, all members present voted aye.

- a. Tuesday, **April 1, 2014**, Work Session and Formal Meeting; [View Attachments](#)
- b. Tuesday, **April 15, 2014** Work Session; and [View Attachments](#)
- c. Tuesday, **April 22, 2014**, Formal Meeting. [View Attachments](#)

#3. [7:07:15 PM](#) Mayor Becker presented the proposed **Salt Lake City Budget**, including the **Library Fund** for **Fiscal Year 2014-2015**. [View Attachments](#)  
(B 14-1)

### PUBLIC HEARINGS

#1. [7:26:47 PM](#) Accept public comment and consider 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,

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8.04.220, 8.04.500, 8.04.510, 8.04.520, 8.04.521, and 8.10.100.) The proposal would:

- 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 of Salt Lake City Code, Appendix A which would result in City residents being subject to the County's higher penalty fees. [View Attachments](#)

**Polly Hart, Amy Meyer, and Nicole Wobbe-Espinoza** spoke on tethering, the definitions of vicious and dangerous animals, the incompleteness of the proposed ordinance, obedience training for the animal, education for owners, and seizure of animals without due process.

Councilmember Garrott left the meeting.

Councilmember Penfold moved and Councilmember Rogers seconded to **close the public hearing and defer action** to a future date, **which motion carried**, Council Members Rogers, LaMalfa, Penfold, Mendenhall, and Adams voted aye. Councilmember Garrott was not present for the vote.

(O 14-11)

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#2. [7:34:48 PM](#) Accept public comment and consider adopting an ordinance **amending the zoning of property located at 289 North Almond Street and close a portion of West Temple**. 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 the landscaped island becoming part of the development as on-street parking. Petitioner - Garbett Homes, Petition Nos. PLNPCM2013-00920 and PLNPCM2014-00001. [View Attachments](#)

Councilmember Garrott returned to the meeting.

**David Parkinson** and **Polly Hart** spoke in favor of the development going forward and the street closure. **Kim Fowkes** said she was in favor of the development and asked the Council to consider supporting neighborhood parking permits for the 300 North strip.

**J.G. Kennedy** submitted a written comment requesting the City postpone acting on this matter until all affected citizens were given adequate notice and an opportunity to comment.

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

Councilmember Penfold said the neighborhood parking issue was generally initiated by a neighborhood petition and directed Ms. Fowkes to contact Council Staff, Nick Tarbet.

(P 14-6)

#3. [7:40:06 PM](#) Accept public comment and consider 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 rail corridor**. 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, Petition No. PLNPCM2013-00340. [View Attachments](#)

**Bruce Aoki** said he was in favor of closing the alleyway and asked if adjoining property owners would have the option of purchasing the vacated parcels of ground.



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Councilmember Penfold moved and Councilmember Garrott seconded to **close the public hearing** and **defer action** to a future meeting, **which motion carried**, all members voted aye.

(P 14-7)

### POTENTIAL ACTION ITEMS

#1. [7:42:41 PM](#) Adopting an ordinance **amending the City's zoning regulations for monument signs**. *The amendment would permit monument signs to be built higher than current regulations allowed in areas zoned for light and heavy manufacturing (amending Section 21A.46.100 - Signs of Salt Lake City Code). The amendment would allow signs to reach up to 20 feet instead of the current maximum height of 10 feet. Related provisions of Title 21A-Zoning may also be amended as part of this petition. Petitioner -- Yesco, Petition No. PLNPCM2013-00197.*  
[View Attachments](#)

Councilmember Garrott moved and Councilmember Mendenhall seconded that the City Council **adopt Ordinance 17 of 2014** amending *Salt Lake City Code*, Sections 21A.46.100 and 21A.46.070 pertaining to monument signs in manufacturing districts pursuant to Petition No. PLNPCM2013-00197.

**Substitute Motion:** Councilmember Adams moved and Councilmember Rogers seconded that the City Council adopt an ordinance amending *Salt Lake City Code*, Sections 21A.46.100 pertaining to monument signs in manufacturing districts pursuant to Petition No. PLNPCM2013-00197 but leave Section 21A.46.070 as written currently in the City Code.

Councilmember Mendenhall said she was not in support of the substitute motion stating Salt Lake City was clear on how it felt about billboards and large signs on roadways.

Councilmember Penfold said he supported the concept of the monument sign for a marker on a street and in front of the building but would not want to see a whole row of signs along the freeway. He said he would not support the substitute motion.

Councilmember Rogers said with changes to setbacks and distances between monument signs, it would not be a proliferation through the freeway. He said he would support the substitute motion.

Councilmember LaMalfa called for the question on the **substitute motion**. A roll call vote was taken, **which motion failed**, Council

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Members LaMalfa, Garrott, Penfold, and Mendenhall voted nay; Council Members Rogers and Adams voted aye.

Councilmember LaMalfa called for the question on the **original motion**. A roll call vote was taken, **which motion carried**, Council Members LaMalfa, Penfold, Garrott, Mendenhall, and Adams voted aye; Councilmember Rogers voted nay.

(O 14-5)

**#2. [7:49:21 PM](#) Adopting an ordinance regarding proposed changes to the City's size regulations for A-frame signs.** *The proposed change would clarify the allowed size to be more compatible with typical A-frame sign manufacturing dimensions. The proposed changes will affect Section 21A.46.055 - Temporary Portable Signs. Related provisions of Title 21A - Zoning may also be amended as part of this petition. Petitioner Salt Lake City Council, Petition No. PLNPCM2013-00740. [View Attachments](#)*

Councilmember Penfold moved and Councilmember Garrott seconded to **adopt Ordinance 18 of 2014, which motion carried**, all members voted aye.

(O 14-6)

**#3. [7:50:00 PM](#) Approving an appropriation resolution adopting the One-Year Annual Action Plan** for 2014-2015 that includes Community Development Block Grant (CDBG) funding, HOME Investment Partnership Program funding, Emergency Solutions Grant (ESG) funding, Housing Opportunities for Persons with AIDS (HOPWA) funding, and approving an Interlocal Cooperation Agreement between Salt Lake City and the U.S. Department of Housing and Urban Development (HUD). [View Attachments](#)

Councilmember Garrott moved and Councilmember Penfold seconded to **adopt Resolution 7 of 2014** and related documents; a) adopting the One-year Action Plan for FY 2014-15; and b) allocating FY 2014-15 CDBG, HOME, and HOPWA funds with the exception of just the HOPWA Item 4, **which motion carried**, all members voted aye.

Councilmember Penfold recused himself.

Councilmember Garrott moved and Councilmember Rogers seconded that the Council adopt the One-year Action Plan and Five-Year Consolidated Plan, and allocating FY 2014-15 funding for **Item 4 of the HOPWA category in Resolution 7 of 2014, which motion carried**, all members present voted aye.

## 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)

**MINUTES OF THE SALT LAKE CITY COUNCIL**

**TUESDAY, MAY 13, 2014**

- 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.

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Council Chair

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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.

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Councilmember Penfold returned to the meeting.

Councilmember Penfold moved and Councilmember Adams seconded to approve the recommendation for ESG funding in **Resolution 7 of 2014**, **which motion carried**, all members voted aye.  
(T 14-1)

**#4. 7:52:35 PM Adopting an ordinance regarding a proposal to rezone the property at 1750 South 5600 West** from Open Space (OS) to M-1 Light Manufacturing. *The rezone would allow for development of a three-lot industrial site. Currently the land is vacant. Although the applicant has requested that the property be rezoned to the M-1 zone, consideration may be given to rezoning the property to another zoning district with similar characteristics. Petitioner - Natomas Meadows, LLC, Petition PLNPCM2013-00767.* [View Attachments](#)

Councilmember Mendenhall moved and Councilmember Rogers seconded that the Council **adopt Ordinance 19 of 2014** amending the zoning map pertaining to a property located between 5600 West and the Mountain View Corridor right-of-way and between 1300 and 2100 South streets from Open Space to Light Manufacturing or M-1 subject to the Administration and petitioner entering into a development agreement that includes the provisions outlined in the attached ordinance.

Councilmember Garrott said although the public would get some benefit, the City was rezoning to the greater benefit of the petitioner. He said he was disappointed with the Administration's lack of responsiveness to the Council's concerns. He said he would not support the motion.

Councilmember Garrott called for the question, **which motion carried**, Council Members Rogers, Penfold, LaMalfa, Adams, and Mendenhall voted aye; Councilmember Garrott voted nay.  
(P 14-3)

### COMMENTS TO THE CITY COUNCIL

**7:56:03 PM Allen Sanderson** said it was inappropriate for the City to choose a sole provider for sewer and water hook-up insurance.

**JoAnn Andersen** and **Jeffrey Wood** submitted written comments supporting the award of CDBG money for the expansion of Redwood Meadows Park. **Calvin Noyce** submitted a written comment supporting the adoption of the One Year Action Plan - CDBG Grants.

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**CONSENT 7:58:25 PM**

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

**#1. Set the date of Tuesday May 20, 2014** at 7:00 p.m. to 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. 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](#)*

(B 14-5)

**#2. Set the date of Tuesday, May 20, 2014** at 7:00 p.m. to accept public comment and consider **adopting an ordinance** regarding a request by the Salt Lake City Redevelopment Agency to **reduce the width of 300 South Street between 500 West and 600 West streets from 132 feet to 85 feet**. *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, Petition No. PLNPCM2013-00882. [View Attachments](#)*

(P 14-9)

**#3. Set the date of Tuesday, May 20, 2014** at 7:00 p.m. to accept public comment and consider adopting an ordinance **amending certain land use provisions of Title 21A - Zoning** of the Salt Lake City Code. *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.*



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*Related provisions of Title 21A- Zoning may also be amended as part of this petition. Petitioner - Mayor Ralph Becker, Petition No. PLNPCM2013-00291. [View Attachments](#)*

(O 14-12)

**#4. Property Conveyances:**

a. Requesting that the Administration hold a hearing at 5:30 p.m. on Tuesday, May 13, 2014 regarding the **proposed exchange of 104.4 acres of property owned by Public Utilities at 4600 West 700 South** for 84.3 acres of property located at 4600 West 150 South. *The difference in property size addresses mitigation required on the City property being conveyed. [View Attachments](#)*

A public hearing was held on February 28, 2013 by the Public Utilities Advisory Committee and on February 12, 2014 by the Planning Commission. At the hearings, there were no citizen comments. The Council had decided not to issue a call for a hearing.

(W 14-4)

b. Requesting that the Administration hold a hearing at 5:30 p.m. on Tuesday, May 13, 2014 regarding the **proposed exchange of property owned by Public Utilities for property owned by the Metropolitan Water District of Salt Lake and Sandy (Metro)**. *Both parcels are at approximately 9400 South Wasatch Boulevard and are similar in size.*

A public hearing was held on March 27, 2014 by the Public Utilities Advisory Committee. At the hearing, there were no citizen comments. The Council had decided not to issue a call for a hearing.

(W 14-4)

The meeting adjourned at 7:59 p.m.

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Council Chair

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City Recorder

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