

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, AUGUST 8, 2000

The City Council of Salt Lake City, Utah, met in Regular Session on Tuesday, August 8, 2000, at 6:00 p.m. in Room 315, City Council Chambers, City County Building, 451 South State.

The following Council Members were present:

Carlton Christensen	Van Turner	Tom Rogan
Nancy Saxton	Roger Thompson	Dave Buhler
Keith Christensen		

Mayor Ross C. "Rocky" Anderson; Roger Cutler, City Attorney; Cindy Gust-Jenson, Executive Council Director; and Beverly Jones, Deputy City Recorder were present.

Councilmember C. Christensen presided at and Councilmember Thompson conducted the meeting.

#1. The Council led the Pledge of Allegiance.

QUESTIONS TO THE MAYOR FROM THE CITY COUNCIL

Councilmember Buhler asked Mayor Anderson about the Community and Economic Development Director, Redevelopment Agency (RDA) Director, and Airport Director positions. Mayor Anderson said an announcement would be made by Thursday as to the Airport Director. He said by the end of next week there should be an announcement for the Community and Economic Development Director. He said he did not know about the RDA Director position at this time.

COMMENTS TO THE CITY COUNCIL

Robin Petty, Salt Lake City, spoke regarding people who parked in bus zones illegally. Councilmember Thompson asked Ms. Petty to share her comments with Deeda Seed, Chief of Staff, or Mayor Anderson.

Douglas Cotant, Salt Lake City, asked how the Salt Lake Organizing Committee (SLOC) could charge \$885 for tickets to the opening ceremonies at the 2002 Winter Olympics. He said the games were for the rich not the poor. Councilmember Thompson referred Mr. Cotant to the City's Olympic Coordinator.

Bob Fisher, Sugarhouse, spoke about the Grand Mall. He said a lot of businesses on Main Street had gone out of business because of Main Street beautification and light rail projects.

CONSENT AGENDA

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, AUGUST 8, 2000

ACTION: Councilmember Saxton moved and Councilmember Rogan seconded to **approve the Consent Agenda with the exception of Item D-11, judgment levy, which would be considered under New Business,** which motion carried, all members voted aye.

#1. RE: Adopting Ordinance 57 of 2000 granting to MFN Utah, L.L.C. and its successors, a telecommunication franchise in Salt Lake City, Utah.
(C 00-447)

#2. RE: Adopting Ordinance 58 of 2000 granting to Airswitch Corporation and its successors, a telecommunication franchise in Salt Lake City, Utah.
(C 00-478)

#3. RE: Adopting Resolution 50 of 2000 authorizing the approval of an interlocal cooperation agreement between Salt Lake City Corporation and various local jurisdictions for a mutual aid agreement for sheriff and police services.
(C 00-479)

#4. RE: Setting the date of September 5, 2000 at 6:00 p.m. to accept public comment and consider adopting an ordinance rezoning properties located between 300 and 400 West on 600 North from Residential (SR-1) to Residential (RMF-35) pursuant to Petition No. 400-00-10.
(P 00-21)

#5. RE: Setting the date of September 12, 2000 at 6:00 p.m. to accept public comment and consider adopting an ordinance closing a portion and vacating a portion of an alley located between State Street and Edison Street, north of Cleveland Avenue pursuant to Petition No. 400-00-15.
(P 00-22)

#6. RE: Setting the date of September 12, 2000 at 6:00 p.m. to accept public comment and consider adopting an ordinance rezoning properties located at 1615 South Foothill Drive from Commercial Neighborhood (CN) to Community Business (CB) to allow the expansion of the State Liquor Store on the property pursuant to Petition No. 400-00-09.
(P 00-23)

#7. RE: Setting the date of September 12, 2000 at 6:00 p.m. to accept public comment and consider adopting an ordinance rezoning

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, AUGUST 8, 2000

properties located between 700 and 800 West between 1200 and 1300 South from Residential R-1-7000 to Residential R-1-5000 pursuant to Petition No. 400-00-26.
(P 00-24)

#8. RE: Setting the date of **September 12, 2000 at 6:00 p.m.** to accept public comment and consider adopting an ordinance **rezoning properties located at approximately 1512 South 900 West** from Residential R-1-7000 to Residential R-1-5000 pursuant to Petition No. 400-00-23.
(P 00-25)

#9. RE: Setting the date of **September 12, 2000 at 6:00 p.m.** to accept public comment and consider adopting an ordinance amending Section 21A.32.140 of the Salt Lake City Code regarding **permitted uses in Business Park (BP) Zoning District** pursuant to Petition No. 400-00-20.
(P 00-26)

#10. RE: Setting the date of **September 12, 2000 at 6:00 p.m.** to accept public comment and consider adopting an ordinance amending Chapter 5.08, Salt Lake City Code, relating to **burglary and robbery alarm systems.**
(O 00-32)

#11. RE: Setting the date of **September 12, 2000 at 6:00 p.m.** to accept public comment and consider adopting an ordinance adopting the **rate of tax levy upon all real and personal property** within Salt Lake City made taxable by law for the fiscal year commencing July 1, 2000 and ending June 30, 2001 (**including a judgment levy**).

See New Business for discussion.
(O 00-17)

#12. RE: Approving the reappointment of **Robert Payne** to the **Historic Landmark Commission Board** for a term extending through July 14, 2003.
(I 00-19)

#13. RE: Approving the reappointment of **Mary Lou Gottschall** to the **City and County Building Conservancy and Use Committee** for a term extending through July 1, 2003.
(I 00-32)

#14. RE: Approving the appointment of **John Johnson** to the **Arts Council** for a term extending through July 1, 2003.

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, AUGUST 8, 2000

(I 00-33)

NEW BUSINESS

#1. RE: Adopting a resolution declaring the intention of the City Council of Salt Lake City, Salt Lake County, State of Utah (The "City") to create Salt Lake City, Utah **Central Business Improvement District No. DA-CBID-00** (The "District") **to continue to promote business activity and economic development in an area of Central Downtown Salt Lake City**, by assessing benefited properties within the District for the costs of such economic promotion activities for a period of three years (The "Assessments"); to negotiate a contract with the Downtown Alliance to manage the District; and to fix a time and place for protests against the District and its assessments, and related matters.

ACTION: Councilmember K. Christensen moved and Councilmember Saxton seconded to **suspend the rules and adopt Resolution 51 of 2000**, which motion carried, all members voted aye.

DISCUSSION: Councilmember Rogan said if the Council decided to cut back the boundaries of the district, the assessment amount would remain the same. He said the net effect could have budget implications on the Downtown Alliance.

Councilmember C. Christensen said discussions with the Alliance confirmed that the set tax levy would remain the same.

Alison Gregerson-Weyher said once the rate was set, it was fixed. She said the maximum amount the Downtown Alliance could collect would be approximately \$800,000 based on the proposed rate. She said if the City cut back some of the district, then the amount of money collected would shrink because the number of properties would be smaller. She said the Alliance would have to cut back their budget.

Councilmember K. Christensen said if the Council moved forward with this item and then cut back somewhere between the full expanded area and the current area, then the budget would go up some, but not all the way. Ms. Gregerson-Weyher said that was correct.

(Q 00-7)

#2. RE: Adopting a resolution authorizing the approval of an interlocal cooperation agreement between Salt Lake City Corporation and the Redevelopment Agency of Salt Lake City for **acquisition and**

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, AUGUST 8, 2000

construction of recreational and cultural facilities relating to the Steiner Ice Sheet project.

ACTION: Councilmember Buhler moved and Councilmember Saxton seconded to **suspend the rules and adopt Resolution 52 of 2000**, which motion carried, all members voted aye.

DISCUSSION: Councilmember C. Christensen said there seemed to be some legal concern about whether or not the City was able to use RDA money for recreational projects.

Councilmember Buhler said he had not heard any legal concerns, but his understanding was that this was the first time the City had done this. He said the Legislature enacted a law recently which allowed redevelopment agencies to use some of their money for recreational projects outside the RDA area.

Dick Turpin, Deputy Director of the Redevelopment Agency, said this was how the park blocks were funded.
(C 00-480)

#3. RE: Adopting a resolution authorizing the approval of an **amendment to a general ground lease agreement** between Salt Lake City Corporation and the Municipal Building Authority of Salt Lake City, Salt Lake County, Utah.

ACTION: Councilmember K. Christensen moved and Councilmember Rogan seconded to **recess as the City Council and convene as the Municipal Building Authority**, which motion carried, all members voted aye.

Councilmember K. Christensen moved and Councilmember C. Christensen seconded to **suspend the rules and adopt Resolution 53 of 2000**, which motion carried, all members voted aye.

Councilmember K. Christensen moved and Councilmember C. Christensen seconded to **adjourn as the Municipal Building Authority and reconvene as the City Council**, which motion carried, all members voted aye.
(C 00-481)

#4. RE: Setting the date of **September 12, 2000 at 6:00 p.m.** to accept public comment and consider adopting an ordinance adopting the **rate of tax levy upon all real and personal property** within Salt Lake City made taxable by law for the fiscal year commencing July 1, 2000 and ending June 30, 2001 (**including a judgment levy**).

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, AUGUST 8, 2000

(O 00-17)

ACTION: Councilmember Rogan moved and Councilmember Turner seconded to **set the date of September 12, 2000 to accept public comment and consider adopting an ordinance**, which motion carried, all members voted aye except Council Members Buhler and K. Christensen, who voted nay.

DISCUSSION: Councilmember Buhler said he opposed this issue. He said the City was giving notice that they planned to increase property taxes by approximately \$400,000. He said the reason for the increase was a tax commission case which ruled that the City had collected taxes which should not have been collected on a particular airline. He said the City had the right to recover the money from taxpayers, but he was not comfortable with collecting money from taxpayers. He said he felt the City should find \$400,000 within the budget.

Councilmember K. Christensen said he supported Councilmember Buhler's approach.

UNFINISHED BUSINESS

#1. RE: Adopting a resolution **accepting an annexation petition** for approximately 33.4 acres of land located at approximately **1977 South 2800 East** for the purpose of City Council review pursuant to Petition No. 400-00-29.

ACTION: Councilmember Buhler moved and Councilmember K. Christensen seconded to **adopt Resolution 54 of 2000 and include the City owned property located at approximately 1800 South and 2700 East**, which motion carried, all members voted aye.
(P 00-27)

#2. RE: Adopting a resolution **approving the residential parking plan** pursuant to the amended and restated interlocal agreement regarding the design and construction of the University Light Rail Transit project.

ACTION: Councilmember Saxton moved and Councilmember Turner seconded to adopt **Resolution 55 of 2000**, which motion carried, all members voted aye.

DISCUSSION: Councilmember Saxton said the Planning and Transportation Departments had tried to make the plan work for residents and businesses on the light rail line heading east. She

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, AUGUST 8, 2000

said she was concerned that once the line was done, it would be more inconvenient than what the City had planned. She said it could create a hardship for residents in the area.

(T 00-3)

#3. RE: Adopting an ordinance approving the **honorary name of "University Boulevard" for 400/500 South** between Interstate 15 and Guardsman Way pursuant to Petition No. 400-00-27.

ACTION: Councilmember Rogan moved and Councilmember Saxton seconded to **adopt Ordinance 59 of 2000**, which motion carried, all members voted aye.

(P 00-20)

PUBLIC HEARINGS

#1. RE: Accept public comment and consider adopting an ordinance **amending Salt Lake City Ordinance 51 of 2000 which approved ratified and finalized the budget of Salt Lake City, Utah**, including the employment staffing document for the Fiscal Year beginning July 1, 2000 and ending June 30, 2001 (**Budget Amendment No. 1**).

ACTION: Councilmember K. Christensen moved and Councilmember Rogan seconded to **close the public hearing**, which motion carried, all members voted aye.

Councilmember Rogan moved and Councilmember C. Christensen seconded to **adopt Ordinance 60 of 2000 amending the Fiscal Year 2000/2001 budget as shown on the schedule in the Council staff report to address the gap between estimated and County certified property tax revenue and to appropriate \$175,500 relating to cost overruns at the Fire Training Tower; and further move that these adjustments be considered as the City's final or base budget for Fiscal Year 2000/2001**. In addition, I move that the Council issue the Legislative intent statement that is contained in the Council staff report relating to funding the three capital projects or portions of projects that were deferred, which motion carried, all members voted aye.

DISCUSSION: **Craig Peterson**, Chief Operating Officer of the Chamber of Commerce, said he would be representing **Heidi Ballif** who was the Vice President of the Salt Lake Area Chamber of Commerce. He said Salt Lake City had been a member of the Chamber of Commerce for 98 years. He said he understood the disappointment the City had of receiving incorrect numbers from the County when considering the

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, AUGUST 8, 2000

City budget. He said the problem the Chamber was facing was that they had traditionally received \$40,000 a year from the City. He said the Chamber had agreed to \$24,000 because of budget constraints which the City faced. He said now due to those budget constraints, it was necessary to reduce the amount going to the Chamber to \$10,000. He said he hoped the City would provide budget opening opportunities to restore the amount back to \$24,000.

Councilmember C. Christensen said he was concerned about services the City received from the Chamber of Commerce, the League of Cities and Towns, and the Economic Development Corporation in regards to the amount of fees paid. He said the budget adjustments reflected these concerns. He said if the services could be proven in the ongoing months, then he would be willing to entertain a future budget opening.

Councilmember Thompson said the Council needed a policy discussion on whether membership in the Economic Development Corporation, the Chamber of Commerce, and the League of Cities and Towns was good. He said if the Council decided they did not get their money's worth from one of the organizations, then ample notice should be given to that organization.

Councilmember Buhler said the subcommittee did not eliminate any full time employees or positions. He said they did not cut the Fire Department or the Police Department. He said they maintained the Capital Improvement Program (CIP) at 10%, a few projects were delayed and \$5,000 was trimmed from the Council staff budget. He said the Mayor had agreed to a \$5,000 cut from his budget.

(B 00-10)

#2. RE: Accept public comment and consider adopting an ordinance amending the Salt Lake City Zoning Code, Section 21A.46.020B, **regarding sign requirements for the downtown area** pursuant to Petition No. 400-00-19.

ACTION: Councilmember K. Christensen moved and Councilmember Rogan seconded to **close the public hearing**, which motion carried, all members voted aye.

Councilmember Rogan moved and Councilmember K. Christensen seconded to **adopt Ordinance 61 of 2000**, which motion carried, all members voted aye.

DISCUSSION: Councilmember C. Christensen said he was concerned about proliferation of signs. He said some of the store fronts on Main Street were close together. He said he was concerned the

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, AUGUST 8, 2000

streets would become cluttered with large signs. He said a 3 foot by 3 foot sign was too large.

Doug Dansie, Downtown/ Special Projects Planner, said when the ordinance was developed, staff considered spacing requirements for small signs. He said if there was a spacing of 50 feet and there were three stores in a row with 20 foot frontage, the first store would get a sign and the other two would not. He said a decision was made to allow every store front to have a sign. He said nine square feet would be large and four square feet would be small.

Councilmember Rogan said the signs would help create visual interest and be pedestrian friendly.

Councilmember C. Christensen said he felt the ordinance was generally good and he would support it.

Councilmember K. Christensen said signs would make downtown warmer and more inviting.

Councilmember Saxton asked Mr. Dansie if all the signs had to be at the same level. Mr. Dansie said the signs had to clear the sidewalk by 10 feet. He said by ordinance the signs had to be located between the first and second floors of the building.

(O 00-29)

#3. RE: Accept public comment and consider adopting an ordinance amending Chapter 21A.24.010 of the Salt Lake City Zoning Code **relating to requirements for building foundations** pursuant to Petition No. 400-99-53.

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

Councilmember Turner moved and Councilmember C. Christensen seconded to **adopt Ordinance 62 of 2000**, which motion carried, all members voted aye.

DISCUSSION: Councilmember Turner said he was in favor of the proposed ordinance. He said there were a number of modular homes in his district. He said this would make the neighborhoods better and would protect the people who were buying modular homes.

Councilmember Saxton said it was important that the City have guidelines for modular homes.

PROCEEDINGS OF THE CITY COUNCIL OF SALT LAKE CITY, UTAH

TUESDAY, AUGUST 8, 2000

Councilmember C. Christensen said a manufactured home was a number one choice in affordable housing. He said in many rural communities it was the only new housing going in. He said maybe the City needed to look at some design requirements as well.

Councilmember Thompson asked if the ordinance applied to future housing or if it was retroactive. **Brent Wilde**, Deputy Director of Planning and Zoning, said the ordinance was not retroactive. Councilmember Thompson said modular homes would help the City's housing needs.

(O 00-30)

The meeting adjourned at 7:22 p.m.

Council Chair

Chief Deputy City Recorder

bj