

AGENDA

CITY COUNCIL of SALT LAKE CITY

Tuesday, April 22, 2014

2:00 p.m. Work Session

(The public is invited to listen to the discussion.)

7:00 p.m. Formal Meeting

(Public comment section is included)

Items listed below may be moved and discussed in a different portion of the Agenda based on circumstance and availability of speakers.

Parking note: The Council offers library parking validation to Council meeting attendees. Parking is available in the underground lot at the Main Library (access from 400 South between 200 and 300 East), just east of the City & County Building. See Council staff for parking validation.

[Council Meeting Rules, Parliamentary Order and Procedure](#)

A. **WORK SESSION:** 2:00 p.m. in Room 326, City & County Building, 451 South State St.

*Approximate
Start Time*

1. **[One-Year Annual Action Plan for Community Development Block Grant \(CDBG\) and other federal grants for FY 2014-2015](#)**

~2:00 p.m.

Legislative Sponsor: Not Required – Budget Item(s)

The Council will 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 the U.S. Department of Housing and Urban Development (HUD).

2. **[Air Quality Fact Finding](#)**

~2:30 p.m.

Legislative Sponsors: Luke Garrott and Erin Mendenhall

The Council will 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. The panel will include:

- Salt Lake City Attorney's Office

CITY COUNCIL OF SALT LAKE CITY

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CHARLIE LUKE | DISTRICT 6 | COUNCIL CHAIR || LUKE GARROTT | DISTRICT 4 | COUNCIL VICE CHAIR ||
JAMES ROGERS | DISTRICT 1 || KYLE LAMALFA | DISTRICT 2 || STAN PENFOLD | DISTRICT 3 ||
ERIN MENDENHALL | DISTRICT 5 || LISA R. ADAMS | DISTRICT 7

Boyd Ferguson
Brian Roberts
Katherine Lewis

- Utah Department of Environmental Quality
Bryce Bird, Director
Joel Karmazyn, Environmental Scientist
- Salt Lake County Health Department
Gary Edwards, Executive Director
Corbin Anderson, Air Pollution Control
- Salt Lake County Community Resources and Development
Mike Gallegos, Director
- Salt Lake City Public Services Department
Vicki Bennett, Director
- Salt Lake City Community & Economic Development Department
Mike Ackerlow, Director
- Salt Lake County Community Action Program
Jennifer Godfrey, Health Manager
Gary Oviatt, Weatherization Manager

3. Budget Items for Fiscal Year 2014 - 2015

~4:30 p.m.

Legislative Sponsors: Not Required – Budget Item(s)

The Council will 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.

- a. [Library](#)
Library Board's recommended Operating and Capital Budget for Fiscal Year 2014-15.
- b. [Airport](#)
Mayor's recommended budget relating to the Department of Airports for Fiscal Year 2014-15.

4. [Jordan River Par 3 Golf Course](#)

~5:40 p.m.

The Council will consider a straw poll confirming previous discussion and supporting the Administration's recommendation to close the Jordan River 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.

5. [Board Appointment Interview: Business Advisory Board](#)

**Time Certain
6:00 p.m.**

Legislative Sponsors: Not Required – Board Appointment

The Council will interview Angela H. Brown prior to consideration of her appointment to the Business Advisory Board.(Item H1)

6. **Board Appointment Interview: Housing Advisory and Appeals Board** ***Time Certain
6:00 p.m.***

Legislative Sponsors: Not Required – Board Appointment

The Council will interview Lindsay Rose Mock prior to consideration of her appointment to the Housing Advisory and Appeals Board. (Item H2)

7. **Board Appointment Interview: Planning Commission** ***Time Certain
6:00 p.m.***

Legislative Sponsors: Not Required – Board Appointment

The Council will interview James Guilkey prior to consideration of his appointment to the Planning Commission.(Item H3)

8. **Report of the Executive Director**

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.

9. **Report of the Chair and Vice Chair**

Report of the Chair and Vice Chair.

10. **TENTATIVE - Closed Session**

The Council will consider a motion to enter into Closed Session. A closed meeting described under Section 52-4-205 may be held for:

- a) discussion of the character, professional competence, or physical or mental health of an individual;
- b) strategy sessions to discuss collective bargaining;
- c) strategy sessions to discuss pending or reasonably imminent litigation;
- d) strategy sessions to discuss the purchase, exchange, or lease of real property, including any form of a water right or water shares, if public discussion of the transaction would: (i) disclose the appraisal or estimated value of the property under consideration; or (ii) prevent the public body from completing the transaction on the best possible terms;
- e) strategy sessions to discuss the sale of real property, including any form of a water right or water shares, if: (i) public discussion of the transaction would: (A) disclose the appraisal or estimated value of the property under consideration; or (B) prevent the public body from completing the transaction on the best possible terms; (ii) the public body previously gave public notice that the property would be offered for sale; and (iii) the terms of the sale are publicly disclosed before the public body approves the sale;
- f) discussion regarding deployment of security personnel, devices, or systems; and
- g) investigative proceedings regarding allegations of criminal misconduct.

A closed meeting may also be held for attorney-client matters that are privileged pursuant to Utah Code § 78B-1-137

FORMAL MEETING

B. **OPENING CEREMONY:**

7:00 p.m. in Room 315, City & County Building, 451 South State St.

Council Member James Rogers will conduct the Formal Council Meetings in April.

1. Pledge of Allegiance.
2. The Council will approve the meeting minutes for the:
 - a. Work session and formal meeting on [Tuesday March 25, 2014](#) and

- b. Work session meeting on [April 8, 2014](#).

C. PUBLIC HEARINGS:

1. [Ordinance: A-frame Sign Regulations Clarification](#)

Legislative Sponsor: Stan Penfold

Accept public comment and consider 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.

(O 14-6)

Staff Recommendation: Close and consider options.

2. [Ordinance: Projecting Signs in Sugar House Business Districts](#)

Legislative Sponsor: Lisa Adams

Accept public comment and consider an adopting ordinance regarding proposed changes to the City's sign regulations for the Sugar House Business districts (CSHBD1 and CSHBD2). The proposed change would allow one projecting building sign (blade sign) per business located at street level. Currently, only one projecting sign is allowed per street frontage. Other related provisions of Title 21A-Zoning may also be amended as part of this petition. Petitioner Salt Lake City Council, Petition No. PLNPCM2013-00739.

(O 14-7)

Staff Recommendation: Close and consider options.

3. [Ordinance: Drive-Through Window Standards](#)

Legislative Sponsor: Luke Garrott

Accept public comment and consider adopting an ordinance amending the City's regulations for drive-through facilities. The proposed changes would address service accessibility at drive-through windows for all patrons regardless of their mode of transportation and improve pedestrian access and safety. The proposed changes would affect section 21A.40.060 – Drive-Through Facility Regulations and Title 5 - Business License Requirements, of the City code. Related provisions of Title 21A – Zoning may also be amended as part of this petition. Petitioner Salt Lake City Council, Petition No. PLNPCM 2009-00169.

(O 13-25)

Staff Recommendation: Consider options.

4. [Ordinance: Impact Fee Amendments](#)

Legislative Sponsor: Not Required – Budget Item(s)

Accept public comment and consider adopting two ordinances that would 1) amend the consolidated fee schedule by adding, eliminating or modifying certain fees, and 2) would clarify impact fee service areas. (Impact fees are charged to developers based on the increased need for public services that results from population growth). Under the first ordinance, the current Parks charge of \$3,999 per unit in a development would be lowered to \$2,875 for two years, then back to \$3,999. The second ordinance also clarifies that the roadway impact fees will only be collected in the Northwest Quadrant and the Westside Industrial Area.

(T 12-3)

Staff Recommendation: Close and consider options.

5. [Ordinance: Zoning Text Amendment: Monument Sign Height in Manufacturing Zoning Districts](#)
Legislative Sponsor: Not Required – Petition from Applicant
Accept public comment and consider 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 allow 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.
(O 14-5)

Staff Recommendation: Close and consider options.

6. [Ordinance: Recycling and Construction Waste Management Requirements](#)
Legislative Sponsor: Not Required – Petition from Mayor Becker
Accept public comment and consider adopting an ordinance pertaining to certain provisions of Chapter 21A.36 of the *Salt Lake City Code* pursuant to Petition No. PLNPCM2010-00614 to establish certain recycling and construction waste management requirements in furtherance of the City's sustainability efforts. Related provisions of Title 21A, Zoning, may also be amended as part of this petition. Petitioner Mayor Ralph Becker, Petition No. PLNPCM2010-00614.
(O 12-13)

Staff Recommendation: Close and consider options.

7. [Ordinance: Sugar House Streetcar Corridor Master Plan and Zoning Amendments](#)
Legislative Sponsor: Not Required – Petition from Applicant
Note: This is a continuation of the hearing held on March 25. Council policy allows individuals to speak once on every hearing topic. Individuals who spoke on this issue on March 25 may not address the Council at the podium again, but written comments may be submitted.
Accept public comment and consider adopting an ordinance amending the Sugar House Master Plan, amending the zoning ordinance to create the Streetcar Corridor form-based zoning district, and amending the zoning map to establish FB-SC (form-based streetcar core) and FB-SE (form-based streetcar edge) zoning districts. Petitioner Mayor Ralph Becker, Petition No. PLNPCM2012-00576 and PLNPCM2012-00577.
(P 14-5)

Staff Recommendation: Consider options.

D. POTENTIAL ACTION ITEMS

1. [Ordinance: Water-Efficient Landscaping and Tree Protection Regulations](#)
Legislative Sponsor: Not Required – Petition from Mayor
Consider adopting a proposal that would amend the City's zoning regulations to establish water-efficient landscaping and tree protection regulations in an effort to promote sustainable urban living. Amending Sections 21 A.48 (Zoning: Landscaping and Buffers), and 21 A.62 (Zoning: Definitions) of *Salt Lake City Code*. The proposed changes are designed to:
- reduce water consumption through grouping plants with similar watering needs together and ensure efficiencies in the irrigation system design upon installation; and
 - require the protection of existing trees in the landscaping when designing large projects.

Related provisions of Title 21A- Zoning may also be amended as part of this petition.
Petitioner Mayor Ralph Becker, Petition No. PLNPCM2010-00322.

(O 14-3)

Staff Recommendation: Consider options.

2. Resolution: Revolving Loan Fund Redesign

Legislative Sponsor: James Rogers

Consider adopting the proposed changes to the City's Revolving Loan Fund.

The proposed changes include:

- increasing maximum loan amounts;
- offering reduced interest rates to borrowers who meet specific criteria (for example - are lower income or disadvantaged, that focus on environmental, human capital and economic returns, and those who highly leverage funds from outside private sources);
- adjusting the loan committee to include more community members and fewer City employees;
- renaming the program the Economic Development Loan Fund;
- and
- improving efficiency and consistency in the approval process.

(R 14-4)

Staff Recommendation: Consider options.

E. COMMENTS:

1. Questions to the Mayor from the City Council.
2. Comments to the City Council. (Comments are taken on any item not scheduled for a public hearing, as well as on any other City business. Comments are limited to two minutes.)

F. NEW BUSINESS:

(None)

G. UNFINISHED BUSINESS:

1. Board Appointment: Matt Lyon – Planning Commission

Legislative Sponsor: Not Required – Board Appointment

Consider approving the appointment of Matt Lyon to the Planning Commission for a term extending through July 1, 2017.

(I 14-13)

Staff Recommendation: Consider options

2. Ordinance: Syringa, TW Telecom and UTOPIA Franchise Agreements

Legislative Sponsor: Not Required – Franchise Agreements

Consider approving the proposed franchise agreements for the following telecommunications companies:

- Syringa Networks, LLC **(O 14-8)**
- TW Telecom of Utah, LLC **(O 14-9)**

- UTOPIA (The agreement would not make Salt Lake City a participant in the UTOPIA interlocal entity, but would authorize UTOPIA to place fiber in City rights of way in the same manner and under the same conditions as any other third-party telecommunications provider.) **(O 14-10)**

The agreements would allow the companies to place and maintain their facilities within the City rights-of-way. The companies would be governed by certain conditions, would need to secure appropriate permits and pay the telecommunications tax under state law.

Staff Recommendation: Consider options

H. CONSENT

1. [Board Appointment: Angela H. Brown, Business Advisory Board](#)

Legislative Sponsor: Not Required – Board Appointment

Consider approving the appointment of Angela H. Brown to the Business Advisory Board for a term extending through December 25, 2017.

(I 14-9)

Staff Recommendation: Approve.

2. [Board Appointment: Lindsay Rose Mock, Housing and Appeals Board](#)

Legislative Sponsor: Not Required – Board Appointment

Consider approving the appointment of Lindsay Rose Mock to the Housing and Appeals Board for a term extending through December 31, 2018.

(I 14-10)

Staff Recommendation: Approve.

3. [Board Appointment: James Guilkey, Planning Commission](#)

Legislative Sponsor: Not Required – Board Appointment

Consider approving the appointment of James Guilkey to the Planning Commission for a term extending through July 1, 2015.

(I 14-13)

Staff Recommendation: Approve.

4. [Ordinance: Set date - Capitol Park Homeowner's Association Street Dedication](#)

Legislative Sponsor: Not Required – Petition from Applicant

Set the date of Tuesday June 3 2014 at 7:00 p.m. to accept public comment and consider adopting an ordinance amending the Capitol Park Planned Development Phases 3 and 4 subdivision plats. Under the proposal, the City would take ownership of Capitol Park Avenue, Penny Parade Drive, Redbrick Court, Charity Cove and Caring Cove, along with all City related water and sewer utilities. The Capitol Park Homeowner's Association currently owns the streets. The proposal would also transfer responsibility for maintenance, snow plowing, garbage pickup and utility maintenance from the homeowner's association to the City. Petitioner Capitol Park Homeowners Association, Petition Nos. PLNSUB2008-00902 and PLNSUB2009-00445.

(P 14-8)

Staff Recommendation: Set date.

5. [Ordinance: Set date – Zoning Map Amendment and Street Closure, 289 North Almond Street](#)

Legislative Sponsor: Not Required – Petition from Applicant

Set the date of Tuesday May 6, 2014 at 7:00 p.m. to 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 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, Petition Nos. PLNPCM2013-00920 and PLNPCM2014-00001.

(P 14-6)

Staff Recommendation: Set date.

6. [Ordinance: Set date - Alley Closure, 364 West American Avenue, BM&V Enterprises](#)

Legislative Sponsor: Not Required – Alley Closure

Set the date of Tuesday May 6, 2014 at 7:00 p.m. to 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 UTA 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.

(P 14-7)

Staff Recommendation: Set date.

7. [Ordinance: Set date - Animal Services Amendments relating to regulations and enforcements on Dogs that are deemed as a public safety nuisance and dog tethering](#)

Legislative Sponsor: Kyle LaMalfa

Set the date of Tuesday May 6th 2014 at 7:00 p.m. to 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, 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.

(O 14-11)

Staff Recommendation: Set date.

8. Ordinance: Set date - City Budget, including the budget for the Library Fund of Salt Lake City, Utah for Fiscal Year 2014-2015

Set the date 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 (Note: This public hearing will address all ordinances associated with the implementation of the City's 2014-2015 Budget including the Library Fund).

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

Staff Recommendation: Set date.

I. ADJOURNMENT:

CERTIFICATE OF POSTING

On or before 5:00 p.m. on April 18, 2014, the undersigned, duly appointed City Recorder, does hereby certify that the above notice and agenda was (1) posted on the Utah Public Notice Website created under Utah Code Section 63F-1-701, and (2) a copy of the foregoing provided to The Salt Lake Tribune and/or the Deseret News and to a local media correspondent and any others who have indicated interest.

CINDI L. MANSELL, MMC/CRM
SALT LAKE CITY RECORDER

Final action may be taken in relation to any topic listed on the agenda, including but not limited to adoption, rejection, amendment, addition of conditions and variations of options discussed.

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In accordance with State Statute, City Ordinance and Council Policy, one or more Council Members may be connected via speakerphone. After 5:00 p.m., please enter the City & County Building through the main east entrance.

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