

AGENDA

CITY COUNCIL of SALT LAKE CITY

And

LOCAL BUILDING AUTHORITY of SALT LAKE CITY, UTAH MEETING AGENDA

Tuesday, May 20, 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)

Parking note: The Council offers parking validation to Council meeting attendees who park at the [Main Library](#) just east of the City & County Building. See Council staff for the validation ticket.

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

- A. **WORK SESSION:** 2:00 p.m. in Room 326, City & County Building, 451 South State St.
Note: Items listed below may be moved and discussed in a different portion of the Agenda based on circumstance and availability of speakers.

*Approximate
Start Time
~2:00 p.m.*

1. **[Tax and Revenue Anticipation Notes, Series 2014](#)**

Legislative Sponsor: Not Required – Bond Item

The Council will receive a briefing regarding a resolution authorizing the issuance and sale of not more than \$25,000,000 of Tax and Revenue Anticipation Notes, Series 2014.

2. **[Zoning Text Amendment – Assisted Living Facilities in the Sugar House Business District](#)**

~2:40 p.m.

Legislative Sponsor: Not Required – Petition from Applicant

The Council will be briefed on a proposal that would allow assisted living facilities to be developed in the Sugar House Business District - CSHBD. Currently, assisted living facilities are not allowed in the district. The proposed changes would affect Section 21.A.33.030 – Table of Permitted and Conditional Uses for Commercial Districts. Related provisions of Title 21A - Zoning may also be amended as part of this petition. Petitioner – Aabir Malik, Petition No. PLNPCM2014-00027. (Item H1)

3. **[Budget Items for Fiscal Year 2014-2015](#)**

Legislative Sponsor: Not Required – Budget Item(s)

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

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. Community and Economic Development (CED) | ~3:00 p.m. |
| b. Police | ~3:30 p.m. |
| c. Finance | ~4:10 p.m. |
| d. Governmental Immunity | ~4:35 p.m. |
| e. Golf | ~4:55 p.m. |
| f. 911 Communications Bureau | ~5:35 p.m. |

The following items will be discussed immediately following the Formal Meeting

- g. [Non-Departmental](#)

4. [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.

5. [Report of the Chair and Vice Chair](#)

Report of the Chair and Vice Chair.

6. [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 Kyle LaMalfa will conduct the Formal Council Meetings in May.

1. Pledge of Allegiance.
2. The Council will approve the:
 - a. Work session meeting minutes for [April 22nd and 29th 2014](#) and;
 - b. Formal meeting minutes from [May 6th and 13th 2014](#).

C. PUBLIC HEARINGS:

1. [Ordinance: Zoning Text Amendments – Fence Heights, Setback, and Concrete Pads in Park Strips](#)

Legislative Sponsor: Not Required – Petition from Mayor Ralph Becker

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.

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

(O 14-12)

Staff Recommendation: Close and consider options.

2. [Ordinance: Budget Amendment No. 3 for Fiscal Year 2013-2014](#)

Legislative Sponsor: Not Required – Budget Related Item(s)

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;
- carry-forward Public Utilities projects;
- expansion of the City's Bike Share program; and more.

(B 14-5)

Staff Recommendation: Close and consider options.

3. [Ordinance: Partial Street Closure: 300 South Width Reduction](#)

Legislative Sponsor: Not Required – Street Closure

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.
(P 14-9)

Staff Recommendation: Close and consider options.

4. [Ordinances Relating to the Proposed Fiscal Year 2014-2015 City Budget](#)

Legislative Sponsor: Not Required – Budget Related Items

Accept public comment regarding ordinances relating to the Salt Lake City Budget for Fiscal Year 2014-2015. Please note: Ordinances “a” through “m” are associated with the implementation of the budget including the Library Fund. All ordinances will be heard as one public hearing item during the May 20 and June 3 public hearings.

[Council Staff Reports on Previously-Presented City Department Budgets](#)

a) City Budget, Excluding the Budget for the Library Fund Which is Separately Adopted, and the Employment Staffing Document for Fiscal Year 2014-15

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) Library Fund of Salt Lake City, Utah

Ordinance adopting the budget for the library fund of Salt Lake City, Utah for Fiscal Year 2014-2015.

(B 14-2)

c) Rate of Tax Levy, Including the Levy for the Library Fund, Upon All Real and Personal Property

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) Rate of Tax Levy to be credited to the Library Fund

Ordinance adopting the rate of tax levy to be credited to the Library Fund for Fiscal Year 2014-2015.

(B 14-2)

e) Compensation Plan for All Non-Represented Employees of Salt Lake City

Ordinance approving compensation plan for all non-represented employees of Salt Lake City.

(O 14-13)

f) Appropriating Necessary Funds to Implement Provisions of the Memorandum of Understanding (MOU) Between Salt Lake City Corporation and American Federation of State, County, and Municipal Employees Local 1004

Ordinance appropriating necessary funds to implement, for Fiscal Year 2015, the provisions of the Memorandum of Understanding dated effective June 23, 2013, as amended, between Salt Lake City Corporation and the American Federation of State, County, and Municipal Employees Local 1004, representing eligible employees, pursuant to the Collective Bargaining and Employee Representation Joint Resolution dated March 22, 2011.

(O 13-12)

- g) Appropriating Necessary Funds to Implement Provisions of the Memorandum of Understanding (MOU) between Salt Lake City Corporation and the International Association of Firefighters Local 1645
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) Approving a Memorandum of Understanding Between Salt Lake City Corporation and the International Union of Police Associations Local 75
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) Appropriating Necessary Funds to Implement Provisions of Memorandum of Understanding (MOU) Between Salt Lake City Corporation and the International Union of Police Associations Local 75
Ordinance appropriating necessary funds to implement, for Fiscal Year 2015, the provisions of the Memorandum of Understanding between Salt Lake City Corporation and the International Union of Police Associations Local 75, representing Police Officers in the Salt Lake City Police Department, dated on or about June 20, 2014.
(O 14-14)
- j) Golf Courses, Green Fees, and Group Reservations
Ordinance amending Sections 15.16.031 and 15.16.035 of the *Salt Lake City Code*, relating to golf courses and green fees and group reservations.
(O 14-15)
- k) Civil Penalty Schedule for Unauthorized Use of Streets and Similar Areas
Ordinance amending section 12.56.550 of the *Salt Lake City Code* relating to civil penalties for unauthorized use of streets, parking lots, and other areas.
(O 14-16)
- l) Credit Card Surcharges
Ordinance enacting section 3.16.060 of the *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)
- m) Salt Lake City Consolidated Fee Schedule to Modify Various Fees
Ordinance amending the Salt Lake City Consolidated Fee Schedule to modify various fees included therein. The Consolidated Fee Schedule is a list of fees currently charged by different departments throughout the City. The changes related to Fiscal Year 2014-15 include, but are not limited to:
- an increase of 1.2% to all fees, except parking meter rates, to adjust for the consumer price index;
 - adding a new section for all fees related to special events (rather than separated out by department);
 - allowing for a surcharge on any payments to the City made with a credit card;

- establishing that the minimum credit card purchase at a parking pay station is \$2.00 and that the minimum charge for a coin purchase is \$0.25;
- establishes a fee for new proposed corporate golf pass and;
- establishes a fee for a six-hole golf experience at Nibley Park and Rose Park Golf Courses, depending on availability.

(O 11-9)

Staff Recommendation: Continue hearing to June 3, 2014.

The City Council will consider a motion to recess as the City Council and to convene as the Board of Directors of the Local Building Authority

5. [Resolution - Budget for the Capital Projects Fund of the Local Building Authority](#)
Accept public comment regarding a resolution adopting the Budget for the Capital Projects Fund of the Local Building Authority of Salt Lake City, Utah, for the remainder of the Fiscal Year Beginning July 1, 2014 and Ending June 30, 2015.

(B 14-6)

Staff Recommendation: Continue hearing to June 3, 2014.

The Board of Directors will consider a motion to adjourn as the Board of Directors of the Local Building Authority and reconvene as the City Council.

D. POTENTIAL ACTION ITEMS

1. [Ordinance: Animal Services Amendments: Vicious Animals and Dog Tethering](#)

Legislative Sponsor: Kyle LaMalfa

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: Consider options.

2. [Ordinance: Zoning Map Amendment and Street Closure – 289 North Almond Street](#)

Legislative Sponsor: Not Required – Petition from Applicant

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.

(P 14-6)

Staff Recommendation: Consider options.

3. [Ordinance: Alley Closure, 364 West American Avenue, BM&V Enterprises](#)

Legislative Sponsor: Not Required – Alley Closure

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: 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. [Ordinance: Urban Vegetable Garden Adjustment Program](#)

Consider adopting an ordinance regarding a proposal on a grant program that would enable residents with urban gardens to use water for irrigating at a lower cost. The Council approved \$30,000 for the grant program, during the Fiscal Year 2013-14 budget, with the intention that the funds would support large urban gardens by offsetting the cost of the water used for irrigating the garden space.

(O 14-17)

Staff Recommendation: Consider options.

H. CONSENT

1. Set the Public Hearing Date – Ordinance: Allowing Assisted Living Facilities in the Sugar House Business District.

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

Staff Recommendation: Set date.

I. ADJOURNMENT:

CERTIFICATE OF POSTING

On or before 5:00 p.m. on May 16, 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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* Open City Hall is an online discussion forum for topics on which the City is seeking the Public's input. Items that are listed as Open City Hall topics may be found at:
<http://www.slccgov.com/opencityhall/>

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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