



CITY COUNCIL

SHARLA BEVERLY
RYAN GOLD
IRVIN JONES
KEVIN D. RAPP
MIKE RUTTER
DEBBIE SNOW
ROY TURNER

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SOUTH SALT LAKE CITY
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CHERIE WOOD
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South Salt Lake City Council REGULAR MEETING AGENDA

Public notice is hereby given that the **South Salt Lake City Council** will hold a Regular Meeting on **Wednesday, November 12, 2014** in the City Council Chambers, 220 East Morris Avenue, commencing at **7:00 p.m.**, or as soon thereafter as possible.

Conducting: Michael Rutter, District 4
Council Chair: Irvin H. Jones, Jr.
Sergeant at Arms: Jennifer Smartt

Opening Ceremonies

1. Welcome/Introductions
2. Serious Moment of Reflection/Pledge of Allegiance
3. Special Recognition
 - a. Introduction of New Deputy Fire Chief
 - b. Arborist Certification
 - c. CMC Recognition
 - d. Youth City Council Swearing In Ceremony

Michael Rutter
Lyn Creswell

Chief Morris
Mont Roosendaal
Finn Kofoed/
Leigh Ann Warnock
Jennifer Allred/
Craig Burton

Approval of Minutes

- October 22, 2014 Work Meeting
October 22, 2014 Regular Meeting

No Action Comments

1. Scheduling
2. Citizen Comments/Questions
 - a. Response to Comments/Questions
(at discretion of conducting council member)
3. Mayor Comments
4. City Attorney Comments
5. City Council Comments
6. Information – Photo Contest Winners

City Recorder

Mike Florence

Action Items

Unfinished Council Business

1. An Ordinance of the City of South Salt Lake City Council Enacting Chapter 15.14, Impact Fees, and Imposing Impact Fees for Culinary Water Service
2. An Ordinance of the City of South Salt Lake City Council Amending Chapter 12.52, Trees, of the City of South Salt Lake Code

Paul Roberts

Paul Roberts

New Council Business

1. An Ordinance of the City of South Salt Lake City Council Enacting Chapter 17.19, Variances, for the South Salt Lake City Code

Mike Florence

Motion for Closed Meeting

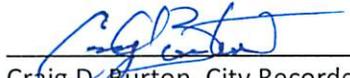
See Page Two for Continuation of Agenda

In accordance with State Statute and Council Policy, one or more Council Members may be connected via speakerphone.

Those needing auxiliary communicative aids or other services for this meeting should contact Craig Burton at 801 483-6027, giving at least 24 hours' notice.

Each of the Deseret News and Salt Lake Tribune was advised of the Agenda of the Regular Meeting of the City Council to be held Wednesday, November 12, 2014, by fax transmittal of the foregoing agenda on Friday, November 7, 2014.

Craig D. Burton, City Recorder
Dated this 7th day of November, 2014



Craig D. Burton, City Recorder

Citizen Comments/Question Policy

Time is made available for anyone in the audience to address the Council and/or Mayor concerning matters pertaining to City business. When a member of the audience addresses the Council and/or Mayor, he or she will come to the podium and state his or her name and address. Citizens will be asked to limit their remarks/questions to five (5) minutes each. The conducting Councilmember shall have discretion as to who will respond to a comment/question. In all cases the criteria for response will be that comments/questions must be pertinent to City business, that there are no argumentative questions and no personal attacks. Some comments/questions may have to wait for a response until the next regular council meeting. The conducting Councilmember will inform a citizen when he or she has used the allotted time. Grievances by City employees must be processed in accordance with adopted personnel rules.

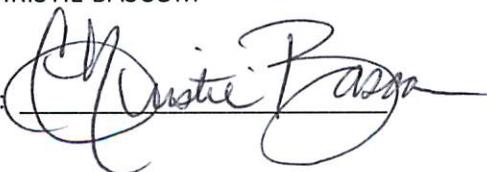
CERTIFICATE OF COMPLIANCE WITH OPEN MEETING LAW

The undersigned, duly qualified and acting City Recorder of the City of South Salt Lake, does hereby certify that on the 7th day of November, 2014, pursuant to Utah Code Annotated Section 52-4-202 (1953), as amended, there was posted (at least 24 hours prior to the meeting time) at the regular meeting place of the City Council of the City of South Salt, written notice of the Agenda or the Regular Meeting of the Council, a copy of which is attached and incorporated herein as Exhibit "A". The undersigned does further certify that there was mailed or delivered to all persons shown on Exhibit "B", Notice of Agenda of the above mentioned regular meeting, a copy of which is attached hereto and incorporated herein.

Name: CRAIG D. BURTON
Title: CITY RECORDER

Signature: 

Witnessed the 7th day of November, 2014 by
Name: CHRISTIE BASCOM

Signature: 

CITY OF SOUTH SALT LAKE
CITY COUNCIL MEETING

COUNCIL MEETING Wednesday, November 12, 2014
7:00 p.m.

CITY OFFICES 220 East Morris Avenue – Suite 200
South Salt Lake, Utah 84115

PRESIDING Council Chair Irvin H. Jones, Jr.

CONDUCTING Council Member Michael Rutter

SERIOUS MOMENT OF REFLECTION/
PLEDGE OF ALLEGIANCE Lyn Creswell, City Attorney

SERGEANT AT ARMS Jennifer Smartt

COUNCIL MEMBERS PRESENT:

Sharla Beverly, Ryan Gold, Irvin H. Jones, Jr., Kevin Rapp,
Michael Rutter, Debbie Snow and LeRoy Turner

STAFF PRESENT:

Mayor Cherie Wood
Charee Peck, Chief of Staff
Lyn Creswell, City Attorney
Paul Roberts, Deputy City Attorney
Ron Morris, Fire Chief
Terry Addison, Deputy Fire Chief
Jack Carruth, Police Chief
Dennis Pay, Public Works Director
Mike Florence, Community Development Director
Glenn Smith, Urban Livability Director
Mont Roosendaal, Public Assets Director
Aaron Wiet, Recreation Director
Kari Cutler, Promise South Salt Lake Director
Craig Burton, City Recorder

OTHERS PRESENT:

See attached list

SPECIAL RECOGNITION

- a. Introduction of new Deputy Fire Chief.** Fire Chief, Ron Morris, introduced Terry Addison as the new Deputy Fire Chief, replacing Deputy Chief Kevin Bowman who retired in October.

- b. Arborist Certification.** Public Assets Director, Mont Roosendaal, announced that Joaquin Garcia has completed all the requirements and passed the exams to become a certified arborist.

- c. **CMC Recognition.** Utah Municipal Clerks Association President, Finn Kofoed, recognized City Recorder, Craig Burton, for receiving his Certified Municipal Clerk designation.
- d. **Youth City Council Swearing In Ceremony.** The City Recorder swore in the 2014-15 Youth City Council members. Maya Ellis was sworn in as Youth City Mayor and Nimo Dahir as the Youth City Mayor Pro-tem.

APPROVAL OF MINUTES

October 22, 2014 Work Meeting. Council Member Turner moved to approve these minutes.

MOTION: LeRoy Turner
 SECOND: Debbie Snow
Voice Vote:
 Beverly Aye
 Gold Aye
 Jones Aye
 Rapp Aye
 Rutter Aye
 Snow Aye
 Turner Aye

October 22, 2014 Regular Meeting. Council Member Rapp moved to approve these minutes.

MOTION: Kevin Rapp
 SECOND: Sharla Beverly
Voice Vote:
 Beverly Aye
 Gold Aye
 Jones Aye
 Rapp Aye
 Rutter Aye
 Snow Aye
 Turner Aye

NO ACTION COMMENTS

1. **SCHEDULING.** The City Recorder informed those at the meeting of upcoming events, meetings, activities, etc.
2. **CITIZEN COMMENTS/QUESTIONS. Ron Barber 329 Mansfield Avenue.** He wants to put solar panels in his home. When he came to the Building Department he was met with a resistant attitude and was asked if he was going to install the panels himself rather than have a company install them. They want certifications for everything he has. This started back in May and he just got his

permit today. Then the neighbor next door is running a business out of his house and the City says there is nothing they can do because they have to wait for the process to work out. Is this the way the City works? He doesn't feel he has been treated well.

Melanie Christiansen, 3183 South 300 East. She has bees and the State Agriculture Department regulates her hives. The City doesn't need regulations on top of the State regulations. The same is true with chickens. She asked that the Council think of all that the bees do and keep that in mind when they vote on this ordinance. The City wants to send people on to her property to monitor the hives. The State already does that. The City doesn't have the right to come onto her property without notification. They don't have the right to come and go as they please on her property. She asked the Council to consider these things.

- 3. MAYOR COMMENTS.** Mayor Wood advised the Council that the Youth City Council members have fantastic resumes at such a young age. They are involved in many extracurricular activities and AP school courses. She is very proud of them.

She thanked Mr. Garcia and Mr. Burton for getting their professional certifications.

She also advised the Council that Water Supervisor, Marvin Taylor, is retiring. His open house is tomorrow.

The Mayor and Promise South Salt Lake Director, Kari Cutler, spent some time with a professor from the Harvard Business School last week. Harvard is participating in the U.S. Competitiveness Project and wanted to see what South Salt Lake is doing. They heard about us clear back at Harvard. They toured some of the neighborhood centers.

This morning Mayor Wood and Ms. Cutler spent some time with Voices for Utah Children. The Annie E Casey Foundation just published a report on second generation poverty solutions – creating opportunity for families.

Ms. Cutler gave some handouts to the Council from the meeting. A poll just completed reveals that the majority of the people who responded believe this is a good method to reduce poverty even if it would cost more in taxes. A copy of the handouts are attached to these minutes and incorporated by this reference.

- 4. CITY ATTORNEY COMMENTS.** None.
- 5. CITY COUNCIL COMMENTS.** Council Member Snow wanted to know who was going to attend the neighborhood meeting tomorrow night. She will attend a part of it.

Council Member Gold said the fall cleanup seems to be running smoothly. He wanted to know if the City had received any feedback from the citizens.

Mayor Wood advised that they haven't had too many comments.

Council Member Rapp feels the fall cleanup worked well. He thinks that is what the people wanted was to get back to putting things on the curb. He also congratulated Deputy Chief Addison, Mr. Garcia and Mr. Burton for their accomplishments.

- 6. **INFORMATION. Photo Contest Winners.** Community Development Director, Mike Florence, recognized the winners of the third annual photo contest in conjunction with National Planning Month. The theme for the photos was, Great Places in South Salt Lake. The winning photos were taken of Kyler Grove Winery, two from Millcreek and one of the City Water Tower. The winning photographers were Kjersty Goodrich Sorenson, Steve Connelly, Denise Beck and Suzanne Glick.

UNFINISHED COUNCIL BUSINESS

- 1. **An ordinance of the City of South Salt Lake City Council enacting Chapter 15.14. Impact Fees, and imposing impact fees for culinary water service.** Deputy City Attorney, Paul Roberts, advised the Council that they had a law firm do a "stress test" on the ordinance, going through the data and trying to find ways to poke holes in it and the data is sound. He advised that the Council hold off one more week to pass it. They are still waiting for the final reports.

Council Member Gold moved to place this item on Unfinished Business on the November 19, 2014 Council meeting.

MOTION: Ryan Gold
 SECOND: LeRoy Turner
Voice Vote:
 Beverly Aye
 Gold Aye
 Jones Aye
 Rapp Aye
 Rutter Aye
 Snow Aye
 Turner Aye

- 2. **An ordinance of the City of South Salt Lake City Council amending Chapter 12.52, Trees, of the City of South Sat Lake Code.** Mr. Roberts reviewed the ordinance with the Council. There are three categories of trees, street trees in park strips or medians, parks trees located on City owned property, and privately owned trees that may be a nuisance to neighbors.

Public Works Director, Dennis Pay, said the ordinance wouldn't impact his department much. They would still probably spend around \$7,000 to \$10,000 a year on tree removals.

Public Assets Director, Mont Roosendaal, shared a handout with the Council. A copy is attached to these minutes and incorporated by this reference. He plans to make an inventory assessment of the City trees and then take any action needed with them. They have spent roughly \$7,000 on dangerous trees. He doesn't know what the starting budget should be. They need to determine what the critical needs are and what needs to be addressed right now.

Urban Livability Director, Glenn Smith, shared a handout with the Council. A copy is attached to these minutes and incorporated by this reference. His Department will be the most affected by the ordinance. There would be an additional work load put on his staff. Taking the process from beginning to end is very involved and could potentially need cranes to help remove trees, experts to come in and testify, putting liens on property, if needed, all these activities increase the work load on staff. They could probably allocate \$10,000 of the Community Development Block Grant Fund for low income people who qualify for assistance. He currently has a part-time position open for graffiti removal and Community Connection outreach and asked that it be expanded to a full-time position to cover this ordinance. He also asked for an additional increase in the Abatement Fund of \$15,000.

Mr. Roberts passed out a flow chart and budget request paper to the Council. Copies are attached to these minutes and incorporated by this reference. He reviewed the budget request with the Council. The impact of passing the ordinance this year would be about \$67,000.

City Attorney, Lyn Creswell, advised the Council that if they pass this ordinance they are proceeding in an area they haven't been before which is to identify unsafe trees and do something about them proactively. Once they adopt the ordinance they will have to support it with a budget. If they pass it, the City will be in a situation of municipal liability and responsibility that they can't ignore. Once they pass the ordinance, whatever it costs to remove unsafe trees, the City will have to do.

Council Member Snow moved to place this item on Unfinished Business on the November 19, 2014 Council meeting.

MOTION: Debbie Snow

SECOND: Ryan Gold

Voice Vote:

- Beverly Aye
- Gold Aye
- Jones Aye
- Rapp Aye
- Rutter Aye
- Snow Aye
- Turner Aye

NEW COUNCIL BUSINESS

- 1. **An ordinance of the City of South Salt Lake City Council enacting Chapter 17.19, Variances, for the South Salt Lake City Code.** Mr. Florence advised the Council that this ordinance is part of the comprehensive land use code update. It is patterned after the State law and is almost word for word from the State law. It provides a variance process for modifications to the City’s land use code. He briefly reviewed the ordinance with the Council. Variances are hard to get. In the last eight years only one has gone before the Administrative Law Judge.

Council Member Snow asked if a variance could be used to subvert any aspect of the code including zonings.

Mr. Florence answered no. It has to be peculiar to a specific property. There has to be a hardship by a property owner, the special circumstance has to be occurring on that property, and that property has to have something different that other properties in the area don’t have.

Mr. Florence explained that requests for variances will go first to the Community Development Director and that decision would be appealed to the Administrative Law Judge. In the previous code it went to the Administrative Law Judge then to the District Court. This will save people money on an appeal.

Council Member Turner moved to place this item on Unfinished Business on the November 19, 2014 Council meeting.

MOTION: LeRoy Turner

SECOND: Sharla Beverly

Voice Vote:

Beverly Aye

Gold Aye

Jones Aye

Rapp Aye

Rutter Aye

Snow Aye

Turner Aye

Council Member Rapp moved to adjourn.

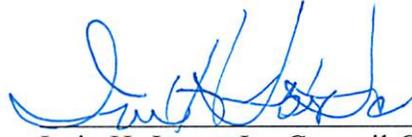
MOTION: Kevin Rapp

SECOND: Ryan Gold

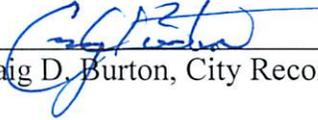
Voice Vote:

Beverly	Aye
Gold	Aye
Jones	Aye
Rapp	Aye
Rutter	Aye
Snow	Aye
Turner	Aye

The meeting adjourned at 8:24 p.m.



Irvin H. Jones, Jr., Council Chair



Craig D. Burton, City Recorder

November 12, 2014

CITY COUNCIL - REGULAR MEETING
LIST OF ATTENDEES

<u>NAME</u>	<u>ADDRESS</u>	<u>REPRESENTING</u>
Dennis Jay	195 W. Oakland Ave	Public Works
Charee Pegg	220 E Morris Ave	Mayor's Office
Ron Morris	2600 So. Main	FIRE
Terry Addison	2600 So. Main	Fire
Jack Cakruth	2835 So Main st.	Police Dept.
Diane Keay	788 E Woodlark Ln	SL Co Health D.
Suzette Ruseher	3556 So Park Place	SLC Public Works
Richard Ruseher	3556 So Park Place	SLC.
Dona Magallanes	5825 Olden Dr. Murray UT	Public Assets
Joaquin Garcia	220 Morris Ave	Public Assets
Aaron Wiet	2551 S. 400 E.	Recreation
Mont Rosendahl	220 E Morris Ave	Public Assets
Paul Roberts	220 E Morris Ave	City Atty
Denise Beck	3007 S. State #0-16	Photo Contest
Kjersti Goodrich-Jorengon	140 E. Wentworth	photo contest
Martie Goodrich	140 E Wentworth	photo contest
Pearl Ellis	174 E Commonwealth	Maya Ellis
Treva Ellis	174 E Commonwealth	maya Ellis
Maya Ellis	" "	YCC
Adaya Ellis	" "	maya Ellis
Justin Ellis	" "	maya Ellis
Mike Florence	220 E. Morris Ave	Community Development
Suzanne Gluck	3514 S. Penney Cove	myself

