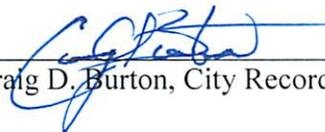


A verbatim transcript has been made of this meeting, which is attached and incorporated by this reference, and will serve as the official minutes of the meeting.

The meeting adjourned at 9:54 p.m.



Irvin H. Jones, Jr., Council Chair



Craig D. Burton, City Recorder

December 3, 2014

CITY COUNCIL - REGULAR MEETING
LIST OF ATTENDEES

| <u>NAME</u> | <u>ADDRESS</u> | <u>REPRESENTING</u> |
|-------------------|--------------------------|---------------------|
| KEITH NIELSON | 2200 S. 200 E. | REGENCY APTS |
| GARY BRADSHAW | 220 E. MORRIS | SSL Ch. |
| Leonard Anderson | 364 E. Vibos | 9.1A |
| KANDY FITTS | 385 EAST BURTON AVE | SELF |
| Kyle Kershaw | 220 E MORRIS | ADMIN |
| Paul Roberts | 220 E. MORRIS | ATTY |
| Jack Carruth | 2835 So Main st | Police |
| Pamela Julian | 220 E. MORRIS | HR |
| Norman Bernhardt | 2350 S. 200 E | self |
| Lee Ann Korman | 2608 POLITUDE DR. | SELF |
| David Mechem | 177 E. TRUMAN AVE | Self |
| Everett Taylor | 286 E Burton Ave | Self |
| Lucille Taylor | 286 E. Burton Ave | Self |
| Ana K. Castanares | 2265 S 200E #19 | Regency Apartments. |
| Wija Phing | 2275 S. 200 E # 15 | Regency Apartments |
| KENT SMITH | 240 E TRUMAN AVE | SELF |
| William G. Osumu | 176 E Truman | Self |
| Travis Perry | 4179 S. Riverbend Rd SLU | SLU GMC |
| Bruce R. Baird | 2150 S. 1300 E #500 | SLU |
| Linda Hurst | 227 E Burton Ave | self. |
| Joe Alexander | 151 E WENTWORTH AVE | Self |
| Barbara Alexander | 151 E WENTWORTH AVE | Self |
| Earl Smith | 220 E. Wentworth Ave | Self |

December 3, 2014

CITY COUNCIL - REGULAR MEETING
LIST OF ATTENDEES

| <u>NAME</u> | <u>ADDRESS</u> | <u>REPRESENTING</u> |
|--------------------|----------------------------|-------------------------|
| Clint Bufitt | 350 N Redwood Rd. | Agriculture Dept. |
| Margan Pugh | 1630 Sherman Ave | JAZZercise |
| Alison Flanders | 507 I STREET | JAZZercise |
| Glen Smith | 220 E Morris Ave | UJA |
| Mont Rosendaal | 220 E Morris Ave | Public Assets |
| Mike Florence | " " | Community Development |
| MARK M. GILES | 451 EAST BURTON | SELF |
| Debra Nielsen | 725 W. 3300 S. | SELF |
| Gaylynn Gailley | 725 W 3300 S | Self |
| JASON JACKSON | 207 E. BURTON PUE. | RESIDENT - SELF |
| Brett Tiedemann | 214 E. BURTON AVE | SELF - RESIDENT. |
| Rick Viles | 251 E. 2400 So. | RESIDENT |
| Robert Eugene Cook | 2501 Donner Ave | Self. |
| Robert Riding | 2295 S. 200 E. Apt 6 | self. |
| Megan Riding | 2295 S. 200 E. # 6 | self / resident 4+ yrs. |
| Mike Murray | 121 E 2400 So | Self |
| Steve Zimmerman | 2316 S. 300 E | self / community |
| Amye Zimmerman | " " | " " |
| Trena Young | 321 E. Truman Ave | self / community |
| Karen Young | 321 E. Truman Ave | self / Resident. |
| Jessi Wacker | 259 E Wentworth | self - res. |
| Car Birch | 142 E. Truman Ave. | self |
| Pat Birch | 142 E. Truman Ave. | self |

CITY OF SOUTH SALT LAKE

CITY COUNCIL MEETING

WEDNESDAY, DECEMBER 3, 2014

7:04 P.M.

Held at 220 East Morris Avenue, Suite 200

South Salt Lake City, Utah

TRANSCRIPTION OF ELECTRONICALLY RECORDED PROCEEDINGS

Transcribed by
RENEE L. STACY
Registered Professional Reporter
Certified Realtime Reporter

A P P E A R A N C E S

CONDUCTING: DEBBIE SNOW

COUNCIL MEMBERS: SHARLA BEVERLY
 RYAN GOLD
 IRVIN H. JONES, JR.
 KEVIN RAPP
 MICHAEL RUTTER
 LEROY TURNER

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December 3, 2014

7:04 p.m.

P R O C E E D I N G S

MS. SNOW: All right. Today is Wednesday, December 3rd, 2014. It is 7:04 p.m. and we're beginning our regular meeting of the South Salt Lake City council. My name is Debbie Snow. I represent South Salt Lake district at large. I'm conducting tonight. And we'll recognize we've got our sergeant at arms present, Jennifer Smartt. We appreciate her being here.

Welcome to all of the other city employees and staff and citizens and interested parties in attendance tonight. We are glad you're here. Now I'm going to turn the time over to Mike Rutter for our serious moment of reflection and pledge of allegiance.

MR. RUTTER: Thank you. Let us pray.

MR. JONES: Turn on your mic, Mike.

MR. RUTTER: Do you think God will hear me better if I turn my mic on? I think he will.

Heavenly Father, we meet together, the city council of the City of South Salt Lake, to discuss the business and affairs of the city. We are

1 thankful that we have this free land. We are
2 thankful for those who serve throughout the world to
3 protect this free land. We're thankful for our
4 policemen and for our firemen, for our civil servants
5 who protect us and help us.

6 We are thankful for the freedoms that we
7 have. We're grateful for good life and the bounties
8 that we enjoy.

9 Help us as we discuss the affairs and
10 business of the city that we may move forward
11 positively the affairs of this city, the great city
12 of City of South Salt Lake. This we ask in Jesus'
13 name. Amen.

14 Please stand. Repeat the Pledge of
15 Allegiance.

16 (Pledge of Allegiance recited.)

17 MR. RUTTER: Thank you.

18 MS. SNOW: Thank you, Mike, for that.

19 We now move to the portion of approving the
20 minutes. We first have -- I believe these are listed
21 as the November 11, 2014 work meeting minutes.
22 That's actually a typo. It's supposed to be for
23 November 12th, 2014 work meeting minutes. I will
24 receive a motion for approval of those minutes.

25 MR. RUTTER: I'll make the motion that we

1 approve those minutes, work meeting.

2 MR. TURNER: Second it.

3 MS. SNOW: Okay. Motion by Mike, second by
4 Roy. All those in favor?

5 MS. BEVERLY: Aye.

6 MR. GOLD: Aye.

7 MR. JONES: Aye.

8 MR. RAPP: Aye.

9 MR. RUTTER: Aye.

10 MS. SNOW: Aye.

11 MR. TURNER: Aye.

12 MS. SNOW: Then the second minutes, the
13 November -- or it states "November 11, 2014 regular
14 meeting minutes." It's actually November 12th, 2014
15 regular meeting minutes. I'll receive a motion for
16 their approval.

17 MR. TURNER: I'll make that motion.

18 MR. RAPP: I'll second that.

19 MS. SNOW: Okay. Motion by Roy, second by
20 Kevin. All those in favor?

21 MS. BEVERLY: Aye.

22 MR. GOLD: Aye.

23 MR. JONES: Aye.

24 MR. RAPP: Aye.

25 MR. RUTTER: Aye.

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MS. SNOW: Aye.

MR. TURNER: Aye.

MS. SNOW: Now to the November 19th regular meeting minutes. Do I have a motion on those?

MR. RAPP: I'll make that motion.

MR. TURNER: I'll second it.

MS. SNOW: Motion by Kevin, second by Roy. All those in favor?

MS. BEVERLY: Aye.

MR. GOLD: Aye.

MR. JONES: Aye.

MR. RAPP: Aye.

MR. RUTTER: Aye.

MS. SNOW: Aye.

MR. TURNER: Aye.

MS. SNOW: All right. Next up on our agenda tonight is scheduling with our city recorder, Craig.

MR. BURTON: Thank you. Okay. Next week, it appears we'll have an RDA meeting (inaudible) work meeting, but will be an RDA, probably. I don't know that there will be a work meeting, but watch for the agenda. That will start at six. Our regular council meeting, the last one for this year, will be next week as well, at 7:00 p.m. here in the council

1 chambers. We invite everyone to be here.

2 Then a reminder of upcoming events. This
3 Saturday is our breakfast with Santa over at Columbus
4 Center. We invite everybody to come and join us.
5 That's from 8:00 a.m. to 11:00 a.m. We hope -- we
6 always have a great crowd. We hope you'll come and
7 have a good time and enjoy breakfast.

8 And then, Council, on the 11th, Thursday,
9 the 11th of December, is the city holiday luncheon at
10 noon over at Columbus Center as well. Thank you.

11 MS. SNOW: Thank you, Craig. We now come
12 to the portion of our meeting dedicated to citizen
13 comments. This is a time for any of our citizens or
14 other interested parties to come forward to address
15 the council on any topic, particularly -- you know, I
16 mean any topic, but definitely anything that's on the
17 agenda tonight, now would be the time for you to step
18 forward to discuss any remarks on that.

19 We do limit your time to five minutes, but
20 if you'd come forward to the podium and state your
21 name and address, we're happy to hear from you.

22 MS. FLANDERS: Hello. My name is Alison
23 Flanders. My address is 507 I Street, Salt Lake
24 City. I'm here representing Jazzercise, and I don't
25 know if you know that we have ten classes a week, a

1 60-minute aerobic class that's based around dance at
2 the Columbus Center currently, and we provide that to
3 anyone who wants to come, but we love that our
4 classes are in South Salt Lake because it's centrally
5 located and over 40 percent of our constituents live
6 within a mile of the center, and I love that about
7 that.

8 What I'm asking from you tonight is that
9 you would consider revisiting the fee schedule that
10 has been recently, in the last year, adopted by the
11 Columbus Center. Our classes have been there for ten
12 years, of which I've been there for eight, and just
13 in the last ten months our rent has increased 400
14 percent, so that is making it less and less feasible
15 for us to have our classes in South Salt Lake and to
16 provide South Salt Lake with a low-cost, consistent,
17 and very well-rounded fitness program, that I know
18 goes along with your mayor's Get Moving Campaign, and
19 we would love to stay in South Salt Lake in the
20 Columbus Center or other community centers. I know
21 you guys have been making great efforts in providing
22 more and more options for your residents.

23 We have been working with the city, but
24 ultimately it is that fee schedule that is keeping us
25 from running our business out of these -- and I use

1 the term "business" loosely. We make very little
2 money. But I would ask you to reconsider that fee
3 schedule. And starting the first of the year, our
4 rent would go up to \$2,400, which, for a small
5 business, is a lot of money, the same as a commercial
6 property, which I would rather be in a community
7 center to provide programs to a community center at
8 that cost rather than a higher cost.

9 That's all I have for you.

10 MS. SNOW: Ms. Flanders, can I ask you a
11 follow-up question?

12 MS. FLANDERS: Yes.

13 MS. SNOW: So what was your rent
14 previously? You said it's already gone up and it's
15 going up again in January?

16 MS. FLANDERS: Post -- at the beginning of
17 2014, January, we were paying \$600, I believe. I did
18 not own the business at that time, but that's what my
19 records show. And then starting January 1st, 2015,
20 it will be \$2,400.

21 MS. SNOW: Okay.

22 MS. FLANDERS: And the city has been
23 working with us over the last few months to keep us
24 there, and I am grateful for that, but it would be
25 not feasible at that point for us.

1 MS. SNOW: So have you -- when you say
2 they've been working with you, it sounds like this
3 rent increase went up previous to January.

4 MS. FLANDERS: So we have increased --
5 right now we're paying \$1,200, which is kind of a
6 medium and kind of a grace period for us, I guess, to
7 see if we could figure out how to make the new one --
8 new fee schedule work for us.

9 MS. SNOW: And that's per month?

10 MS. FLANDERS: Correct.

11 MS. SNOW: That's good information to have.
12 We'll follow up on that.

13 MS. FLANDERS: Great. Thank you.

14 MS. SNOW: Oh. Other questions?

15 MR. RUTTER: Can you raise the fees that
16 you charge the participants?

17 MS. FLANDERS: You know, what we charge
18 right now is about average for the state of what
19 other Jazzercise places offer, and to charge more
20 money would make it less feasible, especially for the
21 citizens of Salt Lake and South Salt Lake for the
22 income that the --

23 MR. RUTTER: But how do other Jazzercise
24 exercise places throughout the -- when they have
25 their retail space, how do they pay the retail prices

1 and still make it?

2 MS. FLANDERS: So they offer more classes a
3 week to increase the clientele, but if you're -- we
4 pay hourly, so that just increases our rent, rather
5 than bringing in just more people. Does that make
6 sense? Am I explaining that well enough?

7 MR. RUTTER: No.

8 MS. FLANDERS: If you own a commercial
9 space, you can have -- we have a center in West
10 Jordan that has 50 classes a week.

11 MR. RUTTER: Do you own that center?

12 MS. FLANDERS: I do not.

13 MR. RUTTER: Do you work with the people
14 that do own it?

15 MS. FLANDERS: I do. So they have a larger
16 clientele base because there's more times for -- more
17 opportunity for people to come. We only offer two
18 classes a day, so our client base is smaller, so
19 raising the rent will only get us -- or raising the
20 cost of the class will only get us so far. We've
21 done that once in the last year already, too.

22 MS. SNOW: Okay. Thank you for letting us
23 know.

24 MS. FLANDERS: Thank you.

25 MS. SNOW: Is there anyone else that would

1 like to come forward? I see no others at this time,
2 so I'll close the citizen comment section of our
3 meeting and move to the mayor's comments.

4 MAYOR WOOD: It's this little fun box.
5 It's --

6 MR. RUTTER: Oh, a box you're getting us.
7 Thank you.

8 MAYOR WOOD: I'll tell you what it is. The
9 Royal Bank of Scotland heard about all that we were
10 doing with STEM in our after-school programs, and
11 that little device is called a "Raspberry Pi," P-I,
12 and they donated 35 of those units to our
13 after-school program, so we'll be putting those in
14 our after-school program for the 4th to 12th graders.

15 You can fly a drone with that, and so it
16 will teach our youth computer programming.
17 Obviously, when they start, they guide a little worm
18 around, so -- it's like the first lesson is guiding a
19 little worm around on the screen, up to and including
20 being able to fly a drone, so -- it was a hookup that
21 we got from a partnership that was built with one of
22 our volunteer mentors from Westminster, so it was the
23 Royal Bank of Scotland. Just wanted to share that.

24 MR. RUTTER: Terrific.

25 MS. SNOW: That's great. That's great.

1 Let's go ahead with the city attorney comments at
2 this time.

3 MR. CRESWELL: I think for four or five of
4 you, it might -- am I on?

5 MR. RUTTER: Uh-huh.

6 MR. CRESWELL: Okay. For four or five of
7 you, you have quite a bit of background on Jazzercise
8 and the fee schedule, because the Jazzercise classes
9 were part of the discussion as we approve the new fee
10 schedule. For those of you -- specifically Kevin and
11 maybe Sharla and Debbie -- if you need more
12 background, we can provide you the history and what's
13 going on, but it literally goes back two years where
14 we began working with Jazzercise and considering
15 changes in the consolidated fee schedule, and it's
16 gone throughout this year where we've, again, tried
17 to accommodate and deal with their changes and our
18 changes, so additional information could be provided,
19 but, again, many of the council members already know
20 the background and may not need the full brief, but
21 others can receive it if you want it.

22 MS. SNOW: Yeah. I'd follow up with you on
23 that offer. If you'd put together a memo for us and
24 put it in our Dropbox saying kind of the back history
25 of the changes affecting Jazzercise.

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MR. CRESWELL: We can do that.

MS. SNOW: That would be great.

MR. CRESWELL: It will be -- it will be in outline form, but we'll get it to you.

MS. FLANDERS: Is that legal?

MS. SNOW: Lyn, would you be willing to provide Ms. Flanders with a copy of that as well?

MR. CRESWELL: Well, I've got her e-mail. I'll send it to her.

MS. SNOW: Thank you. Okay. Now we have time for city council comments. I will start with -- on this side with Sharla. Do you have comments tonight?

MS. BEVERLY: Nothing tonight.

MR. RAPP: I don't have anything this evening.

MS. SNOW: I have nothing tonight.

MR. JONES: Not tonight. Thank you.

MR. GOLD: None from me, also.

MS. SNOW: No council comments. Our information portion of our meeting, we have a victim advocate report from Brooke St. John.

MS. ST. JOHN: I appreciate the opportunity to appear. I sent the quarterly statistics over for the VOCA and the VAWA grant. It's been one of our

1 busiest quarters. We have a -- we had a lot of --
2 not a lot, but we had several incidents in November
3 of domestic violence that were pretty extreme. I
4 feel very fortunate to work with such a great bunch
5 of men and women, victim advocates and police
6 officers, over at the department.

7 One woman had been struck with a vehicle
8 after an argument with her former boyfriend and left
9 by the side of the road. She actually dodged the
10 sergeant who made her go -- who asked that she go by
11 her own vehicle, since she wouldn't go by ambulance
12 to the hospital. She told him she was going. He
13 called me out and then went back to the house, and
14 she'd actually looped back and gone back home and
15 hadn't gone to the hospital. So he talked to her
16 again, urged her to go to the hospital. Turned out
17 she needed staples for a head wound, and she had a
18 broken ankle.

19 We also had a domestic over in town where a
20 victim -- I went out on it. We talked to her till we
21 were nearly blue in the face. She did not want to go
22 to the hospital, she was just so upset from the
23 incident, and we kept on her the next two days. She
24 finally agreed to go to the hospital. She was
25 admitted for emergency surgery for a collapsed lung.

1 And so it's -- it was -- not only did they
2 do their duties as crime investigators, but it was
3 the combined efforts of victim advocates and police
4 officers that I believe showed life-saving efforts.
5 I think both of these women could have died from the
6 injuries they had, and charges have been filed in the
7 district court, and since then, with the interaction
8 with detectives and victim advocates, both victims
9 have actually turned cooperative and we've gotten
10 them to safe places so that they weren't in fear of
11 further abuse.

12 So those are some of the good stories.
13 When you gave the citizen comment, I wanted to stand
14 up and say, "I work with the best bunch of people
15 down there," and it's not just victim advocates and
16 it's not just officers, but we come together as a
17 team to get these people what they need, and it was a
18 good month last month. Even though they were bad
19 injuries, we got people to listen to us and got them
20 to the services they needed, so -- any questions
21 about the stats reports? Okay.

22 MS. SNOW: No questions, but I do want to
23 thank you, Brook, for working with those victims.

24 MS. ST. JOHN: Thank you for --

25 MS. SNOW: It's a telling part of our

1 society that we're willing to watch out for
2 vulnerable people and help them. I think it really
3 helps define us that we reach out that way, and I
4 appreciate the work that you do.

5 MS. ST. JOHN: Absolutely. We have an
6 amazing police department here. Thank you.

7 MS. SNOW: And our police department as
8 well. Thank you. All right. Let me pull the agenda
9 up.

10 MR. TURNER: The mayor.

11 MS. SNOW: Okay. We have appointments by
12 the mayor at this point.

13 MAYOR WOOD: Hi. I would like to seek
14 advice and consent for Carly Klein to serve as
15 planning commissioner for the City of South Salt
16 Lake. Her impressive resume was put in Dropbox. Is
17 there any questions that I can answer?

18 MS. SNOW: I see no questions, so we will
19 go forward and -- let's see. How do we word this?
20 We give the advice and consent? And all those in
21 favor?

22 MR. GOLD: Is that a roll call or --

23 MR. BURTON: Yeah, I think it would be good
24 to do a roll call and to do a motion and a second.

25 MR. RUTTER: I'll make the motion that we

1 approve this appointment.

2 MS. SNOW: Okay.

3 MR. TURNER: I'll second it.

4 MS. SNOW: Motion by Mike, second by Roy.

5 All those in favor?

6 MR. TURNER: Roll call.

7 MS. SNOW: Roll call vote, beginning with
8 Mike.

9 MR. RUTTER: Aye.

10 MS. BEVERLY: Aye.

11 MR. GOLD: Aye.

12 MR. JONES: Aye.

13 MR. RAPP: Aye.

14 MS. SNOW: Aye.

15 MR. TURNER: Aye.

16 MS. SNOW: It was unanimous. We are happy
17 to have you as our latest member of the planning
18 commission.

19 MR. RUTTER: Congratulations. Thanks.
20 Thanks for coming.

21 MR. JONES: Thanks. Now get to work.

22 MR. TURNER: Thanks for being willing to
23 serve.

24 MR. RAPP: Congratulations.

25 MS. SNOW: Okay. First item on unfinished

1 business tonight is an ordinance of the City of South
2 Salt Lake amending Chapter 12.52, the tree section of
3 our Salt Lake -- South Salt Lake Code. Paul Roberts,
4 if you're available to come forward and speak with us
5 on this item.

6 MR. ROBERTS: Evening, Council Members.
7 This has been on unfinished business a couple of
8 times. The last meeting, we wanted some input from
9 Kyle. In the meantime, we've also had a visit from
10 state officials, and I talked a little bit about --
11 about infestations of trees, and so we've actually
12 got some proposed amendments. They aren't ready for
13 you now, but we'll have them in your Dropbox by
14 Friday.

15 And what we'd like to do is give Kyle a bit
16 of time and then also give these state officials --
17 we've got a state entomologist here to talk about
18 tree infestation and sort of what we would need to do
19 if there were a quarantine or something like that.

20 MS. SNOW: Okay.

21 MR. ROBERTS: So why don't we invite Kyle
22 up and he can address your budget questions, and then
23 we'll have the state folks come up, and we should be
24 able to wrap up at 7:30.

25 MS. SNOW: Great.

1 MR. KERSHAW: Good -- good evening. I had
2 a chance to review the video from last -- the last
3 meeting when this was discussed, and I jotted down
4 some questions that you had, so let me go through
5 that and make sure I have answered the questions that
6 were brought up.

7 Right now, what the current budget practice
8 is, is that, in FY 215, we put \$20,000 into the
9 capital fund for tree trimming. Now, the reason why
10 that was done is because many years ago the whole
11 tree trimming program was divided up into departments
12 and it got to be very territorial where departments
13 would -- and this was a long time ago. The current,
14 you know, department directors weren't involved.
15 This would have been ten or more years ago. But they
16 got very territorial about their budget and so it was
17 decided just to commingle the funds into the capital
18 fund, and the mayor and the finance department would
19 help, you know, dole it out as needed, and so that's
20 why it landed where it is now and how we've been
21 budgeting it since then.

22 Of that 20,000, there's about \$14,000 left
23 in that account. As I understand it, the proposal
24 that you received would require about a \$67,000
25 budget increase to carry out -- or is the

1 recommendation from the department heads involved to
2 carry out the program as outlined in the ordinance.

3 In a previous meeting, Council Member Snow
4 brought up some budgeting issues about considering
5 things in a vacuum, and that's exactly my
6 recommendation to you as you deliberate about this,
7 is that new programs that don't carry its own revenue
8 source, I would caution you to consider those -- to
9 not consider those in a vacuum. Let those programs
10 compete against other interests that will be coming
11 your way when you start discussing the budget in the
12 next two or three months.

13 As I understand it, this program itself
14 doesn't carry a revenue source with it, and so, after
15 consultation with the mayor, it's our recommendation
16 that whether you adopt this ordinance or not is up to
17 you, but as far as a budget footnote to it, is that
18 we would recommend that you don't amend a budget or
19 anticipate amending the current FY budget and, you
20 know, you will be presented this as a program for the
21 FY 216 budget.

22 We are going to be -- but it's up to you
23 and you can give us direction, at least from a budget
24 perspective, how you want to proceed. We are going
25 to be approaching you with budget amendments probably

1 next month, but generally every budget amendment we
2 bring to you midyear has its own funding source or
3 it's a carryover. You know, some funds weren't used
4 in a previous year that were carried -- or needed to
5 be carried forward into a subsequent year to get a
6 project done, and we generally -- it's rare when we
7 bring a budget amendment to you where it doesn't have
8 its own funding source, and that's the case this year
9 as well.

10 Just case in point, I went to a meeting a
11 couple weeks ago with the benefits committee here,
12 employees -- comprised of employees in the city and
13 conveyed to them what budgeting for future benefit
14 enhancements or salary enhancements or other benefits
15 that they might -- are going to be difficult when
16 weighed against competing interests if we have
17 mandated benefit increases that come our way, like
18 retirement, and to go ahead and try to find \$70,000
19 now when the benefits committee is asking for, you
20 know -- or is inquiring. They haven't requested it,
21 but they -- they have addressed the need of -- we
22 took away a benefit last year from the employees, the
23 sick payout, and we're trying to work through that
24 problem and come up with some solutions to it, but
25 it -- to try to fund a new program is difficult, in

1 light of all these other things we have going on.

2 In addition, we're going to be presenting,
3 I think, in the near future, where we are with our
4 2016 plan, and you will see really committing revenue
5 to a program is -- should be deliberated over very
6 carefully, so we can obviously allocate the funds
7 that we currently have budgeted in different ways if
8 it enables departments to get through or to address
9 some of these -- these needs that will come with the
10 tree ordinance. We can -- we can do some things and
11 possibly just ask the departments to do the best they
12 can until we reach budget time next year and so you
13 can consider it -- I guess all the other things that
14 you're going to have to have -- weigh against, so I
15 apologize if I rambled a little bit, but that -- that
16 was our best recommendation at this point, at least
17 from a budget perspective.

18 MS. SNOW: That's really helpful. Thanks,
19 Kyle. The best way to get me to agree is to quote me
20 and bind me to my own precedent. Thanks.

21 MR. RAPP: Can I ask a quick question?
22 Okay. So you said, though, there was 20,000 already
23 in the -- for tree trimming, and, of course, Dennis
24 was asking for ten of that, and then -- well, public
25 assets was asking for ten of that.

1 MR. KERSHAW: And -- and I --

2 MR. RAPP: So that wouldn't really change
3 that.

4 MR. KERSHAW: No. No. And I think there
5 was some additional to go into urban livability
6 for --

7 MR. RAPP: That's -- okay. That's where
8 the real change is going to come in, is --

9 MR. KERSHAW: Right.

10 MR. RAPP: -- adding that part-time person
11 and then -- let's see. Was it 15,000 for the
12 abatement?

13 MR. KERSHAW: Right. Yeah. As I -- as I
14 understand --

15 MR. RAPP: Okay. That was -- that was --
16 that's where it was going to -- that's where things
17 were really going to change, because the CBG funds,
18 those are separate, anyway.

19 MR. KERSHAW: Yeah. You -- you'll --
20 those, yeah, would be handled --

21 MR. RAPP: I mean, they're not -- that's
22 not general fund money, anyway.

23 MR. KERSHAW: Right.

24 MR. RAPP: That's not -- that doesn't
25 concern us on that end.

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MR. KERSHAW: Right.

MR. RAPP: So it's just basically, I guess, that 42,000 --

MR. KERSHAW: So I guess if you decide to go ahead with this tree ordinance and adopt it, you know, that you might -- and if you don't want to, from a budget perspective, make changes, you'd probably want to make sure that you -- that you are aware -- that the departments know you are aware that the funding they've requested would not be available to carry out this tree ordinance as written, and, you know, they might be asking your indulgence, but they'll do the best they can, but they won't be able to do what they've committed to do from a budget perspective, because it just isn't -- isn't there, and so -- so if you go ahead and pass the ordinance, just please keep that in mind, so --

UNIDENTIFIED SPEAKER: Okay.

MR. GOLD: All right.

MR. RAPP: Thank you.

MR. CRESWELL: My advice to you is not to pass the ordinance until you have the budget, and I made that clear last time. You're creating a legal liability for the city if you pass this ordinance, and once that legal liability is in place, we have

1 to -- we have to do the project, so we've
2 identified -- threaten our citizens based on the
3 standard we've got, so really --

4 MR. KERSHAW: So I'll raise you a Lyn
5 Creswell, so...

6 MR. CRESWELL: And I'm not saying that we
7 shouldn't do this. I'm just saying that the
8 connection between the budget and the ordinance,
9 legally, is very tight, and so you've got to
10 consider, if you pass the ordinance, you're going to
11 immediately amend or adopt a budget to cover the
12 expenses, so...

13 MS. SNOW: Okay. I think Irvin had a
14 comment.

15 MR. JONES: I've got two questions. The
16 first one is -- I've just signed a certificate of
17 appreciation for your 30 years of service, and my
18 question is, did you start working when you were
19 five?

20 MR. KERSHAW: It feels like it, but...

21 MR. JONES: And then my second question is,
22 aren't we already acknowledging that there's a life
23 safety issue as far as the trees go and that the Fitz
24 Park -- we've got the statements that these are
25 hazards?

1 MR. CRESWELL: Well, this ordinance extends
2 us onto private property, and we've not done that
3 before. It's up to the individual citizens. If we
4 have an emergency, the fire marshal determines that
5 there's public risk, obviously we can take some
6 action, but this basically puts us forward to
7 evaluate, assess, and take affirmative action on
8 private property, and we've not had that thus far,
9 so --

10 MR. JONES: Thank you.

11 MS. SNOW: It's 7:30, and we have on the
12 agenda a public hearing, so -- I don't know if we can
13 come back to this. I think we've done that in the
14 past.

15 MR. ROBERTS: You can always table it and
16 come back at the end of the --

17 MS. SNOW: Okay. Do I need to have a
18 motion to table it?

19 MR. ROBERTS: It would have to be a voice
20 vote.

21 MR. CRESWELL: Let's not table it. Let's
22 continue it to --

23 MR. ROBERTS: Well, we've got some folks
24 here from the state. I'd hate to --

25 MR. CRESWELL: Oh. Table it for this --

1 for this meeting.

2 MS. SNOW: Oh.

3 MR. ROBERTS: Yeah. We wait.

4 MS. SNOW: I apologize for putting that
5 off. I just -- I know that we've got a roomful of
6 people for our public hearing, and it was posted at
7 7:30, so if anyone would be so inclined, I'd take a
8 motion to continue this to the end of the hearing.

9 MR. RAPP: I'll make a motion that we table
10 this till the end of the -- after the public hearing.

11 MS. SNOW: All right. Motion by Kevin,
12 second by Ryan. All those in favor?

13 COUNCIL MEMBERS: Aye.

14 MS. SNOW: Okay. That's unanimous. I
15 think we're going to move forward in our agenda.
16 We'll come back to the other items, but we are going
17 to go forward to our public hearing that is scheduled
18 for 7:30. This is for us to receive input regarding
19 the proposed vacation of a portion of Truman Avenue
20 and Burton Avenue from State Street to approximately
21 128 East, as well as an alley between Truman and
22 Burton Avenue. So we'll open that portion of our
23 meeting, the public hearing portion.

24 And first up, we would like to have Mike
25 Florence from the city present our -- the information

1 to us on this item.

2 MR. FLORENCE: Thank you, Council Members.
3 It's great to be with you this evening. Like Council
4 Member Snow stated, this is a public hearing for --
5 to vacate portions of both Burton and Truman Avenues
6 and an alley that runs directly behind the Salt Lake
7 Valley Dodge property on State Street.

8 I want to go through some quick history
9 real quick. In March of 2008, the city council at
10 that time voted and approved the vacation for Burton
11 and Truman Avenues and the alley in between the two
12 streets. As you can see, it extended from State
13 Street to the end of the yellow line on Truman, and
14 the same on Burton Avenue from State Street to where
15 the yellow line is.

16 The petition that came before you in May
17 was -- it was a reconsideration to vacate less of
18 Burton and Truman. The council, in May of this year,
19 decided not to reconsider that and recommended that
20 the applicant go through the process of applying and
21 holding a neighborhood meeting and moving forward and
22 holding a public hearing before the council, so
23 that's what the applicant has done this evening.
24 They are petitioning to vacate the portion in red,
25 the two portions in red in the alley in between the

1 two streets, so basically the closures would just
2 go on Truman -- on Truman Avenue, would just go to
3 the property that's owned by -- currently owned by
4 Hinckley Dodge, being leased by Salt Lake Valley
5 Dodge, and then on Truman, it would just -- it would
6 stop at the street behind that connects Truman and --
7 or, sorry, Burton and 2400 South.

8 This is another picture of -- with an
9 aerial that shows the area to be vacated. Real
10 quick, this was the proposal that was brought to you
11 in May. From that city council meeting, there was a
12 number of things that came out. The residents were
13 concerned about transport and delivery vehicles on
14 2nd East and Truman Avenue, especially with them
15 idling during the early mornings. That was a major
16 concern.

17 Another concern with this site plan was
18 that there was no access, pedestrian access, out to
19 State Street. Individuals would have had to walk
20 down to 2400 South, out to State Street, back up to
21 the bus stop. So that was one of the major concerns.
22 And, also, the residents were concerned about
23 traffic. Where was the traffic going to go? How
24 much was going to -- you know, basically, where was
25 it going to go, and how many -- what impact it would

1 have on other areas of -- other areas of this
2 neighborhood.

3 So the developer -- we sat down with --
4 sorry. We sat down with the applicant and went
5 through those concerns that were brought -- brought
6 up at the May city council meeting. So, during that
7 time, the developer -- or the applicant has applied
8 for -- to close the two streets. They held a
9 neighborhood meeting on November 13th. We -- he --
10 the applicant sent notices to everybody on 2400
11 South, Burton Avenue, Truman Avenue, 2nd East, and
12 Wentworth Avenue.

13 A new -- we -- the applicant worked with
14 myself and my staff on a new site plan, which is
15 shown here, so a couple things that are addressed.
16 Mainly there will no longer be any truck traffic on
17 2nd East or Truman Avenue. You can see in the -- in
18 the dark brown areas, it outlines some drive areas.
19 So what will happen is the delivery and parts
20 vehicles will come in off State Street. They will go
21 up to -- they'll come in this -- go back real quick.
22 I was trying to get that to show up. But they'll
23 come in on 2400 South on the drive approach where
24 Burton would have been if this goes through.

25 Let me just stand up and show it real

1 quick. So the vehicles will come in here off of
2 State Street, come into the yard here. The delivery
3 trucks will drop off vehicles here and go back out on
4 State Street. Any parts trucks, they'll do the same
5 thing. They'll come in off State Street, come in,
6 and then back up to the parts delivery area there, so
7 there will not be any trucks on 2nd or Truman Avenue.
8 They can't access it, this area. It will be gated.

9 There will also -- to address pedestrian
10 concerns, they will be installing a new sidewalk that
11 will go from Truman Avenue over to Burton Avenue and
12 then down to State Street, through their dealership
13 out to the bus stop. That area -- this would be on
14 the east side of their property between their
15 dealership and the single family homes. That's --
16 between Burton and Truman, that's where the sidewalk
17 will go. There will be at least ten -- there will be
18 the sidewalk and there will be landscaping on both
19 sides of the sidewalk to help buffer the dealership
20 use and the residential use.

21 And then they did conduct a parking
22 study -- or, sorry, a traffic study, and Dennis Pay
23 and I will get into that in just a few minutes.

24 I wanted to show you an example of where
25 this had been done recently. In Murray City at the

1 Larry H. Miller dealership, Chevrolet dealership
2 there at about 5400 South and State Street. This
3 bottom circle, in 2010 -- from I could tell, it's
4 2010 -- they blocked off -- the street is 5530 South.
5 They blocked off that street to vehicle access out to
6 State Street. You can no longer access State Street
7 from that neighborhood. There's a big block wall
8 there. It appears that they vacated that street.
9 And so this is just an example where, you know,
10 another city has done this to help accommodate a
11 larger commercial parcel.

12 So traffic, real quick. Fehr & Peers
13 conducted a traffic study for the applicant. What
14 they looked at was the current traffic levels, and
15 then they ran through their software what would
16 happen with traffic when Burton and Truman or if
17 Burton and Truman were closed.

18 What -- a couple things they did, they went
19 out and counted vehicles during a.m. and p.m. peak
20 hours. So a.m. hours are between six -- let me just
21 get this real quick. A.m. hours are between 7:00
22 a.m. and 9:00 a.m., and peak p.m. hours are between
23 4:00 p.m. and 6:00 p.m.

24 Then they also put a 24-hour tube -- tubes
25 on the road so -- tube counters, so, when vehicles

1 went across the road, it counted how many vehicles
2 were using the road.

3 What this table does here -- and you
4 received a copy of the traffic study in your Dropbox.
5 What it's saying is that the -- so you've got the
6 intersection, so, for example, State Street and
7 Wentworth. Currently it operates at a level D in the
8 morning and a level C in the evening. It's just --
9 just like the alphabet. A is good. F is bad.

10 The existing -- if you close -- then it has
11 a column for closure. If you were to close them,
12 they're both at level C's.

13 2nd East and Wentworth Avenue both
14 operates -- that operates at a level A. If you close
15 Burton and Truman, it -- that intersection of 2nd
16 East and Wentworth still operates at an A in the
17 morning and B in the evening. And then State Street
18 and Truman. These would be vehicles leaving the
19 dealership, and they currently operate at a B and a
20 D, and then a B and a C.

21 If you have questions, please ask Dennis.
22 He's the expert on these things, so -- if you want
23 to -- if you want to...

24 MR. PAY: No, I don't think so right now.
25 I think -- one correction I would make is what

1 they're showing at State Street and Truman and Burton
2 are just delay on the road due to, you know, west
3 traffic vehicles making U-turns, going back out,
4 things like that. That's what those delays are
5 related to. And they're not significant, you know,
6 from what -- from the existing traffic.

7 MR. FLORENCE: This next slide shows the
8 number of vehicles that currently use Wentworth
9 Avenue and 2nd East, so daily there's 720 vehicles
10 that use Wentworth Avenue. In the morning, peak
11 morning times, on average there's 60 vehicles, and 40
12 vehicles in the p.m. 2nd East, 850 vehicles. A.m.,
13 40, and 90 at p.m.

14 This next -- this paragraph comes from the
15 traffic study. It says "Overall traffic on Wentworth
16 Avenue and 2nd East are expected to increase as
17 drivers reroute due to the closures. Based on the
18 rerouting of traffic explained above, the average
19 daily trips on Wentworth Avenue expected to increase
20 from 720 to 2,320 vehicles, and on 2nd East, from 850
21 to 1,900 vehicles."

22 For perspective, 500 East between 2100
23 South and I-80, has an annual -- or average daily
24 trips of 6,340 vehicles, and 300 East between 2100
25 South and I-80 has an ADT of 11,980 vehicles.

1 So if -- so this next slide -- it's hard to
2 see those arrows, but --

3 MR. PAY: Can I point out quickly here,
4 Mike, before you move on, is those -- the traffic
5 counts on 5th East and 3rd East, those are current.
6 That is not due to closures. That's current ADT on
7 those streets as they are currently configured.

8 MR. FLORENCE: It's hard to see those
9 arrows up there, but -- so I went through and
10 counted. If those roads were closed at a.m. and p.m.
11 peak hours, how many -- what increase in vehicles
12 that would make to those roads. So, basically --
13 let's see. There's -- you know, the -- you'd go up
14 to -- let's see. On Wentworth and State, you'd go up
15 to 107 in the morning and 125 in the p.m., and then
16 2nd East, 91 in the morning and 110 in the p.m.

17 So, you know, there's -- there's not a huge
18 impact during the peak a.m. and p.m. hours when
19 looking if those roads are closed.

20 Now, those roads do operate at a very high
21 level. You know, they can carry more capacity. They
22 are wider streets, you know, and, you know, they --
23 so they can handle more traffic. I don't know if you
24 want to address that.

25 MR. PAY: Yeah. The lane configuration and

1 such and parking and width does allow them to
2 accommodate more traffic without increasing delays
3 significantly.

4 MR. FLORENCE: So this -- this next table
5 shows if Burton and Truman were closed -- well, first
6 of all, it shows how long it currently takes to go
7 from 150 Burton Avenue to 2100 South and State
8 Street, so, to go from Burton to State and then up to
9 21st South, it's a half mile and it takes two
10 minutes.

11 If you go from Burton to 2nd East -- so if
12 this was closed, if you went from -- sorry. Yes. If
13 this was -- if Burton was closed and you had to go
14 out to 2nd East, then up to Wentworth, and out to
15 State, that adds on a tenth of a mile, and it adds an
16 extra minute.

17 If you were on Truman Avenue, 150 East
18 Truman Avenue, to go to State Street, out to State
19 and up to 21st South, currently, it's a half mile.
20 Takes two minutes. If Truman was closed and you went
21 out to 2nd East, up to Wentworth, back out to State,
22 that -- again, that's .6 of a mile and it takes the
23 same amount of time, which is two minutes.

24 Do you have anything else to add on the
25 traffic?

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MR. PAY: No. No.

MR. FLORENCE: So state law governs a lot about what we need to do as far as public notices and our requirements for vacating a public right-of-way. So State Law 10-9a609.5 says "A petition to vacate some or all of a public street right-of-way or easement shall include the name and address of each owner of record of land that is, one, adjacent to the public street right-of-way or easement, or two, accessed exclusively by or within 300 feet of the public street right-of-way or easement."

And so we did that. As far as the public notice, we sent notices to everyone within 300 feet of Burton and Truman Avenues. We posted the ends of the streets on Burton and Truman and the alley, and we posted the notice on the public notice website and on our own website.

It says "If a petition is submitted containing a request to vacate some or all of a street right-of-way or easement, the legislative body shall hold a public hearing in accordance with Section 10-9a208 and determine whether, A, good cause exists for the vacation, and B, the public interest or any person will be materially injured by the proposed vacation. Three, the legislative body may

1 adopt an ordinance granting a petition to vacate some
2 or all of the public street right-of-way or easement
3 if the legislative body finds that, A, good cause
4 exists for the vacation, and B, neither the public
5 interest nor any person will be materially injured by
6 the vacation."

7 Real quick, I wanted to go through -- to
8 review good cause, you know, we -- our land use
9 document that we should follow as our general plan,
10 the general plan goals related to this, Goal CV 4 --
11 that's Community Value 4 -- says "Change and
12 development should consider the existing built
13 environment." Land Use Goal 1 says "Regulate land
14 use is based on compatible with surrounding uses,
15 residential areas, and economic feasibility.
16 Maintain residential business and industrial areas
17 that are vibrant and where the health and safety of
18 all are protected. Land Use Goal 7, protect low
19 density residential areas adjacent to business
20 districts."

21 The objective that applies to that, 7.1,
22 says "Mitigate impacts caused by businesses near
23 single-family neighborhoods by the addition of
24 landscape buffers, traffic calming, and traffic
25 reduction measures." Goal -- the Transportation Goal

1 3 says "Develop walking and bicycle as mode choices
2 for residents of all abilities, ages, and income
3 levels. 3.1, create a complete network of sidewalks
4 infrastructure for South Salt Lake."

5 3.1.6 says "Look for opportunities for
6 pedestrian accesses and easements to maximize
7 connectivity and reducing walking distance for
8 pedestrians."

9 Economic Goal 3 says "Enhance the quality
10 of life in South Salt Lake by improving the
11 community's appearance, safety, education, positive
12 outlook, gathering places, and positive momentum,"
13 and the objective under that, 3.1, says "Continue to
14 revitalize South Salt Lake's commercial district."

15 These goals are, you know, what we would
16 look at for -- if there's good cause to vacate those.
17 You know, there are economic reasons. You know, it
18 allows the dealership to expand. It allows them to
19 increase their sales. It does help to revitalize
20 that area, especially with what we're proposing
21 across the street at Central Pointe.

22 They have provided a pedestrian pass out to
23 State Street. As we review the traffic study, the
24 traffic engineer who performed this says that there
25 will be minimal impact if those two roads are closed,

1 that, you know, it will take one minute longer to get
2 up to 21st South. Now, that's the professional
3 opinion of the traffic engineer.

4 As far as adding buffering between the
5 commercial use and the low density residential to the
6 east, the applicant is looking -- you know, will be
7 installing landscaping in that -- and adding that
8 pedestrian walkway.

9 So that's my presentation this evening. If
10 you have any questions, Dennis and I would be glad to
11 answer those.

12 MS. SNOW: City Council Members, does
13 any -- go ahead, Kevin.

14 MR. RAPP: Did you -- did the traffic study
15 planner take into account how much time it's going to
16 take if there -- if they miss the TRAX train?

17 MR. FLORENCE: I guess I don't -- I mean,
18 that's -- that is a consideration, considering the
19 fact that they have to cross the TRAX lines.

20 MR. PAY: Are you talking about the
21 streetcar?

22 MR. RAPP: Yeah, the streetcar.

23 MR. PAY: Yeah, that would have been
24 figured into the model that they used to do the
25 analysis.

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MR. RAPP: Okay.

MS. SNOW: Do any other council members have questions at this time? I don't think we have any other council questions at this point, so I'd like to move to the public hearing portion where we open it up and receive public input. So that's what we're going to do. I'm going to go ahead and open it up for the -- and receive public input.

To start that off, I wanted to read into the record some input that was e-mailed to our staff here in the city. A resident was unable to attend and she e-mailed in a statement, so I'm going to read this on the record so that she can participate in this manner.

It says "I am unable to attend the meeting regarding this matter and want to give my opinion. I am opposed to closing off Burton and Truman Avenues. I see no reason access should be closed to allow a car dealership to expand their business on government-owned property." Signed electronically by Dianne Allred.

Okay. Having read that statement into the record, I now open our meeting up for public input. If you'll come forward to the podium. State your name and address for the record.

1 MR. COOK: Hi. My name is Craig Cook. I
2 have two properties. One is 154 East Burton Avenue,
3 and the other one is 155 East 2400 South.

4 I'm a lawyer. I was here last time. You
5 may recall. And I appreciate the council. I'm not
6 sure what the -- what caused the motivating factor to
7 start this process anew rather than doing it from the
8 2008 procedure, which would have required us to file
9 a lawsuit, because it was a completely different
10 environment and wouldn't be applicable, so this is
11 the correct way to go, and I appreciate that.

12 Unfortunately, however, the petitioner in
13 this case failed to properly file the petition. If
14 you'll note that -- the very law that he quoted, it
15 requires a petition to have signatures of people in
16 the area in the petition itself, and what this
17 gentleman was referring to was the notice section,
18 which was 10a9-208, which is completely separate from
19 609-5, which says "A petition to vacate some or all
20 of a public street, right-of-way, or easement shall
21 include the name and address of each owner of record
22 of land that is adjacent to the public street
23 right-of-way or easement, or accessed exclusively
24 within 300 feet of the public street right-of-way or
25 easement, and the signature of each owner under

1 Section 1 who consents to the vacation."

2 So they did not do that. I have a copy of
3 their petition. They failed to do that, so I think,
4 legally, you know, they have not properly done this
5 petition.

6 However, you know, I want to use this
7 opportunity to discuss the whole situation here and
8 to get into these legal requirements and let the
9 people here who are in this room voice their opinion
10 on facts, in light of these standards.

11 So, under the old law, it used to be that a
12 dealer in this case would just have to show cause,
13 good cause why they want this street terminated,
14 these two streets, and they could say, "Oh, you know,
15 we need more money. It's going to increase our
16 sales." And under that standard, theoretically, this
17 council could approve it. And, in fact, it did in
18 2008.

19 The law was changed, however, in 2010,
20 which now says you've got to find good cause, but you
21 also have to find that there's no public harm and
22 that it will not materially hurt any person. So
23 they've -- the legislature has added a second element
24 to this good cause thing, which is an important --
25 just as important as the good cause.

1 The good cause which the members of the
2 staff have found is that maybe the dealership will
3 increase its sales and maybe it will get more revenue
4 for the city, which is, you know, possible, but we
5 don't know whether it could or whether it couldn't.

6 The -- on the other hand, the detrimental
7 side of the whole thing concerns closing these
8 streets that have been around for 20 years -- or, I'm
9 sorry, 150 years -- that were there when the dealer
10 first established their lot, so it isn't like they
11 just popped up.

12 And the question, then, is, you know, what
13 will happen to all these people who are now basically
14 landlocked from east of State Street? A study was
15 done. A traffic study was paid for by the
16 dealership, and, you know, I don't know how much they
17 paid for that, how much the engineer got for that,
18 but the city itself has done no traffic study, and
19 so, you know, I think we have to kind of suspect that
20 they probably wouldn't have submitted this if it
21 hadn't quite gone their way. I think the city is
22 obligated, you know, to do its own traffic study.

23 But just in reference to this whole street
24 problem, if you consider their traffic study, it's
25 completely erroneous. They're saying -- my house is

1 located at 154 East Burton Avenue. That is the very
2 address, 150 East, which they use in their chart.
3 They're saying that it takes only a minute more to go
4 on State Street -- let's see. Where is State Street?
5 Yeah. Down Burton, all the way to 21st South only
6 takes a minute more than to go up here to 2nd East,
7 go through six dips, come around, and then make a
8 right turn.

9 Now, they haven't talked about 2nd East.
10 2nd East is a deplorable street. It has --

11 MS. SNOW: I'm sorry, Mr. Cook. I'm just
12 going to have to give you your one-minute notice.

13 MR. COOK: Okay. It has six dips in it,
14 and it's a very poor street. They are saying the
15 traffic will increase three times. Well, we're going
16 from 700 cars under their theory to 2,100 cars a day
17 on Wentworth, and they're going to go over 2nd East,
18 which has many multiple families and their children
19 playing, et cetera.

20 Now, to compare that -- to compare 2nd East
21 to 5th East or 3rd East is ridiculous. You know,
22 these are through streets, good -- good highways.
23 2nd East is basically a dead end, and it hardly has
24 any traffic, because everyone goes out on these other
25 roads.

1 So, you know, in my limit -- I --
2 basically, I have much to say, but I think these
3 people will give you their concerns and show you that
4 it's going to be very detrimental in time for them to
5 have to spend maybe five minutes to get on the
6 freeway, whereas before they could do it in 45
7 seconds, making a U-turn, getting on State Street.
8 Now they can't. This will affect their property,
9 their rental rates. Everything will be affected. So
10 there will be a detrimental effect. Thank you.

11 MS. SNOW: Thank you, Mr. Cook. We'll take
12 our next citizen input.

13 MR. PETERSON: My name is Tim Peterson. I
14 live on Wentworth, and I agree with a lot of the
15 stuff the gentleman up there already said. I want to
16 apologize for my attire, because I got the notice
17 about this hearing at about seven o'clock and I was
18 going to do some work in my house, so I jumped in my
19 car and came over, because that was the first notice
20 that we received. Yeah, there's probably some stuff
21 on the website, and they made comments about making a
22 notice back in May. This is our first notice that we
23 got, from somebody that's probably here in the
24 neighborhood that put a flier on our door. Thanks
25 for doing that.

1 This is our first time hearing about it,
2 and twice during these gentlemen's comments they said
3 that there were notices sent out to people in the
4 community. I was sitting in the back, and both times
5 everybody was shaking their head and looking at each
6 other like, "We didn't get this," and I don't -- I
7 think everybody was feeling that way, so there was no
8 notice received by us, except for by the gentleman
9 over there about 30 minutes when I returned from Home
10 Depot. So that's the first comment I want to make.
11 They didn't comply with that piece. Maybe on the
12 website, maybe in the back pages of some community
13 newspaper, which some cities require, but they didn't
14 fulfill that first obligation.

15 Secondly, the amount of time, the studies
16 that these gentlemen did, I also don't agree with
17 those studies. The amount of traffic that's on
18 Wentworth to get onto I- -- or, sorry, to get on to
19 State Street heading south to get onto I-80, there's
20 two or three cars that get on there every morning --
21 one or two or three about the same time I do, so I
22 usually have to wait for one car or two cars, and I'm
23 there for two or three minutes just waiting, because
24 the cross traffic from the lights on State Street
25 heading north and southbound -- if that increases,

1 it's not going to increase by a couple of minutes or
2 by a couple of cars if we're going from 700 cars to
3 2,300 cars. My way is going to be about a half hour,
4 probably, to get onto State Street to get onto I-80.
5 So the study is incorrect.

6 Also, I don't think that they took in
7 account for all the dips and the damage that are
8 already on the roads. Maybe the city is going to
9 receive some money from the dealership, but the cost
10 to repair these roads with the increase of traffic
11 that's going to be on them is going to be tremendous.

12 Right now we have several potholes. In
13 fact, in front of our house our gutter has a big
14 pooling of water that hasn't been looked at, and it's
15 just going to get worse, so if you're going to spend
16 some money, you need to spend money repairing the
17 streets that are out there now, otherwise it's going
18 to get much worse.

19 And then I have one last question before I
20 step down. I'm just curious if any of the city
21 councilmen receive any campaign money from the
22 dealership at all. No answer? Or no, you don't?

23 MS. SNOW: I don't know that everyone is
24 required to answer. I could tell you I don't, and --
25 but we're not required to answer. Those -- those

1 disclosures are online.

2 MR. PETERSON: Okay.

3 MS. SNOW: Campaign donation disclosures
4 are public record and you could look that up.

5 MR. PETERSON: I'm curious if you guys
6 would want to answer verbally to the folks that
7 showed up here tonight for this.

8 MS. SNOW: I've already answered.

9 MR. GOLD: I have never received --

10 MS. BEVERLY: No.

11 MR. GOLD: -- any campaign money.

12 MR. PETERSON: How about from Hinckley, the
13 owner of the property?

14 MR. GOLD: I have never -- do you want to
15 listen to what I'm saying? I'm in the district. I
16 have never received or been offered any public
17 campaign money from businesses.

18 MR. RAPP: Nor have I.

19 MR. JONES: I have not received -- I have
20 not received any money from Hinckley, campaign or
21 otherwise. In fact, we were invited -- the council
22 was invited to their Christmas party, but we all
23 declined to go because of the appearance that it
24 would give of even appearing to have some food with
25 them, because we didn't want to be -- appear to be

1 influenced.

2 MR. PETERSON: Good.

3 MR. TURNER: I haven't received any.

4 MR. PETERSON: Thanks for answering that.

5 One more thing. These gentlemen talked about the
6 impact in the community, and I'm going to paraphrase
7 a little bit, because I can't remember the exact
8 verbiage, but it talks about the impact to the
9 residents and the neighborhood and that you shouldn't
10 do it if it's not good for the community. What good
11 is this? There's no good. There's no -- nothing
12 good for the people that live in the neighborhood
13 that comes from this. Not a single thing. But the
14 business owner benefits tremendously. They can move.
15 They can go somewhere else.

16 MS. COOK: Hi. I'm Elena Cook, associate
17 broker, Realtypath. I just want to mention property
18 values, because this area is very attractive to both
19 buyers and renters because it has very easy access to
20 State Street, to the freeway. Now, if we close off
21 and make a mousetrap out of it, it will be very hard
22 for people to get out, and people start moving,
23 property values will decline, and rents will fall, as
24 just my professional opinion.

25 Just like the traffic engineer here voiced

1 his professional opinion, well, I'm not being paid by
2 anybody. I'm not being paid by Hinckley Dodge or
3 anybody else, but I'm telling you that the property
4 values will fall and so will the rents, because
5 people usually, when it's really inconvenient and
6 frustrating and everybody is channeled into one
7 street together at the same time and they have to go
8 through these dips. Maybe the dealership will
9 increase its income just by repairing the cars and
10 mufflers, but certainly people will start moving and
11 it will become another bad area, which is not the
12 first for South Salt Lake.

13 Anyway, so that's what I wanted to say.
14 Thank you.

15 MR. GOLD: I have a -- I have a question.

16 MS. SNOW: Go ahead.

17 MR. GOLD: In your professional opinion, do
18 homes sell more or less in a cul-de-sac?

19 MS. COOK: We're not talking about a
20 cul-de-sac here.

21 MR. GOLD: You told me it was a mousetrap,
22 that blocking off a street will devalue --

23 MS. COOK: My professional opinion --

24 MR. GOLD: I'm just asking, do homes in a
25 cul-de-sac --

1 MS. COOK: And I'm just answering --

2 MR. GOLD: -- sell less or more than on a
3 straight street?

4 MS. COOK: And I'm just answering it
5 depends. In this situation, you block off historic
6 streets --

7 MR. GOLD: And it makes a cul-de-sac.

8 MS. COOK: And it makes it --

9 MR. GOLD: And I'm not a Realtor. You're a
10 Realtor.

11 MS. COOK: Yes, I --

12 MR. GOLD: What do homes cost in a
13 cul-de-sac?

14 MR. RAPP: Order, please.

15 MR. GOLD: More or less?

16 MS. COOK: There is no easy answer. If you
17 close --

18 MR. GOLD: There is no easy answer?

19 MS. COOK: -- all the streets around it.

20 MR. GOLD: You're a real estate agent. If
21 you're selling a house --

22 MS. SNOW: Okay. Okay. Let's go ahead
23 and --

24 MR. GOLD: -- in a cul-de-sac, is it going
25 to cost more than a --

1 MS. SNOW: Guys, we're going to need to
2 rein it in and keep a civil discourse.

3 MR. GOLD: I don't agree with your
4 professional opinion.

5 MS. COOK: Are you a Realtor?

6 MS. SNOW: Okay. I think we've had
7 enough --

8 MR. GOLD: I just know that cul-de-sac
9 homes cost more.

10 MS. SNOW: -- back and forth here.

11 MS. COOK: I don't agree with the fact that
12 you're so interested in the outcome. You should be
13 neutral. You should be rooting for the people of
14 South Salt Lake.

15 MS. SNOW: Thank you. Our --

16 MR. GOLD: I am --

17 MS. SNOW: -- sergeant at arms is going
18 to --

19 MS. COOK: I mean, I'm talking to the
20 (inaudible).

21 MS. SMARTT: I understand that, but let
22 somebody else come up.

23 MS. COOK: Let me -- let me finish. Let me
24 finish. I have one minute left.

25 MS. SNOW: Ma'am, you're going to need to

1 listen to our sergeant at arms or we're going to have
2 to escort --

3 MS. SMARTT: (Inaudible) somebody else.

4 Ma'am --

5 MR. GOLD: I just asked for a yes or a no.

6 MS. SMARTT: Just go ahead and sit down.

7 MS. COOK: The answer is no.

8 MR. GOLD: No? Okay. That's your
9 professional opinion.

10 MR. NIELSON: My name is Keith Nielson and
11 I'm the owner of the Regency Apartments on 2200 South
12 2nd East, and I certainly would oppose the plan,
13 also, because of the access for my residents to get
14 in and out of their -- where their apartment homes
15 are. It certainly would probably affect our rentals,
16 which is only a personal matter.

17 I applaud the city for their development
18 plan and to try to renew -- I'm a developer, myself,
19 and so I've been involved in many of these projects;
20 however, to close the streets would be detrimental to
21 us and to my residents. I've asked my resident
22 manager to get the feel of the -- of our residents --
23 and she's taken around a petition opposing this
24 closure, and just in two days she's got 57 asking to
25 oppose it. I will just turn that in and leave that

1 as my (inaudible).

2 MS. SNOW: Okay. Thank you, Mr. Nielson.
3 We'll take those signatures. We appreciate your
4 input. Who else would like to speak tonight?

5 MR. ZIMMERMAN: Hi. My name is Steve
6 Zimmerman. I live on 2316 South 3rd East. I've
7 lived there for going on 20 years. I did a little
8 homework last night. I'm kind of new to this. I
9 just noticed a sign at the end of my street the other
10 day. I, too, did not receive a notice on my door or
11 anything like that. I noticed that Hinckley Dodge
12 leases their property and they've -- so, I mean,
13 they're asking us to invest all this into cordoning
14 off a street, road repairs, possibly rezoning. We
15 have nothing saying that they're not going to leave
16 in six months or a year. I mean, can we at least ask
17 them to be put on the hook for, you know, a five-year
18 repayment of expenses if they're not going to stay?

19 And, for that matter, the lot that they
20 wanted so bad to the east of their property they've
21 done nothing with since -- however long they've had
22 it. It's still covered with weeds, and people park
23 all over the dirt. I mean, let's get at least a
24 little something from them if this is really what
25 they want and they want to be a part of a community.

1 And second of all, what we're creating
2 there is not a cul-de-sac. Cul-de-sacs have houses
3 around them. We're creating dead-end streets.
4 It's -- I mean, if you look it up, that is -- the
5 definition is houses around a cul-de-sac, not on each
6 side. That is a dead-end street. Thank you.

7 MR. ROBERTS: My name is Daryl Roberts. I
8 built the --

9 MR. RUTTER: Your address, sir?

10 MR. ROBERTS: What?

11 MR. RUTTER: Address, please.

12 MS. SNOW: Oh. Go ahead and state your
13 address for the record, please. Sir, if you would
14 state your address for the record so --

15 MR. ROBERTS: Oh, okay.

16 MS. SNOW: Thanks.

17 MR. ROBERTS: I own apartments at 2285
18 South 2nd East. It's a little sixplex. And a
19 fifteenplex at 2295 South 2nd East. I built those
20 apartments in 1976 and '78, and when I -- when I
21 looked at building -- I'm a builder -- was a builder,
22 and I'm also a certified public accountant and a real
23 estate broker. And so there's three things that you
24 look at when you invest in a property, and those
25 three things are location, location, location, and I

1 never would have dreamed that this idea would come up
2 of closing Truman and Burton Avenues, because it's
3 going to reimpact the traffic considerably on
4 Wentworth and other streets as well, and it's going
5 to cause -- it's going to funnel a lot of extra
6 traffic on 2nd East to get to Wentworth, for example,
7 and I see that the value of our property is going to
8 be impacted quite a bit, materially affected. I
9 think that would be a true statement if you were to
10 get an appraisal before, likely -- or now and after,
11 it likely will be, because we're going to have a more
12 difficult time renting our apartments. We're going
13 to probably get less rent money. I'm sure we will.
14 There are going to be more vacancies, so we are going
15 to be materially affected considerably.

16 And tonight my daughter and I went out from
17 4:30 till about 6:30, and a granddaughter, and we
18 went up and down Wentworth and we talked to a lot of
19 people. My daughter did. I sat in the car. But we
20 got -- we acquired 40 signatures of people against
21 closing Burton and Truman, because they're very
22 concerned about more traffic on Wentworth, and I'm
23 sure that getting -- it's going to take a lot more
24 than a minute to get around the way we do now versus
25 what it will be, so that's -- that's a -- really a

1 problem we have there, and so we have a material
2 problem of values, and I think not just with the
3 apartments, but I think housing in general in that
4 area and in South Salt Lake. Probably some of the
5 housing in that area, especially close to the --
6 where the property is going to be closed, the value
7 will go down. The homeowners are going to suffer,
8 so --

9 And one thing I wanted to mention here. I
10 attended a meeting a year or two ago where I was
11 shown a layout here of this -- the first thing was
12 the streetcar line, and then the other thing was
13 showing a whole lot of apartments on both sides of
14 the trolley line, starting at 5th East and running
15 over to State Street, and of all things, they show
16 apartments and retail in the same area as the
17 dealership is, and the chart -- I mean, the paper
18 shows here that there won't even be a dealership
19 there. It will be retail. Have you folks seen this?

20 MS. SNOW: Yes. We've --

21 MR. ROBERTS: It came -- it came from --

22 MS. SNOW: We've absolutely seen that.

23 MR. ROBERTS: It came from South Salt Lake.

24 MS. SNOW: Yeah. That's the streetcar plan
25 that South Salt Lake has adopted. I don't believe

1 there's overlap along that streetcar line with Salt
2 Lake Valley Dodge. Could you speak to that, Mike?

3 MR. FLORENCE: That document there was just
4 a planning document that we used to look at density
5 in the area, so if the area was going to be
6 redeveloped, that's what densities maybe you could
7 expect.

8 MR. ROBERTS: Yeah.

9 MR. FLORENCE: So that -- that's not --
10 that document was not adopted.

11 MR. ROBERTS: No.

12 MR. FLORENCE: What took its -- you know,
13 what was adopted was the streetcar master plan and
14 the streetcar form base code. That did not -- that
15 document was not adopted.

16 MR. ROBERTS: But it is a plan for growth,
17 and it even shows a new street -- two new streets,
18 one next to the streetcar line and then one --

19 MR. RUTTER: Sir, that -- that's not
20 adopted.

21 MR. ROBERTS: What is that?

22 MR. RUTTER: That was not adopted.

23 That's --

24 MR. ROBERTS: No.

25 MR. RUTTER: That's -- that's just --

1 MR. ROBERTS: Well, at least somebody
2 thought about it.

3 MR. RUTTER: Well, not us. Not the City of
4 South Salt Lake.

5 MR. ROBERTS: So I think we have to
6 consider the overall growth of South Salt Lake City
7 and not let one dealership changes things around.
8 We're closing -- we're talking about closing historic
9 streets that have been here for a long, long time, as
10 we mentioned.

11 MR. BURTON: Five minutes.

12 MS. SNOW: Yeah. I'm sorry. I'm going to
13 have to --

14 MR. ROBERTS: What's that, ma'am?

15 MS. SNOW: I'm going to have to interrupt
16 you. We have to keep everyone to a five-minute
17 limit.

18 MR. ROBERTS: But I also feel that there's
19 a problem there with getting people to the hospital,
20 and fire, for example. That's going to be
21 jeopardized considerably. So thank you.

22 MS. SNOW: Thank you for your input.

23 UNIDENTIFIED SPEAKER: You need to hand in
24 your petitions.

25 MS. SNOW: Oh.

1 MS. RIDING: My name is Megan Riding, and I
2 live at 2295 South 200 East. My husband and I, we
3 manage the apartment buildings, Woodwinds and Shadow
4 Haven apartments right there, and we've spent a good
5 amount of time the last three days walking around the
6 neighborhood, posting signs telling about this
7 meeting, and also taking a petition around, which
8 Mr. Roberts has, to turn it in tonight.

9 We have personal reasons for not wanting to
10 close Truman. I hardly ever drive on Burton, but
11 Truman -- my husband and I, we sat down and counted
12 the amount of times that we drive on Truman every
13 week. The bare minimum that we drive just going to
14 and from our three jobs and taking our two children
15 to school is 30. Thirty times, bare minimum, every
16 week. And that's not counting times that we go out
17 to eat or visit people in our ward that are across
18 the street, across State Street, or shop in the
19 neighborhood.

20 Both of our families are from west, like
21 West Valley, Magna area, or south. We both work in
22 either West Valley or Murray, and so, really, like,
23 we don't have major ties to South Salt Lake. One of
24 the major perks we liked was that it was so close to
25 the freeway. So yeah, we could drive Wentworth. It

1 will be inconvenient, to say the least. We could
2 drive up and down the streets that you guys live on
3 if you would like 30 extra cars every week. And
4 that's just one of us -- that's two, me and my
5 husband.

6 One thought that I had is -- I don't know
7 many of you, but I know some of you, and I wonder,
8 what are your plans to stay in the city for more than
9 a few years, or will you be here? Will it impact you
10 or will it be -- those of us that have bought homes
11 that plan on staying or those of us that are renting
12 and like the area, so we plan on staying.

13 As my husband and I walked around, we were,
14 like, really shocked how many people -- they were
15 getting this firsthand from us, and we're just
16 renters in the area, that were informing them of a
17 street closure that would impact them. Even people
18 on Truman hadn't heard about it, and obviously people
19 on Wentworth and Commonwealth and Utopia were
20 shocked.

21 Out of the buildings that we manage, none
22 of our tenants were thrilled. And that impacts my
23 husband and I. We get a commission when our
24 apartment building is full. And so yeah, I'll be a
25 little irritated if we can't get tenants because they

1 don't like how close we are to the freeway anymore.

2 Also, I don't know if you guys spend much
3 time over in our area, but we have ambulances and
4 fire trucks that come quite often, and I know for a
5 fact there's at least one tenant in the Regency
6 building that they come to at least about once a
7 week. So if you can guarantee that those emergency
8 vehicles aren't going to be halted at all or delayed
9 at all, then, by all means, close any street that you
10 want. But if my apartment building is burning down
11 and my kid is inside, I would certainly hope that
12 they can get there in a timely manner.

13 I just don't think it's fair. You -- if
14 you can drive down Truman -- and I'm just saying
15 Truman because that's the street I drive. I'm sure
16 Burton is the same way. But even currently, you
17 drive down Truman and you're inconvenienced by that
18 dealership. Where -- I -- maybe I wasn't paying
19 attention close enough to the maps and the things
20 that were said earlier, but where are all the cars of
21 the employees and the shoppers of those dealerships
22 going to park? Have they taken into consideration
23 that? They clog up Truman now, and State Street.
24 It's a total inconvenience.

25 And yeah, their trucks, maybe they won't be

1 allowed on 2nd East anymore, but what about their
2 little golf cart guy that drives around or the cars
3 that do drop off the vehicles or their employees that
4 don't have room on Truman anymore to park? They're
5 already inconveniencing us. And I, for one, don't
6 shop there, and I won't shop there, so that's one
7 less resident that won't be putting money into a
8 dealership that's already inconveniencing my life.

9 That's all I have to say.

10 MS. SNOW: Thank you.

11 MR. VAN KOMAN: Hello. I'm Sier Van Koman,
12 and my family owns an apartment building on 2350 East
13 Burton, and this is really going to inconvenience the
14 people who live there, taking the bus, going down to
15 State, getting on the freeway. As far as the
16 emergency vehicles, I worry about that. I don't
17 think you've even considered snow removal. All the
18 cars are parked on the sides of the roads. You're
19 going to -- where are you going to put the snow? And
20 how are they going to turn around?

21 And when you have to turn on 2nd East to
22 try and get down to State Street, you're -- you're
23 already waiting one, two, three minutes, especially
24 if they're turning to come into here. But I really
25 think it's unfair. Thank you.

1 MS. SNOW: Thank you.

2 MR. BAIERSCHMIDT: My name is Gene
3 Baierschmidt. My wife and I, we own a home on 128
4 East Truman. And I really think it's an insult to
5 someone's intelligence to say that that's going to be
6 a cul-de-sac when that's finished. It's going to be
7 a dead end, like was mentioned. The dealership is
8 the one that's going to be at the end of the
9 cul-de-sac. There aren't going to be any homes. And
10 that really is the definition of a cul-de-sac, when
11 you have homes, so I really, you know, feel that
12 that's a real insult to the people here, to tell them
13 that.

14 MR. GOLD: Let me rephrase, then. It is a
15 roundabout right there.

16 MR. BAIERSCHMIDT: Well, yeah, it's a
17 roundabout. That's not a cul-de-sac.

18 MR. GOLD: Dead ends, cul-de-sacs, whatever
19 you want to say, is a safer place for kids to be. I
20 wish I lived --

21 MR. BAIERSCHMIDT: Well, then -- well,
22 what --

23 MR. GOLD: Traffic-wise --

24 MR. BAIERSCHMIDT: -- we should do, then,
25 is we should go throughout --

1 MR. GOLD: Laugh if you will.

2 Traffic-wise --

3 MR. BAIERSCHMIDT: -- up and down State
4 Street and make everyone cut off all the roads and
5 then the kids will be real safe.

6 MR. GOLD: That was a proposal.

7 MR. BAIERSCHMIDT: In all -- South Salt
8 Lake, to go up and down and --

9 MR. GOLD: Up and down State Street. That
10 was a proposal at one point.

11 MR. BAIERSCHMIDT: Oh, that's interesting.

12 MR. GOLD: State Street is a business
13 street.

14 MR. BAIERSCHMIDT: And, anyway, for all the
15 other reasons cited here -- I, you know, won't
16 repeat, but property values will go down. The
17 tenants we have in there now use State Street all the
18 time and -- you know, so we would definitely -- we
19 definitely feel that this is something that should be
20 put on hold and really studied further. Okay. Thank
21 you.

22 MS. SNOW: Thank you.

23 MS. HURST: Hi. I'm Linda Hurst. I live
24 at 227 East Burton Avenue, and I received a little --
25 a little strip of paper on my door a couple days ago,

1 and that's how I learned about this. I was
2 wondering -- I can remember a few years ago hearing
3 that Hinckley's was being forced to expand by
4 Chrysler Dodge Corporation because they had a minimum
5 size that a dealership had to be and so Hinckley's
6 wasn't and they had to expand. I just wondered if
7 that's the reason for this. I just -- I didn't hear
8 about it -- I heard about it a few years ago and then
9 I didn't -- you know, it just kind of went off my
10 radar, so I just wondered -- I just had that
11 question. Are they being forced to expand by -- in
12 order to remain a dealership by the Chrysler Plymouth
13 Corporation? So I'm kind of curious.

14 I would like -- I, personally, like them.
15 I like them where they are, the size that they are.
16 They're handy for me. Whenever I go down -- take my
17 car down there, they always give me a ride back home,
18 and so -- you know, they seem like -- they seem good
19 people. I'm just wondering if they're being forced
20 to do this, so that's my question.

21 MS. SNOW: I -- yeah, I couldn't speak to
22 that. I don't actually know. I don't know if anyone
23 feels like they could speak to that at this point.
24 Mike?

25 MS. HURST: I just wonder what their reason

1 is, then.

2 MR. FLORENCE: I -- when the applicant --
3 he'll ask for a few minutes at the end. He'll be
4 able to answer that.

5 MS. SNOW: Okay. Great. I guess we'll
6 hear from the dealership at the end of the meeting.

7 MS. HURST: Okay. Thank you.

8 MS. SNOW: Thank you.

9 MS. BERNELLOUS: Hi. I have notes here,
10 because I'm a little nervous, so -- my name is
11 Heather Bernellous. I live at 134 Wentworth. And I
12 also have a double whammy, because I own a business,
13 the martial arts school at 2257 South State Street,
14 so this kind of impacts us both personally and
15 professionally.

16 So I'm going to start out with
17 professionally. I'd like to -- no one has mentioned
18 the increased traffic that might come through the
19 bowling alley parking lot. I'm going to point it out
20 on the map. Right now you're saying that everyone is
21 going to have to go up Wentworth, which I'm not
22 thrilled about, but if people get stuck at that
23 stoplight -- people already decide to bail out and
24 cut through the parking lot, and we have children
25 classes from four until 6:30 every day. We have cars

1 that come speeding through there to cut back to get
2 to the homes and apartments and bowling alley, and I
3 just know that that's going to increase, and I don't
4 see that that was even thought of in the study.

5 We have kids that are walking through the
6 parking lot to get to their cars, being picked up by
7 their parents, and if we have an increase of
8 threefold in traffic coming off of those two closed
9 streets, then a lot of that is going to get peeled
10 off and come through and potentially be a danger to
11 the children at our school.

12 And then, also, on my street, on Wentworth,
13 720 to 2390, that's 300 percent. A dead end may be
14 safer for kids on the dead end, but it's not safer
15 for my two children with 300 percent increase in
16 traffic. I have a nine-month-old and a
17 three-year-old child. We wanted to teach her to bike
18 this summer, my three-year-old, and it was already
19 too busy on my street. Three times the traffic, I
20 will never be able to teach my child to ride a bike
21 on Wentworth.

22 I also probably was the person behind this
23 gentleman that was trying to get onto State Street
24 off of Wentworth, and I do sit there for about ten
25 minutes in the morning sometimes, waiting just to

1 turn right -- not left, but just to turn right --
2 because there's so much traffic coming up State. And
3 I have to turn right and then cut over three lanes
4 and do a U-turn to get back onto the freeway.

5 If all those people in those neighborhoods
6 are doing the same thing as me, it's not one minute.

7 So I understand the challenges of being a
8 business owner. It's -- I'm a business owner myself
9 right there. Nobody is trying to run this business
10 out of town. We appreciate the money they bring to
11 the community and we appreciate that they've been
12 there for a while, but I think this is asking too
13 much. I think it's obvious that the negatives
14 outweigh the positives.

15 South Salt Lake has always had a unique
16 blend of commercial and residential, and we've always
17 tried to just share and get along, and I just think
18 this is too much. It's -- we've been trying to turn
19 the streetcar corridor into more of a residential
20 people-friendly corridor, and I think this is taking
21 a step back from that vision, so I, if you can't
22 tell, oppose this. Thanks.

23 MS. SNOW: Thank you.

24 MR. JACKSON: My name is Jason Jackson. I
25 reside at 207 East Burton Avenue for the past ten

1 years, and I'm planning on buying the home that I'm
2 in here in January. I just wanted to voice my
3 displeasure with the closing of Burton and Truman,
4 primarily because Truman is the only way you can get
5 on State Street if you're going southbound, because
6 it allows you to either take a right onto State and
7 then make the U-turn at the next turnabout, or to go
8 left if it is clear from the freeways. If you close
9 it and we're going down to Wentworth, Wentworth has
10 no ability to turn south onto State Street. You have
11 to turn right. You have to go to 21st. You have to
12 make a U-turn.

13 MR. GOLD: No. You need to look at your
14 map again. I drive it every day.

15 MR. JACKSON: I drive it as well, and I'm
16 pretty sure that is correct.

17 MR. GOLD: I can turn left; I can turn
18 right and do a U-turn.

19 MR. JACKSON: If you can turn left, it is
20 very rare, and the breaks in traffic don't allow you
21 to very often during peak hours.

22 The other things I wanted to point out is
23 that the city council actually already did close the
24 street immediately north of the freeway, I believe
25 2400 South, and so we're already inconvenienced with

1 not being able to exit State there.

2 This other closings of Truman and Burton
3 would further inconvenience the residents in the
4 area.

5 The other thing I'm also really concerned
6 about is there is another development being proposed
7 where the paper company currently is, and if you
8 close Burton and Truman, those are major feeders into
9 that area, so you're not only hurting residents in
10 the area, but you're also hurting other potential
11 business owners.

12 I just wanted to thank you for your time
13 and your propriety with not looking like you're in
14 collusion with any of the dealerships or anything, so
15 thank you.

16 MS. SNOW: Thank you.

17 MR. BERNHARDT: My name is Herman
18 Bernhardt. I manage the complex Sier Van Koman owns,
19 and I went up and down Burton and the other streets
20 getting signatures for people opposed, and I just
21 wanted to say the traffic that's going to be in the
22 area, and what about the up-and-coming businesses
23 that -- the traffic that they're going to gather? Is
24 it -- you know, did they take into consideration how
25 much time it's going to be for people to go places

1 and how much more traffic that's going to bring in?
2 But that's what I wanted to say.

3 MS. SNOW: Thank you.

4 MR. MECHUM: Hi. Thanks for your time. My
5 name is Dave Mechum. I live on 177 East Truman
6 Avenue, and I would like to start by commending the
7 city council for the recent gentrification projects
8 in South Salt Lake. I think it's a great thing. For
9 instance, the streetcar, I think, has been great.
10 There's lots of projects around town that have been
11 good things that I like.

12 I'll just tell you quickly that one of the
13 reasons I bought the house on Truman was for its
14 access to the freeways. When I bought the house, I
15 worked in Magna and I could access the freeway very
16 easily from where I lived. Now I currently work in
17 Sandy, and it's the same thing. I love it, because I
18 can get on the freeway right away. And with this,
19 I'm highly opposed to it for that reason, that it's
20 going to just cause me more headache in my travels,
21 and also people that come to see me or, you know,
22 different things. Just the whole traffic issue is a
23 big one for me.

24 And I think if you do this, it's the
25 opposite of gentrification. Like the woman said

1 earlier, it's just taking a step back. That's what I
2 have to say. Thank you.

3 MS. SNOW: Thank you.

4 MR. FITTS: Randy Fitts, 385 East Burton
5 Avenue. Lifelong resident of South Salt Lake,
6 25-year resident of Burton Avenue. I'm glad I'm on
7 this side. You gentlemen and ladies have a very
8 difficult decision to make to balance the revenue
9 sources for the city in comparison to what you have
10 to do for the community.

11 I appreciate the time and the effort, you
12 know, that your public works department has done in
13 looking at your traffic study. I think there are
14 some major flaws with that. For the last week that I
15 received the notice, I have done my own kind of
16 traffic study. I used to try and go down to
17 Wentworth Avenue. You can make the left-hand turn to
18 get on the freeway. That is very difficult, so what
19 I have been doing is going down to Whitlock Avenue,
20 making a right turn and making a right turn, which
21 is, you know, much quicker.

22 The problem you have with Whitlock Avenue,
23 it's 33 feet wide. It's a very narrow street. So
24 you start putting a significant amount of traffic on
25 there, that's going to have a huge impact. So I

1 think the fact that we didn't notify the people on
2 Whitlock Avenue is something that we need to worry
3 about.

4 I remember when Mayor Wood ran for her
5 campaign. You know, a couple of words she used was
6 "community" and "opportunity," and I think one of the
7 things you need to look at tonight -- and a lot of
8 speakers have been very eloquent and said, you know,
9 "What benefit is there for the community?" You might
10 think in some ways that we're entitled in that area.
11 I come from a neighborhood -- or I work in a
12 neighborhood that we hear that a lot. And I have to
13 say we are. We are the oldest residents in the city.

14 And as I looked on the city council, there
15 is only one resident who was a part of the original
16 part of South Salt Lake. All the rest of you have
17 come in from that core group. And so do you owe us
18 something? You do. We have supported the city for
19 77 years, and to come around and to make it
20 inconvenient -- which it is, but, to tell you the
21 truth, the 30 minutes, that's for one trip in a
22 positive time schedule. When you get into a busy
23 time, that amounts to 30 seconds or a minute, a
24 minute and a half, two minutes. One of the concerns
25 that we all have, we're all addressing, if you're

1 familiar with, you know, some of the things that COG
2 is doing, you know, division of air quality, we're
3 very concerned about the air quality in this valley.
4 It's terrible, especially where we're at in the
5 bottom of the valley here. When you start adding 30
6 minutes to each trip, that's a significant amount of
7 CO2 that's being put in the air that we are
8 accommodating a business.

9 I understand the problems of that. You
10 know, you're on a fiscal cliff in 2017. You're going
11 to be losing a significant amount of sales tax, and I
12 have to prepare for that which is to come. I
13 understand that. But, you know, there are the things
14 you could do. Could you help them relocate? If you
15 look across the street, there's a significant amount
16 of empty property that we could work with those
17 people. You could create a CDA. You could help
18 them -- we could do something with the tire company.
19 You could relocate them there.

20 There are many opportunities to say the
21 easiest thing for us to do is to close the street and
22 inconvenience a lot of people. You look at -- if you
23 ask Chief Morris if he had to bring a fire truck down
24 there, how would he get out? What happens if you get
25 a delivery for RC Willey's? How do they back out?

1 You get a delivery from FedEx, how do you get out?
2 If you get a delivery truck from UPS, it's very
3 difficult. If you've got a UPS truck down there and
4 you need someone to get out in a hurry, that's a
5 problem.

6 So I think you have to look at the gamut.
7 I do understand this, but I think you have to
8 consider that this community is what supports this
9 city. The businesses are great to have, but if you
10 didn't have the core group of people within the city
11 that support this, you know, pay their property tax
12 year after year, pay our MET tax year after year --
13 it's a significant amount of money, and I think, from
14 the standpoint of the city council, you owe that area
15 something, because they have been a true supporter of
16 this community since its inception in 1938. Thank
17 you.

18 MS. DEACON: Okay. Hi. My name is Kim
19 Deacon. I live at 434 East Burton, and what I have
20 is a question about land, because when I saw the
21 poster up on the corner of 1st East -- or 2nd East
22 and Burton Avenue with the vacation, I called and
23 asked questions and was told that, with a vacation,
24 the street is dug up, but it's city land or
25 government land, and so the business can't buy it,

1 but they get to use it, and so the question I have
2 is, when this is all dug up and is being used by the
3 dealership, are they paying extra taxes on that?
4 Because that's government. It's not their land. And
5 when -- I mean, does it eventually become their land?

6 I worked for a bank for 15 years doing
7 mortgages, and if somebody puts a fence too close to
8 your property and it's actually in your property, if
9 you don't do anything about it immediately, that
10 eventually becomes your neighbor's property. You
11 lose your lot line. And does that happen with this
12 business? Or how does it happen that they get all of
13 this land that's supposed to be government owned that
14 we don't get to use anymore but they do? I mean,
15 where's the benefit for us? All I see is a benefit
16 for them. And so that's the question I have. I'm
17 not seeing value to this. Okay. Thank you.

18 MS. SNOW: Thank you.

19 MR. VAN NOOD: I'm Martin Van Nood, 165
20 East 2400 South. It used to be called "Taylor
21 Avenue." I haven't heard much being said about 2400
22 South, but it's included in this package deal. You
23 close down Burton and Truman and you're killing 2400
24 South as well.

25 When UDOT expanded the off-ramp there and

1 turned my pleasant little residential tree-lined
2 avenue into a walled-in dark zone -- no offense to
3 UDOT -- I thought, "What else can you people do to
4 me?" And now here comes Mayor Wood and the city
5 council and they want to completely kill the whole
6 neighborhood. I don't want to be in there.

7 I've owned that house since 1986. I've
8 been there 28 years, and I don't understand why you
9 would want to give somebody who is renting a business
10 your public streets. It's beyond me. You can
11 compare it to Larry Miller, but I'm sure Larry Miller
12 probably owns that land.

13 These people are renting. They don't --
14 they don't deserve anything. I'm not going to rehash
15 all the stuff that I brought up at the previous
16 meeting in May, because I'm sure it's in your minutes
17 and you've memorized all that, so -- but the public
18 safety issue is a real issue, and pedestrian
19 traffic -- you know, I don't know. I think -- I
20 think you're doing a real injustice to the taxpayers
21 and citizens in the neighborhood by giving this
22 property away. Thanks.

23 MS. SNOW: Thank you. It looks like we
24 have someone else coming forward.

25 MS. TRAVENO: Hi. My name is Lisa Traveno

1 and I own the house on 140 East Burton, so the
2 dealership is literally right outside my window, my
3 kitchen window. I see it every day. And while I'm
4 really impressed by all of the thoughts and opinions
5 by everybody in this room today, I think people have
6 brought forth a lot of important things that, you
7 know, I didn't think of, and I appreciate the
8 information.

9 You know, I definitely am against it as
10 well, and one of the things that I mentioned last
11 time in the May meeting was we were attracted to
12 South Salt Lake because of a lot of the improvements
13 that we've made in the community or that all of you
14 have made in the community, and there's been a lot of
15 positive movement. And so we saw the opportunity to
16 buy the house and we decided, "You know what? This
17 looks pretty good."

18 But, you know, had I known that this was
19 going to occur, I'm not necessarily sure that I would
20 have bought that house in that location. I think it
21 does put us in a dead end. I think that there's
22 existing issues with the dealership today about the
23 appearance of their property, and I'm not really
24 sure, you know, what the next phase of them taking
25 more land is going to look like, so I am a bit

1 concerned about that.

2 But I'm also concerned about the increase
3 in traffic. Excuse me. I'm a little nervous, too,
4 as somebody else mentioned earlier, but -- walking my
5 dog, my nephew walking around in the neighborhood,
6 those are all important things to me, things that I
7 thought I was going to be in a community and
8 neighborhood.

9 And somebody else had mentioned we have to
10 share, you know, with the businesses, and we know --
11 we knew that when we moved in, but we didn't
12 necessarily think that they were going to gobble up
13 more. You know, we could live with it. We could
14 live with what's there now.

15 But I really think, you know, all of the
16 work that you've done to attract, you know, new
17 homeowners and single-family residents in your area,
18 I agree, I think this is taking a step back from
19 that, and I really have to say I would reconsider
20 buying that house if I had known that we were going
21 to vacate these two streets. So thank you. Thank
22 you for everybody -- thank you for everything that
23 everyone has said here today.

24 MR. ERESUMU: Good evening. My name is
25 William Eresumu. I live at 176 East Truman, and I

1 own the home at 180, which is on the corner of 200
2 East, and the home to the west of me at 170 Truman,
3 so I own all three, and two of them -- we rent two of
4 them, and, of course, I live in the one.

5 Again, one of the biggest lures of Truman
6 is access to I-80. It's like a -- it's like the
7 heartbeat for us to get in and out of our community,
8 and if you cut that off, it's -- you know, it's going
9 to cause congestion. These people on Wentworth --
10 obviously I live on Truman -- don't use Burton a
11 whole lot, but if I have to start using Wentworth,
12 I'm a part of the problem, not the solution. And to
13 make it to the next street or go down to 2100, at
14 2100, to try and turn south on 2100 and State Street
15 is -- it would be -- it's as much time as Wentworth.
16 It's a lot of work.

17 I don't use 2nd East very often. I use
18 Truman to State Street, even if I go -- head north, I
19 hardly ever take 2100, 2nd East to 2100, and then
20 that way Truman is -- the access to State Street is
21 phenomenal. It's great.

22 Something I noticed, they had the plan
23 about Murray, and they pointed out that they closed
24 off those streets and made them cul-de-sacs or dead
25 ends with brick walls. It doesn't sound very

1 attractive. But those people aren't -- they're not
2 accessing I-80. I-80 is like an artery for all the
3 residents in that area. The tenants, they -- one
4 couple that just moved in at 180 -- they've been
5 there about three months -- they came from Lehi --
6 and they said that was -- that was just -- they could
7 get on and off, the access is great, and, you know,
8 that was one of their big -- big reasons for renting
9 in South Salt Lake.

10 I bought my home 17 years ago, and
11 everybody talks about home values. Well, Truman's
12 home value has obviously increased just with the
13 time, but it's -- I didn't buy it because of that. I
14 bought the home because it was a -- it was a great
15 place to live. South Salt Lake is nice. I
16 appreciate the -- you know, the community and the,
17 obviously, companies, you know, businesses in the
18 area. They do supplement us, and that's nice, but,
19 you know, they're not the LDS Church. They shouldn't
20 have the right to close off a street. That's all I
21 have to say.

22 MR. SMITH: I'm Kent Smith. I live on
23 240 -- I own the home on 240 East Truman. I commute
24 every day via the UTA bus on the bus stop out -- just
25 off of Burton Avenue and State Street. I do

1 appreciate the dealership, including pedestrian
2 access, even though it didn't seem like it was --
3 might not have been a consideration in the first plan
4 back in 2008.

5 While I do appreciate that that section of
6 the sidewalk from Truman to State Street that passes
7 through the dealership between the street seems to
8 be -- in the winter, the snow removal on that portion
9 of the sidewalk seems to be not a huge concern. It
10 seems like it's always icy. I think it's from when
11 they wash the cars. But now that the pedestrian
12 access seems like it would be in control of the
13 dealership, kind of a private property situation, I
14 would urge that, you know, they could keep that
15 pedestrian access clear or safe to commute through.

16 And I do share the opinions of everyone
17 else who came up here and spoke. Thank you for your
18 time.

19 MS. SNOW: Thank you.

20 MR. RIDING: My name is Craig Riding. I
21 live At 2295 South 200 East. My wife spoke earlier.
22 We manage the apartments there and we were talking to
23 several people in the neighborhood, and I have to
24 agree, most of the people that we talked to had no
25 idea that this was happening, and we had to explain

1 it to them to get them to sign our petition.

2 A question that I have is what kind of
3 revenue is the business going to bring in that
4 justifies closing down those streets? Because
5 whatever revenue that they're getting is going to
6 affect me, personally, because now I have to pay for
7 the gas to be able to take that extra minute, as they
8 say, which we all know is going to be more than a
9 minute. It already takes a couple minutes just to
10 get off of Truman onto State to get onto the freeway,
11 and just from Truman, it's, what, a half mile or
12 less, quarter mile to the freeway entrance, which we
13 all really appreciate, and that's, I think, why a lot
14 of us that rent live in that area, is because it's so
15 easy to get onto the freeway.

16 So I'd like to take into consideration
17 why -- why is this happening? What kind of revenue
18 is it going to take to get them this type of thing?
19 What kind of revenue is the city getting out of it to
20 be able to have those -- those streets closed? It
21 really doesn't make sense to be able to close down
22 two streets. It may make it safer in the area. I
23 mean, I, like most of the residents here, have dealt
24 with Hinckley Dodge and how they operate and how
25 their trucks are always in the road and how their

1 employees are always running across the road. Yes,
2 it will make it safer for them. It will make it
3 safer for Truman right there where it goes into a
4 dead end, because there will be less traffic going
5 down those streets, but what about -- I don't think
6 that it -- because it makes it a little bit safer for
7 them, that it makes -- should make it more dangerous
8 for me and my family.

9 If it's going to triple the amount of
10 traffic that goes right across in front of my house
11 on 2nd East, where's the point in that? It's going
12 to take down a little bit of traffic right by their
13 property to make it three times as dangerous by my
14 house, by Wentworth. That doesn't make sense. If
15 that's what we're really basing this upon, is the
16 safety of that one street, then what about the other
17 streets around there? It really doesn't take that
18 into consideration, and I think you guys should
19 really consider that.

20 But like I said, my main concern is what
21 kind of revenue does that really generate for the
22 City of South Salt Lake, just to be able to pull in
23 and do their little roundabout thing that they claim
24 they're going to do, and does that mean that when
25 they do this thing, does that mean that they're going

1 to close their gate on 2nd East and no longer use
2 that? Does that mean that none of their cars will
3 ever pass through on 2nd East? Because right now
4 there's a ton of traffic that comes on 2nd East.
5 That's where they unload their trucks. That's where
6 they do all of their business as far as their cars
7 go. Their dealership cars come through 2nd East and
8 pull onto their property on that side of the
9 property, so they get stored there until they move
10 them out to the lot to get sold. Is that going to
11 cancel? Because if that will cancel, that will take
12 down a lot of the safety concerns as well. But if it
13 doesn't, then we still have the same safety concerns
14 that we had before, and it doesn't take down any of
15 that -- any of those safety concerns, and that's
16 where -- like I said, I guess that's where we're
17 coming from with this, is the safety concerns, and
18 the study shows that it's going to take down safety
19 concerns in that area, but it really won't. So thank
20 you for your time.

21 MS. SNOW: Thank you.

22 MS. BOWDEN: Hi. My name is Stephanie
23 Bowden, and I'm here in behalf of the residents on
24 Wentworth. I'm Daryl Roberts' daughter, who owns the
25 Shadow Haven and Woodwinds.

1 I went down Wentworth, both sides, today
2 and met a lot of really wonderful residents in that
3 neighborhood. Everyone that I spoke to today all
4 complained about the traffic that the dealership is
5 already adding to that street, a lot of speeding cars
6 from the dealership, a lot of people taking test
7 drives, speeding through the neighborhood, concerns
8 about their children's safety.

9 And as I can see from all the comments made
10 today from getting petitions signed to the comments
11 today, the traffic there is going to be terrible. I
12 would hope that all of you would really consider the
13 needs of this community, the residents of this
14 community, and not let the big businessman take over
15 and ruin what these residents are entitled to.

16 It's been great to hear all the great
17 comments from the residents, and I really hope that
18 you will think of their needs, of all the
19 inconvenience and their safety, and take that into
20 deep thought before you make your decision. Thank
21 you.

22 MS. SNOW: Thank you. Do we have any other
23 public input at this time before we close the
24 hearing?

25 UNIDENTIFIED SPEAKER: Could I just mention

1 one thing? We collected 200 -- 200 petitions
2 (inaudible).

3 MS. SNOW: Okay. We'll note that you put
4 your petitions in to Craig, 200 petitions. Thank
5 you, sir.

6 MR. PETERSON: I have one more thing. I
7 didn't get a full five minutes, so -- my question is
8 to Ryan here. You know, you seem to be pretty much
9 in favor for it, and all the folks here actually live
10 in your district. I didn't even know who you were,
11 so I looked it up in the back and saw that your
12 district is the one that's being impacted, and these
13 are the people that voted you, and these are the
14 people that are going to vote you back in. So I'm
15 curious. Why are you for it?

16 MR. GOLD: Things are -- things are brought
17 in to the city. The business felt that this was
18 something that was passed eight years ago. If it
19 wasn't for the recession, we wouldn't even be here.
20 Everything would be that way. I've reviewed the
21 studies that everybody here does not take in account.
22 Everything is terrible. Dead ends, cul-de-sacs. You
23 guys mock me. It is safer. You want to call it a
24 dead end. It's -- what is it now? Everybody
25 complains about that lot. What are you going to do

1 with it? Look at this map. I've been told that --
2 how is UPS going to turn around? Chief Morris, what
3 does it -- what's the radius of the ladder truck to
4 turn? Pamela?

5 MS. SNOW: Two hundred feet, he said.

6 MR. GOLD: Two hundred feet radius?

7 UNIDENTIFIED SPEAKER: (Inaudible).

8 MR. GOLD: It will be able to turn around?

9 Okay. So the fire truck can turn around in that --

10 UNIDENTIFIED SPEAKER: (Inaudible).

11 MR. GOLD: Burton -- Burton is a U street.

12 It curves down. I looked at the map.

13 UNIDENTIFIED SPEAKER: One lane

14 (inaudible).

15 MR. JONES: This is not the time for a
16 lynching --

17 MR. GOLD: That's fine.

18 MR. JONES: -- or for verbal outbursts,
19 so -- you've had your chance to talk. It's his turn
20 to talk.

21 MR. GOLD: We've received studies from the
22 fire station. It is not going to impact any
23 emergency call. I've driven -- where I live is on
24 Haven Avenue, and I do take Truman. I take it every
25 morning. And for the past few weeks, I've taken

1 Wentworth. It adds a whopping 15 seconds to my
2 travel.

3 UNIDENTIFIED SPEAKER: No way.

4 MR. GOLD: I'm telling you what my study
5 is. If you want to contradict my study, you can
6 follow me, but we've done the other studies. We have
7 that traffic study. The streets -- we talked to our
8 civil engineer. The streets are built to handle that
9 traffic. You know, a lot of -- a lot of people -- I
10 do live here. I've lived here for close to 17 years.
11 My wife has lived here her whole life. She's not --
12 she's not -- I'll tell you the truth. My wife is
13 not -- she's opposed to this, only because of change.
14 She's driven that road for 40 years. So yeah, I'm --
15 we're not saying it's not going to be a slight
16 inconvenience that, instead of turning left, you now
17 turn right, but, you know, a lot of -- you know,
18 it's -- it is. It's change. The city is growing.

19 I didn't see anybody here, other than this
20 gentleman right there that owns a couple complexes,
21 at the city meeting a couple weeks ago where you guys
22 could have asked any question, gone over this. They
23 were handing out maps. Nobody showed up.

24 UNIDENTIFIED SPEAKER: There was no notice.

25 MR. GOLD: There was a notice.

1 MR. PETERSON: Yeah. So let me jump in
2 right here, because --

3 MS. SNOW: I don't know that we want to get
4 into a back and forth. Like the formatting of these
5 is you guys give your comments, we give ours, but it
6 doesn't become a back and forth like -- you know what
7 I'm saying? Like everyone --

8 MR. PETERSON: Totally agree. And I would
9 have loved to come a few weeks ago if I had known. I
10 live in your district. We voted you. You didn't let
11 your neighbors and your community that voted for you
12 know. You did a disservice to the people that
13 elected you. I implore you, do the right thing for
14 the people that elected you.

15 MR. GOLD: I did.

16 MS. SNOW: Your five -- those five more
17 minutes are up.

18 MR. GOLD: We have our city that sends out
19 notices.

20 MS. SNOW: Well, we are -- I'm sorry. Sir,
21 we're not going to allow people to come back a second
22 time, because you've already had your five minutes.

23 MR. COOK: I just want to make one comment.

24 MR. JONES: No.

25 MS. SNOW: We could be here all night.

1 MR. JONES: Sir, sit down or you'll be
2 removed.

3 MS. SNOW: You know what? I actually am
4 chairing this meeting. I have told him, and our --

5 MR. GOLD: Okay. Well, it wasn't --

6 MS. SNOW: Our sergeant at arms is there.
7 Okay. Is there anyone further who has not already
8 spoken and used their time who would like to come
9 forward? Looks like we have someone.

10 MS. POTTER: Good evening. My name is
11 Jeanette Potter. I live at 133 East and 2400 South,
12 and as my neighbor stated earlier, we have already
13 had a disservice to our street, being closed off from
14 State Street, narrowed down. The street put into
15 Burton was very nice. We still have a way out to
16 State Street and I-80. I did buy my house because it
17 was convenient to get onto the freeway and go
18 anywhere you need to in the valley. And I'm nervous,
19 too. But that's the reason I bought my house. We
20 dealt with the I-80 off-ramp being widened, our
21 street being narrowed, and the inconvenience of our
22 park strips being removed.

23 My concern is, like everybody else -- I
24 wasn't here for earlier in the meeting. I had to
25 work. But the traffic that it's going to put onto

1 2nd East and 3rd East and the streets further north.
2 You know, there -- we are pretty busy on those two
3 streets already, Burton and Truman. If you're taking
4 that traffic and putting that onto the other streets,
5 it's going to be, you know, pretty dangerous for
6 those neighbors. So that's what I wanted to say.
7 Thank you.

8 MS. SNOW: Thank you, ma'am. Is there
9 anybody further that would like to speak?

10 UNIDENTIFIED SPEAKER: (Inaudible)
11 something? It's relevant.

12 MS. SNOW: Unfortunately, ma'am, it's not
13 about relevance. It's about time. And if we allowed
14 everyone to go on, we could be here till 6:00 a.m.
15 Really. I'm sorry. You've already used your time,
16 ma'am. We're going to go forward unless anyone who
17 has not used their time would like to speak on your
18 behalf. You can funnel your comments through another
19 individual. But we have to keep to the rules that
20 govern this council and these proceedings.

21 Okay. I see no one else coming forward at
22 this time, so I'm going to close the public hearing
23 portion of the meeting, and we move to the next
24 section, which is discussion time for the -- I'm
25 sorry. I apologize. We did want to give our five

1 minutes to a representative of the car dealership.
2 Go ahead and introduce yourself.

3 MR. BAIRD: Thank you, Madam Chairperson.
4 My name is Bruce Baird. I'm counsel for the
5 dealership. It's -- it may take me slightly longer,
6 because I'm responding to somewhere near 40 people.
7 I'll try to keep it as brief as I possibly can.

8 First I want to thank the council for
9 having this hearing. I want to thank your staff for
10 the hard work. I sort of want to apologize to you
11 for putting you in this situation. I've been doing
12 this work in land use for 15 years, and this is, I
13 think, the second or third -- probably third-most
14 controversial meeting I seem to have been to, and I
15 apologize, and I understand the heartfelt nature of
16 your position.

17 I want to make it clear that this is a
18 discretionary item. This is an ordinance. It's
19 legislative discretion. You have two standards.
20 Mr. Florence did an adequate job -- a very good job
21 of explaining them to you. I believe you have easy
22 ability to find good cause. The 200 East issue
23 that -- the first time we were here in May and at the
24 neighborhood meeting was the biggest issue. This
25 plan almost indisputably solves the 200 East idling

1 traffic access issues and almost -- so that, in and
2 of itself, is sufficient good cause.

3 I don't believe what you've heard amounts
4 to material injury to the public or any person, but
5 that's your call to make, and I understand your call.
6 I would hope you make the call in our favor, but I
7 understand your position.

8 I do want to talk about a couple things.
9 First of all, Mr. Cook is simply wrong about the
10 statutory compliance. You can ask your city attorney
11 between now and when you vote on it, Mr. Creswell and
12 Mr. Roberts. They can determine whether the petition
13 was filed appropriately. I'm certain that it was.

14 Second, in terms of the noticing of this
15 hearing, I personally -- didn't send a flunky or
16 anybody else. I personally took your notice,
17 statutory requirements. I talked with Mr. Florence.
18 I went, myself, down the street to the county
19 recorder's office. We got notice for far more than
20 is statutorily required. You have the list in your
21 packet. The city has the list. It's required that I
22 give the list. The labels were printed off that same
23 list. I stuck the labels on it, I put the postage on
24 it, and then I handed them to the city, and the city
25 mailed them out. And we mailed far more than is

1 required by state law.

2 For the neighborhood meeting, which this
3 council wisely suggested at the last time and which
4 the staff wisely suggested, the staff gave me the
5 list and we mailed those -- and we let the staff mail
6 it. We gave all those things. And I want to thank
7 Council Member Gold, Council Member Snow, and Council
8 Member Rapp for showing up at the neighborhood
9 meeting.

10 I must confess that I feel slightly
11 ambushed tonight at this meeting, because almost no
12 one was there. Mr. Baierschmidt was there, and,
13 strangely enough, Mr. Baierschmidt told me that he
14 thought this was a great plan. While not perfect, he
15 told me -- he told me he supported it personally.
16 And I'm surprised, but, you know, that's just -- I'm
17 just telling you what I remember him telling me.

18 I do want to be clear that we had the
19 neighborhood meeting. We've tried to take into
20 account what we heard, which was the 200 East issue,
21 the Truman issue. We've talked with the city staff.
22 We know how to access it. We've dealt with emergency
23 access issues.

24 The city asked us to do a traffic study. I
25 hired a traffic engineer. Here is what I told the

1 traffic -- we tried to hire the city's usual traffic
2 engineer because -- but he determined he had
3 conflict, because he's working for the city on
4 another matter. We tried to use the city's engineer,
5 Mr. Hales. He's here. He's a friend of mine, a
6 great traffic engineer. But they couldn't do it, so
7 we went and hired another reputable licensed traffic
8 engineer.

9 Here is precisely what I said: "Please
10 give me a traffic study to determine what the impact
11 is on Wentworth, 2nd East, and generally regarding
12 the closure of Burton and Thurman." Council Member
13 Gold, Council Member Snow, and Council Member Rapp
14 were here that night at the neighborhood meeting and
15 will tell you that I got that study at literally five
16 minutes before -- the first -- the first and only
17 draft of that study at literally five minutes before
18 the public meeting started. I had Mr. Florence print
19 it off, and that's why you see the word "draft" on
20 it.

21 We haven't touched that study since the
22 licensed professional traffic engineer wrote it. I
23 didn't have any communications with him other than to
24 find out, "Please, is it going to be done for the
25 neighborhood meeting? Please, please, please." And

1 it got here five minutes before that meeting. That's
2 the extent of it.

3 I'm sorry that the neighbors are impugning
4 the integrity of the traffic engineer. I'm sorry
5 that they're impugning your credibility about getting
6 contributions, which you didn't. I'm sure they'll
7 impugn my credibility, but that's what I get paid to
8 do.

9 I want to make it clear the car dealership
10 and the -- the car and the dealership parking for the
11 customers on site. Emergency vehicles, there's no
12 issue, and we've cleared it with the city. This will
13 be crash gated in case there's any fire issues, and
14 that's -- crash gating is quite common. There are no
15 fire issues. We've dealt with the snow removal.
16 There's plenty of places to deal with it.

17 Answering the other questions, my client is
18 not for -- my client is Salt Lake Valley GMC, who is
19 not leasing the property. They are buying the
20 property from the Hinckley's. They have a long-term
21 vested interest and they want to make the dealership
22 better. They're not being mandated to do this by
23 Chrysler. They're mandated to do it by modern
24 economics of how car dealerships work. You can't
25 break up a car dealership effectively with those

1 existing streets. It simply can't be done.

2 Madam Chairperson, I would respectfully ask
3 for more since the neighbors had more than 30
4 minutes -- more than an hour in toto.

5 MS. SNOW: Unfortunately, I don't think I
6 can grant that under our rules. I would ask you to
7 put a conclusion paragraph. I'll give you time -- I
8 mean, I let some people go a little over. Go ahead
9 and wrap it up with a conclusion, sir.

10 MR. BAIRD: That's fine. I would thank the
11 council for its consideration. I understand the
12 difficult nature of this matter. I would simply ask
13 you to look at the best interests of the city as a
14 whole. I could respond in detail, and I may between
15 now and your next meeting, if you choose to not vote
16 tonight. Thank you very much.

17 MS. SNOW: Thank you. Okay. With that,
18 I'll again go ahead and close the public portion of
19 the hearing and move to the discussion by the city
20 council. Are there any city council members who want
21 to start? Go ahead, Kevin.

22 MR. RAPP: Well, first of all, just to let
23 everybody know, I'm completely against this. First
24 of all, I don't see how this complies with the master
25 plan. We're supposed to be -- I mean, the master

1 plan even noted in Goal LU 7 that this was supposed
2 to be beneficial for the community, and I don't see
3 how that is. We're talking about shutting off these
4 two streets. This isn't a cul-de-sac. This is a
5 trap. I agree. I've driven these two streets. I've
6 driven over to Wentworth. I do not agree with the
7 study, because I've driven it personally. I've seen
8 how this is going to impact all of this, and I just
9 don't understand why -- why we're going to go through
10 with this.

11 At the meeting two weeks ago, Salt Lake
12 Valley Dodge had fully intentioned to continue to buy
13 houses up on both Burton and Truman. Now, isn't
14 that -- aren't we eating up more of the State
15 Street -- I mean the neighborhoods east of State
16 Street? We had a big problem not long ago about
17 somebody trying to build six town homes in an area
18 that was industrial, and yet we're having no problem
19 with building out into viable neighborhoods that we
20 want to keep intact.

21 You know, to say that these are
22 cul-de-sacs, I can't agree with that, and to say that
23 there's a safety issue, I can't agree with that,
24 either, because Wentworth is going to become more
25 dangerous. 2nd East is going to become more

1 dangerous. Although in this particular plan, Burton
2 and Truman will become less dangerous. I don't see
3 how -- that there is a tradeoff. It just -- two
4 streets become less dangerous; two streets become
5 more dangerous.

6 Wentworth is going to become a nightmare.
7 The city -- and we all know this -- has plans to put
8 apartments along the TRAX line. Where are those
9 people going to get out? Wentworth. So that road is
10 even going to become more congested. I just -- I
11 just can't agree with any of this.

12 You know, the one last thing that I have to
13 say about this is, is we were voted in by the
14 citizens, not by the businesses, and we're here to
15 represent the citizens. Now, I know some would say
16 that, on a whole, yes, we have to make sure that our
17 tax base is solid, but we all know that there's other
18 people that -- other developers out there that could
19 very well use this property as well. That's what I
20 have to say.

21 MS. SNOW: Are there any other council
22 members who want to weigh in?

23 MR. GOLD: I would.

24 MS. SNOW: You want -- okay. Go ahead,
25 Ryan.

1 MR. GOLD: A couple weeks ago when we had
2 the public meeting with basically no residents and
3 one business owner representing who wanted to know
4 more about this. It's been clearly noted that
5 information was handed out. Whether or not people
6 opened their mail or not, I don't know.

7 Just so people know, I do my due diligence
8 in researching different issues of the city, and,
9 contrary to Councilman Rapp, I represent the city,
10 and I try to make a balance between business and
11 residents and what would -- someone might call an
12 impact might be an adjustment, but I have done my
13 research. I do take serious note of everybody's
14 comments tonight. I wish people would look at some
15 of the information that's been handed out and do your
16 own due diligence and not jump in line and make
17 comments that don't have any basis behind it.

18 I do know this will be a change for a lot
19 of people if this passes, and I'm sorry if I confused
20 cul-de-sac with dead end. I'm looking at the map and
21 I see a 78-foot radius dead end that you might want
22 to call -- I call that a cul-de-sac when you can turn
23 a fire truck in the circle. You guys want to call it
24 a dead end, then it's a dead end. I would gladly
25 move in that dead end so my kids could ride their

1 bike on a street without having to worry about cars
2 going up and down. All I hear every day is people
3 complaining about the method that Salt Lake Valley
4 Dodge operates on Truman. This will alleviate that.
5 There will not be any more idling trucks in the wee
6 hours of the morning. It will not be an ugly
7 weed-riddled lot that's there on the north side.

8 I figured the reason there wasn't anybody
9 at the public meeting was because all the answers and
10 concerns everybody had prior were answered in this
11 new development, in this new proposal. That was my
12 honest reason that no one showed up. Everybody got
13 some sort of map. I've seen the map sitting on the
14 corner for weeks on a -- on a stand. If people can't
15 see that, walking in their neighborhoods, then I
16 don't know what they can't see.

17 I tried to balance -- there's a lot of
18 stuff that comes to the council, and a lot of
19 stuff -- you can't please everybody, and I don't know
20 what else -- what else to say. I was elected to this
21 position because I'm commonsense minded. I think
22 like every -- I think like the normal person. I'm a
23 mechanic by trade. I build airplanes. I don't --
24 I'm not -- I'm not a real estate agent. I'm sorry.
25 But I do know real estate. I bought a house. I know

1 how much they cost in different areas, and things
2 that I don't know -- we have competent city
3 directors, very competent, and I trust -- I trust
4 their judgment, and if they had a problem with this
5 traffic study, they would have said so.

6 UNIDENTIFIED SPEAKER: (Inaudible).

7 MS. SNOW: Don't -- no. I'm sorry, ma'am.
8 It's not your turn. The public input period is over.
9 Go ahead.

10 MR. GOLD: So I know this is my district.
11 I've been studying this issue, and I know -- and I've
12 heard everybody's displeasing comments tonight, but I
13 urge you to look at how this will benefit the city.
14 This is State Street. There is going to be a major
15 development across the street. Those of you -- I'm
16 not sure if anybody went to the public open house for
17 UDOT that was over at the Columbus Center.

18 I'm not even sure if this will even last,
19 some of the proposals for the freeway and how much
20 the city is growing. I'm not even sure what's going
21 to happen right here at -- at this I-80 State Street.

22 MS. SNOW: Ryan --

23 MR. GOLD: There's a lot going on.

24 MS. SNOW: Sorry.

25 MR. GOLD: And I do take this seriously,

1 and I will consider everybody's comments, and I just
2 want to let everybody know that I do study these
3 issues. I don't just do this at a whim. And I also
4 take in public's participation, and I take that for
5 what it is.

6 MS. SNOW: Okay. I just wanted to add a
7 remark, too. I -- I've been really, really on the
8 offense about this issue since May, mulling it over,
9 not having -- not having a preconceived decision in
10 my head. I am really moved by all of you here
11 tonight. I want you to know that. I find it
12 impressive when entire neighborhoods show up to city
13 council. I feel like having a barbecue, neighborhood
14 barbecue. I do. No, I think it's inspiring. It's
15 democracy that you guys are involved. This directly
16 impacts your neighborhoods, your lives, your
17 commutes, your bottom line, and I'm moved by your
18 presence at this meeting and your presence at the May
19 meeting, which has only grown at this meeting, and I
20 don't -- I don't -- at this point, I feel like I
21 can't vote against this strong of a voice, a combined
22 unified voice of the entire neighborhood that's
23 saying, "This is not how we want to live. We want to
24 continue living the way we want to live."

25 I don't know. I see pluses to the idea of

1 closing those streets. I did from the get-go back in
2 May. But, like I said, I've wavered back and forth,
3 and I feel like I hear your voices saying
4 overwhelmingly you're not -- that's where you're at,
5 so -- do any other council members want to weigh in
6 before we call for a motion? Now, we can move to put
7 this forward to a future meeting to continue
8 discussing it, a work meeting, or we can take final
9 action on the matter tonight through a vote. It
10 depends on the motion of the council members, but
11 before we move to a motion period, is there any other
12 further remarks? Go ahead.

13 MS. BEVERLY: Yeah. I would just like to
14 say I appreciate all the residents here tonight as
15 well. When we talked about this back in May, there
16 were many issues that were brought up. I appreciate
17 how the dealership has addressed a lot of them.
18 Oftentimes decisions like this are about compromise.
19 It's not what's best for just one person. It's
20 always good to try to have a win-win situation.

21 I appreciate how the dealership has created
22 the pedestrian walkway. The truck issue, which
23 was -- just like they said, that was the major
24 complaint at the May meeting, was the truck issues,
25 and I feel like if you really look at this map, it is

1 addressing that truck issues. It's keeping it off
2 the side roads.

3 I do realize -- as you come and present
4 these things to us, we realize that maybe we need to
5 be looking at road improvements on 200 East.
6 Obviously there's some problems there and there will
7 be some things we need to look at and maybe improve
8 this plan further, but I do appreciate that we
9 already have had a lot of compromise, and I just
10 wanted to acknowledge that.

11 MR. CRESWELL: There is an ordinance in
12 your box, but, in talking to Paul and Mike, there's a
13 couple of things that, if you were going to act upon
14 it and vote in support of this, we'd have to bring it
15 back to you, so we're not recommending that you -- if
16 you wanted to vote, to vote tonight, because what
17 happened is there's already an existing council
18 action, and the resolution you have in front of you
19 did not rescind or address that prior action and
20 replace it with this one, so, as a minimum, we'll
21 have to do that, so -- I'm just telling you the
22 status of the resolution.

23 MS. SNOW: Lyn, can you also speak to the
24 sufficiency of the petition? Those concerns were
25 brought up, and none of us have seen that petition.

1 MR. CRESWELL: I'm not ready -- I'm not
2 ready to respond to that --

3 MS. SNOW: Tonight.

4 MR. CRESWELL: -- tonight.

5 MS. SNOW: Okay. Go ahead, Mike.

6 MR. RUTTER: I'm prepared to make a motion
7 when you're ready to call on me.

8 MS. SNOW: Okay. If no one else has
9 comments --

10 MR. RAPP: I have -- well, I have one other
11 comment, but this is a comment that I discussed with
12 Lyn previously. There was a statement made, but I'd
13 like to get this answer back from Lyn about this as
14 to why we're not selling these streets. Salt Lake
15 City does sell streets, and they sell them for a
16 profit, and the fact that we're not doing so, I'm
17 really wondering about that, but I'd really like to
18 hear from Lyn when he gets back to me on that one,
19 because I brought this --

20 MR. CRESWELL: Yeah. Paul and I talked to
21 Kevin and we've done a modest amount of exploration
22 on that, but we're really not ready to report back.

23 MR. RAPP: Okay.

24 MR. CRESWELL: The state law appears to
25 require us to vacate without recovering value.

1 However, there are practices in Salt Lake and other
2 communities where, on occasion, and in commercial
3 areas in particular, that the communities have been
4 able to recover some value for the street vacation,
5 and so we need to look into that further and find out
6 whether that's a thing that we want to bring back to
7 you and advise to consider.

8 MR. RAPP: That was never brought up,
9 either.

10 MS. SNOW: Overall, I'm feeling like we're
11 not prepared for a final vote tonight.

12 MR. RAPP: No.

13 MS. SNOW: So I'll receive a motion.

14 MR. RUTTER: I'd like to make that
15 motion --

16 MS. SNOW: Okay.

17 MR. RUTTER: -- that we put this onto
18 unfinished business. Do we need another -- next --
19 the 11th? Or do we need longer?

20 MR. GOLD: January?

21 MR. JONES: 13th?

22 MR. GOLD: 13th?

23 MR. FLORENCE: We can bring it back next
24 week and discuss where we're at on things, and, you
25 know, you can review what we have, and if we need to

1 continue it again, we can -- we can.

2 MR. RUTTER: I will make the motion that we
3 bring this back December 13th to review --

4 MS. SNOW: December 10th.

5 UNIDENTIFIED SPEAKER: December 10th.

6 MS. SNOW: 10th.

7 MR. RUTTER: Pardon?

8 MS. SNOW: 10th.

9 MR. RUTTER: You said the 13th.

10 MR. FLORENCE: It's the 10th.

11 MS. SNOW: Well, today's the 3rd. Seven
12 days from today.

13 MR. BURTON: It's the 10th. It's next
14 week.

15 MR. RUTTER: December 10th next week to
16 review the information that has been given to us and
17 either make a decision then or pass that on to
18 further calendaring.

19 MS. SNOW: Okay.

20 MR. GOLD: I'll second that.

21 MR. TURNER: Second that motion.

22 MS. SNOW: Okay. I have a motion by Mike
23 to move this to December 10th and a second by Ryan
24 and Roy. All in favor? Roll call vote.

25 UNIDENTIFIED SPEAKER: No.

1 MS. SNOW: I -- I just like to, for the
2 sake of --

3 MS. BEVERLY: Aye.

4 MR. GOLD: Aye.

5 MR. JONES: Aye.

6 MR. RAPP: Aye.

7 MR. RUTTER: Aye.

8 MS. SNOW: Aye.

9 MR. TURNER: Aye.

10 MS. SNOW: Okay. I'm unanimous. We're
11 going to move this forward to unfinished business
12 next week. Anyone is welcome to attend next week as
13 well.

14 I'll take -- let's see. So we're going to
15 go ahead and close the public hearing portion of our
16 meetings, and we will need to return back to -- let's
17 see --

18 MR. CRESWELL: We had tabled the tree
19 issue, and so we can go back to that.

20 MS. SNOW: Okay. We'll return back to the
21 tree ordinance. Paul Roberts, if you can pick up
22 where we left off on that.

23 MR. ROBERTS: So, as it relates to tree, we
24 do have someone here from the state. His name is --
25 excuse me. I wrote it down about an hour ago. Clint

1 Burfitt. And earlier this week we had a presentation
2 from some state folks about the emerald ash borer,
3 and it's apparently a very invasive bug that's in
4 Colorado, and it's eventually coming this way. We're
5 pretty sure it's going to be here in a few years.

6 And so there's -- what we wanted to do is
7 have the state folks come and tell you a little bit
8 about what they do, so we've got the state
9 entomologist here to tell you about the dangers of
10 this invasive species, and then it will explain why
11 we have a couple of new changes that you'll see in
12 your Dropbox this Friday.

13 MR. CRESWELL: You know, there's a lot of
14 noise in the room. Maybe you want to take a
15 couple-minute break so everybody can exit before we
16 continue.

17 (Discussion off the record.)

18 MS. SNOW: I think we're ready, if you'd
19 like to speak to us now.

20 MR. BURFITT: Okay. Well, I'd like to
21 thank you in advance for your time tonight. My name
22 is Clint Burfitt. I'm the state entomologist for the
23 Utah Department of Agriculture and Food, and I'm here
24 tonight representing the Utah Department of
25 Agriculture and also the Utah emerald ash borer task

1 force.

2 The reason why we're concerned about this
3 particular pest is that it kills ash trees in about
4 two to five years, and it's the rate that it's spread
5 across the country, so it came in around 2002 in
6 Detroit and it's currently distributed as far north
7 as Montreal, as far south as Northern Mississippi,
8 and it is now, last year, in Boulder, Colorado, so
9 it's kind of at our doorstep, so --

10 MR. GOLD: What kind of trees are these?

11 MR. ROBERTS: Ash.

12 MR. BURFITT: Ash.

13 MR. GOLD: Just ash trees?

14 MR. BURFITT: So it's very specific to ash.
15 And, again, there's a lot of things that kill trees,
16 right? And we're not -- we don't show up at city
17 council meetings and talk about them unnecessarily,
18 but the issue that we see here is that, because --
19 you know, we've seen different statistics, and it
20 really varies from city to city, but at least along
21 the Wasatch Front we've got about 25 percent urban
22 ash plantings, and when this gets here, a
23 considerable amount of this urban ash is planted on
24 streets, is planted in people's yards, parks,
25 et cetera, et cetera. That's going to be a huge

1 impact on the city's budgets, to clean up these
2 hazard trees and replant.

3 So, simply to cut to the chase, what we're
4 asking is that the city remove ash species from their
5 planting lists so they're not planting those in
6 the -- on the streets and they're not planting those
7 in the parks, and then also we're asking that the
8 city remove them from the new construction planting
9 lists. And what this will do is it will simply just
10 make it so that, A, you're not inadvertently bringing
11 this insect in in a contaminated shipment of ash, and
12 then B, you're buying yourself a little bit of time
13 so that, when this does get here, you don't have as
14 much ash to deal with in the long run, so --

15 Do you guys have any questions?

16 MR. JONES: First of all, thank you so much
17 for your patience. Typically, no one shows up.
18 We're all by ourselves, and so, you know, I
19 appreciate you waiting for two hours.

20 Secondly, so I have two ashes on my private
21 property, so should I go ahead and cut them down or
22 just wait till they die?

23 MR. BURFITT: No. So the emerald ash borer
24 task force is simply going around city to city right
25 now to basically get ash off the planting lists so

1 that it's not -- so you're -- so that you guys aren't
2 wasting money up front planting stuff that's going to
3 be potentially dead in ten years and having to
4 replace it and remove the -- remove it.

5 So we're not -- we're not engaging in,
6 like, an outreach effort that's targeting everybody
7 in the state and their ash trees. So I would say
8 monitor it, keep it healthy, but for right now, if we
9 can keep the new developments from planting ash and
10 we can keep the cities from planting ash, then
11 basically that's going to mitigate the long-run costs
12 for you guys.

13 MR. JONES: Thank you.

14 MR. GOLD: Is this a permanent thing?

15 MR. BURFITT: Yeah. North American ash
16 does not have any sort of natural defense to this
17 insect, so at this point, North American ash is
18 threatened. In the Midwest 20 states, they've got it
19 widespread. It's killing ash in the forests and in
20 the cities. You know, you've seen tree-lined streets
21 with 80- to 100-year-old ash all decline within a
22 couple years, so it's a significant impact.

23 MS. SNOW: Wow. Well, appreciate that
24 information from you. Oh. I'm sorry. Kevin?

25 MR. RAPP: Two questions real quick. The

1 first one, if I'm not correct, this attacks most of
2 the ash species?

3 MR. BURFITT: That is correct.

4 MR. RAPP: Okay.

5 MR. BURFITT: It attacks all North American
6 ash species.

7 MR. RAPP: Okay. All ornamental ones
8 and --

9 MR. BURFITT: That is correct. The
10 ornamental ash plantings that we put into our cities
11 and our homes were once found in the Carolinian
12 forest.

13 MR. RAPP: All right. Okay. All right.
14 My second question I have to ask, because this is
15 something I personally experienced, does the state
16 or -- does the state entomology department have any
17 concerns with shothole borers or flathead apple
18 borers?

19 MR. BURFITT: So this emerald ash borer is
20 actually in the same family of beetles as the
21 flathead apple borer, and there's about 15,000
22 different species in that family.

23 MR. RAPP: Oh, jeez.

24 MR. BURFITT: The group that you're
25 referring to, shothole borers, has something like

1 6,000 named species just in North America, so we're
2 used to dealing with beetles and we're used to
3 looking at beetles and differentiating them from
4 other beetles that are very similarly looking, so,
5 you know, we're here specifically for this one,
6 because we see that it's going to have a pretty big
7 impact on urban ash plantings, and that's going to
8 affect the cities. It's the cities that are going to
9 have to pay to take out the hazard trees, replace the
10 trees.

11 So yeah, we deal with a lot of different
12 nuisance pests or, you know, even -- I would consider
13 both of those to be economic pests, to some degree,
14 but there are treatments for those, and, you know,
15 I'd be happy to talk about this at another time, if
16 you wanted some advice on that.

17 MR. RAPP: All right. Appreciate that.
18 Thanks.

19 MR. BURFITT: Uh-huh.

20 MS. SNOW: I'm sorry. Mike?

21 MR. RUTTER: Do we need to bring this back
22 to you in ordinance form, or do you need to present,
23 Paul? What do we need to do?

24 MR. ROBERTS: Well, what we've got --
25 well -- okay. So two things. So, first, we do

1 have -- we met with these folks on Monday, and, you
2 know, I didn't want to throw this in Dropbox and not
3 have any chance to review it, so what we're going to
4 do is -- we've got an amendment here. Ash was
5 actually on the approved list for street trees, so --

6 MR. GOLD: Not anymore.

7 MR. ROBERTS: Well, yeah. We're moving it
8 from the next draft.

9 MR. GOLD: It's on a "do not plant" list.

10 MR. ROBERTS: Right. So what we're going
11 to do -- well, what the draft is going to do -- the
12 planting restrictions had a couple of lists of, you
13 know, certain types, like no poplars, no willows, no
14 elms on any public property. What we're going to do
15 is refer to the Salt Lake -- South Salt Lake
16 landscape handbook, and that's what developers come
17 and they say, "Okay. What can I plant?" and we give
18 them the handbook and we say, "Okay. Anything on
19 this list you can plant." Ash is currently on there.
20 That can be amended pretty quickly.

21 We also have a zoning code that if -- that
22 addresses, you know, street trees, as far as how far
23 they can be from each other, whether they're approved
24 or not, depending on the size of the park strip.

25 So what we're recommending is just

1 basically taking out all this and just referring
2 people to the handbook and to the zoning code so they
3 don't have to find, you know, three or four different
4 locations in our code and they wonder what kind of
5 tree to plant. So that's one of the big changes.

6 And then the other is just looking forward.
7 If we do have -- if you do approve the nuisance
8 abatements on private property, we added a number 6.
9 Any tree declared by the state of Utah or the United
10 States Department of Agriculture will be subject to
11 quarantine or an order of destruction. So if someone
12 gets -- if that tree is ordered quarantined, then we
13 can enforce it through our nuisance ordinance and
14 require it to be abated. Sort of planning ahead.

15 So we're -- we would -- you know, we'll get
16 this to you and -- so we're not expecting final
17 action tonight. We'll get this to you by Friday. Do
18 you have any questions for Glenn or -- they're both
19 here if any budgetary questions need to be addressed.

20 MS. SNOW: I've got Mike that's got a
21 question.

22 MR. RUTTER: Now, Counsel, correct me. Do
23 you suggest that we do not approve this?

24 MR. CRESWELL: Well, let me ask Paul a
25 question, and I've not been involved in the drafting

1 of this, so I'm kind of asking basic questions. I've
2 suggested that among the liability issues here that
3 we need to be concerned about is the actions we're
4 taking on private property. Is there any way to
5 bring the ordinance back to them without the private
6 property section and then add that later in time when
7 the budget might be available, or does that so
8 fracture the ordinance or dilute it that it's not an
9 effective ordinance? And, again, I didn't work on
10 the ordinance, so maybe you can answer that question.

11 MR. ROBERTS: It's fairly
12 compartmentalized. It wouldn't be hard to draft
13 something that didn't expand -- I mean, currently,
14 under our current ordinance, the forester has the
15 ability to declare a nuisance tree and order its
16 removal. What it didn't provide was the process
17 or -- and we just haven't had a forester for a long
18 time, so -- I could probably easily take out the
19 nuisance trees and abatement nuisance trees portions
20 and we could get the other parts here.

21 MR. CRESWELL: I mean, that's one option,
22 is to bring it back to you and -- and have that taken
23 out until we have a budget to support it.

24 MR. ROBERTS: Also, two versions, three
25 versions, however many versions you want.

1 MS. SNOW: Mike?

2 MR. RUTTER: Make a motion.

3 MS. SNOW: Well, one second. I would just
4 say --

5 MR. RAPP: I have a question first.

6 MS. SNOW: Okay. Oh. We've got a few
7 things popping up now. I -- that doesn't strike me
8 as the best method, is to fragment or fractionalize
9 and then have to come back and add stuff in. I would
10 prefer to do it all in one shot, but I would prefer
11 to do it closer to budget season when we can discuss
12 it part and parcel with, you know, the funding, and I
13 prefer to do funding during budget season, so my
14 inclination or opinion on this is to move it forward
15 into next year.

16 Other comments?

17 MR. RAPP: This, I guess, is a comment
18 directed towards Glenn. At this point in time, if
19 this ordinance was drafted now and then we could
20 discuss this later during budget season, could you
21 put off the part-time person? Because that one right
22 now is the biggest -- biggest monetary problem with
23 this right now. We could come up with \$15,000 for
24 the abatement, and there's already 14,000 in there
25 for the, you know, public works and the public

1 assets. If we could put off -- put in that part-time
2 person in there, we could make it work now without
3 having to do the -- to wait until the budget.

4 MR. SMITH: Let me explain the position, I
5 guess. Right now I'm budgeted for a part-time
6 person, so I have \$16,000 budgeted, and that person
7 was -- is in charge of graffiti removal, and a
8 community connection outreach person. So that's
9 coordinator, our liaison between the volunteer
10 coordinator and the resident. And over this last
11 spring and part of the summer, we had that position
12 filled. He moved on. It was a part-time position.
13 Again, no benefits, and something better came along.

14 We've reposted that position twice and
15 we've had very minimal -- not the quality or
16 qualified people that we were hoping to get. So that
17 position is vacant still, and so the thought process
18 was, with this new ordinance -- this new ordinance in
19 place and the additional burden that it would put
20 upon staff, I'd like to take that part-time position
21 and expand it to a full-time position, so not only
22 are they going to do the graffiti removal and the
23 community connection outreach, but then their other
24 primary function will be to deal with these private
25 property trees, and when you're talking about one

1 property, like we're -- the tree that you've
2 mentioned a few times, Joaquin and the gentleman from
3 Timberline Tree spoke to a couple of the property
4 owners next to that dangerous tree. We're going to
5 have to, again, get some permissions to remove fences
6 and go across other people's property, so it's going
7 to be a pretty significant process.

8 I'm not saying we can't do it, but it's
9 going to be pretty involved, and that's why I'm
10 asking for this additional manpower to take care of
11 it and do it right. And then obviously, you know,
12 the process from start to finish. It's not just
13 making contact and hopefully getting compliance. I'm
14 sure we'll have a handful of those, but those that
15 don't comply, we'll now have to probably go get a
16 warrant and get an order from the ALJ to have it
17 abated, and then eventually, you know, help
18 coordinate all the different moving pieces there and
19 potentially put a lien on it.

20 MR. RAPP: All right. Thanks.

21 MS. SNOW: Thanks. Sharla?

22 MS. BEVERLY: Yeah. I just -- I feel like
23 putting this off till budget season is kind of a
24 mistake. I know Kevin has residents in his area and
25 I have residents in my area who have contacted me and

1 are very concerned about nuisance trees, and I don't
2 know how we can do it and proceed so that we can
3 target some of the complaints we're receiving, not
4 maybe seeking out, but there are citizens who are
5 worried about trees that are nuisances.

6 MR. SMITH: And I think another benefit
7 here also is -- I'm already set with a vehicle, the
8 office space, the computer, so I don't have to buy a
9 bunch of equipment to outfit another employee. I
10 already have that, so it's -- it's the additional
11 funds to bring them on to a full-time status.

12 MAYOR WOOD: Can -- can we add some -- at
13 some point, some maybe value-added information, too,
14 that we just received, and I was going to update you
15 next week, but maybe it's pertinent to the
16 conversation this evening, and it's about the CDBG
17 funding. We were notified by Mayor McAdams that
18 there was going to -- he's implementing a new process
19 by which we will get our funds. Instead of getting
20 them based on our demographic and percentage of need,
21 he is owning that, and I will -- and actually taking
22 all of the city councils out of it, and I will have
23 one vote at a table of 11 as we process applications,
24 so anything -- any penny that we get that are CDBG
25 funds, because we entered into an interlocal

1 agreement with the county and just renewed it last
2 year, and we're tied till 2017, so they kind of own
3 how we will be moving forward, so just as added
4 value, there may not be any CDBG funds available in
5 our budget next year, so...

6 MS. SNOW: That's good information. I
7 think Roy wanted to say something.

8 MR. TURNER: Procedural question, please,
9 Paul. It seems to me like we're dealing with a
10 couple issues here. One is the, excuse me, the tree
11 ordinance, and we -- it seems to be the general
12 consensus that we bring that back in the future. The
13 other is the issue that the gentleman from the
14 Department of Agriculture brought up that we've got
15 this looking at us in the face. Can we initiate some
16 kind of an action legally to remove right now the ash
17 trees from our planting list and so on and then hold
18 off with the ordinance for a week or two, or whatever
19 it is we're going to take, whatever we decide on, but
20 it seems to me we need to get moving on that ash
21 issue.

22 MR. ROBERTS: Sure. In the landscaping
23 handbook, that's -- that's amended by the community
24 development department. It's very flexible and it
25 can respond to things like this, so --

1 MR. TURNER: Is that a big workload for
2 you?

3 MR. ROBERTS: No. I think the -- got an
4 e-mail from Haley earlier saying that she could
5 revise it pretty quickly, so we could remove that so
6 at least any new development, when it came in, we'd
7 say, "Hey, no ashes. No matter what the" -- you
8 know, "what the ordinance says, the landscaping
9 handbook says no."

10 MR. TURNER: Do we do that by a motion?

11 MR. ROBERTS: That's an administrative
12 handbook, so they can -- they can do it.

13 MR. TURNER: Okay.

14 MR. SMITH: I had something on that.
15 Again, this position, I'm not trying to sell it, but
16 maybe I am a little bit. Again, this person is going
17 to be that liaison between the city and our volunteer
18 projects when it comes to community connection,
19 having that information on these trees with the ash
20 potential problem. That person is going to be
21 educated to be able to explain that to our residents
22 while he's out in the field or she's out in the
23 field, so, again, I think tonight we heard a lot of
24 people say that they don't get a lot of information
25 fed to them, which I --

1 UNIDENTIFIED SPEAKER: They don't read it.

2 MR. SMITH: Right. So maybe having people
3 coming knocking on their door and having a flier with
4 them or something to help educate, that's going to be
5 a component of this position as well, the education.

6 MR. GOLD: How do you keep Home Depot from
7 selling ash?

8 MS. SNOW: I'm sorry. Irvin was in line to
9 make a --

10 MR. GOLD: Oh, I'm sorry.

11 MR. JONES: Question for Lieutenant Smith.
12 So you're asking for an additional annual budget
13 increase of 32,000, so my question is, in this tight
14 budget, is -- the current fiscal year, you haven't
15 been paying a part-time guy for some time, and so how
16 much would you really need to get us to the next
17 fiscal year, July 1?

18 MR. SMITH: Kyle left, didn't he? That's a
19 great question, and I think -- like I said, that
20 position hasn't been filled since July, and I've
21 recently had a code enforcement officer move along as
22 well, so that position will be vacant for probably a
23 month until we get them -- so there is some potential
24 opportunity there.

25 MR. ROBERTS: It would be -- when we hire

1 people, they are probationary. It would be
2 difficult, maybe, to hire a full-time person and then
3 say, "But in July your job might be eliminated,"
4 so -- it's also more expensive to have a full-time --
5 there's the benefits. And like I mentioned before,
6 you know, you generally -- if you plan for salary,
7 you figure pay, plus about a third for -- to pay for
8 all the benefits, retirement contributions, things
9 that we do, so --

10 MS. SNOW: Ryan?

11 MR. GOLD: I think I asked that question,
12 if you'd need the whole 32 now, because we're halfway
13 through the year, and I think it was answered that
14 you would -- you would -- it would be like half of
15 that.

16 MR. SMITH: That makes sense.

17 MS. SNOW: But if you have an unused half,
18 then don't you have enough to pay for the next half?

19 MR. GOLD: No. That's --

20 MS. SNOW: Or am I -- is my math bad?

21 MR. JONES: It's a half of a half.

22 MR. GOLD: There's no benefits.

23 MS. SNOW: Okay. You'd have to --

24 MR. GOLD: Well, it was less than the 32,
25 is what I'm getting at, but then when we get to the

1 new -- the next budget, you know, next summer, it
2 would be what you're proposing right now.

3 MR. SMITH: Correct.

4 MS. SNOW: Yeah.

5 MR. GOLD: In full dollar amount. So maybe
6 Kyle could come up with the figure of what we'd need
7 to come up with.

8 MR. ROBERTS: If we bring this back in the
9 spring, there might be enough budget to cover the
10 rest of that year, and if we get your support saying
11 that next year you'd support it, then we could
12 possibly move forward that way.

13 MS. SNOW: Mike?

14 MR. RUTTER: Okay. I'm not clear. Help
15 me. Attorney, you don't want us to vote for the
16 ordinance, but you tell me that you're going to
17 change the ordinance so that it will -- so it will
18 comply with what his suggestion is that we don't
19 comply with. Help me -- just help me just understand
20 that part. Then I'm happy.

21 MR. ROBERTS: So Lyn's concern is that if
22 we add private property nuisance abatement, that
23 we're incurring additional liability and
24 responsibility, and if we don't fund it, it's not
25 wise to have an ordinance that says "You're going to

1 do this," but no one is doing it.

2 I've got proposed amendments. I made these
3 amendments before Lyn's comment tonight. They can
4 wait if -- I mean, you know, if --

5 MR. RUTTER: You're saying you can take it
6 out?

7 MR. ROBERTS: I could take it out or, if
8 you want, we can leave it in and address it later.

9 MR. RUTTER: Okay. No. Okay. Now, back
10 to the -- back to the employee. Now, as the employee
11 effects into this ordinance right now, if we vote yes
12 on this, then we're going to tick off our attorney
13 and we're going to -- are we going to give him a
14 full-time employee on this ordinance?

15 MR. ROBERTS: No. No. The ordinance
16 doesn't authorize -- that would be a budget issue, so
17 we'd have to have a --

18 MR. RUTTER: So that's got nothing to do
19 with what we've been talking about, other than he
20 wants a -- needs another employee?

21 MR. ROBERTS: That's what's necessary to
22 stand up the new program. It's a new program.

23 MR. RUTTER: I'm clear. You guys all
24 clear? I'm clear. Thank you.

25 MS. SNOW: I'm clear, but I don't think it

1 has nothing to do with what we're talking about. I
2 mean, I think the point is that if we pass the
3 ordinance, we have to make funding provisions as
4 well.

5 MR. RUTTER: He just said he could take it
6 out.

7 MR. ROBERTS: I could take out the private
8 nuisance sections. If you wanted to do it next week,
9 we could have the sections excised, if you want.

10 MS. SNOW: And do we want to pass this
11 thing in a partial version of what we're talking
12 about, and then we'll rediscuss it next year?

13 MR. RUTTER: I'm going to make it real
14 easy.

15 MS. SNOW: You may. All right. Does
16 anyone have any other comments before Mike eagerly
17 states his motion? Okay. Mike?

18 MR. RUTTER: Thank you. I'd like to make
19 the motion that we move this to unfinished business
20 next week and that we clear up the controversy with
21 our attorney with our attorney and with our employee
22 so that it comes back to us in proper form that
23 explains everything that we need to know so that we
24 can have a discussion to approve it. Is that
25 possible, Lyn?

1 MR. CRESWELL: We can't do that unless you
2 tell us that you're willing to pass the budget to
3 support an additional requirement.

4 MR. ROBERTS: If I remove the --

5 MR. GOLD: We don't know how much.

6 MR. ROBERTS: I can remove the private
7 property nuisance --

8 MR. CRESWELL: Well, if that's the
9 direction, we can do that and then there isn't any
10 conflict.

11 MS. SNOW: I don't want to remove that
12 portion.

13 MR. RUTTER: You what?

14 MS. SNOW: I don't want to remove that
15 portion. I've expressed just that -- I'd rather do
16 it all in one shot next year. I don't --

17 MR. GOLD: So he made a motion. We need a
18 second.

19 MS. SNOW: Okay.

20 MR. JONES: What is the motion?

21 MR. RUTTER: I think I'm going to retract
22 my motion, because Lyn says we can't do it.

23 MR. GOLD: If you don't get a second, then
24 your motion doesn't go.

25 MR. RAPP: I'll second the motion to move

1 it till next week.

2 MS. SNOW: Okay. We have --

3 MR. RAPP: That's not a problem.

4 MS. SNOW: We have a second of Mike's
5 motion to move this to next week and hopefully, you
6 know, some of these issues will be ironed out and
7 presented to us in a more uniform -- maybe a couple
8 different options, but, you know, iron some of this
9 out for us, if you could. All those in favor?

10 MS. BEVERLY: Aye.

11 MR. GOLD: Aye.

12 MR. JONES: Aye.

13 MR. RAPP: Aye.

14 MR. RUTTER: Aye.

15 MS. SNOW: Aye.

16 MR. TURNER: Aye.

17 MR. GOLD: Can I --

18 MS. SNOW: It passes.

19 MR. GOLD: Can I have a -- just one --

20 MS. SNOW: Sure, Ryan.

21 MR. GOLD: I'll be willing to amend the
22 budget if we can get the exact number. Not an annual
23 number, but from now till the next budget.

24 MR. SMITH: July 1st? Okay.

25 MR. GOLD: Right.

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MS. SNOW: July 1st.

MR. SMITH: Or June 30th.

MR. GOLD: So if we can get that, then --

MR. SMITH: I'll have that for you next week.

MR. RAPP: That would be good.

MR. GOLD: That leans towards Lyn's --

MR. TURNER: Sounds like a Chinese fire drill.

MR. GOLD: -- you know, "Are we willing to do the budget?"

MS. SNOW: Yeah. I think that's important for, you know, what we'd have to amend for this year, pare that down, but also, you know, we do still need to know what type of funding we're going to look at for 2015 forward, or 2016, I guess, is what they call it, because the full numbers are going to be, you know, the next half of what we're authorizing.

MR. SMITH: Right. And part of this, also, is to increase the abatement fund for the rest of this year to deal with some of these dangerous trees right away, and I think by the new budget cycle, we'll have a -- hopefully a better guess on -- because, again, we just don't know how much this is going to cost per tree, how many are going to start

1 to come up, so --

2 MS. SNOW: All right.

3 MR. SMITH: Thank you.

4 MS. SNOW: Thank you, Glenn.

5 MR. GOLD: Thank you.

6 MS. SNOW: All right. We're going to move
7 forward to the second item, the resolution of the
8 city approving amendments to Section 30 of the
9 consolidated fee schedule for culinary water.

10 MR. ROBERTS: This should be pretty
11 straightforward. So at our last meeting, we approved
12 the ordinance that authorized this. This just
13 changes the fee schedule to reflect that change, so
14 it's -- it's at the maximum. If you want to reduce
15 it, if you wanted to, you know, subsidize the
16 development with general funds, you could do that at
17 this point. We've got it at the maximum that was
18 authorized by the IFFP and the IFA.

19 MS. SNOW: I'm comfortable with that.
20 Anybody else?

21 MR. TURNER: Are you willing to accept a
22 motion?

23 MS. SNOW: I'll accept a motion.

24 MR. RUTTER: I'll make the motion that we
25 approve this resolution, City of South Salt Lake

1 Council approving the amend to Section 30 of the
2 consolidated fee schedule relating to impact fees for
3 culinary water.

4 MR. TURNER: I'll second that motion.

5 MS. SNOW: Okay. Motion and seconded. All
6 those in favor?

7 MR. BURTON: You need a roll call on that.

8 MS. SNOW: Okay. Roll call vote, beginning
9 with Sharla.

10 MS. BEVERLY: Aye.

11 MR. GOLD: Aye.

12 MR. JONES: Aye.

13 MR. RAPP: Aye.

14 MR. RUTTER: Aye.

15 MS. SNOW: Aye.

16 MR. TURNER: Aye.

17 MS. SNOW: It passes unanimously. We'll
18 move forward to our unfinished -- no, to our 2015
19 city council meeting schedule. Craig?

20 MR. BURTON: I don't have anything new to
21 add, unless you have any questions for me on it.

22 MS. SNOW: Yeah. We looked at this last
23 time and it looked good to me. Does anybody have any
24 concerns? I'll take a motion on that.

25 MR. RAPP: I'll make a motion that we

1 approve the 2015 city council meeting schedule as
2 written.

3 MR. GOLD: I'll second that.

4 MS. SNOW: Okay. Motion by Kevin, second
5 by Ryan. All those in -- do we need a roll call
6 vote? Yes?

7 MR. BURTON: Yeah, do a roll call, would be
8 fine.

9 MS. SNOW: Yes. Okay. Roll call vote,
10 beginning with Mike.

11 MR. RUTTER: Aye.

12 MS. BEVERLY: Aye.

13 MR. GOLD: Aye.

14 MR. JONES: Aye.

15 MR. RAPP: Aye.

16 MS. SNOW: Aye.

17 MR. TURNER: Aye.

18 MS. SNOW: It passes unanimously. Moving
19 to new council business, the ordinance adopting the
20 project area plan for 3900 South CDA project area.
21 Randy?

22 MR. SANT: In your redevelopment meeting,
23 you adopted a resolution that forwarded this plan to
24 the city council for action. This ordinance adopts
25 that plan for the 3900 South as the official

1 redevelopment plan, community development plan for
2 that project area.

3 MS. SNOW: Yeah. I think we all voted for
4 this at the last -- during the RDA portion segment of
5 this. You know, I think it's going to be a valuable
6 tool in making sure we get what we want in that area.
7 Does anyone else have concerns or thoughts on the
8 matter? If not, I'll take a motion.

9 MR. JONES: I'll make a motion that we
10 suspend the rules.

11 MR. GOLD: I'll second that.

12 MS. SNOW: Oh, okay. We have a motion to
13 suspend the rules. I guess I -- do we need a roll
14 call vote?

15 MR. BURTON: No.

16 MS. SNOW: No.

17 MR. BURTON: Who was the second on that?

18 MR. GOLD: I was.

19 MS. SNOW: The motion was Irv and the
20 second was Ryan.

21 MR. BURTON: Thank you.

22 MS. SNOW: All those in favor?

23 MS. BEVERLY: Aye.

24 MR. GOLD: Aye.

25 MR. JONES: Aye.

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MR. RAPP: Aye.

MR. RUTTER: Aye.

MS. SNOW: Aye.

MR. TURNER: Aye.

MS. SNOW: Okay. So the rules have been suspended. Do we have a motion for passing the ordinance or otherwise?

MR. TURNER: I'll make the motion that we approve the amendments to Section 30 of the consolidated fee schedule relating to the impact fees --

MR. SANT: No. That's -- no. It's the next item. The ordinance.

MR. RAPP: The ordinance. This one down here.

MR. SANT: Adopting the 3900 South.

MR. TURNER: I make the motion that we adopt the ordinance adopting the project area plan for the 3900 South Community Development Project area.

MR. RUTTER: I'll second.

MS. SNOW: Okay. Motion by Roy, second by Mike. All those in favor?

MR. RUTTER: Roll call.

MR. SANT: It's a roll call vote.

1 MS. SNOW: The last one wasn't. Oh, okay.
2 Roll call vote, beginning with Sharla.

3 MS. BEVERLY: Aye.

4 MR. GOLD: Aye.

5 MR. JONES: Aye.

6 MR. RAPP: Aye.

7 MR. RUTTER: Aye.

8 MS. SNOW: Aye.

9 MR. TURNER: Aye.

10 MS. SNOW: It passes unanimously. We've
11 already covered the public hearing portion of our
12 meeting. Do we need a closed meeting tonight? At
13 this point, I'll take a motion to -- I'll entertain a
14 motion to close our meeting.

15 MR. RAPP: I'll make that motion.

16 MR. TURNER: I'll second it.

17 MS. SNOW: Okay. Motion by Kevin, second
18 by Roy. All those in favor?

19 MS. BEVERLY: Aye.

20 MR. GOLD: Aye.

21 MR. JONES: Aye.

22 MR. RAPP: Aye.

23 MR. RUTTER: Aye.

24 MS. SNOW: Aye.

25 MR. TURNER: Aye.

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MS. SNOW: It's unanimous.

(Meeting adjourned at 9:54 p.m.)

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STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)

I, RENEE L. STACY, Registered Professional Reporter and Certified Realtime Reporter for the State of Utah, do hereby certify that the foregoing transcript was written stenographically by me from an electronic recording and thereafter transcribed;

That the foregoing pages contain a true and accurate transcription of the electronically recorded proceedings and was transcribed by me to the best of my ability.

IN WITNESS WHEREOF, I have subscribed my name and affixed my seal on this 7th day of January, 2015.

RENEE L. STACY, RPR, CRR
Notary Public in and for the
County of Salt Lake, State of Utah

My Commission Expires:
November 9, 2015