

MINUTES OF THE SALT LAKE CITY COUNCIL SPECIAL FORMAL MEETING

TUESDAY, AUGUST 11, 2020

The City Council of Salt Lake City, Utah, met in an electronic Special Formal Session on Tuesday, August 11, 2020 pursuant to the Chair determination and Salt Lake City Emergency Proclamation No. 2 of 2020 (2) (b).

The following Council Members participated electronically:

Chris Wharton	Analia Valdemoros	James Rogers
Andrew Johnston	Daniel Dugan	Darin Mano
Amy Fowler		

Cindy Gust-Jenson, Council Executive Director; Jennifer Bruno, Council Executive Deputy Director; Rachel Otto, Mayor's Chief of Staff; Katherine Lewis, City Attorney; and DeeDee Robinson, Deputy City Recorder participated electronically.

The meeting was called to order at 6:03 p.m.

A. OPENING CEREMONY

#1. Council Member Chris Wharton will conduct the formal meetings.

#2. [6:03:27 PM](#) Pledge of Allegiance. (A moment of silence was held while the American Flag/Anthem was displayed on the screen)

#3. [6:04:27 PM](#) Welcome and Public Meeting rules.

#4. [6:04:50 PM](#) Councilmember Rogers moved and Councilmember Johnston seconded to approve the Formal Meeting minutes of Tuesday, May 19, 2020 and Thursday, June 4, 2020, which motion carried, all members voted aye (roll call). [View Minutes](#) (M 20-3)

B. PUBLIC HEARINGS [6:11:43 PM](#)

Note: Public Hearings and General Comments were heard as one item. Comments/materials submitted to the City Council have been attached as part of the official record. Click link to view. <https://www.slc.gov/council/virtual-meeting-comments/>

#1. [6:41:25 PM](#) Ordinance: Dockless Shared Mobility

The Council will accept public comment and consider adopting an ordinance that would regulate the use of electric scooters and other dockless, shared mobility devices in the City. The Council would also consider amending the Consolidated Fee Schedule as part of the dockless shared mobility device ordinance. Currently, dockless scooter companies operate under temporary operating agreements until an ordinance is

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passed. The latest version of a draft ordinance was sent to the Council in March 2020. The updated ordinance incorporates some feedback and concerns including additional requirements for safety features, insurance requirement changes, and language to better differentiate between scooters and devices - motorized or otherwise - used by individuals with reduced or specialized mobility, among other changes.

[View Attachment](#)

Alex April, Ado Milicevic, and Mackenzie Viau spoke in favor of the proposed ordinance. Comments included: discounts being offered for low-income residents, offering healthcare workers free 30-minute scooter rides, long-term viable program, keeping the burden of compliance on the operator (sidewalk riding and proper parking), keeping ride-share companies accountable (increase educational outreach, implement a fee structure for non-compliant users), providing jobs without independent contractor status, providing in-app pop-ups to remind users sidewalk riding was not permitted, stickers provided on scooters with large font for a text line to report improperly parked scooters, supportive of hybrid fee structure model (upfront permit fees and 10 cent per ride fees covering administrative costs/operational impacts), and providing trip data for reconciliation/low administrative burden.

Margo Beecroft and Denise Taylor spoke in opposition of the proposed ordinance. Comments included: the death of a scooter rider in Salt Lake received little to no mention in major news outlets, City needing to enforce the highest fees/strictest regulations possible on scooter companies, pedestrians forced to risk their safety when walking downtown, no method of enforcement was able to restrict reckless scooter riders from using sidewalks, increased availability/usage of scooters causing escalation of number scooter related injuries/deaths of riders/pedestrians, and scooter companies needing to report injuries/deaths on their devices to the Salt Lake City Administration.

George Chapman said before allowing any more scooters in the City the Council should require speed limiting switches (limiting travel to five miles per hour on City sidewalks), and signs on scooters informing riders not to ride on sidewalks.

Councilmember Fowler moved and Councilmember Johnston seconded to **close the public hearing and defer action to a future meeting**, which motion carried, all members voted aye (roll call).

(O 20-12)

#2.6:42:27 PM Resolution: Capital Improvement Program Projects

The Council will accept public comment and consider adopting a resolution for project funding allocations in the Capital Improvement Program (CIP), which involves the construction, purchase or renovation

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of buildings, parks, streets or other physical structures. Generally, projects have a useful life of five or more years and cost \$50,000 or more. [View Attachment](#)

George Chapman said 1300 South anti-camping resistant funding was needed, Sugar House greatly benefitted from CIP (Allen Park, 1700 South/1100 East street light), focus was needed on arterial streets in Sugar House for bicycle use, and additional height should be allowed if affordable housing was required in new building proposals.

Councilmember Fowler moved and Councilmember Mano seconded to **close the public hearing and defer action to a future meeting**, which motion carried, all members voted aye (roll call).
(B 20-1)

#3.6:43:44 PM Ordinance: Budget Amendment No. 1 for Fiscal Year 2020-2021

The Council will accept public comment about an ordinance that would amend the final budget of Salt Lake City, including the employment staffing document, for Fiscal Year 2020-2021. Budget amendments happen several times each year to reflect adjustments to the City's budgets, including proposed project additions and modifications. The proposed amendment includes Airport CARES Act grant revenue and grant funding from the U.S. Department of Justice's Coronavirus Emergency Supplemental Funding Program. [View Attachment](#)

There were no public comments.

Councilmember Fowler moved and Councilmember Valdemoros seconded to **continue the public hearing to August 18, 2020**, which motion carried, all members voted aye (roll call).
(B 20-8)

#4.6:44:32 PM Ordinance: Cumming's Subdivision Alley Vacation (730-740 West and 900 South to Genesee Avenue)

The Council will accept public comment and consider adopting an ordinance that would vacate an alley adjacent to properties owned by West End LLC, located at approximately 730-740 West and 900 South to Genesee Avenue in the Cumming's Subdivision. The alley was partially vacated in 1993. The current petition proposes the City vacate the remaining mid-block portion of the alley in order for West End LLC to redevelop the site. The project was recently approved to receive Redevelopment Agency (RDA) funding for a mixed-use development. The vacation will not impact vehicle or property access to property owners west of the proposed alley vacation. Petition No. PLNPCM2019-00813. [View Attachment](#)

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Dillon Larson and **Tyler Larson** spoke in favor of the proposed ordinance. Comments included: property values having degraded due to unchecked homelessness in the area, camping/prolonged drug use/trash/graffiti had become rampant, and alleyway being direly in need of repairs.

Councilmember Rogers moved and Councilmember Johnston seconded to **close the public hearing and note a second public hearing has been scheduled for August 18, 2020**, which motion carried, all members voted aye (roll call).

(P 20-16)

#5.6:45:25 PM Ordinance: Zoning Map Amendment at Approximately 5525 and 5575 West 1730 South

The Council will accept public comment and consider adopting an ordinance that would rezone properties at 5525 and 5575 West 1730 South from CG (General Commercial) to M-1 (Light Manufacturing). The properties are already developed with two identical industrial buildings and occupied by tenants. The applicant has no plans to redevelop the site but would like to allow more land uses and eliminate maximum off-street parking. Consideration may be given to rezoning the property to another zoning district with similar characteristics. Petition No. PLNPCM2019-00726. [View Attachment](#)

There were no public comments.

Councilmember Rogers moved and Councilmember Fowler seconded to **close the public hearing and note a second public hearing has been scheduled for August 18, 2020**, which motion carried, all members voted aye (roll call).

(P 20-12)

#6.6:46:23 PM Ordinance: Rezone of Three Properties on 700 North (1616 West, 1632 West and 1640 West 700 North)

The Council will accept public comment and consider adopting an ordinance that would rezone three properties on 700 North Street (1616 West, 1632 West and 1640 West 700 North) from R-1/5000 (Single-Family Residential) to CB (Community Business). The applicant would like to consolidate the parcels and develop a commercial use on the combined site. The consolidated parcel would be approximately 50,000 square feet in size. No specific site development proposal was submitted with this request. Consideration may be given to rezoning the property to another zoning district with similar characteristics. Petition No. PLNPCM2019-00923. [View Attachment](#)

There were no public comments.

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Councilmember Rogers moved and Councilmember Fowler seconded to **close the public hearing and note a second public hearing has been scheduled for August 18, 2020**, which motion carried, all members voted aye (roll call).
(P 20-13)

#7.6:47:33 PM Ordinance: Rezone at 1612 West 700 North

The Council will accept public comment and consider adopting an ordinance that would rezone the property at 1612 West 700 North from R-1/5000 (Single-Family Residential) to CB (Community Business). The purpose of the rezone is to match the CB zoning of adjacent parcels on the same block of 700 North Street. The proposal would also accommodate future development of the property. No site development proposal has been submitted at this time and the applicant has not indicated what they plan to develop on the property. Consideration may be given to rezoning the property to another zoning district with similar characteristics. Petition No. PLNPCM2019-00986. [View Attachment](#)

There were no public comments.

Councilmember Rogers moved and Councilmember Johnston seconded to **close the public hearing and note a second public hearing has been scheduled for August 18, 2020**, which motion carried, all members voted aye (roll call).
(P 20-14)

#8.6:48:33 PM Ordinance: Rezone and Master Plan Amendment at 771 and 795 North 400 West

The Council will accept public comment and consider adopting an ordinance that would amend the zoning map and future land use map for two properties at 771 North and 795 North 400 West. The proposal would change the properties from M-1 (Light Industrial) to MU (Mixed Use) to allow redevelopment of the vacant parcel at 771 North 400 West. The applicant would like to build a multi-family housing development which is not allowed under the current M-1 zoning. No site development proposal has been submitted at this time. Consideration may be given to rezoning the property to another zoning district with similar characteristics. Petition No. PLNPCM2019-01011 and Petition No. PLNPCM2019-01095. [View Attachment](#)

Derek Christensen spoke in support of the proposal and said he represented the 795 North property. He said the project was a culmination of hard work by the City Council/Planning Staff over the last 20 years (in writing the Master Plan towards the future), he saw it as bringing more community into the area/beautifying the street, and as an employee of one of the buildings, he felt like a member of the community.

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Councilmember Fowler moved and Councilmember Valdemoros seconded to close the public hearing and note a second public hearing has been scheduled for August 18, 2020, which motion carried, all members voted aye (roll call).
(P 20-15)

C. COMMENTS

#1. Comments to the City Council.

George Chapman requested portable toilets for persons experiencing homelessness at the Salt Lake County office building and encouraged a respectful dialogue with Salt Lake City Police officers to ensure a fair resolution of concerns between the community and Police.

Kim Hertig spoke regarding zoning enforcement issues for his home-based car audio business in Salt Lake City. He said he was being harassed regarding overgrown vegetation, inoperable sprinklers, and had received numerous citations/notices, hampering his ability to run his home business.

Margaret Holloway expressed concerns regarding a large dirt pile near the construction site for the new water treatment plant and said it would impact the neighborhood with debris. She said there had been no mention this would occur during town hall meetings for the community. She also inquired about trees in the Warm Springs area and the cost to remove/replant them.

#2. Questions to the Mayor from the City Council.

There were no questions.

D. POTENTIAL ACTION ITEMS

No items were scheduled.

E. NEW BUSINESS

#1. 6:50:34 PM Resolution: Local Emergency Declaration Extension

The Council will consider adopting a resolution that would extend the Mayor's March 10 proclamation declaring a local emergency relating to COVID-19 (coronavirus). The Council's most recent extension of the local emergency relating to COVID-19 terminates August 14, 2020. [View Attachment](#)

Councilmember Fowler moved and Councilmember Rogers seconded to adopt Resolution 25 of 2020 extending a proclamation declaring a local

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emergency relating to the COVID-19 (Coronavirus) pandemic until December 9, 2020, which motion carried, all members voted aye (roll call).
(R 20-5)

#2.6:52:08 PM Motion: Meeting Remotely Without an Anchor Location

The Council will consider a motion to ratify the determination that the Council will continue to meet remotely and without an anchor location under HB5002. [View Attachment](#)

Councilmember Fowler moved and Councilmember Mano seconded to **ratify the Chair's declaration to continue operating remotely without an anchor location**, which motion carried, all members voted aye (roll call).
(G 20-9)

#3.6:53:48 PM Advice and Consent: Salt Lake City Economic Development Director - Ben Kolendar

The Council will consider approving the appointment of Ben Kolendar as Director of the Economic Development Department. [View Attachment](#)

Councilmember Fowler moved and Councilmember Rogers seconded to **approve the appointment of Ben Kolendar as the Salt Lake City Economic Development Director**, which motion carried, all members voted aye (roll call).
(I 20-24)

#4.6:55:08 PM Advice and Consent: Chief Human Resources Officer - Debra Alexander

The Council will consider approving the appointment of Debra Alexander as the Chief Human Resources Officer. [View Attachment](#)

Councilmember Rogers moved and Councilmember Johnston seconded to **approve the appointment of Debra Alexander as the Chief Human Resources Officer**, which motion carried, all members voted aye (roll call).
(I 20-25)

F. UNFINISHED BUSINESS

#1.6:56:02 PM Ordinance: Revisions to City Code for Donations to the City

The Council will consider adopting an ordinance that would revise Salt Lake City Code Chapter 3.60 to address practices regarding donations to the City. The revisions would provide more guidance to accept donations. Donations can be public art, monetary, a building or structure, and land, among others. Changes would create a more efficient process and include more transparency and internal controls by increasing the Finance Department's involvement in the donation process. [View Attachment](#)

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Councilmember Johnston moved and Councilmember Dugan seconded to **adopt Ordinance 37 of 2020**, which motion carried, all members voted aye (roll call).
(O 20-13)

G. CONSENT [6:57:14 PM](#)

Councilmember Rogers moved and Councilmember Johnston seconded to **adopt the Consent Agenda**, which motion carried, all members voted aye (roll call).

#1. Ordinance: Zoning Text Amendment to Increase Building Height Limits in a Portion of the G-MU Zone

The Council will set the date of Tuesday, September 1, 2020 and Tuesday, September 15, 2020 at 7:00 p.m. to accept public comment and consider an ordinance to increase the building heights within a portion of the G-MU (Gateway Mixed Use) zoning district from a current maximum of 120 feet up to 190 feet across portions of two separate blocks located between 500 West and the railroad tracks (approximately 625 West) and 200 South and 400 South. The applicant is requesting the change for a specific development project. Other sections of Title 21A - Zoning may also be amended as part of this petition. Petition No. PLNPCM2019-00639. The Planning Commission forwarded a negative recommendation, therefore an ordinance has not been drafted. If the Council decides to approve the zone amendment, an ordinance would be drafted and considered for approval. [View Attachment](#)
(P 20-17)

#2. Ordinance: Transportation Impact Fees Facilities Plan (IFFP)

The Council will confirm the date of Tuesday, August 18, 2020 at 7:00 p.m. to accept public comment and consider adopting an ordinance that would update the Transportation section of the City's Impact Fees Facilities Plan (IFFP). The plan identifies fees for different land use types after an analysis of existing services levels, anticipated growth, and capital improvements to maintain service levels under higher demand. Impact fees are charges on new development that pay for bigger demand on City facilities caused by population and employment growth. [View Attachment](#)
(T 20-3)

#3. Ordinance: Vegetation Reduction Permits for Wildfire Mitigation

The Council will set the date of Tuesday, September 15, 2020 at 7:00 p.m. to accept public comment and consider adopting an ordinance that would approve a new permit program for qualifying residents to reduce vegetation on a strip of City-owned open lands adjacent to their properties to reduce potential wildfire fuel sources. Only properties

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managed by the Parks and Public Lands Division, such as the Foothills Natural Area or the Jordan River Parkway, would be eligible. The proposal seeks to strike a balance between the City's limited budget for public lands management and the concerns of some residents about the risk of wildfires spreading to their properties. [View Attachment](#)
(O 20-14)

#4. Ordinance: Richmond Street Zoning Map Amendment (2960, 2964, and 2970 South Richmond Street)

The Council will set the dates of Tuesday, September 1, 2020 and Tuesday September 15, 2020 at 7:00 p.m. to accept public comment and consider adopting an ordinance that would amend the zoning map for several parcels located at 2960, 2964, and 2970 South Richmond Street. The applicant would like to rezone the parcels from R-1/7,000 (Single-Family Residential District) to R-MU-45 (Residential/Mixed Use District). The applicant intends to demolish the current structures and construct a four-story, multi-family building with approximately 80 affordable housing units. Consideration may be given to rezoning the property to another zoning district with similar characteristics. Petition No. PLNPCM2020-00108. [View Attachment](#)
(P 20-18)

#5. Resolution: Public Utilities Revenue Bond (WIFIA Loan) Series 2020B

The Council will set the date of Tuesday, September 1, 2020 at 7:00 p.m. to accept public comment and consider adopting a resolution authorizing up to \$348,635,000 of public utilities revenue bond (Water Infrastructure Financing Innovation Act (WIFIA) loan), Series 2020B; authorizing the execution of a supplemental indenture, a loan agreement, and other documents; authorizing the taking of all other necessary actions; and related matters. [View Attachment](#)
(Q 20-3)

#6. Board Appointment: Utah Performing Arts Center Agency (UPACA) - Danny Walz

The Council will consider approving the appointment of Danny Walz to the Utah Performing Arts Center Agency (UPACA) for a term ending August 11, 2024. [View Attachment](#)
(I 20-26)

#7. Board Appointment: Business Advisory Board - Alfonso Brito

The Council will consider approving the appointment of Alfonso Brito to the Business Advisory Board for a term ending December 30, 2024. [View Attachment](#)
(I 20-22)

The meeting adjourned at 6:58 p.m.

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Council Chair

City Recorder

This document is not intended to serve as a full transcript as additional discussion may have been held; please refer to the audio or video for entire content pursuant to Utah Code §52-4-203(2)(b).

This document along with the digital recording constitute the official minutes of the Salt Lake City Special Formal Session held August 11, 2020.

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