

MINUTES OF THE SALT LAKE CITY COUNCIL FORMAL MEETING

TUESDAY, DECEMBER 1, 2020

The City Council of Salt Lake City, Utah, met in an electronic Formal Session on Tuesday, December 1, 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	Amy Fowler	James Rogers
Andrew Johnston	Daniel Dugan	Darin Mano

The following Councilmember was absent:

Analia Valdemoros

Cindy Gust-Jenson, Council Executive Director; Jennifer Bruno, Council Executive Deputy Director; Erin Mendenhall, Mayor; Rachel Otto, Mayor's Chief of Staff; Katherine Lewis, City Attorney; Brian Fullmer, Council Constituent Liaison/Policy Analyst; Samuel Owen, Council Public Policy Analyst; Benjamin Luedtke, Council Public Policy Analyst; and DeeDee Robinson, Deputy City Recorder participated electronically.

The meeting was called to order at 7:05 p.m.

A. OPENING CEREMONY

#1. [7:05:03 PM](#) Council Member Chris Wharton will conduct the formal meetings.

#2. [7:05:21 PM](#) Pledge of Allegiance. (A moment of silence was held while the American Flag/Anthem was displayed on the screen)

#3. [7:06:11 PM](#) Welcome and Public Meeting rules.

#4. [7:06:30 PM](#) Councilmember Dugan moved and Councilmember Fowler seconded to **approve the formal meeting minutes of Tuesday, October 20, 2020**, which motion carried, all members present voted aye, except Councilmember Johnston who was absent for the vote (roll call). [View Minutes](#)
(M 20-3)

#5. [7:07:31 PM](#) The Council will consider **adopting a joint ceremonial resolution with Mayor Mendenhall in support of creating the Fairpark Public Market in partnership with the State of Utah and Salt Lake County**. [View Attachment](#)

Councilmember Rogers read the resolution.

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The resolution was presented to David Lewis, Chairman of the Board of Utah State Fairpark Corporation, and Larry Mullenax, Executive Director of Utah State Fairpark Corporation.

Councilmember Rogers moved and Councilmember Fowler seconded to adopt Resolution 40 of 2020, which motion carried, all members present voted aye, except Councilmember Johnston who was absent for the vote (roll call).

(R 20-1)

B. PUBLIC HEARINGS

Note: 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. 7:20:43 PM Ordinance: Street Vacation Near 800 North and Warm Springs Road. *The Council will accept public comment and consider adopting an ordinance that would close a portion of 800 North Street adjacent to I-15 and Warm Springs Road. The applicant owns the property to the north and proposes that the vacated area will be split between the owners to the north and south. The closure will not impact traffic or access. The subject right-of-way is no longer used as a roadway and is generally unoccupied. Petition No. PLNPCM2019-00824. [View Attachment](#)*

Brian Fullmer, Council Constituent Liaison/Policy Analyst, introduced the attached proposal.

Dewey Regan, Nate Secrist, and Lynn Wall (property owner to the south) indicated they were present only to listen.

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

(P 20-24)

#2. 7:24:37 PM Resolution: 2020 Salt Lake City Water Conservation Plan. *The Council will accept public comment and consider adopting a resolution that would adopt the Department of Public Utilities' 2020 City Water Conservation Plan. The updated plan was developed per the State's Conservation Plan Act, in addition to other State and regional guidelines and industry best practices. Guidelines for plan development, as well as requirements in the conservation plans, include:*

- *Water supply;*
- *Historical water demand;*
- *Water conservation goals;*
- *Conservation program information; and*

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- *Adoption or approval by each water provider's governing body.*

The State Conservation Plan Act requires all water providers with more than 5,000 connections to submit a water conservation plan to the State every five years for review and approval. Implementation of the Water Conservation Program is included in the Public Utilities proposed budget each year. [View Attachment](#)

Samuel Owen, Council Public Policy Analyst, introduced the attached proposal.

Cindy Cromer spoke in support of the proposal and referenced information regarding the Water Maps Program (Page 4-35), and said she looked forward to reading the document without "draft" stamped on every page.

Anne Charles spoke regarding wanting to ensure accurate reporting within the plan, high water usage in the City, and the utilization of native/low water use plants/planting.

George Chapman expressed concerns regarding the plan needing more flexibility with residents who wanted to conserve water (reducing landscape/park strip planting requirements) and eliminating the need for Zoning Enforcement citations regarding lack of landscaping.

Emily Alworth said rebates/cost initiatives encouraged residents to be involved and more funding/effort should go to Demonstration Garden & SLCWise; however, the information on the website was outdated, and suggested collaboration with local horticulturalists to help guide up-to-date information.

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

(T 20-5)

#3. [7:35:00 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 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*

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or otherwise - used by individuals with reduced or specialized mobility, among other changes. [View Attachment](#)

Mr. Owen introduced the attached proposal.

Ado Milicevic, Mackenzie Viau, and Alex April provided comments in support of the proposal. Comments in summary included:

- Scooters helping to fill transportation gaps;
- Prioritizing safety and implementing best practices;
- Commitment to ensuring scooters were properly parked and not ridden on sidewalks; and
- Support for hybrid fee structure (upfront fee & .10 cent per trip)

Dave Iltis expressed concerns regarding the proposal, including: parking limitations (where scooters/shared mobility could park) being more restrictive than automobiles, no bike lanes provided on $\frac{3}{4}$ of City streets (100 South, State Street, etc.), and the need for insurance limits to be codified in the ordinance.

George Chapman suggested the City allow bicycle riding on downtown sidewalks and said scooters should not be allowed in the City until they were required to have speed limiting switches (reducing speed to 5 miles per hour).

Mike Christensen indicated he was present only to listen.

Councilmember Mano moved and Councilmember Dugan seconded to **close the public hearing and defer action to a future meeting**, which motion carried, all members present voted aye (roll call).
(O 20-12)

#4. [7:49:23 PM](#) Ordinances: Creating an Appeal Hearing Officer System by Repealing Civil Service Commission and Employee Appeals Board. *The Council will accept public comment and consider adopting two ordinances:*

1. One would repeal City Code Chapter 2.16 (the Civil Service Commission ordinance), amend the entirety of City Code 2.24 (the Employee Appeals Board ordinance) and replace both the Civil Service Commission and the Employee Appeals Board with an appeal hearing officer system.
2. One would enact Chapter 2.98 Competitive Merit-based Recruitment and Promotion Processes in the Fire Department and the Police Department.

The numbering of City Code 2.24 would remain the same, however the entire text would be replaced with the new hearing officer system for all eligible employee appeals. [View Attachment](#)

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Benjamin Luedtke, Council Public Policy Analyst, introduced the attached proposal and indicated the Council would vote on the item at the December 8, 2020 meeting.

George Chapman spoke in opposition of the proposal and suggested the ordinance needed further analysis/buy-in from Public Safety employees. He added the proposal would encourage more employees to leave Public Safety (already down 50 employees) and expressed concern that the burden would lie with only one person (eliminating Civil Service Commission & Employee Appeals Board).

Anne Charles indicated she was present only to listen.

Councilmember Fowler moved and Councilmember Dugan seconded to **close the public hearing and defer action to a future meeting**, which motion carried, all members present voted aye (roll call).
(O 20-18)

C. POTENTIAL ACTION ITEMS

NONE.

D. COMMENTS

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

There were no questions.

#2. [7:55:06 PM](#) Comments to the City Council.

Councilmember Wharton read the modified rules for general comments and reiterated the rules of decorum.

Arthur Sandack indicated he did not have any comments at this time.

Yvette Melby-Garcia requested the City consider enacting a law/ordinance to restrict open carry (firearms) in public parks/public spaces, after experiencing an uncomfortable/threatening situation at Sugar House Park with individuals carrying guns (threatening violence).

Councilmember Wharton said this would be an issue regulated by State law and said Staff could provide the appropriate contact information.

[8:07:19 PM](#) Councilmember Wharton said the Mayor had suggested Ms. Melby-Garcia file a police report for a potential hate-crime and/or reported to the FBI as hate-rhetoric.

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Anne Charles expressed support for the Fairpark Market initiative and concerns regarding information pertaining to Raise Up SLC (unable to find information on how to apply or who would qualify).

Dave Iltis spoke regarding issues concerning the Council's website for agenda/agenda materials (needing to be fixed for mobile viewing - creating technology barriers), the City's plan for use of downed trees from windstorm (avoid sending to landfill), and 2200 West being an environmental tragedy (wet lands destroyed, too many warehouses).

George Chapman suggested the City collaborate with the County (animal services) regarding re-implementation of pet licenses for seniors, additional lighting and mobile cop-cams were needed at resource centers and reducing diesel truck pollution (from idling) was needed.

Emily Alworth spoke regarding City/Council website accessibility and said all citizens of Salt Lake City needed better access to the information which would lead to a more informed public.

Councilmember Johnston took a moment of personal privilege and said he wanted more specific information on website access issues that the public was experiencing. Jennifer Bruno said Staff would be following up with the individuals to find out more about their difficulties accessing information on the City's website.

Lisa Hazel expressed concerns regarding City street lighting (too bright), and that her requests to Public Utilities for low-color temperature bulbs, had not been answered. She said this issue was important for wildlife and insects in general.

E. NEW BUSINESS

NONE.

F. UNFINISHED BUSINESS

#1. 8:17:39 PM Ordinance: Police Officer Body-worn Cameras. *The Council will consider adopting a new ordinance for the Police Department's use of body-worn cameras. The Police Department has policies for body-worn camera use and there have been executive orders relating to footage release. Currently, however, there is not a City ordinance that standardizes the policy direction. This is part of a multifaceted approach the City is taking to examine internal systems and identify paths toward better accountability and equity. [View Attachments](#)*

Councilmember Mano moved and Councilmember Dugan seconded to **adopt Ordinance 54 of 2020, enacting Chapter 2.10.200 Regulating the Police**

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Department's Use of Body-worn Cameras, further moving that the Council adopt the following legislative intent:

- It is the intent of the Council that the Administration explore additional mechanisms to increase transparency and accountability as it relates to the regular auditing of body camera footage and that future modifications may be made to the ordinance to codify these mechanisms, which motion carried, all members present voted aye (roll call).

(O 20-19)

G. CONSENT

NONE.

The meeting adjourned at 8:19 p.m.

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 Formal Session held December 1, 2020.

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