

CITY OF SOUTH SALT LAKE  
CITY COUNCIL MEETING

COUNCIL MEETING Wednesday, January 13,  
2016  
7:00 p.m.

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

PRESIDING Council Chair Debbie Snow

CONDUCTING: Council Member Ben Pender

SERIOUS MOMENT OF REFLECTION/  
PLEDGE OF ALLEGIANCE Kevin Rapp

SERGEANT AT ARMS Bill Hogan

COUNCIL MEMBERS PRESENT:  
Sharla Beverly, Mark Kindred, Portia Mila, Ben Pender,  
Kevin Rapp, Shane Siwik and Debbie Snow

COUNCIL MEMBERS EXCUSED:

STAFF PRESENT:  
Mayor Cherie Wood  
Charee Peck, Chief of Staff  
Lyn Creswell, City Attorney  
Kyle Kershaw, Finance Director  
Glenn Smith, Urban Livability Director  
Mont Roosendaal, Public Assets Director  
Mike Florence, Community and Economic Development Director  
Frank Lilly, Deputy Community & Economic Development Director  
Alexandra White, City Planner  
Kari Cutler, Promise South Salt Lake Director  
Aaron Wiet, Recreation Director  
Craig D. Burton, City Recorder  
Niels Melville, Information Technology

OTHERS PRESENT:  
See attached list.

Council Member Pender announced that Debbie Snow was elected as City Council Chair and Shane Siwik as Vice-Chair for 2016 at the work meeting previous to this meeting. He also announced that he was elected as the RDA Chair and Kevin Rapp as RDA Vice-Chair in the RDA meeting held previous to this meeting.

**APPROVAL OF MINUTES**

**December 9, 2015 Work Meeting.** Council Member Rapp moved to approve these minutes.

MOTION Kevin Rapp  
SECOND Debbie Snow

Voice Vote:

Beverly Aye  
Kindred Aye  
Mila Aye  
Pender Aye  
Rapp Aye  
Siwik Aye  
Snow Aye

**December 9, 2015 Regular Meeting.** Council Chair Snow moved to approve these minutes.

MOTION Debbie Snow  
SECOND Kevin Rapp

Voice Vote:

Beverly Aye  
Kindred Aye  
Mila Aye  
Pender Aye  
Rapp Aye  
Siwik Aye  
Snow Aye

**NO ACTION COMMENTS**

1. **SCHEDULING.** The Deputy City Recorder informed those at the meeting of upcoming events, meetings, activities, etc.
2. **CITIZEN COMMENTS/QUESTIONS.** None.
3. **MAYOR COMMENTS.** Mayor Wood informed the Council that the City received the National FBI Director’s Award for community leadership in regards to the Central Park/PAL location. They will be receiving that in April.
4. **CITY ATTORNEY COMMENTS.** City Attorney, Lyn Creswell, reminded the Council of the legal opinion they received regarding the Truman/Burton street closer. The issue had risen as to what the Council could do retrospectively, going back and reviewing or looking at that decision. This opinion addresses that under Utah. He asked the Council to look at it.

Mr. Creswell explained that the RDA is a separate entity from the City

Council and for legal services they have two attorneys, Craig Smith and Kyle Fielding, under contract. They work directly with the Mayor and staff and the RDA to represent them. If, as an RDA Board, they would like them here more often, or to address them on legal issues, just let Mr. Creswell know.

Mr. Creswell told the Council he would like each of them to be aware of what is happening at the State Legislature and let him know if they see an issue they want more information on or would like the City to get more involved in.

- 5. CITY COUNCIL COMMENTS.** Council Member Beverly welcomed the new members of the Council and looks forward to working with them.

Council Member Mila thanked her constituents for this opportunity and she is excited to work with everyone.

Council Member Siwik echoed Council Member Mila's remarks. He asked Mr. Creswell if the Tesla Bill is one the City will be watching.

Mr. Creswell said it was and that Economic Development Consultant, Randy Sant has been tracking it for over a year. He will have Mr. Sant put some information together on it for the Council.

Council Chair Snow welcomed all the new members to the Council. It will be a fun new year with a lot of fresh, new faces. She thanked the Council for their votes and confidence in voting her as Council Chair this year. She is looking forward to working with everyone in an open and transparent way.

Council Member Rapp welcomed all the new members as well. He expressed his gratitude to Urban Development Director, Glenn Smith, for all he has done for the City.

Council Member Kindred is excited to be serving on the Council with the other members. He also thanked Mr. Smith for his service.

Council Member Pender thanked the citizens of the City for giving him the opportunity to serve on the Council and he looks forward to working with all the Council members. He appreciates the time Mayor Wood has taken for the questions he has had. He also thanked Mr. Smith for his service and wished him well in the future.

## **ACTION ITEMS**

**APPOINTMENTS BY THE MAYOR.** Mayor Wood presented Antoinette Evans to serve as the Urban Livability Director. Rather than ask for advice and consent from the Council tonight, she asked if the Council has any concerns or questions that they have an opportunity over the next two weeks to discuss it. Ms. Evans is the current "Employee of the Year" for the City. Mayor Wood asked that the Council move this item to Unfinished Council Business for the next meeting.

Council Member Mila moved to put this on Unfinished Council Business on January 27, 2016

MOTION	Portia Mila
SECOND	Debbie Snow
<u>Voice Vote:</u>	
Beverly	Aye
Kindred	Aye
Mila	Aye
Pender	Aye
Rapp	Aye
Siwik	Aye
Snow	Aye

**NEW COUNCIL BUSINESS**

- 1. Land use ordinance amendments to the sections regarding definitions and the commercial land use matrix, to make Mobile Commissary Kitchens conditionally permitted in the TOD and TOD-C overlay zones. Application is made by Richard Tolbert.** City Planner, Alexander White, reviewed a short presentation with the Council. A copy is attached to these minutes and incorporated by this reference.

Council Member Rapp confirmed that this would be serving food from the cart but not selling food.

Ms. White concurred. They would be like a catering company. Someone hires them, they cook the food go and site and bring the food. They aren't doing retail sales out of a window or a door.

Mr. Lilly said the applicant proposed using it as a means to cater for the filming industry in Utah. That is one market he is pursuing.

Council Member Siwik confirmed that the permanent location of the trailer would be at the applicant's place of business and then he would be going out to do the catering events.

Ms. White agreed. Currently the applicant would have to make some improvements to his place of business to meet the Health Department standard for a brick and mortar commissary to have both the trailer and the location approved by the Heath Department.

Council Member Siwik asked if this was allowed outside of the TOD zones.

Ms. White said it is not.

Council Member Siwik asked if there was any reason it would not fit outside the TOD Zone, in any commercial zone.

Mr. Lilly said the applicant is requesting it be a conditional use in the TOD Zone because that is where he owns property. The TOD Zone serves multiple purposes. One of those is the heavier commercial use that is historic to the area and they don't necessarily want it to go away, so they are not opposed to it with these conditions in the TOD Zone. However, within their higher profile commercial streets it might not be consistent with the General Plan goals to improve those corridors and encourage more permanent construction. The application is for allowing it in the TOD Zone. If the Council asks staff to revisit that they certainly can.

Council Member Siwik thinks it could fit in other zones as well.

Council Member Beverly asked since this is temporary, would they be given a time limit for how long it could be on site when they apply for the conditional use permit or is it unknown.

Ms. White said they would move it every night and it would stay at the site until they were done with the job.

Mr. Lilly explained that it has to have a permanent home for inspections and for the purposes of getting it licensed per the health code. It needs to have a permanent home.

Council Member Kindred agreed with Council Member Siwik, that staff possibly revisit expanding that zone for the convenience...

Community Development Director, Mike Florence, advised that staff has other changes they need to make to the land use matrix. He suggested they could bring it back in a month or two. He suggested they continue with this application and then update the matrix as they need to and they can take care of it at that time.

Council Member Siwik moved to place this item on the Consent Agenda of the January 27, 2016 Council meeting.

- MOTION      Shane Siwik
- SECOND      Kevin Rapp
- Voice Vote:
- Beverly      Aye
- Kindred      Aye
- Mila          Aye
- Pender       Aye
- Rapp          Aye
- Siwik         Aye
- Snow          Aye

Council Chair Snow moved to adjourn City Council meeting.

MOTION Debbie Snow  
SECOND Mark Kindred

The meeting adjourned at 7:34 p.m.

  
Deborah A. Snow, Council Chair

  
Craig D. Burton, City Recorder

