

2 The Lindon City Council held a regularly scheduled meeting on **Tuesday, April 6, 2010**,
beginning with a Work Session at 6:30 p.m. in the Lindon City Center, City Council
Chambers, 100 North State Street, Lindon, Utah.

4 **WORK SESSION** – 6:30 p.m.

6 Conducting: James A. Dain, Mayor

8 **PRESENT**

ABSENT

10 James A. Dain, Mayor
12 Lindsey Bayless, Councilmember
Bruce Carpenter, Councilmember
14 Bret Frampton, Councilmember
Jerald Hatch, Councilmember
16 Mark Walker, Councilmember
Ott H. Dameron, City Administrator
18 Adam Cowie, Planning Director
Phil Brown, Chief Building Official
20 Debra Cullimore, City Recorder

22 The meeting began at 6:30 p.m.

24 **DISCUSSION** – *The Mayor and City Council met in a Work Session with Phil Brown,*
Chief Building Official and Adam Cowie, Planning Director, to hear a report on current
26 *year data and discuss issues and concerns for Fiscal year 2010/2011.*

28 Mr. Cowie and Mr. Brown presented the Council with a report regarding
development activities during the previous year. Mr. Cowie reported that the City
30 received 53 land use applications as compared to 59 applications the previous year. The
City also issued 156 building permits during the year.

32 The Council went on to discuss Code Enforcement activities. Councilmember
Bayless inquired as to whether it is still feasible to have Gary Hoglund acting as the Code
34 Enforcement Officer and doing inspection work. Mr. Brown stated that under current
circumstances, Mr. Hoglund is able to complete both assignments effectively. As the
36 economy improves and development projects increase, it may be necessary to consider
splitting the assignments. Mayor Dain observed that the feedback from residents
38 regarding Code Enforcement issues is generally positive, and indicates that problems are
being addressed effectively without being too aggressive.

40 The Council discussed implementing a “Clean Up the Clunkers” campaign to
address inoperable and dismantled vehicles. The Council felt the program would be
42 beneficial. Mr. Hoglund will organize the program and report the details to the Council
at a later date.

44 Mr. Brown and Mr. Cowie went on to present budget information.
Councilmember Carpenter noted that department costs are down. He inquired as to the
46 reason for the budget reduction. Mr. Brown explained that former Building Inspector

Ken Johnson retired from the department, and the significant budget reduction is due in large part to that vacant position.

Mr. Cowie went on to review grants awarded to the City during the previous year, including MAG Corridor Preservation Funds for 1200 East, Historical Grants for reprinting historical site booklets, Recreation Grants which paid for playground equipment, and wetlands relocation projects funding. Mr. Cowie noted that all grant funding has not yet been received, but the grants were awarded to the City during the previous year.

Mr. Cowie reviewed revenues generated by the Community Development Department. He noted that 2003 and 2009 were very similar in revenues, with a significant increase in the years between.

Mayor Dain and the Council thanked Mr. Brown and Mr. Cowie for their work in behalf of the City. Mayor Dain commented that the department has been recognized in several surveys, and that residents and developers appreciate the professionalism of the department.

REGULAR SESSION – 7:00 P.M.

Conducting: James A. Dain, Mayor
Pledge of Allegiance: Matt Cox, Eagle Scout
Invocation: Bret Frampton

PRESENT

ABSENT

James A. Dain, Mayor
Lindsey Bayless, Councilmember
Bruce Carpenter, Councilmember
Bret Frampton, Councilmember
Jerald Hatch, Councilmember
Mark Walker, Councilmember
Ott H. Dameron, City Administrator
Cody Cullimore, Chief of Police
Debra Cullimore, City Recorder

The meeting was called to order at 7:00 p.m.

MINUTES – The minutes of the Annual Retreat Meeting of February 20, 2010 and the Regular Meeting of March 16, 2010 were reviewed.

COUNCILMEMBER CARPENTER MOVED TO APPROVE THE MINUTES OF THE ANNUAL RETREAT MEETING OF FEBRUARY 20, 2010.

COUNCILMEMBER HATCH SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER BAYLESS AYE
COUNCILMEMBER CARPENTER AYE
COUNCILMEMBER FRAMPTON AYE

2 COUNCILMEMBER HATCH AYE
3 COUNCILMEMBER WALKER AYE
4 THE MOTION CARRIED UNANIMOUSLY.

6 COUNCILMEMBER CARPENTER MOVED TO APPROVE THE MINUTES
7 OF THE MEETING OF MARCH 16, 2010. COUNCILMEMBER HATCH
8 SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

9 COUNCILMEMBER BAYLESS AYE
10 COUNCILMEMBER CARPENTER AYE
11 COUNCILMEMBER FRAMPTON AYE
12 COUNCILMEMBER HATCH AYE
13 COUNCILMEMBER WALKER AYE
14 THE MOTION CARRIED UNANIMOUSLY.

15 **OPEN SESSION** – Citizen Comments

16
17 Mayor Dain called for comments from any audience member who wished to
18 address an issue not listed as an agenda item. Lindon resident, Kurt Jolley, approached
19 the Council. Mr. Jolley stated that he is in the process of planning the Lindon Days Trail
20 Ride event. He presented ideas for ride which would involve a wider segment of the
21 community, including a dinner and entertainment event to be held at the Dry Canyon
22 Trail Head. Mr. Jolley stated that the current budget is \$300. He felt that if \$600 were
23 budgeted, the scope of the event could be increased, and more residents may be interested
24 in participating. Councilmember Carpenter encouraged Mr. Jolley to make certain that
25 this event would not interfere with other events, or detract from other traditional elements
26 of the celebration. The Council expressed appreciation to Mr. Jolley for his interest in
27 chairing this event.

28 Eagle Scout candidate, Carl Liechty, and his father, Christopher approached the
29 Council. Carl has been working on an Eagle Scout project to install upgraded signage
30 along the Lindon Heritage Trail. He presented a design for approval by the Council. The
31 new signs display a map which includes the trail route, as well as connections to
32 additional trails and historic points within the City along the trail route. The Council
33 pointed out several additional trail connections which could be identified on the map.

34 Mr. Leichty stated that if standard sized signs 18 x 24 inches are used, the cost
35 will be minimal. He noted that the Historic Preservation Commission has \$1500
36 budgeted for this project, and that all signage, including extra signs for future
37 replacement, can be purchased within the established budget.

38 Mayor Dain thanked Carl for his work on this project. The Council instructed Mr.
39 Leichty to work with Mr. Cowie to finalize design and installation of the signs.

40 **MAYOR'S COMMENTS/REPORT** –

41
42 Mayor Dain reported on improvements at the Timpanogos Special Service
43 District waste water facility which should address odor issues which have been
44 experienced in the area.

2 Mayor Dain also reported that the annual Easter Egg Hunt was a success. He
3 thanked Councilmember Walker and the Little Miss Lindon Royalty for their hard work
4 in organizing the event. Councilmember Walker observed that it will be necessary to
5 increase the budget for this event next year as attendance has increased significantly in
6 recent years.

8 **CONSENT AGENDA** –

10 No items.

12 **CURRENT BUSINESS** –

- 14 1. **Public Hearing** – *Community Development Block Grant (CDBG) Hearing*. This
15 is the second required public hearing to consider potential projects for which
16 funding may be applied under the 2010 CDBG program. The first public hearing
17 was held on November 10, 2009. At that time, the Council determined to apply
18 for funds toward the future Lindon City Senior Center. The City has now been
19 awarded a CDBG grant in the amount \$143,000 for that purpose. The Mayor and
20 Council will now hear public comment on project scope, implementation and its
21 effects on residents.

22
23 COUNCILMEMBER CARPENTER MOVED TO OPEN THE PUBLIC
24 HEARING. COUNCILMEMBER BAYLESS SECONDED THE MOTION. ALL
25 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

26
27 Assistant City Planner, Woodworth Mataele, was present for this discussion with
28 the Council. Mr. Mataele explained that this is the second required Public Hearing
29 relative to this Community Development Block Grant (CDBG), with the first hearing
30 having taken place in November. He explained that the grant award has been increased
31 to \$212,000, with revenues to fund improvements to the new Senior Citizens Center. He
32 stated that this Public Hearing is to receive any public comments and document City
33 Council support of the funding and the project.

34 Mr. Mataele went on to explain that CDBG funds typically serve low to moderate
35 income residents. He noted that due to higher than average median incomes in Lindon,
36 there are only specific projects which qualify for this funding source. He explained that
37 senior citizens do qualify as recipients of CDBG funding.

38 Mayor Dain explained that the City was able to acquire the LDS meetinghouse at
39 a very fair price. He observed that the Council felt that it was appropriate to preserve this
40 facility, which was built by Lindon residents. He stated that the City will make the last
41 payment on the building in July, and that the facility will serve as a community center,
42 with a portion of the building being designated specifically for senior citizen programs.
43 He observed that this grant funding will make the facility usable by seniors in the
44 community as soon as possible, and that the programs will be a great benefit to the
community.

2 Mayor Dain called for questions or comments from the audience. An unidentified
audience member asked if this would be a residential facility for senior citizens. Mayor
4 Dain explained that the facility will not be residential, but will provide an opportunity for
seniors to gather for social events, and will also provide an appropriate venue to serve
6 meals to senior citizens. He noted that the City is working with Mountainland
Association of Governments to finalize plans for providing meals at the facility and to
homebound seniors in the community.

8 Sharon Call inquired as to what other events will take place at the Community
Center. Mayor Dain explained that the Senior Citizens Center will occupy approximately
10 25% of the facility, with events such as recitals, dance and art lessons, and sports
programs taking place in the remainder of the facility. He noted that a committee of
12 residents is being formed to discuss the scope and implementation of programs at the
center.

14 Mayor Dain called for further public comment. There were no additional
comments from the audience. He called for further comments or discussion from the
16 Council. Hearing none, he called for a motion.

18 COUNCILMEMBER WALKER MOVED TO CLOSE THE PUBLIC
HEARING. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. ALL
20 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

22 COUNCILMEMBER BAYLESS MOVED TO APPROVE RECEIPT OF CDBG
GRANT AWARD IN THE AMOUNT OF \$212,000 WITH REVENUES TO BE USED
24 TO COMPLETE IMPROVEMENTS TO THE LINDON CITY SENIOR CITIZENS
CENTER. COUNCILMEMBER HATCH SECONDED THE MOTION. THE VOTE
26 WAS RECORDED AS FOLLOWS:

28 COUNCILMEMBER BAYLESS	AYE
COUNCILMEMBER CARPENTER	AYE
COUNCILMEMBER FRAMPTON	AYE
30 COUNCILMEMBER HATCH	AYE
COUNCILMEMBER WALKER	AYE

32 THE MOTION CARRIED UNANIMOUSLY.

34 The Council thanked Mr. Mataele for his work on this project.

- 36 2. **Review and Action** – *Adoption of Rules and Application for Lindon Days Grand*
38 *Parade. (Resolution #2010-9-R).* The Mayor and City Council will consider the
adoption of the application form and rules for entries into the Lindon Days Grand
40 Parade.

42 Mr. Dameron explained that the City Council previously reviewed the proposed
Lindon Days Grand Parade Guidelines which sets rules and regulation for entries in the
parade. He noted that he also included in the packet a previously approved Resolution
44 regarding Lindon Days events which is used by the Chair of the event to maintain the
tone and theme of the event appropriate for the community.

2 Councilmember Carpenter noted that proposed language indicates that political
candidates may not participate in the parade. He suggested a slight wording change
4 which would allow political candidates to participate, but not as political entries. He
noted that the sitting Mayor and City Council will participate in the parade, but no
campaigning will take place.

6 Mayor Dain called for further comments or discussion. Hearing none, he called
for a motion.

8
10 COUNCILMEMBER CARPENTER MOVED TO APPROVE RESOLUTION
#2010-9-R APPROVING RULES AND PROCEDURES AND AN APPLICATION
12 FORM FOR THE LINDON DAYS GRAND PARADE AND SETTING AN
EFFECTIVE DATE. COUNCILMEMBER WALKER SECONDED THE MOTION.
THE VOTE WAS RECORDED AS FOLLOWS:

14 COUNCILMEMBER BAYLESS AYE
COUNCILMEMBER CARPENTER AYE
16 COUNCILMEMBER FRAMPTON AYE
COUNCILMEMBER HATCH AYE
18 COUNCILMEMBER WALKER AYE

THE MOTION CARRIED UNANIMOUSLY.

20
22 **COUNCIL REPORTS** –

24 **COUNCILMEMBER HATCH** – Councilmember Hatch reported that he spoke with
former Lindon Days Chair, Ernie Sylva, and that Mr. Sylva has indicated that he will
assist the new chair with preparations for the event.

26
28 **COUNCILMEMBER CARPENTER** – Councilmember Carpenter reported on
UTOPIA issues, and indicated that he would be available to discuss specific issues
involving potential litigation which are not appropriate to discuss in a public meeting at
30 this time with individual Councilmembers.

32 Councilmember Carpenter invited Chief Cullimore to report on Police
Department activities. Chief Cullimore reported that the Police Department has a suspect
in the recent bomb scare in the Gateway area. He also reported on the April 24th Clean
34 Out the Cabinets Campaign to safely dispose of prescription drugs. Chief Cullimore
noted that illegal drugs will also be accepted for destruction during this event with no
36 questions asked with the intent of simply getting the drugs off the street. Chief Cullimore
will give a full report of drugs accepted and destroyed following the event.

38
40 **COUNCILMEMBER FRAMPTON** – Councilmember Frampton requested that
another City representative attend the Tree City USA luncheon, as will be unable to
attend. He also reported that registration for recreation programs has been successful.

42
44 **COUNCILMEMBER WALKER** – Councilmember Walker reported that
approximately 500 children attended the Easter Egg Hunt, and that it will be necessary to
increase the budget next year to accommodate the growth and provide enough eggs and

prizes for all present. He expressed appreciation for the help of the Little Miss Lindon Royalty in preparing for the event.

Councilmember Walker also reported that he attended his first Animal Shelter Board meeting and that he is very impressed with the professionalism of the operation.

Councilmember Walker inquired as to a tax credit which is showing on the sales tax revenue report for the Murdock Hyundai. Mr. Dameron stated that he is unsure of why the credit was issued. The Council discussed trends and projections for sales tax revenues.

COUNCILMEMBER BAYLESS – Councilmember Bayless reported that she was contacted by a Lindon business owner expressing appreciation that the City does not compete with local businesses for wedding receptions. She encouraged that Council to be aware of this concern as the Community Center opens for use.

ADMINISTRATOR’S REPORT –

Mr. Dameron reported on the following items:

1. Mr. Dameron and Councilmember Bayless will attend the Utah League of Cities and Towns Conference in St. George April 7-9.
2. The Council reviewed the Project Tracking List.
3. The Council discussed names of residents who may be willing and qualified to serve on the Board of Adjustments.
4. The Budget Committee will meet on Friday, April 16th at 4:00 p.m. at the City Center.
5. There is some concern regarding the trail right-of-way west of Geneva Road due to development on the adjacent Anderson Geneva property. Mr. Dameron suggested that the Council visit the site. A Field Trip was scheduled for Monday, April 12th at 4:00 p.m.
6. The Council discussed the possibility of establishing a fee for miscellaneous services not covered under other fees. The Council felt that unless unexpected costs become problematic, there would not be a need to establish a miscellaneous fee.
7. Maeser Preparatory Academy has requested to use the new Community Center facility to conduct classes in the fall of 2010 until their new school facility is completed. The Council will discuss this further during future meetings.
8. City-wide clean up will be held April 30th through May 8th, with dumpsters located throughout the community.
9. Mayor Dain will attend the AmBank ribbon cutting event in May.
10. The Council discussed a proposed asphalt batch plant which was originally presented as a temporary use to be operational only during the I-15 Core project. Since that time, the City has been made aware that this would be a permanent use. The existing non-conforming use for the site has expired, and the proposed use would not be permitted as a permanent use based on the Standard Land Use Table.
11. The I-15 Core project will have crews working 24 hours a day. Minimal noise impact to residential areas is expected.

2 12. The Council will consider a fee schedule amendment to provide a group rate
during regular hours for the Aquatics Center at the next City Council meeting.
4 13. The Council briefly discussed specific staffing and compensation issues.

6 COUNCILMEMBER WALKER MOVED TO APPROVE THE PAY
VOUCHERS. COUNCILMEMBER HATCH SECONDED THE MOTION. THE
VOTE WAS RECORDED AS FOLLOWS:

8 COUNCILMEMBER BAYLESS AYE
COUNCILMEMBER CARPENTER AYE
10 COUNCILMEMBER FRAMPTON AYE
COUNCILMEMBER HATCH AYE
12 COUNCILMEMBER WALKER AYE
THE MOTION CARRIED UNANIMOUSLY.

14 **ADJOURN** –

16 COUNCILMEMBER BAYLESS MOVED TO ADJOURN THE MEETING AT
9:07 P.M. COUNCILMEMBER HATCH SECONDED THE MOTION. ALL
18 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

20 Approved – April 20, 2010

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Debra Cullimore, City Recorder

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James A. Dain, Mayor