

2 The Lindon City Council held a regularly scheduled meeting on **Tuesday, May 3, 2011**,
beginning with a Field Trip at 5:30 p.m. at the Lindon City Center, City Council
Chambers, 100 North State Street, Lindon, Utah.

4
6 **FIELD TRIP** – 5:30 p.m.

8 **PRESENT**

ABSENT

10 James A. Dain, Mayor
Lindsey Bayless, Councilmember
12 Bruce Carpenter, Councilmember
Jerald I. Hatch, Councilmember
14 Ott H. Dameron, City Administrator
Cody Cullimore, Chief of Police
16 Debra Cullimore, City Recorder

Bret Frampton, Councilmember
Mark L. Walker

18 **Tour of Community Center Remodel Project** – The Mayor and members of the City
Council and City staff toured the Lindon Community Center remodel project, which is on
20 schedule for completion in early June, 2011.

22 **WORK SESSION** – 6:00 p.m.

24 **PRESENT**

ABSENT

26 James A. Dain, Mayor
Bruce Carpenter, Councilmember
28 Jerald I. Hatch, Councilmember
Ott H. Dameron, City Administrator
30 Kristen Colson, Finance Director
Cody Cullimore, Chief of Police
32 Debra Cullimore, City Recorder

Lindsey Bayless, Councilmember
Bret Frampton, Councilmember
Mark L. Walker, Councilmember

34 **Discussion** - *The Mayor and City Council will meet in a work session with Don Garlitz of
First West Benefits to discuss the city health insurance offerings for next fiscal year.*

36
38 Mr. Garlitz presented information regarding quotes from health insurance
providers. He stated that a number of quotes have been received from carriers and that
First West has made an effort to compare similar policies to the existing policies
40 currently provided through Aetna. Quotes have not yet been received from the Utah
Health Exchange. Quotes received from Altius indicate an overall rate increase of
42 approximately 8.3% for plans with deductible and out of pocket maximum requirements
similar to current plans offered through Aetna. He expressed confidence that final costs
44 will be in the range of a 10% increase.

46 Councilmember Carpenter asked Ms. Colson what figures are in the tentative
budget for health insurance benefits. Ms. Colson stated that the budget currently allows

for up to a 15% increase in insurance premiums. Mr. Dameron suggested that the Budget Committee meet to discuss final costs for health insurance as soon as quotes are received from the Utah Health Exchange.

WORK SESSION - 6:30 P.M.

PRESENT

ABSENT

James A. Dain, Mayor
Bruce Carpenter, Councilmember
Bret Frampton, Councilmember
Jerald I. Hatch, Councilmember
Mark L. Walker, Councilmember
Ott H. Dameron, City Administrator
Kristen Colson, Finance Director
Cody Cullimore, Chief of Police
Debra Cullimore, City Recorder

Lindsey Bayless, Councilmember

Discussion - *The Mayor and City Council will meet in a work session with Kristen Colson, Finance Director, to hear a report on current year data, financial forecasts, and issues for fiscal year 2011/2012.*

Ms. Colson explained that she would begin with the annual report regarding the Administration Department, particularly front desk personnel. She stated that the department will be requesting to hire a part time front desk receptionist at the beginning of the new fiscal year. The position will allow the front desk and cash receipting operations to return to internal controls adopted at the recommendation of the auditor. Due to the current level of manpower, it has not been possible to maintain the internal controls. In addition, filling the receptionist position will allow the accounting and customer service functions to be provided at appropriate levels. The receptionist position would be a non-benefited part time position working from 10:00 a.m. to 2:00 p.m.

Ms. Colson went on to review additional budget issues which will be discussed during budget Public Hearings and Work Sessions. The Council will consider utility rate increases, including a CPI adjustment for culinary and storm water fees and an approximate 12% increase in sewer rates to cover the cost of debt service for recent sewer system projects. The Council will also consider health insurance benefit costs, personnel changes to include the part time receptionist position as well as one Public Works position which would be shared between the Storm Water and Sewer funds. A change in job classification from Assistant Planner to Associate Planner for Woodworth Mataele will also be considered. The reclassification would not include a pay increase, but the job description would better reflect the duties of Mr. Mataele's current position.

Ms. Colson then reviewed property and sales tax comparisons for recent years. She presented an updated version of the tentative budget, noting that some information in the budget will change prior to adoption of the final budget. Projections include unused inter-fund loans which were transferred from Enterprise Funds to the General Fund in a previous budget cycle.

2 A Budget Committee meeting was scheduled for Tuesday, May 9, 2011 at 4:00
p.m. A Budget Work Session for the full Council was scheduled at 5:30 p.m. on May 17,
2011. Additional Works Sessions will be scheduled if necessary.

4
6 **REGULAR SESSION – 7:00 P.M.**

6 Conducting: James A. Dain, Mayor

8 Pledge of Allegiance: By Invitation

Invocation: Bruce Carpenter

10
12 **PRESENT**

ABSENT

12 James A. Dain, Mayor

14 Lindsey Bayless, Councilmember – *arrived 8:20 p.m.*

Bruce Carpenter, Councilmember

16 Bret Frampton, Councilmember

Jerald I. Hatch, Councilmember

18 Mark L. Walker, Councilmember

Ott H. Dameron, City Administrator

20 Cody Cullimore, Chief of Police

Debra Cullimore, City Recorder

22
24 The meeting was called to order at 7:05 p.m.

26 **PROCLAMATION** – A proclamation recognizing May 7, 2011 as “Lindon City Arbor Day” in accordance with Tree City USA requirements.

28 Mayor Dain read the proclamation designating Saturday, May 7, 2011 as Arbor Day in Lindon City. A ceremony and tree planting will be held at Fryer Park at 9:00 a.m.

30
32 **PROCLAMATION** – A proclamation recognizing May 1, 2011 through May 7, 2011 as “Municipal Clerks Week” and citing the outstanding work of Debra Cullimore, Lindon City Recorder.

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36 Mayor Dain read the proclamation designating the week of May 1, 2011 to May 7, 2011 as Municipal Clerks Week. The Council thanked City Recorder, Debra Cullimore, for her work in the City.

38
40 **MINUTES** - The minutes of the regular meeting of April 19, 2011 were reviewed.

42 COUNCILMEMBER HATCH MOVED TO APPROVE THE MINUTES OF THE MEETING OF APRIL 19, 2011. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

44 COUNCILMEMBER CARPENTER AYE

COUNCILMEMBER FRAMTPON AYE

46 COUNCILMEMBER HATCH AYE

COUNCILMEMBER WALKER AYE

2 THE MOTION CARRIED UNANIMOUSLY WITH ONE ABSENT.

4 **OPEN SESSION** - Citizens comments

6 Mayor Dain called for comments from any audience member who wished to
address an issue not listed as an agenda item. Joy Nelson, Director of the Little Miss
Lindon Program, approached the Council. Ms. Nelson explained that new royalty was
8 crowned at the annual pageant held on April 30, 2011. She invited the previous Little
Miss Lindon, Lindsey Savage, to introduce her attendants. Miss Savage introduced
10 Sydney Romero, Lindsey Coulton, India Severe and McKenzie Bunker. The ladies
thanked the Council for their help and support over the previous year, and presented the
12 Mayor, Council and staff with thank you gifts.

14 Miss Savage then introduced the new Little Miss Lindon, Taryn Christensen.
Miss Christensen introduced her attendants; Dresden Fuller, Mariah Simms, Maddie
Woods and Hannah Sanders. Mayor Dain expressed appreciation to the Little Miss
16 Lindon Royalties for their service in the community. He also thanked Ms. Nelson for her
work with the Little Miss Lindon program.

18 Mayor Dain called for additional public comment. Devin Brown approached the
Council to discuss his Eagle Scout Project, which is to do a clean up of the City Cemetery
20 prior to the Memorial Day ceremony. He inquired as to the Council's willingness to
make the clean up and annual event, and publicize the project through City sources such
22 as the newsletter and website. Mayor Dain encouraged Mr. Brown to start the tradition
this year, and indicated a willingness to support the project in future years.

24 Mayor Dain called for further public comment. Chief Cullimore invited all
present to come out and support the Utah Special Olympics Torch Run on Monday, May
26 9th at 11:30 a.m.

28 **MAYOR'S COMMENTS/REPORT** –

30 Mayor Dain reported that the Community Center remodel project is on schedule,
and a grand opening has been scheduled on June 2nd at 5:30 p.m.

32 **CONSENT AGENDA** –

34 No Items

36 **CURRENT BUSINESS** –

- 38
1. **Report/Presentation** – *North Utah Valley Animal Shelter*. This item was
40 continued from April 19, 2011 meeting and is a report/presentation by Tug
Gettling, NUVAS Director, about activities at the Animal Shelter. As a charter
42 member of NUVAS, Lindon City has an appointed Board Member, Mark Walker,
and participates in the shelter by agreement.
- 44

46 Tug Gettling, Director of the North Utah Valley Animal Shelter, was present for
this discussion with the Council. Mr. Gettling explained that the facility employs five
full time and five part time employees, and houses between 6,000 and 7,000 animals on

2 an annual basis. Approximately 500 pets are adopted through the facility each year, and
4 a number of lost pets are retrieved by the owners at the facility. The shelter also offers
6 services such as vaccinations and microchips, as well as education programs for the
8 public.

10 Mr. Gettling suggested that the City provide newsletter articles and other
12 information encouraging residents to license their pets. He noted that increased revenue
14 from pet licenses would reduce the cost per animal charged to the City, which is currently
16 \$45.16 per animal. He noted that the facility could be financially self sustaining if all
18 pets within the City were licensed.

20 Mr. Gettling discussed rabies vaccine clinics and microchip services. He noted
22 that all pets adopted from the facility must be spayed or neutered prior to adoption. Chief
24 Cullimore thanked Mr. Gettling for the positive working relationship between the Police
26 Department and the shelter.

28 **Report/Presentation** – *North Pointe Solid Waste Transfer Station*. Mayor Dain noted
30 that Roger Harper of the North Point Solid Waste Special Service District was present in
32 the audience at this time. Mayor Dain suggested that the Council address the agenda item
34 involving Mr. Harper at this time. With the agreement of the Council, Mayor Dain
36 invited Mr. Harper to begin his presentation.

38 Mr. Harper reviewed a proposed Interlocal Agreement between the Transfer
40 Station and member cities. He noted that the intent of the Agreement is to protect the
42 financial viability of the transfer station, and security for the capital investment into
44 needed repairs and upgrades to the facility. He also explained that preserving the level of
46 service at the facility is a value to residents, as they are able to provide high quality
services at lower rates than a privately owned facility.

The Council went on to discuss the willingness of member cities to continue
participation based on specific criteria in the agreement, including the location garbage
will be trucked to, and the 20 year term of the agreement. He noted that most cities felt
that the term should be shortened prior to approval.

Mr. Harper briefly reviewed planned improvements to the facility, including
expansion of building #2. Replacement of the floor in building #1, upgrades to the
building exteriors, a new employee break room and installation of public restrooms. Mr.
Harper thanked Councilmember Hatch for his service as the City's representative on the
landfill board for the past 20 years. Mayor Dain thanked Mr. Harper for the partnership
of the Transfer Station and the service they provide. The Agreement will be discussed in
greater detail at a later date.

2. **Review and Action** – *Bike/Pedestrian Study Request*. This is a request by staff to
request that Mountainland Association of Governments (MAG) consider Lindon
City for a bicycle/pedestrian study grant for FY 2012/2013. Lindon would be
required to commit matching funds of \$6,670 in FY 2012/2013 to the project.

Mr. Dameron explained that this item is to authorize the Mayor to send a letter to
Mountainland Association of Governments (MAG) requesting that Lindon be considered
for a bicycle/pedestrian study grant to be funded in fiscal year 2012-2013. The study

would consider location and routing for future bike and pedestrian routes. The grant revenue comes from federal funds administered MAG. The cost of the study would be approximately \$100,000, of which the City would pay a \$6,670 match. Mayor Dain called for further comments or discussion. Hearing none, he called for a motion.

COUNCILMEMBER HATCH MOVED TO APPROVE THE REQUEST TO MOUNTAINLAND ASSOCIATION OF GOVERNMENTS TO CONSIDER LINDON CITY FOR BICYCLE/PEDESTRIAN STUDY GRANT FUNDING AND AUTHORIZE THE MAYOR TO SIGN THE ASSOCIATED LETTER. COUNCILMEMBER WALKER SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER CARPENTER AYE
COUNCILMEMBER FRAMTPON AYE
COUNCILMEMBER HATCH AYE
COUNCILMEMBER WALKER AYE

THE MOTION CARRIED UNANIMOUSLY WITH ONE ABSENT.

3. **Review and Action** – *Letter Requesting Transfer of 700 North Right-of-Way from Lindon City to UDOT and Traffic Signal Plan and Access Control Plans Corridor Agreement between Lindon City and other cities along the North County Boulevard and UDOT.*

Mr. Dameron explained that County Commissioner, Larry Ellertson, has worked closely with UDOT to negotiate the transfer of 700 North from the City to UDOT. The State is willing to take over the roadway due to the fact that it is a regionally significant transportation corridor. A public hearing will be held prior to final transfer of the roadway to the State. UDOT will be responsible for all roadway maintenance. The 700 North Access Plan adopted by the City will remain in place. A future traffic control light is planned on 2000 West. Other traffic lights will be considered as development occurs if specific locations meet established warrants.

Councilmember Bayless arrived at 8:20 p.m.

Mr. Dameron explained that the action before the Council at this time is to authorize the Mayor to sign a letter to UDOT stating the City’s intent to transfer ownership of 700 North to the State, and approving the traffic signal and traffic access control plan. The transfer will be finalized following a Public Hearing. Mayor Dain called for further comments or discussion. Hearing none, he called for a motion.

COUNCILMEMBER CARPENTER MOVED TO AUTHORIZE THE MAYOR TO SIGN THE LETTER REQUESTING TRANSFER OF THE 700 NORTH RIGHT-OF-WAY FROM LINDON CITY TO UDOT. AND APPROVING THE TRAFFIC SIGNAL PLAN AND TRAFFIC ACCESS CONTROL PLAN. COUNCILMEMBER HATCH SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER BAYLESS AYE
COUNCILMEMBER CARPENTER AYE

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

6 4. **Review and Action** – *Wave Loch Agreement*. This is a request by staff for the
Mayor and City Council’s review of an agreement between Wave Loch and
8 Lindon City to provide our Flow Rider as a participant venue in the Wave Loch
Flow-Rider Tour. Brian Haws, City Attorney, will be present to discuss the
10 agreement.

12 City Attorney, Brian Haws, was present for this discussion with the Council.
Based on language in the original agreement regarding indemnification and liability to
14 the City, Mr. Haws had previously recommended that the City not participate as a host
city for the Flow-Rider tour. However, Wave Loch has amended the agreement to
16 minimize liability to the City. The agreement obligates the City to approximately \$4700
in costs, which can be recouped in large part through entrance fees and admission to the
18 event. Mr. Dameron agreed that the City does not anticipate any significant cost
associated with the competition. Councilmember Walker expressed concern regarding
20 the financial obligation given the current economic and budgetary condition of the City.
Mayor Dain called for further comments or discussion. Hearing none, he called for a
22 motion.

24 COUNCILMEMBER FRAMPTON MOVED TO APPROVE THE
AGREEMENT WITH WAVE LOCH FOR LINDON CITY TO PROVIDE OUR
26 FLOW-RIDER AS A VENUE IN THE WAVE LOCH FLOW-RIDER TOUR AND
AUTHORIZE THE MAYOR TO SIGN THE ASSOCIATED DOCUMENTS.
28 COUNCILMEMBER BAYLESS SECONDED THE MOTION. THE VOTE WAS
RECORDED AS FOLLOWS:

30 COUNCILMEMBER BAYLESS AYE
COUNCILMEMBER CARPENTER AYE
32 COUNCILMEMBER FRAMPTON AYE
COUNCILMEMBER HATCH AYE
34 COUNCILMEMBER WALKER NAY
THE MOTION CARRIED (4-1).

36 5. **Review and Action** – *Tentative Budget, Fiscal Year 2011/2012*. Staff will
38 distribute the Tentative Budget document for fiscal year 2011/2012, which
includes the RDA and MBA budgets. Staff requests the Council accept/approve
40 the Tentative Budget and schedule work sessions during the month of May for
discussions of issues related to the new fiscal year budget.

44 Mr. Dameron explained that this action will accept the Tentative Budget with the
understanding that final numbers are subject to change prior to adoption of the final

budget. A budget Work Session will be held May 17, 2011 at 5:30 p.m. Mayor Dain called for further comments or discussion. Hearing none, he called for a motion.

COUNCILMEMBER BAYLESS MOVED TO ACCEPT THE TENTATIVE BUDGET FOR THE 2011-2012 FISCAL YEAR. COUNCILMEMBER WALKER SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER BAYLESS	AYE
COUNCILMEMBER CARPENTER	AYE
COUNCILMEMBER FRAMPTON	AYE
COUNCILMEMBER HATCH	AYE
COUNCILMEMBER WALKER	AYE

THE MOTION CARRIED UNANIMOUSLY.

6. **Report/Presentation** – *North Pointe Solid Waste Transfer Station*. This is a report/presentation by Rodger Harper, Manager of the North Utah County Solid Waste Special Service District, about activities at the Transfer Station and the proposed Interlocal Agreement between the District and member cities.

This item was discussed earlier in the meeting.

COUNCIL/ADMINISTRATOR'S REPORTS -

Mr. Dameron reported on the following items:

1. Engineering Coordination Meeting will be held Tuesday, May 10, 2011 at noon at the Public Works Complex.
2. The City is well prepared for spring run-off.
3. Community-wide spring clean up is taking place until May 7, 2011.
4. The City will continue to hold two Public Hearings prior to adoption of the final budget, even though State law requires only one Public Hearing.
5. The Council reviewed the plaque which will be placed at Fryer Park and the Senior Citizen's Center in honor of the Afton Fryer Huggard Foundation.

COUNCILMEMBER BAYLESS – Councilmember Bayless had no items to report.

COUNCILMEMBER FRAMPTON – Councilmember Frampton discussed names for appointment to the Tree Advisory Board and the Community Center Advisory Board.

MAYOR DAIN – Mayor Dain suggested that the City recognize Don De St. Jeor for his efforts in coordinating the baseball program in the City. He also commented on a risk management issue at the City Center park. A top rail is missing from a section of pipe fencing. Mr. Dameron will follow up with parks staff regarding the report.

COUNCILMEMBER CARPENTER – Councilmember Carpenter invited Chief Cullimore to report on Police Department activities. Chief Cullimore reported that approximately 40 residents turned in prescription drugs during the recent drug take back

2 event. The Drug Enforcement Agency has taken possession of and will destroy all of the
3 drugs which were turned in.

4 Chief Cullimore reported that Officer Darrell Bingham became ill during recent
5 SWAT training and was transported to the hospital. He has since recovered, but a
6 Workers Compensation claim may be submitted.

7 Chief Cullimore also reported that a Lindon resident is being charged with a
8 crime for intentional damage to a City tree located on 1200 East. The case will be
9 prosecuted through American Fork Justice Court due to the fact that the City is the victim
10 in the crime.

11 Councilmember Carpenter requested clarification from Chief Cullimore regarding
12 a definition of "citizen assist" calls taken by the Police Department. Chief Cullimore
13 explained that citizen assists included which do not involve a crime, such as keys locked
14 in cars, stranded motorists, etc.

15 Councilmember Carpenter reported on UTOPIA and UIA activities. He stated
16 that UIA was recently given an "A" bond rating, which puts the organization well within
17 the parameters of the Interlocal Agreement. He explained to Councilmembers that any
18 questions regarding UTOPIA from residents should be referred to UTOPIA or their
19 attorney for comment. New lines and connections are being installed in Midvale, and
20 construction will also begin soon in Murray.

21 **COUNCILMEMBER WALKER** – Councilmember Walker thanked Councilmember
22 Frampton for his help with the Easter Egg Hunt. Councilmember Frampton reported that
23 the event was well attended and that Emilie Illif did an excellent job coordinating the
24 event.

25 Councilmember Walker noted that a chair is still needed for the Lindon Day
26 parade. He asked the Council and Chief Cullimore if they had any concerns regarding an
27 outdoor youth dance as part of the Lindon Days events. Chief Cullimore noted that
28 curfew is 11:00 p.m. He expressed concern regarding potential noise impacts to
29 neighboring properties. Councilmember Walker reported on upgrades and repairs which
30 are needed at the horse arena.

31 Councilmember Walker reported on the new Transparency page on the City
32 website which was discussed at the previous meeting. He invited the Council to review
33 the page at their convenience. He will contact the Sutherland Institute to inform them
34 that the page is complete.

35 **COUNCILMEMBER HATCH** – Councilmember Hatch had no items to report.

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37 **COUNCILMEMBER BAYLESS MOVED TO APPROVE THE PAY
38 VOUCHERS. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. THE
39 VOTE WAS RECORDED AS FOLLOWS:**

40 COUNCILMEMBER BAYLESS AYE

41 COUNCILMEMBER CARPENTER AYE

42 COUNCILMEMBER FRAMPTON AYE

43 COUNCILMEMBER HATCH AYE

44 COUNCILMEMBR WALKER AYE

45 THE MOTION CARRIED UNANIMOUSLY.
46

2 **ADJOURN** –

4 COUNCILMEMBER CARPENTER MOVED TO ADJOURN THE MEETING
6 AT 9:20 P.M. COUNCILMEMBER WALKER SECONDED THE MOTION. ALL
PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

8 Approved – May 17, 2011

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Debra Cullimore, City Recorder

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James A. Dain, Mayor