

2 The Lindon City Council held a regularly scheduled meeting on **Tuesday, June 21, 2011**
beginning at 7:00 p.m. in the Lindon City Center, City Council Chambers, 100 North
4 State Street, Lindon, Utah.

6 Conducting: Jerald I. Hatch, Mayor Pro Tem
Pledge of Allegiance: Heath Bateman, Lindon City Parks and Recreation Director
8 Invocation: Mark Walker

10 **PRESENT**

ABSENT

12 Lindsey Bayless, Councilmember
14 Bruce Carpenter, Councilmember
16 Bret Frampton, Councilmember
18 Jerald I. Hatch, Councilmember/Mayor Pro Tem
20 Mark L. Walker, Councilmember
Ott H. Dameron, City Administrator
Adam Cowie, Planning Director
Cody Cullimore, Chief of Police
Debra Cullimore, City Recorder

James A. Dain, Mayor

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

24 **PRESENTATIONS** -

- 26 1. **“Transparency Award”** - The Sutherland Institute will present their
“Transparency Award” to the City recognizing the openness and inclusion of
28 information on the city’s website.

30 Dave Bower and Derek Monson were present as representatives of the Sutherland
Institute. Mr. Bower explained that the Institute feels that transparency is a crucial aspect
32 of the government system. During the fall of 2010, the Institute audited municipal
website in Utah and gave a grade to each site based on a ten point transparency check list.
34 At that time, Lindon received a grade of “D”. Mr. Bower noted that since the audit, he
has been made aware that the majority of the information was available on the Lindon
36 City site, but that auditors were not able to quickly locate the information in a maximum
of three mouse clicks from the homepage.

38 Mr. Bower explained that Councilmember Mark Walker recently contacted the
Institute to determine what action the City could take to improve website transparency.
40 The Institute gave Councilmember Walker the information and accessibility standards
which would be required to achieve an A+ grade. Councilmember Walker forwarded that
42 information to City staff for action. Following a subsequent review, the Lindon City
website was found to meet the criteria to achieve an A+ rating for website transparency.
44 Mr. Brower presented a certificate to Councilmember Hatch in recognition of this
achievement.

46 Councilmember Walker noted that Lindon City is the first city in Utah County to
achieve this rating, and the second City in the State of Utah. Councilmember Carpenter

2 thanked City Recorder, Debra Cullimore, for her work on the website to provide accurate
and accessible information to residents.

4 2. **Utopia – the Next Step** – Representatives from UTOPIA will present information
6 to the City Council concerning plans for the next roll-out of services to Lindon.

8 Todd Marriott was present as the UTOPIA representative for this discussion. Mr.
10 Marriott noted that he works with 16 member cities along the Wasatch Front, and that
Lindon is well represented by Councilmember Carpenter and Mr. Dameron on the
UTOPIA and UIA Boards.

12 Mr. Marriott gave a video presentation depicting future use of technology at home
and in the workplace. He commented on an event he had recently attended with live
14 demonstrations of similar technology. He explained that future technology will make
information available through connectivity rather than through device storage. Mr.
16 Marriott went on to review the specific capabilities of the UTOPIA network and asserted
that this technology will create jobs and attract businesses where it is available.

18 Mr. Marriott went on to read an article published approximately 100 years ago
about ‘utopian ideals’ relative to providing electrical services. At that time there was a
20 general feeling that there was not a need for electricity, and that coal and oil fuels were
sufficient to meet the current needs. He observed that the same resistance was present in
22 that time to the idea of widespread use of electricity as UTOPIA is experiencing at this
time regarding creation of a fiber optic network to facilitate the next generation of digital
technology.

24 Mr. Marriott then reviewed marketing and branding techniques which are
designed to increase the visibility of UTOPIA in communities and generate interest in
26 connecting to the network. He stated that current sales efforts result in approximately a
30% close rate. The Council discussed availability of the network, noting that
28 connections are not available at this time in all parts of the community. Mr. Marriott
explained that if approximately 25% of homeowners in a neighborhood of 200 homes
30 were interested in connections to the home, infrastructure could be installed in the street
to accommodate those connections. He stated that sales efforts in Lindon are expected to
32 begin in the coming weeks.

34 Mr. Marriott went on to review the cost of connections and programs to pay
connections costs over time. He noted that as opposed to fees paid to incumbent
36 providers to lease connection infrastructure, when connection costs are paid in full the
connection will be owned by the property owner.

38 Councilmember Walker observed that technology evolves at a rapid rate and
becomes obsolete in a short period of time. He inquired as to the expected lifespan of the
40 fiber optic technology. Mr. Marriott stated that the fiber optic infrastructure is expected
to be in place for 80 to 100 years. Councilmember Carpenter noted that there is no
replacement technology on the horizon.

42 Mr. Marriott stated that future technology will address many current problems and
will include traffic safety and medical applications. He asserted that the global
44 connectivity provided by UTOPIA technology will be a driving force behind global
economics, and will enhance future quality of life. He stated that UTOPIA
46 representatives will be present during the annual Lindon Days celebration in August to

2 meet with residents. UTOPIA will also hold ‘block party’ events at private homes to
educate residents about all aspects of UTOPIA. The Council thanked Mr. Marriott for his
time.

4 **MINUTES** – The minutes of the regular meeting of June 7, 2011 were reviewed.

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8 COUNCILMEMBER CARPENTER MOVED TO APPROVE THE MINUTES
OF THE MEETING OF JUNE 7, 2011. COUNCILMEMBER FRAMPTON
SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

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

16 **OPEN SESSION** – Citizens comments

18
19 Councilmember Hatch called for comments from any audience member who
20 wished to discuss an issue not listed as an agenda item. Lindon resident Roy Shepherd
expressed concern regarding traffic safety on State Street near the Center Street
22 intersection where three lanes merge to two. Councilmember Carpenter explained that
planning for State Street widening through Lindon is currently underway by UDOT. The
24 project will widen State Street to three lanes along the entire Lindon corridor. Mr. Cowie
noted that UDOT expects to award the bid for the project in the next 60 to 90 days, with
26 completion of the project in spring of 2012.

27 Lindon resident Bruce Armstrong approached the Council to comment on the
28 UTOPIA presentation. Mr. Armstrong expressed excitement at the opportunity to
connect to the network. However, he also expressed concern regarding the proposed
30 business model and connection costs in comparison to fees charged by other providers.
Councilmember Carpenter clarified the rate structure of other providers as opposed to the
32 UTOPIA rate structure, noting that the benefit of UTOPIA is ownership of the
connection. Councilmember Carpenter noted that the decision was made to be a member
34 of UTOPIA approximately 8 years ago, that the City is committed, and that now is the
time to work together to make the entity successful. Councilmember Frampton thanked
36 Councilmember Carpenter for his work as the City representative to UIA.

38 **MAYOR'S COMMENTS/REPORT** –

40 Due to the absence of Mayor Dain, no report was given at this meeting.

42 **CONSENT AGENDA** –

44 No Items

CURRENT BUSINESS -

- 2
- 4 1. **Review and Action** – *Site Plan “Castle Park”*. This is a request by Eric Barzeele
6 for approval of a site plan to convert an existing property into a commercial
8 reception center facility called “Castle Park”. The property is located at 110
10 South Main Street and 120 South Main Street. The Planning Commission
12 recommended approval with conditions.

Eric and Amy Barzeele were present as representatives for this application. Mr.
10 Cowie explained that this is a request for site plan approval for a commercial reception
12 center located at 110 and 126 South Main Street. The application was reviewed by the
14 Planning Commission on June 4, 2011. Mr. Cowie reviewed elements of the site plan,
16 including the large residential structure, and a second residential structure located on a
separate lot. He reviewed other amenities and improvements on the site, including an
interior parking lot which was previously used during non-profit, community and family
events hosted at the site.

Mr. Cowie noted that parking requirements were not fully met at the time of the
18 Planning Commission review of this application. The Planning Commission
20 recommended approval of the application pending compliance with parking requirements
22 prior to City Council review. City ordinance allows a reduction in required parking stalls
based on availability of bicycle parking and proximity to mass transit stops. Parking as
presented tonight exceeds required parking by three stalls after applicable reductions.

Mr. Cowie presented photographs of the property frontage, gated entrance,
24 gazebo, and residential structure which includes an upper level and lower level ballroom.
The applicants intend to have a family member live in the existing residential home on
26 the adjacent parcel. The large residential structure will be retrofitted with upgrades
required for the proposed commercial use, including a fire suppression sprinkling system.
28 He noted that there is an existing 8-10 foot masonry wall which extends around most of
the property line. He reviewed the updated parking plan, which includes a main entrance
30 from Main Street and a secondary gated emergency access from 130 South as required by
the Fire Marshall. Ms. Barzeele noted that they are currently negotiating with the
32 neighboring property owner regarding use of existing parking on the neighboring parcel
as overflow parking for this site. Mr. Cowie stated that the parking plan as presented
34 meets ordinance requirements. He stated that there may be minor modifications to the
parking layout, but that staff will ensure that parking complies with all code
36 requirements.

Mr. Cowie went on to review other elements of the site plan. He noted that the
38 City Council and Planning Commission have the authority to waive or modify some
specific requirements which are not safety related. He explained that typically, the street
40 frontage along 130 South would require a 20 foot landscaped strip. The Planning
Commission recommended leaving the existing 12 foot landscape strip and masonry
42 fence in place. Compliance with typical landscape standards would require relocation of
the existing fence back 8 feet. The applicant is also requesting to leave the existing
44 landscaping and fencing in place along the Main Street frontage, although it does not
comply with typical requirements. The Planning Commission discussed landscaping
46 requirements and length, and recommended leaving existing fencing and landscaping in
place. Mr. Cowie noted that the intent of the required white vinyl fencing was to create

continuity along the commercial corridor. However, this site is not located on the main
2 corridor.

The Council went on to discuss a proposed reduction in the width of Main Street
4 from the current 66 foot right-of-way to a 50 foot right-of-way. Mr. Cowie explained
that the 66 foot right-of-way is the same as collector streets such as 200 South and 800
6 West which are designed and intended to carry large volumes of traffic. Mr. Cowie noted
that the Planning Commission continued this item at their last meeting, but that the issue
8 must be resolved in order for the curb and gutter improvements associated with this
application to be installed in the appropriate location. Recommendations from the
10 Planning Commission regarding General Plan updates include the road width reduction.
The Planning Commission is expected to make a recommendation to the City Council
12 regarding the road width following the June 28, 2011 Planning Commission meeting.

Mr. Cowie went on to review staff recommendations for cross easements between
14 parcels to allow shared parking. The cross easements would be recorded on each of the
affected parcels. He also discussed fencing standards which require a seven foot masonry
16 fence between Commercial uses and any adjacent residential zone or use. This site has
an existing chain link fence with a hedge along the majority of the boundary line between
18 the proposed commercial use and the neighboring residential use. The applicant is
requesting that the chain link fence and hedge screen be left in place and completed along
20 the remainder of the boundary. Councilmember Bayless noted that the Planning
Commission was comfortable in allowing this modification due to the location of the
22 chain link fence to restrict pedestrian traffic between the uses which adequately addresses
safety concerns.

Mr. Cowie then reviewed the proposal for storm water retention. Staff
24 recommends that the applicant be required to enter into a storm water agreement which
would allow retention of storm water on the site in a moat which surrounds the castle
26 structure. Mr. Cowie explained that there is no storm water infrastructure in the
immediate area, and connection to the storm water system from this site is not feasible at
28 this time. Storm water retention as proposed appears to be feasible for a 100 year storm
event. A geotech study will be completed to determine percolation rates prior to
30 finalizing the storm water agreement.

Mr. Cowie stated that the Standard Land Use Table prohibits new residential uses
32 in commercial zones. However, the proposed residential uses on this site are existing
rather than new uses. He also noted that several other commercial uses have residential
34 uses on site, such as Safe and Secure Self Storage and Wadley Farms. He observed that
the subject property has functioned in a similar manner without any significant issues.
36 The Planning Commission had no significant concerns related to the proposed residential
uses on the site.
38

Mr. Cowie went on to review recommendations for conditions of approval as set
40 forth by the Planning Commission as follows:

- 42 1. A storm water agreement between the City and property owner regarding
treatment and storage of storm water from Main Street shall be required.
- 44 2. A cross easement between the separate parcels located at 110 and 126 South Main
Street shall be provided and recorded on the parcels.
- 46 3. A reduction in landscaping strip requirement upon 130 South from twenty feet to
twelve feet as currently exists is permitted.

- 2 4. A landscape screen consisting of a chain link fence and associated planted hedge
4 similar to what currently exists on the site may be used in lieu of the required
6 seven foot masonry fence separating commercial from residential use. No white
8 two rail fencing will be required on Main Street or 130 South.
- 6 5. Parking configuration shall be redesigned to meet minimum parking requirements
8 as recommended by staff. Perimeter landscaping requirements shall be installed
per City Code. Final review and approval of the parking plan shall be made by
the City Council.

10 Councilmember Walker inquired as to possible concerns regarding one access
12 during large events. Mr. Cowie stated that a second access is not required by ordinance.
Mr. Barzeele stated that the exit will be a right-out configuration to avoid stacking of
vehicles trying to access State Street.

14 The Council briefly discussed the business plan with the applicants. Mr. and Mrs.
16 Barzeele expressed confidence that this can be a successful business. Councilmember
Hatch called for further comments or discussion from the Council. Hearing none, he
called for a motion.

18 COUNCILMEMBER FRAMPTON MOVED TO APPROVE THE CASTLE
20 PARK SITE PLAN WITH FOLLOWING CONDITIONS:

- 22 1. THAT THE APPLICANT ENTER INTO A STORM WATER AGREEMENT
WITH THE CITY REGARDING TREATMENT AND STORAGE OF STORM
24 WATER FROM MAIN STREET.
- 26 2. THAT A CROSS EASEMENT BETWEEN THE SEPARATE PARCELS
LOCATED AT 110 AND 126 SOUTH MAIN STREET BE RECORDED ON
THE PARCELS.
- 28 3. THAT A REDUCTION IN LANDSCAPING STRIP REQUIREMENTS ON 130
SOUTH FROM TWENTY FEET TO TWELVE FEET AS CURRENTLY
EXISTS IS PERMITTED.
- 30 4. THAT A LANDSCAPE SCREEN CONSISTING OF A CHAIN LINK FENCE
AND AN ASSOCIATED PLANTED HEDGE SIMILAR TO WHAT
32 CURRENTLY EXISTS ON THE SITE MAY BE USED IN LIEU OF THE
REQUIRED SEVEN FOOT FENCING SEPARATING COMMERCIAL FROM
34 RESIDENTIAL USES. NO WHITE TWO RAIL FENCE WILL BE REQUIRED
ON MAIN STREET OR 130 SOUTH.
- 36 5. THAT THE FINAL PARKING CONFIGURATION RECEIVE FINAL
ENGINEERING APPROVAL, WHICH MAY INCLUDE MINOR
38 MODIFICATIONS TO THE CONFIGURATION REVIEWED BY THE CITY
COUNCIL.

40 COUNCILMEMBER BAYLESS SECONDED THE MOTION. THE VOTE WAS
RECORDED AS FOLLOWS:

42 COUNCILMEMBER BAYLESS	AYE
COUNCILMEMBER CARPENTER	AYE
44 COUNCILMEMBER FRAMPTON	AYE
COUNCILMEMBER HATCH	AYE
46 COUNCILMEMBER WALKER	AYE

THE MOTION CARRIED UNANIMOUSLY.

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- 2. **Public Hearing** – *General Plan Amendment*. The City Council will hear public comment and possibly act to amend the city’s General Plan on a request by Eric Barzeele for approval of changing the designation of certain properties associated with the Castle Park site plan from “Residential Low” to “Commercial”. The properties are located at 126S, 140S, and 162S Main Street. The Planning Commission recommended approval with no conditions.

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

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Mr. Cowie explained that this is a request for approval of a General Plan amendment to allow the Castle Park commercial use. He reviewed noticing which was completed for this Public Hearing. He stated that there are no staff concerns related to this request, and the Planning Commission recommended approval.

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Councilmember Hatch called for public comment. There was no public comment. Councilmember Carpenter asked Mr. Cowie to characterize the public comment and concerns which were presented at the Planning Commission meeting. Mr. Cowie stated that comments during the Planning Commission meeting were generally related to site plan issues and road width issues and were not relative to the zone change request.

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COUNCILMEMBER CARPENTER MOVED TO CLOSE THE PUBLIC HEARING. COUNCILMEMBER BAYLESS SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

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COUNCILMEMBER BAYLESS MOVED TO APPROVE THE ERIC BARZEELE GENERAL PLAN AMENDMENT APPLICATION. COUNCILMEMBER WALKER SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

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COUNCILMEMBER BAYLESS AYE

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COUNCILMEMBER CARPENTER AYE

COUNCILMEMBER FRAMPTON AYE

COUNCILMEMBER HATCH AYE

36

COUNCILMEMBER WALKER AYE

THE MOTION CARRIED UNANIMOUSLY.

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- 3. **Public Hearing** – *Zone Change*. The City Council will hear public comment and possibly act to change the zone on a request by Eric Barzeele for certain properties associated with the Castle Park site plan from “R1-20” “CG”. The properties are located at 126S, 140S, and 162S Main Street. The Planning Commission recommended approval with no conditions.

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2 COUNCILMEMBER CARPENTER MOVED TO OPEN THE PUBLIC
HEARING. COUNCILMEMBER BAYLESS SECONDED THE MOTION. ALL
PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

4 Councilmember Hatch called for public comment. There was no public comment.
He called for a motion to close the Public Hearing.

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8 COUNCILMEMBER CARPENTER MOVED TO CLOSE THE PUBLIC
HEARING. COUNCILMEMBER BAYLESS SECONDED THE MOTION. ALL
PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

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12 COUNCILMEMBER WALKER MOVED TO APPROVE THE ERIC
BARZEELE ZONE CHANGE APPLICATION. COUNCILMEMBER FRAMPTON
SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

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

20 THE MOTION CARRIED UNANIMOUSLY.

- 22 4. **Public Hearing** – *Final Budget for Fiscal Year 2011/2012. (Resolution #2011-5-*
24 *R)* The City Council will hear public comment concerning the final city budget
for fiscal year 2011/2012, including the allocation of revenue from the water,
sewer, storm water and other enterprise funds to the general fund. The Tentative
Budget was presented on May 3, 2011 and the budget committee has met to
discuss budget issues. A public hearing was held on June 7, 2011 for the
Proposed Budget. Tonight, the City Council will act to approve the final budget
for fiscal year 2011/2012, amend the budget for fiscal year 2010/2011, set the
certified property tax rate for 2011/2012, approve an agreement for services
between the RDA and the City, and adopt the city-wide fee schedule and
compensation programs.

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34 COUNCILMEMBER BAYLESS MOVED TO OPEN THE PUBLIC HEARING.
COUNCILMEMBER FRAMPTON SECONDED THE MOTION. ALL PRESENT
VOTED IN FAVOR. THE MOTION CARRIED.

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38 City Finance Director, Kristen Colson, was present for this discussion with the
Council. Councilmember Walker complimented Ms. Colson on the budget document
prepared for the Council, noting that it is comprehensive and easy to understand. Ms.
40 Colson noted that this is the second Public Hearing the City Council has held to take
public comment on the budget. Additional Budget Committee meetings as well as a City
42 Council Work Session have also been held prior to this meeting. The Council will take
action tonight to approve the final budget. Ms. Colson began with review of specific
44 budget issues for consideration by the Council as follows:

2 **Budget Issue #1 – Should Lindon City increase water, sewer and storm water utility rates?**

4 The City Engineer has reviewed the Water and Storm Water utility rates in the
6 recent past and recommended that this rate be increase annually using the Consumer
8 Price Index in order to cover the rising costs associated with operating and maintaining
10 those systems. The April 2011 CPI increase is 3.2%. The City Engineer completed a
12 review of the sewer utility rates as part of the sewer bond process. The analysis
14 concluded that Lindon City should increase sewer rates in order to cover the bond
payments. The recommended increase for 2011-2012 is 12%, with an additional 12%
next budget, and a 15% increase the following year. The approximate impact on a single
family is less than \$5.00 per month, with approximately \$4.00 of the increase being for
sewer service. Mr. Dameron noted that the current sewer projects and the fee increase
are necessary.

16 Councilmember Hatch called for public comment. Bruce Armstrong inquired as
to the reason for higher water rates on the east side of the City. Councilmember Hatch
explained that the higher rates cover actual pumping costs which are reviewed each year.

18 Councilmember Walker noted that the Council is reluctant to impose any fee
20 increases on residents, but that the Council has been educated as to the needs of the City,
and has concluded that the proposed rate increases are necessary.

22 COUNCILMEMBER WALKER MOVED TO APPROVE A 3.2% CPI
24 INCREASE IN WATER AND STORMWATER RATES, AND A 12% INCREASE TO
SEWER UTILITY RATES. COUNCILMEMBER BAYLESS SECONDED THE
MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

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

32 THE MOTION CARRIED UNANIMOUSLY.

34 **Budget Issue #2 – Should Lindon City increase garbage and recycling rates?**

36 Allied Waste Service, the contractor providing garbage and recycling services for
Lindon City requested a CPI increase of 3.2% on their collection service. This is in
addition to the fuel surcharge which is charged separately. The request was only recently
submitted, and was received too late to include in the budget. Mr. Dameron stated that he
has informed Allied Waste that future request for CPI increases must be submitted by
April.

42 Councilmember Hatch called for public comment. Bruce Armstrong inquired as
to the bid process for garbage services. Mr. Dameron explained that the bids for the
service are opened every five years, and that the current contract allows Allied Waste to
request an annual increase. He clarified that the City is not obligated to approve any
increase requests, but that reasonable requests will be considered on a case by case basis.

2 Councilmember Hatch called for further comments or discussion from the Council. Hearing none, he called for a motion.

4 COUNCILMEMBER BAYLESS MOVED TO DENY THE REQUEST BY
6 ALLIED WASTE FOR A 3.2% COST OF LIVING INCREASE DUE TO THE FACT
8 THAT THE REQUEST WAS NOT RECEIVED IN A TIMELY FASHION AND DOES
TAKE INTO CONSIDERATION THE FUEL SURCHARGE ALREADY PAID BY
THE CITY. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. THE
VOTE WAS RECORDED AS FOLLOWS:

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

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17 **Budget Issue #3 – Should Lindon City continue to fund the insurance benefits for**
18 **City employees?**

20 Lindon City continues to contract with First West Benefits Solutions to manage
21 the employee benefits. This year, Aetna, who was providing the medical insurance for
22 employees, decided to discontinue serving small businesses with less than 100
23 employees. As a result, First West bid out the medical insurance coverage and found that
24 Altius Health Plans offered the most comparable benefit package and will actually have a
25 decrease in premium. The insurance plan does impact employees in that deductible
26 increased slightly to control the cost of premiums.

27 Councilmember Hatch called for public comment. Bruce Armstrong commented
28 that lowering the cost to the City by lowering the benefit to employees is appropriate in
the current market, and that the solution seems reasonable. Councilmember Hatch called
30 for further comments or discussion. Hearing none, he called for a motion.

32 COUNCILMEMBER CARPENTER MOVED TO APPROVE LINDON CITY
33 FUNDING OF EMPLOYEE INSURANCE BENEFITS. COUNCILMEMBER
34 FRAMPTON SECONDED THE MOTION. THE VOTE WAS RECORDED AS
FOLLOWS:

36 COUNCILMEMBER BAYLESS AYE
37 COUNCILMEMBER CARPENTER AYE
38 COUNCILMEMBER FRAMPTON AYE
39 COUNCILMEMBER HATCH AYE
40 COUNCILMEMBER WALKER AYE
41 THE MOTION CARRIED UNANIMOUSLY.

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43 **Budget Issue #4 – Should the City fill the part time receptionist position at the front**
44 **desk and create the new positions of Associate Planner and Sewer/Storm Water**
45 **Technician?**

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2 Front Desk Receptionist – The Director has requested that the part-time
3 receptionist position at the front desk, which has been vacant since the last employee quit
4 in August 2009, be filled. Other front office employees have been providing the
5 customer service coverage at the front desk. However, the quality of service has declined
6 and the staff are not able to follow all of the recommended internal control procedures,
7 especially those dealing with the separation of duties.

8 Associate Planner – The Planning and Economic Development Director has requested
9 that eth new position of Associate Planner be created on Range 17. This position would
10 be filled by the Assistant Planner, who is currently at Range 16, Step 3. When moving up
11 to Range 17, he would also move back to Step 1, creating no fiscal impact. The position
12 of Assistant Planner would not be filled at this time.

13 Sewer/Storm Water Maintenance Technician – The Director of Public Works has
14 requested that the new position of Sewer/Storm Water Maintenance Technician be
15 created in order to help in both of the divisions. There is additional help needed in the
16 sewer division because there is only one full-time employee to monitor and maintain the
17 sewer lines. Additional help is needed in the Storm Water Division to maintain the
18 system at the quality levels established by the Environmental Protection Agency.

19 Councilmember Bayless observed that the strength of the community of Lindon
20 comes in large part from City staff. She agreed that filling the vacant receptionist
21 position is necessary to maintain the level of service for residents, and that the shared
22 Public Works position is a good solution to understaffing in the Department. She noted
23 that Assistant Planner, Woodworth Mataele, has been a great asset to the community, and
24 deserves the respect associated with the Associate Planner job title.

25 Councilmember Hatch called for public comment. There was no public comment.
26 He called for further comments or discussion from the Council. Hearing none, he called
27 for a motion.

28 COUNCILMEMBER CARPENTER MOVED TO APPROVE STAFFING
29 CHANGES AS PROPOSED. COUNCILMEMBER BAYLESS SECONDED THE
30 MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

31 COUNCILMEMBER BAYLESS AYE
32 COUNCILMEMBER CARPENTER AYE
33 COUNCILMEMBER FRAMPTON AYE
34 COUNCILMEMBER HATCH AYE
35 COUNCILMEMBER WALKER AYE

36 THE MOTION CARRIED UNANIMOUSLY.

38
39 **Budget Issue #5 – Should Lindon City provide employees with a 3.2% Cost of**
40 **Living Allowance (COLA) increase and provide a merit step increase in January?**

41 The consumer Price Index (CPI) has increased 3.2% from April 2010 to April
42 2011 according to the US Department of Labor. Performance evaluations are performed
43 annually in January at which time merit increases would be available to those who meet a
44 predetermined criteria. Historically, COLA and merit increases have provided somewhat
45 consistent buying power for employees and have kept salaries competitive and employee
46

2 morale high. Lindon City has not provided COLA or merit increase for the past three
3 years. Ms. Colson reviewed the fiscal impact of proposed pay increases to each fund.
4 She stated that staff recommends approval of a COLA increase at this time, with a
5 possible merit increase being considered after completion of the audit in December.

6 Councilmember Hatch called for public comment. There was no public comment.
7 He called for further comments or discussion from the Council. Hearing none, he called
8 for a motion.

9
10 COUNCILMEMBER WALKER MOVED TO APPROVE A 3.2% COLA PAY
11 INCREASE FOR EMPLOYEES IN JULY, WITH A MERIT INCREASE TO BE
12 CONSIDERED AFTER COMPLETION OF THE ANNUAL AUDIT.

13 COUNCILMEMBER BAYLESS SECONDED THE MOTION. THE VOTE WAS
14 RECORDED AS FOLLOWS:

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

19 THE MOTION CARRIED UNANIMOUSLY.
20

21 Ms. Colson went on to review the amended 2010-2011 budget. She stated that the
22 General Fund Amended Budget increased approximately \$391,000 from the original
23 budget, with approximately \$290,000 from the road fund and approximately \$95,000 for
24 the Veteran's Memorial, which was taken from the Parks Fund.

25 Ms. Colson reported that the 2011-2012 Budget decreased approximately
26 \$879,000 from the 2010-2011 amended budget. \$755,000 of the decrease is due to
27 capital purchases and project that will not be included in the 2011-2012 budget.
28 \$165,000 is due to a net decrease in debt service.

29 Ms. Colson reviewed proposed capital projects for the coming year, including
30 sewer and storm water projects, the Lindon Hollow Storm Water project being completed
31 in conjunction with Orem City and Vineyard Town, and completion of a new pavilion in
32 the City Center Park. The Council also reviewed the proposed fee schedule, which has
33 been reviewed and discussed on several previous occasions

34 Councilmember Hatch called for public comment. Bruce Armstrong inquired as
35 to future debt obligations related to UTOPIA. Mr. Dameron explained that if UTOPIA
36 becomes financially self supporting, the City's will not be required to meet the financial
37 obligation currently being paid. Future payments will not exceed the \$387,000 payment
38 included in this budget, but may go lower depending on the financial success of
39 UTOPIA.

40 Mr. Armstrong inquired as to the reason for the \$100,000 increase in the cost of
41 fire and EMS services. Mr. Dameron explained that there was a billing error in the
42 previous year, and that this amount reflects the cost as agreed to by Lindon and Orem.

43 Mr. Armstrong requested clarification of the inter-fund loans shown in the budget.
44 Mr. Dameron explained that the City Council previously approved an inter-fund loan
from Enterprise Funds to the General Fund. It has not been necessary to use the loan

2 funds at this point. The loan funds are included in this budget to make the available in
the event that it becomes necessary to expend the funds.

4 Councilmember Hatch called for further public comment. Hearing none, he
called for a motion to close the Public Hearing.

6 COUNCILMEMBER CARPENTER MOVED TO CLOSE THE PUBLIC
HEARING. COUNCILMEMBER WALKER SECONDED THE MOTION. ALL
8 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

10 Councilmember Walker asked if the Certified Tax Rate (CTR) set in the budget is
established by the City. Mr. Dameron explained that the CTR is established by the Utah
12 County and the Utah State Tax Commission. The City can adjust the CTR through Truth
In Taxation hearings if they choose to make a change to the established rate.

14 Councilmember Hatch called for further comments or discussion. Hearing none,
he called for a motion.

16 COUNCILMEMBER CARPENTER MOVED TO APPROVE RESOLUTION
18 #2011-5-R APPROVING AND ADOPTING A BUDGET FOR THE FISCAL YEAR
2011-2012, AMENDING THE BUDGET FOR THE 2010-2011 FISCAL YEAR,
20 SETTING THE CERTIFIED TAX RATE, ADOPTING A FEE SCHEDULE,
ADOPTING THE COMPENSATION PROGRAMS, AND ENTERING INTO THE
22 AGREEMENT WITH THE LINDON CITY REDEVELOPMENT AGENCY.
COUNCILMEMBER WALKER SECONDED THE MOTION. THE VOTE WAS
24 RECORDED AS FOLLOWS:

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

30 THE MOTION CARRIED UNANIMOUSLY.

32 **Adjourn the meeting of the Lindon City Council and convene the Lindon City
Redevelopment Agency and Municipal Building Authority –**

34 COUNCILMEMBER CARPENTER MOVED TO ADJOURN THE MEETING
36 OF THE LINDON CITY COUNCIL AND CONVENE THE MEETING OF THE
LINDON CITY REDEVELOPMENT AGENCY AT 9:49 P.M. COUNCILMEMBER
38 FRAMPTON SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR.
THE MOTION CARRIED.

40 BOARDMEMBER FRAMPTON MOVED TO ADJOURN THE MEETING OF
42 THE LINDON CITY MUNICIPAL BUILDING AUTHORITY AT 9:56 P.M., NOTING
THAT THE MBA WILL NOT BE RECONVENED IN THE FORESEEABLE
44 FUTURE. BOARDMEMBER WALKER SECONDED THE MOTION. ALL
PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

Mr. Dameron complimented Ms. Colson on her work on the budget. Mr. Dameron noted that Ms. Colson has returned to work at the City after a three year absence, and that she is an asset to the City.

5. **Review and Action** – *Community Covenant Actions. (Resolution #2011-6-R)*
This is a request from staff for approval of proposed actions to be taken that will benefit the families of deployed service members during the time of the service member’s deployment.

COUNCILMEMBER BAYLESS MOVED TO APPROVE RESOLUTOIN #2011-6-R. 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.

COUNCIL REPORTS –

COUNCILMEMBER BAYLESS – Councilmember Bayless reported that she has been contacted by a resident expressing appreciation for the Lindon Heritage Trail, and particularly the State Street under crossing. The resident requested that the City consider signage near the entrance to the under crossing cautioning users to keep to the right of the trail. Mr. Dameron will investigate possible signage.

COUNCILMEMBER FRAMPTON – Councilmember Frampton reported on progress at the Community Center. He discussed coordination of projects with the new Park and Recreation Director, Heath Bateman.

COUNCILMEMBER HATCH – Councilmember Hatch had no items to report.

COUNCILMEMBER WALKER – Councilmember Walker reported that the Scottish Games will not be included in Lindon Days events this year. He also reported on Animal Shelter business, including the \$16,653 annual bill from the shelter, and the increase in the per animal fee from \$43 to \$53.

COUNCILMEMBER CARPENTER – Councilmember Carpenter had not items to report. He invited Chief Cullimore to report on Police Department activities. Chief Cullimore reported that several officers from the department, including Chief Cullimore, recently participated in the Wasatch Back relay race. The team took 34th place overall out of approximately 1400 teams, and won the Public Service division.

Chief Cullimore also reported that a registered sex offender recently moved out of the City. He also scheduled a firearms training event with the Council on July 20th at 6:00 p.m.

2 **ADMINISTRATOR’S REPORT –**

4 Mr. Dameron reported on the following items:

- 6 1. The Council reviewed the Project Tracking List.
- 8 2. An Open House will be held in honor of retiring City Engineer, David Thurgood,
10 on Friday, June 24th from 6-9 p.m. at Somewhere Inn Time.
- 12 3. The Artisan Salon will hold a ribbon cutting for their new business on June 30th at
14 4:00 p.m.
- 16 4. The annual Night Out Against Crime will be held on Tuesday, August 2, 2011.
18 The City Council meeting scheduled for that night will be cancelled.
- 20 5. American Fork City has expressed an interest in purchasing the contained water
stock currently owned by Lindon City. American Fork would assume the debt
service for the water shares.
- 22 6. The City is currently negotiating with a property owner regarding purchase of
property to expand Pheasant Brook Park. Staff will keep the City Council
apprised of the process.

24 Pay vouchers were not approved at this meeting.

26 **ADJOURN –**

28 COUNCILMEMBER CARPENTER MOVED TO ADJOURN THE MEETING
30 AT 10:23 P.M. COUNCILMEMBER WALKER SECONDED THE MOTION. ALL
32 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

34 Approved – July 5, 2011

36 _____
38 Kathryn Moosman, City Recorder

40 _____
42 James A. Dain, Mayor