

2 The Lindon City Council held a regularly scheduled meeting on **Tuesday, November 18,**
4 **2014, beginning with a work session at 6:00 pm** in the Lindon City Center, City
Council Chambers, 100 North State Street, Lindon, Utah.

6 **WORK SESSION** – 6:00 P.M.

8 Conducting: Jeff Acerson, Mayor

10 **PRESENT** **ABSENT**

Jeff Acerson, Mayor

12 Matt Bean, Councilmember

Randi Powell, Councilmember

14 Van Broderick, Councilmember

Jacob Hoyt, Councilmember

16 Carolyn Lundberg, Councilmember

Adam Cowie, City Administrator

18 Kathy Moosman, City Recorder

20 **DISCUSSION ITEM:** Lindon City Council will meet with Public Works Director, Don
Peterson, and Parks & Recreation Director, Heath Bateman, to review past department
22 activities and upcoming projects. No motions will be made as this is for discussion only.

24 Mr. Cowie along with Brian Lloyd representing Don Peterson and the Public
Works Department addressed the Council to review department activities and upcoming
26 projects. Mr. Cowie gave a quick overview of the Public Works Department employees
and their duties. He then presented photos showing sites and projects followed by
28 discussion.

30 Mr. Cowie and Mr. Lloyd then presented the Public Works upcoming projects for
the 2014-15 Budget year followed by discussion:

32 Storm Water Division:

- Enlarge the state detention basin on 1400 west. This will consist of installing a
34 box, adding some 30" piping and cleaning out the existing basin (spring project)

Water Division:

36 Water Line Replacements (JUB Engineers will be drawing these up):

- Geneva Road from Center Street to 200 South - 10" line for 1800 feet
- 200 South west of freeway to 1500 West - 12" line for 1600 feet (spring project)

Secondary Water Projects:

- Maintenance on pumps and discharge piping in the 1200 East pump station

Road Projects:

- Locust Avenue rebuild
- Replace sidewalk on State Street
- Install sidewalk on Main Street at east end of arena

Waste Water Division:

- Install 1,900 feet of conduit and power cable on 200 North from the animal
46 shelter to sewer lift station #5

- Cleaning 18" sewer main on 800 West, the main outfall line

Mayor Acerson thanked Mr. Lloyd for his presentation and valuable information and service to the city.

Heath Bateman, Parks & Recreation Director, was also in attendance to give an update on the Parks & Recreation Department activities and upcoming projects. Mr. Bateman commented that he has a great department and gave a quick overview of the Parks and Recreation Department employees and their duties. He noted he will be covering the aquatics center, the PARC tax and upcoming projects and activities tonight. He noted the Parks Department consists of two full time employees and two seasonal employees (April/May-August). The staff serves approximately 55 acres of developed property comprised of 13 parks, 110 total acres of parks as well as the cemetery, and the Heritage Trail. Mr. Bateman then presented his prepared slideshow followed by discussion as follows:

New Parks Developments:

- Completion of the Sod at Lindon View Park. 2.3 Acres
- Addition of New Walking Trail at Fryer Park

The Parks Department has 2 main goals for 2014:

- (1) Improvements at Meadows Park (\$50,000)
 - Installation of a new 30’x45’ Pavilion at Meadows Park
- (2) Improvements at Fryer Park (\$50,000)
 - Installation of a new playground at Fryer Park

Parks Needs:

- New Garbage Cans – City Wide \$438 each
- Preservation and care of the new pavilions wood structures
- New picnic tables at Main Park \$607 each (12)
- Slide at Creekside Park
- New Playground City Park

Still needed amenities priority list:

- Water Tank Park – Water Fountain
- Citizenship Park – 576 sq./ft. Pavilion (Gazebo)
- City Center Park – New Playground, Restroom concessions stand upgrade, arena bleachers, Baseball scoreboard.
- Creekside Park New Play Structure, drinking fountain
- Meadow Park – Pavilion, restroom, walking path, sports court.
- Hollow Park Tennis Court with lights, Sand volleyball area, lighted trail.
- Fryer Park – Playground, Tennis/Basketball Court, 1 large pavilion, 1 small pavilion, 6 picnic tables on pads, water fountain.
- Pheasant Brook Park – Tennis Court with lights, 2 ball fields, Concessions stand, tot lot playground, Sand volleyball pit.
- Lindon View Park - Picnic tables, Playground, exercise equip.

2 Mr. Bateman then referenced the Senior Center Programs. He noted the average
lunch attendance at the Senior Center is around 25 People. He also reported that the Utah
4 County Community Development Block Grant program has granted up to \$19,987.00 for
the Lindon Senior Center Computer Lab Project in the 2014 funding cycle. He noted these
6 funds are provided by the U.S. Department of Housing and Urban Development's (HUD)
Community Development Block Grant (CDBG) program to Utah County, which is
8 contracted with Mountainland Association of Governments to administer the local grant
program. The funds do not have to be repaid, except in the event that a future HUD
10 monitoring visit finds non-compliance in any part of the grant process and subsequently
requires a portion or all of the grand funds be returned. Mr. Bateman also reported on
12 other Community Center updates as follows:

14 Current Groups using the Community Center:

- TOPS (Take Off Pounds Sensibly)
- 16 • Basting Buddies
- Utah Valley Quilt Guild
- 18 • Daughters of the Utah Pioneers Lindon Camp
- Daughters of the Utah Pioneers Curly Springs
- 20 • Utah Valley Skyline Choir

22 Mr. Bateman then covered the current Recreation classes and programs and yearly
special events including the Easter Egg Hunt, Christmas Tree Lighting Ceremony,
24 Volunteer Appreciation Banquet and the Hallows Eve Carnival. He also covered the
Recreation Sports Programs and gave the 2014 enrollment numbers as follows:

- Soccer –783 (2013 =704; 2012 = 646)
- 28 •Basketball –233 (2013 = 196; 2011-12 =141)
- 30 •Baseball –171 (2013 = 187; 2012 = 174)

32 Mr. Bateman then discussed the Aquatics Center stating there was 51,039 visits in
34 2014 (down 5,460), and there was \$22,030 brought in by the flow rider in 2014 with
2,203 riders (down 894). He also gave updates as follows:

36 Aquatics Center Needs:

- Re-stain wood
- 38 • Huck hideout
- Paint poles
- 40 • New Awnings
- Resurface the Pirate Ship
- 42 • New Rope for Bridge
- Cement Repairs
- 44 • Stairs Replacements
- Re-grout the Hot Tub
- 46 • Tile Cracks

- 2 • Fix Waterfall concrete
- Fix Jet Covers Lazy River
- 4 • Reattach wood siding
- Eyewash station replace (2)
- 6 • 2 Boilers repaired/replaced
- Replace UV lamps
- 8 • Chlorine lines replaced
- Re-stain wood
- 10 • Huck hideout

12 Mr. Bateman then gave an update on the Lindon Days activities and presented
 14 reports followed by some general discussion. Mr. Cowie expressed his appreciation for
 the Public Works Department and the Parks and Recreation Department and for all the
 service and knowledge they bring to the City.

16 Mayor Acerson called for any further comments or discussion from the Council.
 Hearing none he adjourned the work session at 7:05 p.m.

18 **REGULAR SESSION** – 7:00 P.M.

20 Conducting: Jeff Acerson, Mayor
 22 Pledge of Allegiance: Cody Cullimore, Chief of Police
 Invocation: Jeff Acerson

24 **PRESENT** **ABSENT**

26 Jeff Acerson, Mayor
 Randi Powell, Councilmember
 28 Matt Bean, Councilmember
 Van Broderick, Councilmember
 30 Jacob Hoyt, Councilmember
 Carolyn Lundberg, Councilmember
 32 Adam Cowie, City Administrator
 Cody Cullimore, Chief of Police
 34 Kathy Moosman, City Recorder

- 36 1. **Call to Order/Roll Call** – The meeting was called to order at 7:15 p.m.
- 38 2. **Presentations/Announcements** –
- 40 a) **Mayor/Council Comments** – There were no announcements at this time.
- 42 3. **Approval of Minutes** – The minutes of the regular meeting of the City Council of
 44 November 5, 2014 were reviewed and the work session minutes from August 26,
 2014 were reviewed.

46 COUNCILMEMBER LUNDBERG MOVED TO APPROVE THE MINUTES
 OF THE REGULAR MEETING OF NOVEMBER 5, 2014 AS AMENDED.

2 COUNCILMEMBER BRODERICK SECONDED THE MOTION. THE VOTE WAS
RECORDED AS FOLLOWS:

4 COUNCILMEMBER BEAN AYE
COUNCILMEMBER POWELL AYE
6 COUNCILMEMBER BRODERICK AYE
COUNCILMEMBER HOYT AYE
8 COUNCILMEMBER LUNDBERG AYE
THE MOTION CARRIED UNANIMOUSLY.

10

COUNCILMEMBER HOYT MOVED TO APPROVE THE MINUTES OF THE
12 WORK SESSION MEETING OF AUGUST 26, 2014 AS WRITTEN.

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

COUNCILMEMBER BEAN AYE
16 COUNCILMEMBER POWELL AYE
COUNCILMEMBER BRODERICK AYE
18 COUNCILMEMBER HOYT AYE
COUNCILMEMBER LUNDBERG AYE
20 THE MOTION CARRIED UNANIMOUSLY.

22

4. **Consent Agenda** – No items.

24

5. **Open Session for Public Comment** – Mayor Acerson called for any public
comment not listed as an agenda item. Val Killian, Lindon resident, addressed the
26 Council at this time. Mr. Killian inquired if he could comment on an item the
Council will be discussing in the closed session that is an agenda item. He noted
28 that he does understand that would be a variation to the rule. Mayor Acerson
stated that this body will be the body that will hear any appeal from the decision
30 made by the Planning Commission at their last meeting and it would be in the best
interest of the Council, as well as those wanting to appeal the decision, to do it in
32 a session where the topic is noticed. Mr. Cowie added that we are unable to
disclose or discuss anything in a closed session, otherwise that information is
34 subject to public record. Mayor Acerson confirmed, per legal counsel, that is
what is recommended and such counsel will be taken at this time.

36

CURRENT BUSINESS

38

6. **Continued Item: Review & Action** – *Waste Disposal Contract Addendum and
40 Service Extension with Republic Services.* This item was continued from the
October 7, 2014 meeting. Reece DeMille, with Republic Services, requests
42 approval of a 3-year extension to the current waste disposal contract (residential
garbage & recycling) which expires June 30, 2015. The current contract
44 contemplates extensions that may be granted upon approval of both parties. An
addendum to the current contract has been prepared to clarify price increase
46 limitations and other minor issues as part of the requested extension which will
run through June 30, 2018.

2 COUNCILMEMBER BEAN AYE
COUNCILMEMBER BRODERICK AYE
4 COUNCILMEMBER HOYT AYE
COUNCILMEMBER LUNDBERG AYE
6 THE MOTION CARRIED UNANIMOUSLY.

8 7. **Review & Action** – *Little Miss Lindon: Parade Float Funding*. Representatives
from the Little Miss Lindon organization will present to the Council a request for
10 increased funding for the Lindon City parade float used by little Miss Lindon
royalty. For the 2014-2015 fiscal year the City has budgeted \$750 for parade
12 float expenses and \$5,000 for Little Miss Lindon pageant and program funding.

14 Mr. Cowie led the discussion by stating representatives from the Little Miss
Lindon organization are in attendance to present to the Council their request for increased
16 funding for the Lindon City parade float used by little Miss Lindon royalty. He noted for
the 2014-2015 fiscal year the City has budgeted \$750 for parade float expenses and
18 \$5,000 for the Little Miss Lindon pageant and program funding.

Mr. Cowie then gave some background stating Lindon City has historically
20 funded the Little Miss Lindon program by providing \$5,000 towards the program and
pageant expenses, and an additional \$5,000 towards the parade float funding. The float is
22 only used by Little Miss Lindon royalty. He noted that due to budgetary constraints in
July 2014 the City Council reduced the float funding to \$750 with the idea that he float
24 could be maintained and operated, but would not need to be fully re-built each year. He
also mentioned that many other budget reductions were also made to other programs and
26 services offered through the city.

Mr. Cowie commented that representatives from the Little Miss Lindon
28 organization appeared at a recent budget amendment public hearing to request additional
funding be added back to the parade float budget and at that time the Council asked for
30 additional information on how much is needed to annually reconstruct the float, and what
standard is expected for floats from year-to-year. He noted that the Little Miss Lindon
32 representatives have provided information and will explain their proposals for funding to
the City Council. Mr. Cowie stated if the Council amends the funding level for the float,
34 staff will present the formal budgetary adjustments during the next budget amendment
hearing. Mr. Cowie then turned the time over to the representatives of the Little Miss
36 Lindon program who presented their proposal for funding. There was then some general
discussion regarding the proposal. Following some additional discussion the Council was
38 in agreement to increase the funding for the Lindon City parade float used by little Miss
Lindon royalty.

Mr. Cowie confirmed that the budget will need to be adjusted as the funds will be
40 from the general fund but can be offset in some other ways with the PARC tax. Mayor
Acerson commented that with this action the focus will be on the Royalty and their
42 service and will not require so much time and energy spent on the float.

44 Mayor Acerson called for any further comments or questions from the Council.
Hearing none he called for a motion.
46

2 COUNCILMEMBER POWELL MOVED TO APPROVE THE FUNDING
3 REQUEST FOR THE PARADE FLOAT IN THE AMOUNT OF \$10,000 FOR FISCAL
4 YEAR 2014-15, AND RECOMMEND THE CHANGE BE AMENDED AT THE NEXT
5 AVAILABLE BUDGET HEARING WITH THE CONDITION THAT THIS BE A
6 SUSTAINABLE FLOAT FOR UP TO THREE YEARS. COUNCILMEMBER
7 LUNDBERG SECONDED THE MOTION. THE VOTE WAS RECORDED AS
8 FOLLOWS:

COUNCILMEMBER POWELL AYE

10 COUNCILMEMBER BEAN AYE

COUNCILMEMBER BRODERICK AYE

12 COUNCILMEMBER HOYT AYE

COUNCILMEMBER LUNDBERG AYE

14 THE MOTION CARRIED UNANIMOUSLY.

- 16 8. **Public Hearing** – *Fee Schedule Change: Community Center Rental Rates for*
17 *Commercial Uses (Resolution #2014-14-R)*. At the request of the Mayor and
18 Council, the Parks & Recreation Director, Heath Bateman, is presenting changes
19 to the fee schedule to allow commercial activities & rentals in the Community
20 Center. Proposed changes are outlined in Resolution #2014-14-R.

22 COUNCILMEMBER BEAN MOVED TO OPEN THE PUBLIC HEARING.
23 COUNCILMEMBER BRODERICK SECONDED THE MOTION. ALL PRESENT
24 VOTED IN FAVOR. THE MOTION CARRIED.

26 Heath Bateman was in attendance to address the Council at this time regarding
27 changes to the fee schedule to allow commercial activities & rentals in the Community
28 Center. Mr. Cowie referenced the Resolution and materials provided by Mr. Bateman.
29 He noted that based on past direction from the Council, Mr. Bateman has provided
30 recommended rates for commercial rentals at the Lindon City Community Center. He
31 added that the Council previously requested information on how much it costs to operate
32 the Community Center per day/hour. He explained that for hours that the center is
33 typically open staff estimates it costs the city a minimum of about \$48 per hour to open
34 the community center, plus programming costs. He noted that whether fees are adjusted
35 to fully cover costs is up to the Council's direction, and any increase in rates for
36 commercial uses will help to offset the operating costs.

37 Mr. Bateman addressed the Council at this time and referenced the proposed fee
38 schedule. He noted that he added \$10 per rental category and 20% off for non-profit. He
39 stated that he feels at these rates he didn't put in a daily ceiling for rental cost like a \$300
40 limit per day as he thinks this rental rate is fair and it will be tough to find multiple days
41 in a row that a person can rent the Gym or CCA without displacing other programs (the
42 exception might be in the summertime) but it still would be hard. There was then some
43 general discussion regarding this issue.

44 Mayor Acerson called for any public comments. Hearing none he called for a
45 motion to close the public hearing.
46

2 A resident in attendance asked if there would there be guidelines in place as to the
4 type of operations that could take place at the Center. Mr. Bateman stated they are under
6 certain obligations and standards from the LDS Church, per the agreement, as to what
8 events can take place at the Community Center. He noted there will be general outlines
and guidelines in place for commercial use at the Community Center and will be
consistent with the agreement in place.

10 COUNCILMEMBER POWELL MOVED TO CLOSE THE PUBLIC HEARING.
12 COUNCILMEMBER LUNDBERG SECONDED THE MOTION. ALL PRESENT
14 VOTED IN FAVOR. THE MOTION CARRIED.

16 Mayor Acerson called for any further comments or questions from the Council.
18 Hearing none he called for a motion.

20 COUNCILMEMBER BRODERICK MOVED TO APPROVE RESOLUTION
22 #2014-14-R OUTLINING THE UPDATED FEES FOR COMMERCIAL RENTAL
24 RATES AT THE LINDON CITY COMMUNITY CENTER WITH THE CONDITION
26 OF ADDING THE TERMS OF HAVING THE BUILDING AS PART OF A
COMMERCIAL RENTAL. COUNCILMEMBER HOYT SECONDED THE MOTION.
THE VOTE WAS RECORDED AS FOLLOWS:

28 COUNCILMEMBER POWELL AYE
COUNCILMEMBER BEAN AYE
30 COUNCILMEMBER BRODERICK AYE
32 COUNCILMEMBER HOYT AYE
COUNCILMEMBER LUNDBERG AYE
THE MOTION CARRIED UNANIMOUSLY.

- 34 9. **Discussion Item – Closed Session to Discuss Pending or Reasonably**
36 **Imminent Litigation per UCA 52-4-205.** The City Council will enter into a
38 closed executive session to discuss pending or reasonable imminent litigation per
UCA 52-4-205. This session is closed to the general public.

40 COUNCILMEMBER HOYT MOVED TO RECESS INTO A CLOSED
42 EXECUTIVE SESSION TO DISCUSS PENDING OR REASONABLE IMMINENT
LITIGATION AT 8:05 P.M. COUNCILMEMBER LUNDBERG SECONDED THE
MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

44 COUNCILMEMBER BRODERICK MOVED TO CLOSE THE EXECUTIVE
46 SESSION AND RE-ENTER THE CITY COUNCIL MEETING AT 9:25 P.M.
48 COUNCILMEMBER POWELL SECONDED THE MOTION. ALL PRESENT
VOTED IN FAVOR. THE MOTION CARRIED.

44 10. **COUNCIL REPORTS:**

46 **Councilmember Powell** – Councilmember Powell gave an update on names for the
48 Community Center Advisory Board. She then presented the names of Jenni Allred
Anderson (801-836-7727) and Steven Barsh (801-224-5350) for approval. The Council

2 was in agreement to approve Ms. Anderson and Mr. Barsh. Mr. Cowie noted they will
take official action at the next meeting. Councilmember Powell stated that both
4 candidates are eager and willing to serve. Councilmember Powell also mentioned that
the power plant had a very loud blow-off early Saturday morning. Chief Cullimore stated
6 that Don Peterson had been notified of the blow-off and stated that he has not heard of
any complaints. He noted that the Everbridge program would be an effective way to
8 notify residents that this will be happening. Councilmember Powell also mentioned the
“Gala” that never happened and asked for an update. Chief Cullimore stated that he will
10 contact the promoter (Frank Anderson) again and get back to the Council with an update
on that issue.

12 **Councilmember Bean** – Councilmember Bean had nothing to report at this time.

14 **Chief Cullimore** – Chief Cullimore reported that he put out a Facebook post reminding
16 residents of winter parking hours for snow removal and they may be red-tagging vehicles.
He also mentioned that the Everbridge program was approved several weeks ago by the
18 Council and noted that 4 or 5 other cities in the county have also purchased the program
including the county which should drop the costs and result in a cost reduction to the city
20 next year. He noted they will be rolling out the training tomorrow on Everbridge. Chief
Cullimore also reported that the Lindon Drill Down for Safety program has been selected
22 for recognition for our community concept and the success of the program and was
presented at the International Association of Emergency Managers Conference in Texas
24 which is quite an honor. Chief Cullimore thanked the Council for all their support each
year with the drill.

26 **Councilmember Hoyt** – Councilmember Hoyt reported on the upcoming Tree Lighting
28 Ceremony hosted by the Historical Preservation Commission to be held at the
Community Center on December 1st at 6:30 pm. He noted the Police department will be
30 providing hot chocolate and the Little Miss Lindon Royalty will be handing out candy
canes.

32 **Councilmember Broderick** – Councilmember Broderick gave some information from
34 Provo River Water users association meeting noting they received the assessment for the
year and the city has a credit due to an accounting error.

36 **Councilmember Lundberg** – Councilmember Lundberg had nothing to report at this
38 time.

40 **Mayor Acerson** – Mayor Acerson reported that a security business (ADT) is closing and
questioned if there are any concerns. Chief Cullimore stated that he will monitor the
42 situation and let them know the police department is available if needed. Mayor Acerson
inquired when UDOT will be taking possession of 700 north. Mr. Cowie stated they will
44 vote on it December 5th. He noted they believe they will be rebuilding the roadway as
soon as possible. Mayor Acerson reported that Walmart currently does not have a
46 manager and he will be notified when new manager is in place. He noted when following
up on the Thanksgiving grant they indicated the grant was prepared by the previous

2 manager but he was reassured that the grant money will still come in. Mayor Acerson
4 mentioned that John Williams wants to expand on his building (Intermountain Precision
6 Casting) and asked Mr. Cowie to help facilitate some options with this issue. Mr. Cowie
8 stated that he will check with the Planning Department and get back to him.

6
Administrator's Report:

8 Mr. Cowie reported on the following items followed by discussion.

10 **Misc. Updates:**

- 12 • November City newsletter
- 12 • Land Use Project Tracking List
- 12 • Ivory Homes development
 - 14 ○ Task Force Meeting (DRC) – Thursday, November 20th at 1:00pm
 - 14 ○ Joint PC/CC plan review meeting: Tuesday, December 9th, 6-8pm
 - 16 ○ Amenities desired
- 16 • Fire/EMS call report
- 18 • Center Street lift station project on hold with new information: Ivory Homes participation.
- 20 • Employee compensation study – progress report
- 22 • 60 North cell tower – lease extension request from AT&T (see attached memo from Kristen)
- 24 • Please turn in annual conflict of interest disclosure statements
- 24 • Utah Transportation coalition – Road funding initiative.
- 26 • Legislative Policy Committee meetings – ULCT email updates
- 26 • Request from PG Mayor Daniels for joint Lindon/PG coordination meetings
- 28 • 700 North CDA – Alpine SD Board meeting
- 28 • Misc. Items

30 **Upcoming Meetings & Events:**

- 32 • Newsletter Assignment: Mayor Acerson - January newsletter article. *Due by last week in December.*
- 34 • November 18th – 6:00 pm work session. Annual Department reviews with Public Works and Parks Department
- 36 • November 20th – Ivory Homes Task Force meeting. Community Development conference room 1-3 pm. Mayor Acerson, Councilmember Bean and Councilmember Lundberg will attend
- 38 • November 27th – Community Thanksgiving Dinner at Community Center
- 40 • December 1st – Tree Lighting Ceremony at Community Center
- 42 • December 8th at Noon (special Monday meeting) – Engineering Coordination meeting at Public Works. Mayor Acerson and Councilmember Broderick will attend
- 44 • December 9th – Joint PC/CC work session with Ivory Homes, 6-8pm

46 **Future items:**

- 46 • Employee Policy Manual updates
- Performance evaluations, compensation, and benefit studies

2 Mayor Acerson called for any further comments or discussion from the Council.
Hearing none he called for a motion to adjourn.

4 **Adjourn** –

6 COUNCILMEMBER BRODERICK MOVED TO ADJOURN THE MEETING
8 AT 10:15 PM. COUNCILMEMBER POWELL SECONDED THE MOTION. ALL
PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

10 Approved – December 16, 2014

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14 _____
Kathryn Moosman, City Recorder

16
18 _____
Jeff Acerson, Mayor