

2 The Lindon City Council held a regularly schedule meeting on **Tuesday, June 19, 2012**  
3 **beginning at 7:00 p.m.** in the Lindon City Center, City Council Chambers, 100 North  
4 State Street, Lindon, Utah.

6 **REGULAR SESSION** – 7:00 p.m.

7 Conducting: James A. Dain, Mayor  
8 Pledge of Allegiance: Cody Cullimore, Chief of Police  
9 Invocation: Matt Bean, Councilmember

10 **PRESENT**

**ABSENT**

11 James A. Dain, Mayor  
12 Mark L. Walker, Councilmember  
13 Bret Frampton, Councilmember  
14 Matt Bean, Councilmember  
15 Randi Powell, Councilmember  
16 Jeff Acerson, Councilmember  
17 Ott H. Dameron, City Administrator  
18 Adam Cowie, Planning Director  
19 Cody Cullimore, Chief of Police  
20 Kristin Colson, Finance Director  
21 Kathryn Moosman, City Recorder

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

23 **MINUTES** – The minutes of the regular meeting of the City Council of June 5, 2012  
24 were reviewed.

25  
26 COUNCILMEMBER ACERSON MOVED TO APPROVE THE MINUTES OF  
27 THE MEETING OF JUNE 5, 2012 AS AMENDED OR CORRECTED.  
28 COUNCILMEMBER FRAMPTON SECONDED THE MOTION. THE VOTE WAS  
29 RECORDED AS FOLLOWS:

30 COUNCILMEMBER WALKER AYE  
31 COUNCILMEMBER FRAMPTON AYE  
32 COUNCILMEMBER BEAN AYE  
33 COUNCILMEMBER POWELL AYE  
34 COUNCILMEMBER ACERSON AYE  
35 THE MOTION CARRIED UNANIMOUSLY.

36 **OPEN SESSION** – Citizen Comments.

37 Mayor Dain called for any public comment. There were no public comments.

38 **MAYOR’S COMMENTS/REPORT** – Mayor Dain had nothing to report.

39 **CONSENT AGENDA** –

No items.

**CURRENT BUSINESS** –

**1. Preliminary Plat – *Lindon Treasury Residential Subdivision, Plat “B”.***

This is a request by Millhaven Construction for approval of the preliminary plat of the Lindon Treasury Residential Subdivision, Plat “B”, 3 lots, in the R1-20 zone at 70 West 200 South. The Planning Commission recommended approval with no conditions.

Adam Cowie, Planning Director, opened the discussion by explaining this is a request by Jeremy Ackley with Millhaven Construction for approval of a 3 lot minor residential subdivision. The proposed subdivision will be entitled Lindon Treasury, Plat B and located in the R1-20 zone. Mr. Cowie went on to say that currently, the subject area consists of two parcels located along 200 South and 70 West in Lindon. Mr. Cowie noted the applicant is proposing to subdivide these parcels into three residential lots. He then showed photos of the proposed site.

Mr. Cowie further explained the proposed lots meet the 20,000 sq/ft minimum lot size for the zone and the minimal lot width of 100’ as required by city code. Additionally, the applicant will be installing the required improvements per city code (curb, gutter, sidewalk, fire hydrant, etc.). Mr. Cowie stated that staff feels that this application is straight forward and they have no concerns at this time. He added that the Planning Commission recommended approval with no conditions.

Mayor Dain called for any discussion or questions from the council. Hearing none he called for a motion.

COUNCILMEMBER FRAMPTON MOVED TO APPROVE THE PRELIMINARY PLAT FOR LINDON TREASURY RESIDENTIAL SUBDIVISION PLAT B. COUNCILMEMBER POWELL SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER WALKER	AYE
COUNCILMEMBER FRAMPTON	AYE
COUNCILMEMBER BEAN	AYE
COUNCILMEMBER POWELL	AYE
COUNCILMEMBER ACERSON	AYE

THE MOTION CARRIED UNANIMOUSLY.

**2. Public Hearing – *Ordinance Amendment – Standard Land Use Table,***

*LCC Appendix A. (Ordinance #2012-10-O).* This is a request by staff to amend the Standard Land Use Table located in the Lindon City Code, Appendix A, to provide the necessary additions for the recently created zones within the City and show the permitted uses (CG-A8, CG-A). The Planning Commission recommended approval with no changes.

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

4  
6 Adam Cowie, Planning Director, opened the discussion by explaining this is a city  
initiated request for an ordinance amendment to LCC Appendix A, "Standard Land Use  
8 "Standard Land Use Table" and also address the recently created zones within the City  
and the permitted land uses (CG-A8 and CG-A). Mr. Cowie added that the Planning  
10 Commission recommended approval of the change, which will allow Used Auto Sales as  
a permitted use in the CG-A and CG-A8 zones. Mr. Cowie then referenced the proposed  
12 ordinance change.

14 Mr. Cowie added this is a change to follow up from what was approved at the last  
meeting. Mr. Cowie then showed the zone map with changes on the screen. Based on  
the areas and what staff is proposing to add in the listing for used cars sales as a use that  
16 is allowed in the CG-A and CG-A8 zones. There was then some discussion on the  
different areas. Councilmember Powell voiced her concerns that she thought just the CG-  
18 A was approved at the last meeting. Mayor Dain noted that he can understand  
Councilmember Powell's concerns but feels this will be alright as it gives the option of  
20 having other big car sales dealerships coming in. Councilmember Powell noted that she  
feels it may have been represented to the public a little different, and the public that was  
22 here at the last public meeting may feel that it changed from last meeting.  
Councilmember Acerson pointed out that it is open either way, and this will provide an  
24 opportunity if a dealership wants to come in, and timing is an issue. Mayor Dain  
commented that there are not a lot of little parcels out there. Councilmember Walker  
26 stated that it is not like the door to State Street is being thrown wide open.

28 Councilmember Bean stated that he doesn't remember specifically talking about  
not having used cars along the freeway and added that sometimes a new car dealership  
wants a used car portion so they can keep some liquidity going. Councilmember Powell  
30 voiced her concerns that used cars on 700 North at the Pleasant Grove exit will preclude  
other businesses from coming in, but added on the freeway interchange it makes sense.  
32 Councilmember Frampton noted he likes the look of Henry Clay Motors on State Street  
and asked if the same standards will apply to the new zones. Mr. Cowie replied that the  
34 building design standards will apply. Councilmember Powell stated she is not opposed  
but wanted to have some dialogue regarding this issue.

36 Mayor Dain called for any public comment. Hearing none he called for a motion  
to close the public hearing.

38  
40 COUNCILMEMBER POWELL MOVED TO CLOSE THE PUBLIC HEARING.  
COUNCILMEMBER ACERSON SECONDED THE MOTION. ALL PRESENT  
VOTED IN FAVOR. THE MOTION CARRIED.

42  
44 Mayor Dain called for any further discussion from the Council. Hearing none he  
called for a motion.

46 COUNCILMEMBER WALKER MOVED TO APPROVE ORDINANCE

2 # 2012-10-O AMENDING THE STANDARD LAND USE TABLE LCC APPENDIX A.  
3 COUNCILMEMBER FRAMPTON SECONDED THE MOTION. THE VOTE WAS  
4 RECORDED AS FOLLOWS:

4 COUNCILMEMBER WALKER AYE  
5 COUNCILMEMBER FRAMPTON AYE  
6 COUNCILMEMBER BEAN AYE  
7 COUNCILMEMBER POWELL AYE  
8 COUNCILMEMBER ACERSON AYE  
9 THE MOTION CARRIED UNANIMOUSLY.

- 10  
11 3. **Public Hearing** – *Final Budget for Fiscal Year 2012-2013. Resolution #2012-*  
12 *10-R*). The City Council will hear public comment concerning the final city  
13 budget for fiscal year 2012/2013, including the allocation of revenue from the  
14 water, sewer, storm water, and other enterprise funds to the general fund. The  
15 Tentative Budget was presented on May 1, 2012. The budget committee met  
16 to discuss the issues, and the full City Council held a work session on May 15,  
17 2012. A public hearing was held on June 5, 2012 for the Proposed Budget.  
18 Tonight, the City Council will act to approve the final budget for fiscal year  
19 2012/2013, amend the budget for fiscal year 2011/2012, set the certified  
20 property tax rate for 2012/2013, approve an agreement for services between  
21 the RDA and the City, adopt the city-wide fee schedule and compensation  
22 programs for elected and appointed officials and employees.

23  
24 COUNCILMEMBER ACERSON MOVED TO OPEN THE PUBLIC  
25 HEARING. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. ALL  
26 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

27  
28 Mr. Dameron explained this is the final budget public hearing for the 2012-2013  
29 fiscal year. He further explained that the tentative budget was presented to the City  
30 Council on May 1, 2012 as part of the evaluation process. He further explained as part of  
31 the evaluation process, the budget committee met to discuss issues related to the budget.  
32 He further noted that a public hearing was held on June 5, 2012 for the proposed budget.  
33 The action taken tonight by the City Council will act to approve the final budget, amend  
34 the budget for fiscal year 2011-2012, and set the certified property tax rate for 2012-2013  
35 and approve an agreement for services between the RDA and the City for services and  
36 adopt the city wide fee schedule and compensation programs for elected and appointed  
37 officials and employees. This is a balanced budget with no proposed tax increases. Mr.  
38 Dameron then turned the time over to Finance Director, Kristen Colson.

39  
40 Kristen Colson, Finance Director, approached the Council. Mrs. Colson began  
41 her final budget presentation by stating the city wide budget is 18.5 million dollars, which  
42 includes transfers between funds. Ms. Colson further discussed that the philosophy in  
43 putting the budget together was to curtail as many expenditures as possible, while still  
44 striving to maintain the levels of service that Lindon is known for. She then referenced  
the various funds, pointing out the general fund is largest fund (approximately 9 million  
dollars). Ms. Colson also referenced the overall total revenues throughout the city come

in at 13.5 million dollars, which does not account for transfers or fund balance revenues from previous years.

Ms. Colson then discussed the utility charges which includes water, sewer, stormwater and garbage, which is the largest portion of revenue, with the tax being separate. Ms. Colson stated the city is looking at 2.8 million in sales tax revenue next year. Mayor Dain asked what the projected sales tax revenue was for this year. Ms. Colson replied the projected for this year was 2.7 million, which was a conservative estimate. Mayor Dain pointed out that it is important to understand that the city is not anticipating a huge budget increase in sales tax; in all likelihood the hope is to get what we had for this year. Mr. Dameron noted that the highest sales tax revenue was in 2006/2007 and was 3.2 million dollars. Mr. Dameron stated that these numbers are good news and shows that the economy is healing. Councilmember Acerson noted that hopefully this is symbolic of the rest of the state and country.

Ms. Colson then discussed city wide expenditures by object without inter fund transfers. She noted the total is 16.2 million dollars, of which 25% is personnel, over 50% is operations, and 16% is capital. Ms. Colson stated with operations we are still trying to maintain our levels of service and with capital expenditures trying to do what improvements we can to maintain our service levels.

Ms. Colson then discussed the city wide expenditures by fund which does include transfers of which the general fund is about half. The 2012-2013 general funds final budget increased by \$768,000 over the 2011-12 amended budget. She then referenced the items that attributed to those increases and also noted some of the items were funded by grants. Councilmember Walker inquired what the debt service entails and if it will continue to go up. Ms. Colson replied it is the Hogan fund bond for the aquatics center (3 more years) and noted it will be a stable payment. Ms. Colson asked if there were any further questions on the budget in general before moving on to the budget issue items. There were no further questions.

Ms. Colson then presented the specific final budget issues for the 2012-2013 fiscal year for discussion and review by the Council as follows:

**Budget Issue #1 - Should Lindon City increase water sewer and stormwater utility rates?**

Ms. Colson stated the City Engineer has reviewed the water and storm water utility rates in the recent past and recommended that this rate be increased annually using the Consumer Price Index in order to cover the rising costs associated with operating and maintaining those systems. The April 2011 CPI increase is 2.3%. The City Engineer completed a review of the sewer utility rates as part of the sewer bond process. The analysis concluded that Lindon City should increase sewer rates in order to cover the bond payments. The recommended increase for 2012-2013 is 12%. The approximate impact on an average resident's utility bill would be \$4.32 total per month. She added these changes are reflected in the budget and the revised fee schedule. Mayor Dain noted it seems like good practice to go with the cost of living each year.

Mayor Dain called for any public input. There was no public comment. He then called for further comments or discussion from the Council on Budget Issue #1. Hearing none he called for a motion.

COUNCILMEMBER FRAMPTON MOVED TO APPROVE BUDGET ISSUE #1 WITH A 2.3% CPI INCREASE IN WATER AND STORMWATER RATES, AND A 12% INCREASE TO SEWER UTILITY RATES. COUNCILMEMBER POWELL SECONDED THE MOTION WITH CORRECTIONS. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER WALKER	AYE
COUNCILMEMBER FRAMPTON	AYE
COUNCILMEMBER BEAN	AYE
COUNCILMEMBER POWELL	AYE
COUNCILMEMBER ACERSON	AYE

THE MOTION CARRIED UNANIMOUSLY.

### **Budget Issue #2 - Should Lindon City increase Garbage and Recycling rates?**

Ms. Colson stated that Allied Waste Services is requesting a Consumer Price Index (CPI) increase of 3.0% on the garbage and recycling collection services for Lindon City. This rate was last adjusted in March 2010. She noted that their fuel surcharge is re-evaluated monthly. The changes in the CPI include the increasing costs of fuel. Ms. Colson noted approval of a 3.0% increase would mean approving a fuel increase twice. Ms. Colson added the City may want to consider a partial increase in recognition of other costs that have increased, such as payroll and vehicle maintenance.

Gordon Raymond, representative from Allied Waste, was present to address the Council. He thanked the Mayor and Council for their support and noted Allied Waste appreciates doing business in Lindon. Mr. Raymond noted the main reason for the proposed increase is because they did not receive any increase last year. He added that the fuel portion is accounted for in the fuel surcharge. Mr. Raymond stated that after doing a comparison from past years he felt that the 3.0 % increase was a fair request.

Ms. Colson recommended a 1.5% CPI increase. She also noted that residents will not see the increase as it will be absorbed in the fund balance. Ms. Colson also recommended that the rate be analyzed in the next year to make sure we are not overestimating on some of the variables. Mayor Dain agreed that it is a good idea to analyze the rate next year. There was then some discussion on what CPI increase to approve. Councilmember Frampton liked the fact that the small fee would not affect the public. Councilmember Walker agreed that the 1.5% increase is a good middle ground to go on. Mr. Raymond stated that he will not walk out mad if the 1.5% increase is approved and he defended why they requested the 3.0% increase. Councilmember Walker suggested that future CPI increase requests from Allied Waste be submitted at an earlier date for the Council to have more time for discussion. Councilmember Powell asked what impact a 3.0% increase would have on the citizens. Ms. Colson replied it would mainly affect the recycle collection because there is no tipping fee. Mayor Dain observed that the message heard tonight is to look toward next year at the rate structure. He added that the line was held this year but there may be a quarter or fifty cent increase next year.

Mayor Dain then called for any public input. There was no public comment. He called for further comments or discussion from the Council on budget issue #2. Hearing none he called for a motion.

COUNCILMEMBER WALKER MOVED TO APPROVE BUDGET ISSUE #2  
2 AT 1.5% WITH THE CITY ABSORBING THE COST WITH NO INCREASE PASSED  
ON TO THE CITIZENS. COUNCILMEMBER FRAMPTON SECONDED THE  
4 MOTION WITH CORRECTIONS. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER WALKER AYE  
6 COUNCILMEMBER FRAMPTON AYE  
COUNCILMEMBER BEAN AYE  
8 COUNCILMEMBER POWELL AYE  
COUNCILMEMBER ACERSON AYE

10 THE MOTION CARRIED UNANIMOUSLY.

12 **Budget Issue #3 - Should Lindon City continue to fund the insurance benefits for  
city employees?**

14  
Ms. Colson reported Lindon City continues to contract with First West Benefits  
16 Solutions (FWBS) to manage the employee benefits, FWBS bid out the medical  
insurance coverage again this year. Renewal rates for Altius, who currently provides the  
18 medical insurance for the employees, have increased 6.57 %. Premiums through other  
medical insurance providers were anywhere from 20-85%. A meeting was held with the  
20 employees and representatives from Altius. Ms. Colson stated it was recommended to  
stay with Altius and the 6.57% increase because it is more fiscally responsible. Ms.  
22 Colson stated that Lindon City has provided full-time employees a benefit allowance  
equal to the family premiums for the traditional medical plan and the dental plan less the  
24 determined amount for the employee participation. The amount for the employee  
participation changes each year by half of the percentage increase or decrease in the  
26 family medical and dental premiums. This year there is a net increase to the city of  
5.83% so the employee participation will increase 3.05%. She also noted Dental  
28 insurance premiums will increase by 2.5%.

Councilmember Frampton commented that this is not bad compared to other  
30 cities. Mr. Dameron stated that he is very pleased with this bid. Net 6.1 % benefits are  
all the same. Councilmember Acerson asked if there is an option where employees can be  
32 proactive in reducing their premiums by being healthy and staying active like some  
providers will do. Ms. Colson stated the provider does not have that option.  
34 Councilmember Walker noted that a lot of companies now have the option to take  
different deductibles and do we offer that. Ms. Colson noted with Lindon City's  
36 employee base they offer two plans, the traditional PPO plan and the high deductible plan  
with the HSA (Health Saving Account) accounts. Mr. Dameron referenced the requested  
38 information on benefit package from comparable cities. Councilmember Bean stated he  
appreciates the information but asked if Ms. Colson could obtain comparison numbers  
40 from Provo and Orem also. Councilmember Powell expressed her thanks to the  
employees for working with the package that was affordable and with what the city  
42 offered.

Mayor Dain called for any public input. There was no public comment. He called  
44 for further comments or discussion from the Council on budget issue #3. Hearing none  
he called for a motion.

COUNCILMEMBER ACERSON MOVED TO APPROVE BUDGET ISSUE #3,  
LINDON CITY FUNDING OF EMPLOYEE INSURANCE BENEFITS.

COUNCILMEMBER POWELL SECONDED THE MOTION WITH CORRECTIONS.

THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER WALKER AYE

COUNCILMEMBER FRAMPTON AYE

COUNCILMEMBER BEAN AYE

COUNCILMEMBER POWELL AYE

COUNCILMEMBER ACERSON AYE

THE MOTION CARRIED UNANIMOUSLY.

**Budget Issue #4 - Should Lindon City provide employees with a 2.3% Cost of Living Allowance (COLA) increase and provide for a merit step increase in January?**

Ms. Colson noted the Consumer Price Index (CPI) has increased 2.3% from April 2011 to April 2012. She noted that performance evaluations are performed annually in January at which time the merit increase would be available to those who meet a predetermined criteria. Ms. Colson stated that historically, COLA and merit increases have provided consistent buying power for the employees and have kept salaries competitive and employee morale high. Ms. Colson further noted that the city went 3 years without a COLA or merit increase for the employees, and last year provided both increases to the employees.

Mayor Dain called for any public input. There was no public comment. He called for further comments or discussion from the Council on budget issue #4. Hearing none he called for a motion.

COUNCILMEMBER BEAN MOVED TO APPROVE BUDGET ISSUE #4 WITH THE CONDITION THAT THE MERIT PORTION INCREASE BE CONSIDERED IN DECEMBER. COUNCILMEMBER ACERSON SECONDED THE MOTION WITH CORRECTIONS. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER WALKER AYE

COUNCILMEMBER FRAMPTON AYE

COUNCILMEMBER BEAN AYE

COUNCILMEMBER POWELL AYE

COUNCILMEMBER ACERSON AYE

THE MOTION CARRIED UNANIMOUSLY.

**Budget Issue #5 - Should Lindon City fill the full time police officer position and create the new part time position of Community Center Program Coordinator?**

Ms. Colson noted the Chief of Police has requested that a full-time police officer position be filled which has been vacant since the last employee left in 2009. Other officers have provided the necessary coverage through overtime hours. However, this does not provide optimal service and risks employees depending on the income from

overtime hours. In extreme circumstances, officers could overextend themselves which could jeopardize their health and the public's safety.

Ms. Colson also reported the Parks and Recreation Director requested that the new part-time position (non-benefited) of Community Center Program Coordinator be created in order to coordinate classes and activities for the Community Center. The fiscal impact of the full police officer including benefits is \$82,000 and the program coordinator is \$18,000.

Mayor Dain called for any public input. There was no public comment. He called for further comments or discussion from the Council on budget issue #5. Hearing none he called for a motion.

COUNCILMEMBER POWELL MOVED TO APPROVE BUDGET ISSUE #5, STAFFING REQUESTS AS PROPOSED. COUNCILMEMBER ACERSON SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER WALKER	AYE
COUNCILMEMBER FRAMPTON	AYE
COUNCILMEMBER BEAN	AYE
COUNCILMEMBER POWELL	AYE
COUNCILMEMBER ACERSON	AYE

THE MOTION CARRIED UNANIMOUSLY.

Ms. Colson then went over the fee schedule changes. She noted the utility changes have been previously discussed and referenced the handout. She noted changes in existing fees and new fees at the Police Department and also new fees at the Aquatics Center (punch passes) and also at the transfer station. She also mentioned some minor changes in wording on the cemetery and utilities. Ms. Colson also mentioned the certified tax rate. She noted the county sets the tax rate, but the city has the option of choosing a lower number than what the county offers, but have chosen to accept the amount the county recommends, which is revenue neutral and any increase in our revenues will be from growth or appreciation. The county tax rate this year is .002107 which is up from last year.

Mayor Dain asked if there were any public comments. Hearing none he called for a motion to adjourn the City Council meeting and convene the meeting of the Redevelopment Agency.

**Adjourn the meeting of the Lindon City Council and convene the meeting of the Lindon City Redevelopment Agency –**

COUNCILMEMBER WALKER MOVED TO ADJOURN THE MEETING OF THE LINDON CITY COUNCIL AND CONVENE THE MEETING OF THE LINDON CITY REDEVELOPMENT AGENCY AT 8:17 P.M. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

Mayor Dain noted the City Council is now in session. He called for a motion to approve the Final Budget for fiscal year 2012-2013 as discussed.

COUNCILMEMBER FRAMPTON MOVED TO APPROVE RESOLUTION  
#2012-10-R FINAL BUDGET FOR FISCAL YEAR 2012-2013. COUNCILMEMBER  
POWELL SECONDED THE MOTION. THE VOTE WAS RECORDED AS

FOLLOWS:

COUNCILMEMBER WALKER	AYE
COUNCILMEMBER FRAMPTON	AYE
COUNCILMEMBER BEAN	AYE
COUNCILMEMBER POWELL	AYE
COUNCILMEMBER ACERSON	AYE

THE MOTION CARRIED UNANIMOUSLY.

Mr. Dameron and Ms. Colson then thanked the Mayor and Council for their support in approving the final budget. Mayor Dain commented this is how we steer the city and it is great that the council has worked together to get to full agreement, and it is a tribute to who we are as a city. He added the council wouldn't have gotten to this stage without the hard work of Mr. Dameron and Ms. Colson. Mayor Dain complimented Mr. Dameron and Ms. Colson for their work on the budget. Mayor Dain also recognized Mr. Dameron, as this is his last budget process before he retires, and thanked him for his years of service to city. Councilmember Walker and Councilmember Powell noted that they appreciate the budget process and echoed that Mr. Dameron and Ms. Colson did a great job in preparing the budget. Councilmember Frampton expressed his thanks for the two Councilmembers who worked on the budget committee.

Mayor Dain called for any public comments. Hearing none he called for a motion to close the public hearing.

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

- 4. Review and Action – *Cultural Arts and Recreational Enhancement (CARE) Tax.*** This subject was discussed during the budget work session and at the last meeting of June 5, 2012 with the City Council. The City Council asked that time be given to contact constituents regarding any potential action on this issue.

Mayor Dain opened the discussion by stating he sees the CARE tax as an arrow in our quiver where it may need to be used someday. He added that now that we have a balanced budget and things are looking pretty good, but we don't have a specific project to accomplish with the care tax that maybe there will be a time down the road when the time may be better to pull the trigger. Councilmember Acerson commented on the feedback he received was if there was not something specific to designate it towards, there was some resistance or hesitation to move forward with the tax. Councilmember Walker noted he received the same feedback. Mayor Dain suggested that maybe when the economy has healed completely this may be another tool to use to help the city in the future. Councilmember Powell commented that after talking to 11 residents and doing a straw poll, there were 9 yes votes and 2 soft yes votes in favor of the care tax. She noted

2 the residents would want to know where the money would go and what the direction  
3 would be. Mayor Dain commented if the city has to reach out for revenue at some point  
4 in the future to accomplish something, this would be a better way than to go back for  
5 property taxes, and it would also spread it out a little more.

6 Mayor Dain observed that the council likes the thought of the CARE tax but he  
7 feels the council is suggesting holding off for now, and maybe come up with some  
8 specific projects in the next year.

- 9  
10 **5. Review and Action – *Supplemental Agreement with UDOT, Number*  
11 *0404.* Council’s review and approval of the Supplemental Agreement  
12 between Lindon City and UDOT, Number 0404 which allows removal and  
13 placement of catch basins, pipes, and placement of rip rap, box culverts,  
14 manholes, grates, valves, and an irrigation diversion box for the I-15  
15 CORE Project. These improvements are provided at no cost to the city.**

16 Mr. Dameron explained that these two supplemental agreements are for work that  
17 has been completed by UDOT at no cost to the city. The agreements are required to clean  
18 up UDOT files on the I-15 Core Project. Mayor Dain noted some dead spots that are  
19 very visible on the on ramp, (between 800 West and the car dealership) and questioned  
20 who is responsible for that. He noted it all looks very nice except one strip. Mr.  
21 Dameron stated that he will look into the issue. Mr. Dameron suggested utilizing some  
22 RDA money to clean it up.

23 Mayor Dain asked if there were any comments or questions. Hearing none he  
24 called for a motion

25  
26 COUNCILMEMBER FRAMPTON MOVED TO APPROVE THE  
27 SUPPLEMENTAL AGREEMENT WITH UDOT NUMBER 0404.

28 COUNCILMEMBER WALKER SECONDED THE MOTION. THE VOTE WAS  
29 RECORDED AS FOLLOWS:

30 COUNCILMEMBER WALKER AYE

31 COUNCILMEMBER FRAMPTON AYE

32 COUNCILMEMBER BEAN AYE

33 COUNCILMEMBER POWELL AYE

34 COUNCILMEMBER ACERSON AYE

35 THE MOTION CARRIED UNANIMOUSLY.

- 36  
37 **6. Review and Action – *Supplemental Agreement with UDOT, Number 0405.*  
38 This is a request by staff for the City Council’s review and approval of the  
39 Supplemental Agreement between Lindon City and UDOT, Number 0405  
40 which allows for the removal and replacement of a storm drain for the I-15  
41 CORE Project. These improvements are provided at no cost to the city.**

42  
43 Mayor Dain asked if there were any questions or comments. Hearing none he  
44 called for a motion.

COUNCILMEMBER FRAMPTON MOVED TO APPROVE SUPPLEMENTAL  
2 AGREEMENT WITH UDOT NUMBER 0405. COUNCILMEMBER WALKER  
3 SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

4 COUNCILMEMBER WALKER AYE  
5 COUNCILMEMBER FRAMPTON AYE  
6 COUNCILMEMBER BEAN AYE  
7 COUNCILMEMBER POWELL AYE  
8 COUNCILMEMBER ACERSON AYE  
9 THE MOTION CARRIED UNANIMOUSLY

10 **COUNCIL REPORTS** –

11 **COUNCILMEMBER POWELL** – Councilmember Powell reported that the “Trail  
12 Ride” may not happen for Lindon Days this year as they don’t have anyone to run it.  
13 Mayor Dain suggested to Councilmember Powell to contact Curt Jolley to see if he would  
14 be interested in being the chairman over the trail ride as he has done it in past years.  
15 Mayor Dain stated that he will check with some of the members of the “Back Country  
16 Horseman” to see if they would have an interest in participating. Councilmember Powell  
17 added that all of the other details are coming together for Lindon Days. She noted that  
18 they still need the Mayor’s message and the information for “Night out against Crime”  
19 from Chief Cullimore.

20 Councilmember Powell also reported that the Community Center Advisory Board  
21 is working on a mission statement. She asked the Council if they have any ideas on the  
22 mission statement to let her know and she will take it to the meeting. Mayor Dain noted  
23 that he has spoken with Betsy Maughn to serve on the Historic Preservation Commission,  
24 and she is very excited to participate and be involved in community service. He noted  
25 that Adam Cowie has the contact information for Mrs. Maughn. Mayor Dain stated that  
26 formal action needs to be taken. Councilmember Powell will get the contact information  
27 to Tonya Lemone and invite her to the next meeting to formalize it.

28 **COUNCILMEMBER WALKER** – Councilmember Walker discussed the road crossing  
29 by the Orem City Cemetery. He questioned if they are doing an underpass at that  
30 location. Mr. Dameron confirmed Orem City is constructing a pedestrian underpass.  
31 Councilmember Walker reported the budget at the Animal Shelter was approved and  
32 passed. Councilmember Walker also noted that he ran some numbers on sales tax and  
33 from April to April there was an 11.5% increase, which is a good indicator.

34 **CHIEF CULLIMORE** – Chief Cullimore reminded everyone to the City summer  
35 swimming party at the Aquatics Center on June 21<sup>st</sup>. He noted the Police Department  
36 will be cooking dinner. Chief Cullimore stated it was good to be proactive to get the  
37 fireworks restrictions in place early on due to all of the fires in the west and the extremely  
38 dry conditions. Chief Cullimore also noted the Police Department is planning a DUI  
39 checkpoint in July. He also confirmed the rumors that they found a deceased 56 year old  
40 male from Orem in the Home Depot parking lot from an apparent suicide. Chief  
41 Cullimore also reported that there have been a lot of accidents in the month of May, more  
42 that the total of last year due to the freeway construction.

2 **COUNCILMEMBER BEAN** – Councilmember Bean reported the Planning  
Commission reviewed the animal ordinance and they are progressing on the issue.  
4 Councilmember Bean noted this issue should get to the City Council sometime in July.  
He also mentioned if any of the Councilmember’s have any input or suggestions to speak  
with Adam Cowie.

6 **COUNCILMEMBER ACERSON** – Councilmember Acerson reported that the primary  
8 election is next week. He also encouraged those who want to be involved to get out and  
do what they can to be involved in the election process. Councilmember Acerson also  
10 made the council aware that Gayle Miller (widow of Larry H. Miller) is getting  
remarried.

12 **COUNCILMEMBER FRAMPTON** – Councilmember Frampton mentioned that  
sometime down the road the City should consider having a city sponsored team rather  
14 than parent sponsored. Pleasant Grove came to that decision awhile back and it seems to  
be going well. Councilmember Frampton suggested that Don De St Jeor be recognized  
16 for his service on the Little League Baseball program. Mayor Dain suggested a coupon  
for dinner and a plaque be presented at the end the baseball season to honor him.

18 **MAYOR DAIN** - Mayor Dain also mentioned the primary election. He noted that both  
20 candidates for our legislative district have reached out and are concerned about the  
Lindon City. Both men will represent the city well, and he appreciates it. Mr. Dameron  
22 gave an update on Center Street. He stated that Mark Christensen, City Engineer, has  
presented the grading plans to Nyal Richins, who will review them and contact Mr.  
24 Christensen. He added that Mr. Christensen has most of the issues worked out. Mayor  
Dain stated he believes that Mr. Richins is willing to have some discussion to find some  
26 common ground. Mr. Dameron stated that the copies of the license agreement to cross  
the canal were received today.

28 **ADMINISTRATOR’S REPORT** –

30 Mr. Dameron reported on the following items.

- 32 1. The Council reviewed the Project Tracking List.
- 34 2. Parade of homes will conclude on Saturday, June 23<sup>rd</sup>. Three homes from  
Lindon are in the Parade of Homes.
- 36 3. Employee Summer Pool Party will be held on Thursday, June 21<sup>st</sup> at 6:30 at  
the Aquatics Center.
- 38 4. Engineering Coordination Meeting will be held on Tuesday, June 26<sup>th</sup> at  
12:00. Councilmember Walker and Councilmember Frampton will attend.
- 40 5. The next City Council meeting will be held on July 17<sup>th</sup>.
- 42 6. The Planning Commission will not meet on June 26<sup>th</sup> because of the Primary  
Election. The next meeting will be held on July 10<sup>th</sup>.
- 44 7. Mr. Dameron noted he talked to the supervisor of “Teens Against Graffiti.”  
They will go down 200 south once a week and clean one side at a time,  
46 but they will do both sides at least once a week. He noted there is a shredding  
operation in the area is throwing out little bits of paper which is causing a lot  
of the litter problem. Mr. Dameron will check into this issue, and will send the

bill to the landfill. Mr. Dameron noted that Mark Christensen, City Engineer, will put a memo together regarding a proposed turning lane on 200 South near the landfill.

- 8. Mr. Dameron will email the newsletter article rotation memo to the councilmember's.
- 9. Emily Iliff's last day is June 22<sup>nd</sup>. There will be a going away party at noon in the downstairs conference room.
- 10. Mr. Dameron has talked with Heath Bateman and flowrider shoes will be now be allowed on the flowrider.
- 11. Mr. Dameron noted they have implemented stanchions at the Aquatics Center to alleviate the long lines.
- 12. Digital billboards will be coming as an agenda item at the July 17<sup>th</sup> meeting.
- 13. Deed of trust for the purchase of the Lindon View Trailhead pavilion will come as an agenda item at the July 17<sup>th</sup> meeting.
- 14. Mr. Dameron referenced a letter from a resident regarding utility shut off procedures.

COUNCILMEMBER FRAMPTON MOVED TO APPROVE THE PAY VOUCHERS. COUNCILMEMBER POWELL SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER WALKER	AYE
COUNCILMEMBER FRAMPTON	AYE
COUNCILMEMBER BEAN	AYE
COUNCILMEMBER POWELL	AYE
COUNCILMEMBER ACERSON	AYE

THE MOTION CARRIED.

**ADJOURN** –

COUNCILMEMBER ACERSON MOVED TO ADJOURN THE MEETING AT 9:25 P.M. COUNCILMEMBER POWELL SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

Approved – July 17, 2012

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Kathryn A. Moosman, City Recorder

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James A. Dain, Mayor