The Lindon City Council held a regularly scheduled meeting on **Tuesday, March 17, 2009**, beginning with a Work Session at 6:30 p.m. in the Lindon City Center, City Council Chambers, 100 North State Street, Lindon, Utah.

**WORK SESSION – 6:30 p.m.**

**PRESENT**
- Eric Anthony, Councilmember
- H. Toby Bath, Councilmember
- Lindsey Bayless, Councilmember/Mayor ProTem
- Bruce Carpenter, Councilmember
- Jerald I. Hatch, Councilmember
- Ott H. Dameron, City Administrator
- Don Peterson, Public Works Director
- Debra Cullimore, City Recorder

**ABSENT**
- James A. Dain, Mayor

The meeting began at 6:35 p.m.

**Budget Discussion** – The Mayor and City Council met in a Work Session with Don Peterson, Public Works Director, to discuss issues and concerns, including project funding requests, for fiscal year 2009-2010.

Public Works Director, Don Peterson, was present for this discussion. Mr. Peterson explained that capital projects have been delayed this year due to budget constraints, and that his budget discussion will be limited to some possible adjustments in the fee schedule. He reviewed a comparison of cemetery fees from neighboring communities, and asked the Council to consider whether an adjustment to cemetery fees should be considered based on fees charged by other municipalities. He noted that opening and closing fees reflect actual costs for manpower and equipment. Mr. Peterson asked the Council to also consider a possible increase to disinterment fees. The Council will discuss and consider possible adjustments to cemetery fees as the budget process moves forward.

Mr. Peterson went on to discuss deposits for hydrant water usage valves. He noted that the current deposit charged is $500, and that the actual replacement cost of a valve is $975. He explained that contractors use the valves during development projects, and that the valve allows access to water, and also monitors the amount of water usage for billing.

Councilmember Carpenter noted that as a deposit, the increase should not represent a hardship, due to the fact that the deposit is refundable if the equipment is returned in good condition. Mr. Peterson noted that the deposit would not be refunded if the equipment were not returned, or if it were returned with damage.

Councilmember Anthony asserted that it is not typical practice to charge full replacement cost as a deposit. He suggested that the $500 deposit remain in place, but that the full $975 full replacement cost be charged in the event that equipment is not returned or is damaged beyond repair. Following further discussion, it was the general
feeling of the Council that an increase to this fee be considered during upcoming budget discussions.

Mr. Peterson went on to discuss fees charged to fill private residential swimming pools using high volume water hydrants. He stated that the current $170 fee does not cover actual manpower costs. He stated that this is a service offered by the City, but suggested that the fee be adjusted to make the service somewhat less attractive and discourage over use of the service.

Mr. Peterson reiterated that most capital projects have been postponed this year. He observed that the City is on schedule with capital projects, and that the delay should not present any significant concerns. He noted that the current focus of the Public Works Department is the aquatics center. He noted that a community planting day has been scheduled for May 2nd to plant flowers and shrubs and install sod. He suggested that the annual Arbor Day celebration be held on April 25th. Councilmember Anthony expressed concern that the Tree Advisory Board was not more involved in planning the tree planting events. Councilmember Bayless suggested that since final details regarding landscaping at the aquatics center are unclear at this time, that Arbor Day events be planned at Squaw Hollow Park. Arbor Day and other planting events will be discussed further at future meetings.

REGULAR SESSION – 7:00 p.m.

Conducting: Lindsey Bayless, Mayor ProTem
Pledge of Allegiance: Kyle Allred, Boy Scout Troop 127
Invocation: Eric Anthony

PRESENT

Eric Anthony, Councilmember
H. Toby Bath, Councilmember
Lindsey Bayless, Councilmember/Mayor ProTem
Bruce Carpenter, Councilmember
Jerald I. Hatch, Councilmember
Ott H. Dameron, City Administrator
Adam Cowie, Planning Director
Cody Cullimore, Chief of Police
Debra Cullimore, City Recorder

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

Councilmember Bayless excused Mayor Dain from the meeting. She explained that he was at home recovering from a minor injury.

MINUTES – The minutes of the Regular Meeting of March 3, 2009 were reviewed.
COUNCILMEMBER HATCH MOVED TO APPROVE THE MINUTES OF THE MARCH 3, 2009 MEETING. COUNCILMEMBER BATH SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER ANTHONY  AYE
COUNCILMEMBER BATH  AYE
COUNCILMEMBER BAYLESS  AYE
COUNCILMEMBER CARPENTER  AYE
COUNCILMEMBER HATCH  AYE

THE MOTION CARRIED UNANIMOUSLY.

OPEN SESSION –

Councilmember Bayless called for comments from any resident present who wished to address an issue not listed as an agenda item. There was no public comment.

MAYOR’S COMMENTS/REPORT –

Councilmember Bayless reported that pool construction is on schedule for opening early summer. A community sod laying project and planting project will be held at the pool as the opening date nears. The grand opening is currently scheduled for May 30, 2009.

CONSENT AGENDA –

No items.

CURRENT BUSINESS –

1. **Review an Action** – Permit to “Enter and Construct” – UTA Frontrunner Commuter Rail. This is a request by UTA for approval of a permit to enter and construct a portion of the Frontrunner Commuter Rail project through property owned by Lindon City. This property is located in the Geneva Resort Park along the existing railroad tracks. UTA is requesting a 35’ wide strip of property along the east boundary of the park be sold to them. The sale requires a public hearing, but UTA is ready for construction. By approving the “Permit to Enter and Construct” UTA can proceed with the Frontrunner project.

   Steve Meyer, Manager of Engineering and Construction for the FrontRunner commuter rail project, was present as the representative for this item. Mr. Cowie explained that the subject property is part of the future planned Geneva Resort Park, which is identified as a medium priority on the City’s Master Plan. The City anticipates development of the park in approximately the 11 to 20 year range. The City currently owns the property, and allows the US Forest Service to use the property to graze horses. The park area consists of approximately 17.64 acres. After the proposed UTA property purchase, the remaining park area would be 16.1 acres. Mr. Cowie stated that staff does not feel that the UTA property purchase would represent a substantial burden on future...
uses in the park. The property would be used to expand the commuter rail system, as well as to provide additional right-of-way area for future expansion of the north/south line.

Councilmember Bayless asked if the property would also provide a commuter rail stop. Mr. Cowie explained that UTA is currently negotiating with Vineyard to purchase property for a station, and that an additional station will be located near American Fork Main Street, with several other stations located throughout the valley.

Mr. Cowie presented photographs of the subject property. He explained that UTA is proposing purchase of a 35 foot strip of property along the east boundary of the park, which will not create a significant impact to park use.

Mr. Dameron invited Mr. Meyer to address the Council. Councilmember Anthony inquired as to how payment for the property is received. Mr. Meyer explained that a property appraisal is obtained, after which payment is made to the City.

Councilmember Anthony asked if purchase and construction are planned within the next 60 to 90 days. Mr. Meyer confirmed that if approved, purchase will be completed in the next 60 to 90 days. Mr. Cowie stated that the property was appraised at $322,000, which is the amount of the purchase price offered by UTA.

Councilmember Bath asked about the impact of this property purchase on the Lindon Heritage Trail project in the area. Mr. Cowie explained that expansion of the trail will be funded in 2012, and that construction of the Vineyard Connector road should be underway at that time as well. Mr. Cowie noted that the planned pedestrian crossing associated with the trail would be removed as part of the Vineyard Connector project, and that it does not seem reasonable to complete the pedestrian crossing. Mr. Cowie also noted that the City has communicated with Utah County regarding expansion of the trail located on the west side of the park area, and that creating and maintaining necessary trail connections is part of the overall plan for the area.

Councilmember Carpenter suggested that Mr. Meyer explain the FrontRunner project to audience members who may be unfamiliar with this particular transportation system. Mr. Meyer explained that UTA currently operates two rail systems. The Trax system is a smaller system, which runs on electricity. FrontRunner is a diesel system which currently carries three passenger cars, with an anticipated expansion to four cars as this southern extension is completed. The FrontRunner system runs approximately 74 trains daily, with stops located at five to seven mile intervals. The Utah Valley expansion will provide several stops, and will provide northbound and southbound service to commuters in the morning and afternoon commute hours.

Councilmember Carpenter inquired as to the time frame for the project. Mr. Meyer stated that UTA hopes to have the system fully operational by 2012. He explained that the expansion is approximately 20-25% complete at this time, but that the completion date is somewhat dependent on the economy, since the main funding source is sales tax revenue. He noted that it is the intent of UTA to complete the project in time to provide transportation alternatives during the I-15 reconstruction project.

Mr. Cowie clarified that the business before the Council at this time is a “Permit to Enter and Construct,” which will allow the project construction to proceed prior to final sale of the property. He explained that the property purchase requires a Public Hearing prior to final Council action.
Mr. Cowie noted that an angled storm drainage pipe was installed by UTA in the Lindon Hollow Ditch drainage area. He stated that revised plans submitted by UTA show a straight pipe which will be installed. Mr. Cowie stated that a straight pipe will be necessary to accommodate storm drainage flows and minimize maintenance concerns. Mr. Meyer explained that the Department of Natural Resources does not want the natural storm channel disturbed more than necessary. He stated that a permit to realign the drainage channel using a straight pipe will be obtained from the Department of Natural Resources, and the straight pipe is expected to be installed prior to spring run-off flows. Councilmember Carpenter asked if Mr. Meyer would have any objection to including a requirement that straight pipe be installed in the motion to approve this permit. Mr. Meyer expressed no objection to this requirement.

Councilmember Bayless observed that this agreement to allow UTA to proceed with the project prior to final sale of the property should be based on a clear intent of UTA to finalize the property purchase. Mr. Cowie stated that the City has received substantial documentation from UTA indicating a clear intent to purchase the property.

Councilmember Bayless called for questions from the audience. Sam Clift, a Boy Scout present in the audience, asked Mr. Meyer if an alternative right-of-way alignment on the east side of the existing tracks might not create less of an environmental impact. Mr. Meyer explained that environmental impacts were studied extensively in 2002. He noted that the alternative alignment suggested by Mr. Clift would be significantly more costly, and that it is necessary to carefully weigh impacts with associated costs.

Councilmember Bayless inquired as to what action will be taken to mitigate safety concerns resulting from the location of the railway adjacent to a pedestrian walkway. Mr. Meyer explained that a six foot chain link fence will be installed along the railway to protect pedestrians. In addition, Operation Lifesaver will conduct educational programs at every school along the corridor prior to beginning operations to make children aware of potential dangers.

Councilmember Bayless called for further comments or discussion. Hearing none, she called for a motion.

COUNCILMEMBER CARPENTER MOVED TO APPROVE THE UTAH TRANSIT AUTHORITY PERMIT TO ENTER AND CONSTRUCT IN THE AREA OF THE GENEVA RESORT PARK BASED ON THE UNDERSTANDING THAT UTA WILL FINALIZE THE PURCHASE OF THE PROPERTY, AND WITH THE CONDITION THAT THE PERMANENT CULVERT PIPE INSTALLED AT THE LINDON HOLLOW DITCH DRAINAGE AREA BE STRAIGHT. COUNCILMEMBER HATCH SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER ANTHONY  AYE
COUNCILMEMBER BATH  AYE
COUNCILMEMBER BAYLESS  AYE
COUNCILMEMBER CARPENTER  AYE
COUNCILMEMBER HATCH  AYE
COUNCILMEMBER HATCH  AYE
THE MOTION CARRIED UNANIMOUSLY.
2. **Review and Action – Development Agreement – Murdock Hyundai Real Estate LLC, Miller Family Real Estate, LLC, Lindon City and the Lindon City Redevelopment Agency.** This is a request by the parties listed above the for the City Council’s approval of a development agreement which outlines the stipulations required for the Murdock Hyundai new car dealership to locate in Lindon City on the property previously housing Larry H. Miller used cars.

Mr. Cowie explained that the City has negotiated an agreement with Larry H. Miller Auto and Murdock Hyundai. He stated that Murdock Hyundai is planning to relocate to the existing Larry H. Miller site which was previously occupied by a used car dealership. The site is located immediately west of the Lexus and Mercedes dealerships near the freeway. The City has negotiated with Murdock Hyundai to allow the dealership to occupy the one acre storm water detention basin area currently owned by the City.

Mr. Cowie noted that the Council is considering a Quit Claim Deed for the property, as well as a Development Agreement between all three parties. He noted that the basin was dedicated to the City by Larry H. Miller Auto approximately two years ago. The area will continue to function as a detention basin for the time being. The basin will eventually be converted to an underwater detention system with the same capacity as the current system.

Councilmember Bayless asked if the City Engineer is comfortable with the underwater detention proposal. Mr. Cowie stated that the Engineer feels that the concept is feasible, but review of technical documents prior to construction will be necessary.

Mr. Cowie went on to review the financial aspects of the agreement. He explained that the City will receive a minimum of $62,000 in annual sales tax revenue from the dealership. Fifty percent of any amount over the $62,000 which is generated will be paid to the City, with the remaining 50% being held in reserve to pay for future improvements to the storm water detention system. If improvements are not completed in five years, all money held in reserve would revert back to the City, and the agreement would expire. The City Engineer estimates the cost of underground improvements at approximately $400,000. The agreement does not include above ground improvements, such as pavement and lighting.

Mr. Dameron noted that Councilmember Anthony and Councilmember Bath were involved in negotiating this agreement. Councilmember Bath observed that Hyundai continues to be successful in the current economic climate, and that financial projections for the company are very positive. Councilmember Carpenter asked when the company anticipates being operational on this site. Councilmember Bath stated that they hope to be operational in Lindon by June 1, 2009.

Councilmember Anthony stated that he was impressed with the openness and forthrightness exhibited by Hyundai representatives during the negotiation process. He reiterated that the business continues to grow in the current economy, and is expected to generate tax revenue for the City quickly. He stated that meetings were very cooperative and positive.

Mr. Dameron noted that the agreement was prepared by City Attorney, Brian Haws, and has been reviewed by Murdock Hyundai and Larry H. Miller representatives. Minor suggestions and changes have been incorporated into this final draft.
Councilmember Anthony inquired as to whether financial terms are clearly stated in the agreement. Mr. Dameron stated that financial terms are outlined clearly. Councilmember Anthony observed that none of the money for future improvements comes out of existing coffers, and that all revenue for this project will come from positive growth. He noted that this agreement provides an opportunity for the City to regain some financial momentum.

Mr. Cowie noted that Murdock Hyundai is planning to complete some remodeling of the existing building to accommodate the new dealership. He stated that approval of a new site plan will not be necessary, and that all changes can be completed through the building permit process.

Councilmember Bayless inquired as to what will happen to the existing trees on the perimeter of the basin. Mr. Cowie stated that all landscaping requirements, including sod, fencing and trees, will be met on the site when improvements are completed.

Councilmember Bayless noted that Hyundai anticipates an increase in sales at this site. She called for further comments or discussion. Hearing none, she called for a motion.

COUNCILMEMBER ANTHONY MOVED TO APPROVE THE QUIT CLAIM DEED FOR THE DETENTION BASIN AREA TO MURDOCK HYUNDAI AND AUTHORIZE THE MAYOR TO SIGN THE ASSOCIATED DOCUMENTS. COUNCILMEMBER HATCH SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER ANTHONY       AYE
COUNCILMEMBER BATH            AYE
COUNCILMEMBER BAYLESS         AYE
COUNCILMEMBER CARPENTER       AYE
COUNCILMEMBER HATCH           AYE

THE MOTION CARRIED UNANIMOUSLY.

COUNCILMEMBER BATH MOVED TO APPROVE THE DEVELOPMENT AGREEMENT BETWEEN LARRY H. MILLER AUTO, MURDOCK HYUNDAI AND LINDON CITY AND AUTHORIZE THE MAYOR TO SIGN THE ASSOCIATED DOCUMENTS. COUNCILMEMBER HATCH SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER ANTHONY       AYE
COUNCILMEMBER BATH            AYE
COUNCILMEMBER BAYLESS         AYE
COUNCILMEMBER CARPENTER       AYE
COUNCILMEMBER HATCH           AYE

THE MOTION CARRIED UNANIMOUSLY.

Mr. Dameron noted that this approval also requires action from the Lindon City Redevelopment Agency. Councilmember Bayless called for a motion to adjourn City Council meeting and convene the RDA.
COUNCILMEMBER HATCH MOVED TO ADJOURN THE REGULAR CITY COUNCIL MEETING AND CONVENE THE MEETING OF THE LINDON CITY REDEVELOPMENT AGENCY AT 7:51 P.M. COUNCILMEMBER ANTHONY SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

BOARDS MEMBER CARPENTER MOVED TO ADJOURN THE MEETING OF THE LINDON CITY REDEVELOPMENT AGENCY AND RECONVENE THE REGULAR CITY COUNCIL MEETING AT 7:53 P.M. BOARDS MEMBER ANTHONY SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

3. **Review and Approval – Public Safety Impact Fee Analysis Proposal.** This is a request by staff and Lewis Young Robertson & Burningham (LYRB) for the City Council’s approval of the proposal of LYRB for the conducting of an analysis of the Public Safety Impact Fee for Lindon City. This impact fee would help the City with the costs of a new Fire Station/Police Station in the future.

Mr. Dameron explained that this proposal which will be prepared by LYRB will be the first step in establishing a public safety impact fee schedule. All proceeds from the fee will go toward completing a new public safety building, which will be located on property owned by the City south of the City Center.

Councilmember Bayless noted that this action will not approve the impact fee, but only the analysis to determine appropriate impact fees. Councilmember Carpenter explained that this analysis is a required part of the process to implement a new impact fee, and will allow the City to determine how to apply the fee fairly.

Councilmember Anthony asked if the agreement with LYRB specifies a not-to-exceed amount. Mr. Dameron verified that the cost of services for this analysis will not exceed $15,249. He clarified that the cost for completing the analysis is reimbursable from the proceeds of the impact fee.

Councilmember Bayless asked Mr. Dameron to give an overview of the impact fee structure to audience members. Mr. Dameron explained that impact fees are charged against new development in the City to help pay for new facilities which will be necessary to meet the needs of the growing community. He explained that a variety of impact fees are currently used to meet the financial needs of expanding services as the City grows. Councilmember Hatch noted that impact fees distribute costs for facilities and services fairly among existing residents and new residents.

Councilmember Bayless called for further comments or discussion. Hearing none, she called for a motion.

COUNCILMEMBER BATH MOVED TO APPROVE COMPLETION OF THE PUBLIC SAFETY AND CAPITAL FACILITIES PLAN AND IMPACT FEE ANALYSIS BY LEWIS, YOUNG, ROBERTSON AND BURNINGHAM IN AN AMOUNT NOT TO EXCEED $15,249. COUNCILMEMBER HATCH SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER ANTHONY AYE
COUNCILMEMBER BATH AYE
2 COUNCILMEMBER BAYLESS AYE
COUNCILMEMBER CARPENTER AYE
4 COUNCILMEMBER HATCH AYE
THE MOTION CARRIED UNANIMOUSLY.

Review and Action – Resolution Encouraging the Utah State Legislature to Utilize the Current Transportation Funding Distribution Formula For Any Increase to the State Wide Gas Tax (Resolution #2009-7-R). This is a request by Councilmember Carpenter for the City Council’s approval of a resolution sponsored by the Utah League of Cities & Towns to encourage the State Legislature to use the current transportation funding distribution formula for any increase to the state wide gas tax.

Councilmember Carpenter explained that this Resolution is being considered at the request of the Utah League of Cities and Towns. He stated that the State Legislature is considering various methods to pay for highway projects in the state, including an increase to the statewide gas tax. He noted that typically, such revenue sources are divided equitably among government entities, including the State, counties, and municipalities. The intent of this Resolution is to remind State officials of current practices and agreements regarding disbursement of such revenue sources. Councilmember Bayless called for further comments or discussion. Hearing none, she called for a motion.

COUNCILMEMBER HATCH MOVED TO APPROVE RESOLUTION #2009-7-R ENCOURAGING THE UTAH STATE LEGISLATURE TO UTILIZE THE CURRENT TRANSPORTATION FUNDING DISTRIBUTION FORMULA FOR ANY INCREASE TO THE STATEWIDE GAS TAX SO THAT THE ENTIRE TRANSPORTATION NETWORK MAY BENEFIT. COUNCILMEMBER BATH SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:
30 COUNCILMEMBER ANTHONY AYE
COUNCILMEMBER BATH AYE
32 COUNCILMEMBER BAYLESS AYE
COUNCILMEMBER CARPENTER AYE
34 COUNCILMEMBER HATCH AYE
THE MOTION CARRIED UNANIMOUSLY.

4. Review and Action – Aquatics Center Staffing Plan, Wage Plan, Fee Schedule, and Hours of Operations Plan. This is a request by Dan Seder, Parks and Recreation Director, for the City Council’s review and approval of the staffing plan, wage plan, fee schedule, and hours of operations plan for the City’s new Aquatics Center.

Parks and Recreation Director, Dan Seder, was present to discuss this item with the Council. Mr. Seder reviewed information regarding the aquatics center opening, including admission rates, pay rates, staffing plan, hours of operation, concessions, grand opening events, equipment purchases, and Lindon Days events.
Mr. Seder explained that in establishing proposed admission rates, he compared fees charged at facilities in neighboring communities. Suggested admission rates are graduated for children, adults, and senior citizens. Following discussion, the Council felt that admission should be free for children 3 years of age and under, and for senior citizens over 80 years of age. Mr. Seder noted that the intent of the fee structure is to keep the facility affordable while covering the majority of expenses associated with operation of the facility. The Council also felt that a $1.00 discount on daily adult admission should be offered to Lindon residents who present verification of residency.

The Council went on to discuss software programs which would track revenue and usage information, as well as create season pass cards with pictures of the pass holder. Mr. Seder is continuing to investigate appropriate software packages which meet the needs of the City and are within budget constraints.

The Council discussed proposed season pass fees for residents as opposed to non-residents. Following discussion, fees for residents were reduced approximately 5% from proposed fees, with approximately a 25% increase for non-resident passes. Discounted punch card passes were also discussed as an admission option.

Mr. Seder went on to present proposed fees for the FlowRider. He explained that at a cost of $20, a one hour pass on the FlowRider would also include use of the rest of the facility for the day. Reservations for one hour FlowRider sessions would include a maximum of 20 riders per session. Mr. Dameron noted that the FlowRider is expected to generate a significant amount of revenue to cover operational costs for the aquatics center. Mr. Seder stated that a discount rate for the FlowRider may be an option for season pass holder, but a final determination has not been made regarding this option.

The Council went on to review rental rates for the facility and for the FlowRider. Exclusive and non-exclusive rental rates are proposed, which would allow smaller groups to share the facility for after hours rentals. Mr. Seder suggested closing the facility earlier on Friday and Saturday evening to allow after hours rental. He also suggested remaining open later on Monday evenings when a special family admission rate is provided.

The Council went on to review programming and associated rates for activities such as swim lesson, swim team, and water aerobics classes. Mr. Seder explained that any activities which are lead by an instructor would be an additional fee above admission fees. The Council discussed options for providing access to the facility for merit badge classes and other community activities, such as a junior lifeguard program.

Mr. Seder went on to present the staffing plan for the facility. He stated that he expects to employ 70-90 seasonal staff members, with the majority being lifeguards. Other positions would include a pool manager, head lifeguards, swim instructors and cashiers. All employees will be required to be a minimum of 16 years old.

Mr. Seder stated that outsourcing of concessions is being investigated. He stated that the Jewish Community Center located in Salt Lake City contracts with a catering company to provide concession services, with 25% of the total income generated coming to the City. Other options for outsourcing are also under investigation, and proposals will be solicited from other food concession providers. The Council discussed whether outside food or drink would be permitted inside the facility. Following some discussion, the Council felt that outside food and drink would not be permitted inside the facility, but that patrons could receive a hand stamp to allow re-admission to the facility. This option
would allow patrons to go to tables outside the facility and in the adjacent park area to picnic, and then return to the pool area without additional charge.

Mr. Seder proposed that an Open House event be held on Memorial Day, with Grand Opening events taking place on Saturday, May 30\textsuperscript{th}. He noted that school ends on May 29\textsuperscript{th}, and that opening the facility for the season on May 30\textsuperscript{th} would allow an additional week for staff training and other preparations to be completed.

Mr. Seder also discussed Lindon Days activities which have been requested by Lindon Days Committee Chair, Ernie Silva. Mr. Silva has requested free swimming for residents during Lindon Days, using a coupon in the program guide to be redeemed for admission. Following discussion, the Council felt that a half price admission coupon would be appropriate, as the program guide is distributed in neighboring communities, and the coupon could be used by anyone and would not be restricted to Lindon residents. Mr. Silva has also proposed an event for Lindon senior citizens which would provide an exclusive event for them from 10 a.m. to noon, followed by a lunch at tables outside the fence of the facility. It was the general feeling of the Council that this would be an appropriate event.

The Council went on to review budget projections for the facility. Mr. Dameron noted that initial projections anticipated that the City would subsidize the pool budget approximately $80,000. Mr. Seder’s projections indicate that a subsidy of approximately $20,000 is anticipated based on anticipated revenues and expenditures.

Councilmember Bayless called for further comments, discussion or suggestions from the Council or staff. Hearing none, she called for a motion.

COUNCILMEMBER ANTHONY MOVED TO APPROVE THE AQUATICS CENTER STAFFING PLAN, WAGE PLAN, FEE SCHEDULE, AND HOURS OF OPERATION PLAN WITH AMENDMENTS AS DISCUSSED. COUNCILMEMBER CARPENTER SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

- COUNCILMEMBER ANTHONY  AYE
- COUNCILMEMBER BATH  AYE
- COUNCILMEMBER BAYLESS  AYE
- COUNCILMEMBER CARPENTER  AYE
- COUNCILMEMBER HATCH  AYE

THE MOTION CARRIED UNANIMOUSLY.

COUNCIL REPORTS –


Councilmember Hatch reported on information from the Hollow Water meeting he recently attended, including increased storm flows in the Hollow Ditch.

COUNCILMEMBER BATH – Public Safety, Court, Building Inspections.

Councilmember Bath asked Chief Cullimore to report on Police Department activities. Chief Cullimore reported that a Family Support Fair would be held the
following evening at Oak Canyon Junior High. The event is planned for parents only, and will include a keynote speaker and break-out classes.

Chief Cullimore also reported that 102 false alarm calls have been generated from a single home under construction in the City. The property owner has been notified by mail that any future false alarm calls will result in a fee charged for services.

Chief Cullimore stated that training with crossing guards for area schools was held on Tuesday, March 10th. In order to address safety concerns, an unmanned cross walk will be striped at 725 East Center Street. Red curbing at the southeast corner of Lindon Elementary will be extended to enhance visibility in that area.

Councilmember Bath requested that officers patrol Pioneer Park to watch for motorcycles driving on the grass. Chief Cullimore noted that several calls have been received regarding motorcycles and four-wheelers driving on Acerson property on the east side of the City. Chief Cullimore inquired as to whether the Acersons had approved such use of their property. Councilmember Carpenter will communicate with the Acersons to determine whether the property is being used with their permission. Chief Cullimore stated that signage can be installed on the property to discourage usage at the property owners request.

Councilmember Anthony reported that the annual Easter Egg Hunt will be held Saturday, April 11th, at 9:00 a.m. Little Miss Lindon will participate in preparations for the event, which will include approximately 2200 candy filled eggs. Mr. Seder will take charge of the event, as Councilmember Anthony will be out of town on that day.

Councilmember Carpenter reported that there were no significant issues affecting municipalities during the State Legislative Session. He reported that UTOPIA is moving forward at the expected pace. Tours of the UTOPIA Mobile Command Center are available. Councilmember Carpenter will schedule a date and time for the Council to tour the facility, which will be brought to the City Center for the tour. The Council discussed current and potential future service providers on the UTOPIA network.

Councilmember Bayless inquired as to the time frame for installation of signage along the Lindon Heritage Trail. Mr. Dameron stated that installation of signage is planned for July 2009.

Mr. Dameron reported on the following items:
1. The Council reviewed the Project Tracking List.

2. Engineering Coordination Meeting will be held Wednesday, March 18th at noon at the Public Works Complex. Councilmember Bayless and Councilmember Carpenter will attend.

3. The aquatics center construction is on schedule. Installation of the ship wreck feature is planned in approximately two weeks. Sixty one pavers have been sold to date, with a goal of selling 1800 prior to installation in late April or early May.

4. 700 North widening is scheduled to being March 23rd.

5. Finance Director, Jamie Bennee, recently gave birth to her new daughter, Alexandria.

6. The Council will consider a Parks and Trails Impact Fee during the April 7th regular City Council meeting.

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

COUNCILMEMBER ANTHONY   AYE
COUNCILMEMBER BATH        AYE
COUNCILMEMBER BAYLESS      AYE
COUNCILMEMBER CARPENTER    AYE
COUNCILMEMBER HATCH        AYE

THE MOTION CARRIED UNANIMOUSLY.

EXECUTIVE SESSION –

COUNCILMEMBER BATH MOVED TO ADJOURN THE REGULAR CITY COUNCIL MEETING AND CONVENE THE EXECUTIVE SESSION AT 9:50 P.M. COUNCILMEMBER HATCH SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER ANTHONY   AYE
COUNCILMEMBER BATH        AYE
COUNCILMEMBER BAYLESS      AYE
COUNCILMEMBER CARPENTER    AYE
COUNCILMEMBER HATCH        AYE

THE MOTION CARRIED UNANIMOUSLY.

COUNCILMEMBER ANTHONY MOVED TO ADJOURN THE EXECUTIVE SESSION AND RECONVENE THE CITY COUNCIL MEETING AT 11:25 P.M. COUNCILMEMBER CARPENTER SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER ANTHONY   AYE
COUNCILMEMBER BATH        AYE
COUNCILMEMBER BAYLESS      AYE
COUNCILMEMBER CARPENTER    AYE
COUNCILMEMBER HATCH        AYE

THE MOTION CARRIED UNANIMOUSLY.
ADJOURN –

COUNCILMEMBER CARPENTER MOVED TO ADJOURN THE MEETING AT 11:50 P.M. COUNCILMEMBER ANTHONY SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

Approved – April 7, 2009

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Debra Cullimore, City Recorder

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James A. Dain, Mayor