

2 The Lindon City Council held a regularly scheduled meeting on **Tuesday, June 5, 2007**,  
beginning at 7:00 p.m. in the Lindon City Center, City Council Chambers, 100 North  
State Street, Lindon, Utah.

4 Conducting: Jeff Acerson, Mayor  
6 Pledge of Allegiance: Lindsey Bayless  
Invocation: Toby Bath

8 **PRESENT**

**ABSENT**

10 Jeff Acerson, Mayor  
12 Eric Anthony, Councilmember  
H. Toby Bath, Councilmember  
14 Lindsey Bayless, Councilmember  
Bruce Carpenter, Councilmember  
16 Ott H. Dameron, City Administrator/Recorder  
Adam Cowie, Planning Director  
18 Debra Cullimore, Deputy Recorder

Jerald I. Hatch, Councilmember

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

22 **PRESENTATION** – The Mayor and City Council will recognize Kevin Muhlestein,  
Sewer Superintendent, as the Waste Water Operator of the Year and congratulate him on  
24 this achievement.

26 Mayor Acerson presented Kevin Muhlestein with a plaque in recognition of his  
achievement as Waste Water Operator of the Year. Mr. Muhlestein noted that he has  
28 worked for Lindon City for approximately 22 years. Mayor Acerson thanked Mr.  
Muhlestein for his efforts on behalf of the City, and congratulated him on the  
30 achievement.

32 **MINUTES** – The minutes of the regular City Council meeting of May 15, 2007 were  
reviewed.

34  
36 COUNCILMEMBER CARPENTER MOVED TO APPROVE THE MINUTES  
OF THE MEETING OF MAY 15, 2007. COUNCILMEMBER ANTHONY  
38 SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION  
CARRIED.

40 The minutes of the Study Session of May 29, 2007 were reviewed.

42 COUNCILMEMBER BAYLESS MOVED TO APPROVE THE MINUTES OF  
THE STUDY SESSION OF MAY 29, 2007. COUNCILMEMBER CARPENTER  
44 SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION  
CARRIED.

2 **OPEN SESSION** –

4 Mayor Acerson called for comments from any resident present who wished to  
address an issue not listed as an agenda item. There were no comments.

6 **MAYOR’S COMMENTS/REPORT** –

8 Mayor Acerson reported that he attended a meeting earlier in the day with other  
10 northern Utah County Mayors to discuss transfer of title for the Murdock Canal pathway  
which will run through multiple cities. He noted that the Provo River Water Users has  
12 requested a letter of support from affected cities regarding the transfer of title. He also  
explained that the Federal Government requires that one entity be designated as the  
14 contact regarding the project, and that in this case that entity will likely be Utah County  
Government. He noted that until the transfer of title is completed, funds for the project  
can not be accessed.

16 **CONSENT AGENDA** –

18 No items.

20 **CURRENT BUSINESS** –

- 22
- 24 1. **Continued Public Hearing** – *Ordinance Amending Various Sections of the  
Lindon City Code pertaining to Water Requirements for Development (Ordinance  
#2007-8)*. The City Council will hear public comment and possibly act to  
26 approve an ordinance amending existing language in various sections of the  
Lindon City Code (Sections 13.19, 17.32.270, and 17.66) to allow administrative  
28 approval of a cash “payment in lieu” instead of turning in the water shares or  
rights which are required for development. The Planning Commission  
30 recommended approval. This item was continued from the May 15, 2007 City  
Council meeting.

32

34 COUNCILMEMBER BATH MOVED TO OPEN THE PUBLIC HEARING TO  
CONSIDER ORDINANCE #2007-8. COUNCILMEMBER BAYLESS SECONDED  
THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

36

38 Mr. Cowie explained that this proposed Ordinance was discussed during the  
regular City Council meeting held on May 15, 2007. At that time the Council gave  
40 recommendations for language changes which would not allow cash payment in lieu of  
water shares for future development. He stated that cash payment for water shares can be  
42 accepted following submittal of land use applications for current development projects.  
He explained that the proposed ordinance will allow cash payments in lieu of water  
44 shares to be approved administratively, and will not require Planning Commission and  
City Council review and approval.

46 Councilmember Carpenter noted that water shares can be submitted for future  
development, but that cash payment is applicable only to current development

2 applications. Mr. Dameron inquired as to whether water shares would be accepted as a  
4 priority, or if cash payment would be preferred by the City. Mr. Cowie stated that the  
6 proposed ordinance does not prioritize the two options, and that either method is  
8 acceptable to the City. The developer will no longer be required to show a “good faith  
10 effort” to obtain available water shares, and can submit cash payment based on the City  
12 Wide Fee Schedule without further requirements. Mr. Dameron noted that the Fee  
14 Schedule specifies what shares will and will not be accepted for development in the City.  
16 The value of accepted shares is based on North Union shares.

18 Mr. Dameron noted that Alan College contacted him and expressed concern  
20 regarding available water in dry years, and whether the City has adequate water to meet  
22 the needs of the community at build out. Mr. Dameron stated that the City Engineer has  
24 reviewed water needs extensively, and has assured the City that the needs of the  
26 community will be met based on this proposed ordinance. He explained that cash  
28 payments will be used to purchase and maintain Jordanelle water shares, which can be  
30 transferred into the City’s water system.

32 Councilmember Bayless expressed concern regarding specific shares which the  
34 City will and will not accept based on the proposed ordinance and fee schedule. Mr.  
36 Cowie explained that water shares are not specifically addressed in the proposed  
38 ordinance, and should be reviewed as part of the fee schedule discussion.  
40 Councilmember Bayless noted that the two documents are interrelated, and that types of  
42 acceptable water shares is a significant issue which the Council needs to address prior to  
44 adoption of the proposed ordinance.

46 Mayor Acerson called for public comment. Ron Anderson approached the  
Council. Mr. Anderson explained that he is not opposed to the City accepting cash  
payment in lieu of water shares. However, he is concerned that the City will no longer  
accept Southfield water shares, which have historically been used on the west side of the  
City. He noted that the City has said that water which has historic use in Lindon should  
stay in Lindon. He stated that based on this assumption, residents on the west side of the  
City have maintained Southfield water shares which will no longer be accepted by the  
City. He asserted that existing water shares would be significantly devalued if they are  
no longer acceptable for use in the City.

Mr. Anderson noted that secondary water is not available on the west side of the  
City, and that water requirements should be based on historic use and need in the area.  
Councilmember Carpenter noted that the differential in water requirements for the west  
side of the City and the east side of the City is meant to address the water needs of the  
area. Mr. Anderson asserted that if the water which has historic use on the west side is no  
longer accepted by the City, the value could be significantly decreased. He requested that  
the City Council continue approval of the Ordinance until after discussion of accepted  
water shares as listed in the fee schedule.

Mr. Dameron inquired as to whether any Southfield water is used outside Lindon,  
and whether there may be a market to sell the shares to other users and pay the cash  
payment to the City. Mr. Anderson stated that Southfield water is not used outside of  
Lindon, and that any market to sell the shares would be limited.

Councilmember Carpenter suggested that the fee schedule could allow for use of  
water shares west of Geneva Road with historic use in the City. Mr. Anderson felt that  
allowing use of Southfield shares west of Geneva Road would be a compromise which

2 would provide some protection for water share owners. Councilmember Bayless  
4 observed that residents on the west side of the City had the understanding that water  
6 which was tied to property would be acceptable. She noted that allowing use of water  
8 shares with historic use west of Geneva Road would allow the City to treat those  
10 residents equitably, and would protect the value of Southfield water shares. She noted  
12 that several owners of Southfield shares have contacted her and requested that they have  
14 an opportunity to meet with the City Engineer to discuss the proposed ordinance and fee  
16 schedule changes prior to approval by the City Council. She felt that it would be fair to  
18 allow the residents an opportunity for discussion to address their concerns.

20 Following further discussion, the Council agreed that it would be appropriate to  
22 continue this public hearing to allow owners of water shares an opportunity to discuss  
24 concerns with the City Engineer. Mr. Dameron will contact the interested parties, and  
26 facilitate the meeting. Mayor Acerson called for a motion.

28 COUNCILMEMBER BAYLESS MOVED TO CONTINUE THE PUBLIC  
30 HEARING TO CONSIDER ORDINANCE #2007-8 TO THE MEETING OF JUNE 19,  
32 2007. COUNCILMEMBER BATH SECONDED THE MOTION. ALL PRESENT  
34 VOTED IN FAVOR. THE MOTION CARRIED.

- 36 2. **Review and Action** – *Agreement with Vineyard Town for Sewer Lines in  
38 Lindon’s Streets.* This is a request by Vineyard Town for the Council’s  
40 consideration of an agreement for Vineyard to run a pressurized sewer line in  
42 Lindon’s streets in the vicinity of 2000 West, 400 North, and 2600 West.

44 Mr. Dameron explained that this proposed agreement is to allow Vineyard Town  
to locate sewer lines under Lindon City streets in order to provide access to Timpanogos  
Treatment Special Service District facility. He noted that the agreement will be  
forwarded to Vineyard for review and approval once it is approved by the City Council.  
He explained that use of the road right-of way for installation of the sewer lines is being  
provided to Vineyard at no cost. However, Vineyard will be responsible for all  
installation and maintenance costs associated with the sewer lines. Mayor Acerson called  
for further comments or discussion. Hearing none, he called for a motion.

COUNCILMEMBER CARPENTER MOVED TO APPROVE THE  
AGREEMENT BETWEEN LINDON CITY AND VINEYARD TOWN TO ALLOW  
INSTALLATION OF SEWER LINES UNDER CERTAIN LINDON CITY STREETS  
AND AUTHORIZE THE MAYOR TO SIGN THE ASSOCIATED DOCUMENTS.  
COUNCILMEMBER BATH SECONDED THE MOTION. ALL PRESENT VOTED IN  
FAVOR. THE MOTION CARRIED.

3. **Review and Action** – *Set Date, Place, and Time for Public Meeting for Public  
Safety Options.* This is a request by staff for the Council’s action to set a date,  
time, and place for a public meeting to inform Lindon citizens of the options  
being considered for police and fire protection as well as emergency services.

2 Mayor Acerson acknowledged a number of Pleasant Grove/Lindon fire and EMS  
3 personnel present in the audience. Mr. Dameron explained that the meeting which will  
4 be set is to allow residents an opportunity to review proposals and provide input to the  
5 Council regarding police, fire, and EMS services in Lindon. The City Council is  
6 expected to make a decision regarding this issue during the regular City Council meeting  
7 of June 19, 2007. Following review of individual schedules, Mayor Acerson called for a  
8 motion to set the date, time and place of the Special Meeting.

9  
10 COUNCILMEMBER BATH MOVED TO HOLD A SPECIAL MEETING OF  
11 THE LINDON CITY COUNCIL, TO ALLOW REVIEW OF POLICE FIRE AND EMS  
12 PROPOSALS BY RESIDENTS, ON JUNE 12, 2007, BEGINNING AT 7:00 P.M. AT  
13 THE LINDON CITY CENTER, 100 NORTH STATE STREET. COUNCILMEMBER  
14 BAYLESS SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE  
15 MOTION CARRIED.

- 16 4. **Public Hearing** – *Proposed Budget for Fiscal Year 2007-2008*. The City Council  
17 will hear public comment concerning the proposed City budget for fiscal year  
18 2007-2008, including the allocation of revenue from the water, sewer, and other  
19 enterprise funds to the general fund. One public Work Session and one Budget  
20 Committee meeting have been held where the budget issues were discussed.  
21 Tonight, staff will present the issues associated with the proposed budget,  
22 including proposed changes to the city-wide fee schedule. The Council will direct  
23 staff on each issue. The public hearing for the adoption of the budget is scheduled  
24 for June 19, 2007.

25  
26 COUNCILMEMBER CARPENTER MOVED TO OPEN THE PUBLIC  
27 HEARING TO CONSIDER THE PROPOSED 2007/2008 FISCAL YEAR BUDGET.  
28 COUNCILMEMBER BATH SECONDED THE MOTION. ALL PRESENT VOTED IN  
29 FAVOR. THE MOTION CARRIED.

30  
31 City Finance Director/Treasurer, Kristen Colson, was present to address the  
32 Council regarding the proposed 2007/2008 fiscal year budget. Mr. Dameron noted that  
33 the proposed budget will be approved during a public hearing scheduled for June 19,  
34 2007.

35 Ms. Colson presented the proposed budget for review by the Council. She stated  
36 that the total City-wide budget for the 2007/2008 fiscal year is \$18,222,082, and the  
37 General Fund budget is \$7,422,833. Ms. Colson also presented information regarding  
38 revenue sources and expenditures, including capital expenditures, and personnel and  
39 operations costs. Councilmember Carpenter noted that the City has been able to  
40 complete a significant number of capital projects in recent years due to an increase in tax  
41 revenues. Mayor Acerson inquired as to the estimated impact of the new sales tax  
42 revenue structure established by the State. Ms. Colson stated that the City received  
43 approximately \$300,000 less in tax revenue than anticipated based on the new tax  
44 structure. She noted that the theory behind the tax structure is that residents of cities  
45 without commercial development shop in cities with established retail businesses, which

2 generates tax revenue for the city where the retail facility is located. The tax revenue is  
then shared between all cities.

4 Ms. Colson went on to review proposed capital expenditures for the 2007/2008  
fiscal year, including projects from the General Fund; the Road Fund; the Parks CIP  
6 fund; and water, sewer, and storm water funds. Councilmember Bayless inquired as to  
whether budgeted funds for the Veterans Hall remodeling project are carried over to the  
8 upcoming year. Mr. Dameron stated that budgeted funds for the project are carried over,  
and that the project will be opened for bids when design is completed. Councilmember  
Bayless also noted that purchase of the LDS Tithing House is proceeding.

10 Ms. Colson then reviewed proposed changes to the City Wide Fee Schedule. A  
change to the fee charged for a plan review was recommended by the Chief Building  
12 Official, Phil Brown. Mr. Brown recommended that the fee be changed from \$50 to 65%  
of the permit fee. The fee would be applied to new construction projects only, and would  
14 not be required for remodeling projects. The intent of the fee adjustment is to offset the  
City's actual cost for reviews.

16 Proposed changes in the franchise tax are based on fees established by the State  
Tax Commission, which has currently set the tax rate at 3.5%. The fee schedule will be  
18 changed from 4.0%, to 3.5% or the maximum allowed by the State Tax Commission.

20 New fees proposed for the City Wide Fee Schedule include a document scanning  
and CD creation fee of \$10 per CD for up to ten pages, and \$1 per page after the first ten  
22 pages. Mr. Cowie explained that the Planning and Building Departments now require all  
new applications to include a CD of the proposed project documents in an effort to  
24 minimize hard copy papers associated with applications. Mr. Cowie stated that the City  
has the equipment to create the CD's, and can offer the service for a fee which is intended  
to cover actual costs of the City. Color copies of the Commercial Design Guidelines  
26 document will also be available for purchase for \$25.

28 Additional proposed changes to the fee schedule regarding water shares required  
for development will be addressed further following the meeting between share holders  
and the City Engineer to discuss acceptable shares. Any changes to the proposed fee  
30 schedule will be presented at the next regular City Council meeting.

32 Language in the Fee Schedule will be changed to reflect the "1997 Uniform  
Building Code," rather than the "currently adopted Uniform Building Code." The intent  
of this change is to clarify Building Code requirements more specifically. Additional  
34 language changes will refer to the "Water Shares" section of the Fee Schedule from the  
"Pressurized Irrigation" section, rather that the "Water Share or Relief Petition" sections.  
36 Proposed language changes will also reflect that the market rate for water shares will be  
established quarterly, rather than at the time of building permit. The Council  
38 recommended additional language that the market rate for water shares could be  
evaluated "more frequently if requested by the City Planning Director," in order to  
40 protect the City in the event of a dramatic increase in the market rate at any given time.  
Other minor wording changes to the Fee Schedule were also discussed.

42 Ms. Colson went on to review specific budget issues. Budget issue #1 is related  
to fees charged for garbage and recycling pick up. Allied Waste has requested that the  
44 Council consider a fuel surcharge, and a 3.2% increase in the fee charged for recycling  
services. Gordon Raymond of Allied Waste was present to address the Council regarding  
46 this request. Mr. Raymond noted that the increase in fuel costs has impacted the

2 company in several ways. He explained that the proposed surcharge would be  
3 implemented on a graduated scale based on the United States Department of Energy price  
4 index, which is established weekly. He proposed a fuel surcharge of \$.03 per month per  
5 can if fuel is \$2.40 per gallon, up to \$2.00 per month per can if fuel costs reach \$4.00 per  
6 gallon. Councilmember Bath noted that the proximity of Lindon residents to the transfer  
7 station should be taken into consideration. He noted that if the surcharge is based on cans  
8 rather than miles, Lindon residents may be subsidizing costs generated by other cities  
9 located farther away from the facility.

10 Councilmember Carpenter observed that fuel costs have clearly increased. He  
11 stated that he may feel more comfortable with a set amount for the surcharge rather than a  
12 graduated scale. Mr. Raymond explained that the proposed graduated scale is intended to  
13 protect the company and the City, noting that if fuel costs go down, the cost to residents  
14 would decrease accordingly.

15 Mayor Acerson inquired as to proactive measures which are being used by the  
16 company to control costs. Mr. Raymond stated that the recycling schedule was recently  
17 changed to increase efficiency. Lindon resident John Zumbrennen inquired as to whether  
18 recycling services reduce the number of runs to the transfer station. Mr. Raymond stated  
19 that low participation in Lindon does not reduce the number of runs to the transfer  
20 station, but that recycling is provided as a service to residents. Mr. Dameron noted that  
21 there are currently approximately 300 recycling accounts in the City. Mr. Zumbrennen  
22 asked if it would be more cost effective to have recycling collection points rather than  
23 individual recycling cans at residences. Mr. Raymond stated that collection points would  
24 actually increase costs over the current fee charged for recycling services. He also noted  
25 that collection points create management issues, and can become a dumping ground for  
26 other materials.

27 Councilmember Bath inquired as to the maintenance schedule for garbage trucks.  
28 Mr. Raymond stated that several older model trucks are currently in use, and that ongoing  
29 maintenance is an issue.

30 Councilmember Carpenter observed that the increase in gas prices is not likely to  
31 be a temporary situation. He felt that it would be appropriate for the City to allow some  
32 accommodation to the company to offset fuel costs. He suggested that Mr. Raymond  
33 consider a rate adjustment due to the proximity of the City to the transfer station. He also  
34 suggested that Mr. Raymond present a graduated scale with larger increments to trigger  
35 an increase in the surcharge to avoid excessive rate changes throughout the year. Mr.  
36 Raymond will present revised figures for review by the City Council at the next regular  
37 meeting.

38 Ms. Colson then presented Budget Issue #2, which is related to an annual CPI  
39 increase to water and sewer utility rates. The proposed 2.6% increase is based on the  
40 Consumer Price Index established by the United States Department of Labor from April  
41 2006 to April 2007. The Council felt that the proposed rate adjustment would be  
42 appropriate. Mayor Acerson noted that he was under the impression that an annual CPI  
43 adjustment would be automatically applied to water and sewer rates annually. Ms.  
44 Colson explained that the adjustment should be reviewed and discussed in a public  
45 meeting in order to provide access to the information for residents.

46 Ms. Colson went on to discuss Budget Issue #3, which is related to the increase in  
insurance benefits for City employees. She explained that the City recently contracted

2 with First West Benefit Solutions to bid out insurance benefits offered to employees. The  
City's current insurance provider, Utah Local Governments Trust, increased medical  
4 premiums by 9.7% for the 2007/2008 fiscal year. First West identified a provider which  
offered premiums at a 10% increase, but provided better coverage for employees,  
6 including access to Intermountain Health Care and Mountainstar systems. Ancillary  
insurance policies, such as dental and life insurance, were also found at reduced  
premiums.

8 Ms. Colson went on to explain that full time employees are provided with a  
benefit allowance equal to the family medical and dental premiums plus an additional  
10 insurance allowance of \$10.50 per month less employee participation of \$52 per month.  
Any unused portion of the benefit allowance goes through the employee's paycheck into  
12 their choice of a 401k or 457 retirement account. Benefited employees who waive  
coverage through the City are required to show proof of coverage through another  
14 agency.

16 Ms. Colson explained that employees met recently to discuss participation in long  
term cost containment measures for health benefits. Employees have proposed a five  
year plan which will increase employee participation by half of the percentage increase in  
18 the total of the medical and dental premiums and the \$10.50 insurance allowance, to a  
maximum increase of \$10 a month per employee. The 401k/457 contribution for  
20 benefited employees who do not take medical insurance through the City will freeze at  
the 2006/2007 fiscal year level, with no increase based on increases to insurance  
22 premiums. Employees hired after July 1, 2007 will have the option to take a \$500  
retirement account contribution in lieu of insurance benefits. Current employees who  
24 currently take the retirement account option and change to insurance coverage will have  
the option to return to the retirement account option at the 2006/2007 rate.

26 Mr. Zumbrennen commented that he felt employees should be responsible to fund  
the entire increase to the insurance premium. Councilmember Anthony explained that  
28 benefits are part of the entire compensation package offered to employees, are a means to  
attract and retain high quality, experienced employees for the City. He noted that  
30 government employees are treated differently than those in private industry, and that  
wages earned by government employees are not sufficient to attract and retain  
32 employees. He clarified that the wage and benefits package offered by Lindon City is  
comparable to those offered by other cities. The Council felt that it would be appropriate  
34 for the City to fund the increase in insurance premiums, less the proposed employee  
contribution. The Council felt that rates and employee participation should be reviewed  
36 annually.

38 Budget Issue #4 is a proposed 2.6% cost of living increase for City employees, as  
well as merit increases in January 2008. The Council felt that the proposed 2.6%  
increase is modest, and that it would be appropriate for the City to fund the increase. Ms.  
40 Colson will present final numbers regarding the fiscal impact of the proposed pay  
increase at the next City Council meeting.

42 Budget Issue #5 proposes several personnel changes. New positions include a  
Parks Maintenance Technician, an Assistant Planner, and a Management Intern. This  
44 budget issue also proposes that the Deputy Recorder position be changed to the Recorder  
position. Ms. Colson noted that the Parks Maintenance Technician position was  
46 previously established, but has been vacant since 2002. The Assistant Planner and

2 Management Intern positions would be new positions. The Deputy Recorder has been  
4 fulfilling the responsibilities of the Recorder. The City Administrator/Recorder requests  
6 that their job titles be officially changed. Ms. Colson noted that adding and filling these  
8 staff positions will allow the City to maintain a high level of service for residents. The  
10 current staffing level is 3.22 full time equivalents per 1000 population. Proposed changes  
12 increase full time equivalents to 3.41 full time equivalents per 1000 population. The  
14 Council felt that all proposed staffing changes would be appropriate.

8 The final Budget Issue discussed was implementation of a Certification Pay  
10 Program for City employees. Ms. Colson explained that the City encourages employees  
12 to participate in training and certification programs which improve skills related to their  
14 positions with the City. All training and certification programs are approved by the  
16 Department Head, and are paid for by the City. Ms. Colson noted that a Certification Pay  
18 Program would currently affect five employees. Mayor Acerson felt that the City should  
20 have some kind of assurance that the City will benefit from the certification and training  
22 paid for by the City, and that employees will not leave the City after obtaining  
24 certification. Councilmember Anthony observed that employees will not typically leave  
26 the City after receiving certification. He noted that Lindon City offers competitive  
28 compensation packages, and employees are likely to remain long term. Councilmember  
30 Carpenter noted that experience and expertise in job duties will benefit the City, and  
allow greater opportunity to promote from within. Following further discussion, the  
Council felt that implementation of a Certification Pay Program would be an incentive to  
employees to improve their skills set, and would not create a negative impact to the City.

24 Councilmember Anthony inquired as to whether a budget was established for  
26 maintenance of the trails system in the 2007/2008 fiscal year budget. Councilmember  
28 Bayless commented that a trail maintenance budget could be addressed when the trail  
30 system is complete. Mr. Dameron suggested that possibility of having trail sections  
“adopted” by community and church organizations for maintenance. Mayor Acerson  
called for further comments or discussion regarding the proposed budget. Hearing none,  
the public hearing was closed.

30 COUNCILMEMBER CARPENTER MOVED TO CLOSE THE PUBLIC  
32 HEARING TO CONSIDER THE 2007/2008 FISCAL YEAR BUDGET.  
34 COUNCILMEMBER BATH SECONDED THE MOTION. ALL PRESENT VOTED IN  
FAVOR. THE MOTION CARRIED.

36 **AJOURN CITY COUNCIL MEETING AND CONVENE THE MEETINGS OF**  
38 **THE REDEVELOPMENT AGENCY AND MUNICIPAL BUILDING**  
**AUTHORITY-**

40 COUNCILMEMBER BAYLESS MOVED TO ADJOURN THE REGULAR  
42 CIYT COUNCIL AND CONVENE THE MEETING OF THE LINDON CITY  
44 REDEVELOPMENT AGENCY AT 10:00 P.M. COUNCILMEMBER BATH  
SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION  
CARRIED.

2 BOARDMEMBER CARPENTER MOVED TO ADJOURN THE MEETING OF  
THE LINDON CITY MUNICIPAL BUILDING AUTHORITY AND RECONVENE  
4 THE REGULAR CITY COUNCIL MEETING AT 10:06 P.M. BOARDMEMBER  
BAYLESS SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE  
MOTION CARRIED.

6  
8 **COUNCIL REPORTS –**

10 **WATER, SEWER, SOLID WASTE, HOUSING CONSORTIUM –**

12 Councilmember Hatch was not present at the meeting.

14 **TRAILS, PLANNING, ZONING, BD. OF ADJ. ADMINISTRATION –**

16 Councilmember Bayless reported that the newly formed Healthy Living  
Committee will meet on June 13, 2007 to discuss plans for the program.

18 Councilmember Bayless invited Councilmember Carpenter to present information  
regarding the Dan Jones survey related to the recreation center and aquatics facility.  
20 Councilmember Carpenter explained that the highest level of bonding being considered  
would impact the property taxes on a \$300,000 home by approximately \$22 per month  
for 25 years. He suggested that presenting a number that high may create a psychological  
22 impact sufficient that residents may not consider the issue further. He suggested that the  
possible purchase of the LDS Meeting House on Center Street may allow the City to  
24 complete the facilities at a lower cost, which would require a lower amount of bond  
revenues. The Council discussed the need to make the actual cost of the facilities clear to  
26 residents, including tax revenues, bond revenues and usage fees. The Council will  
discuss this issue further as the phone survey and feasibility study process is completed.

28  
30 **PUBLIC SAFETY, COURT, BUILDING INSPECTIONS –**

32 Councilmember Bath inquired as to whether Comcast has fiber to the home  
available in Lindon. Mr. Dameron explained that Comcast does have fiber to the home in  
some areas. He noted that completion of the UTOPIA system in the City has created  
34 competition from other providers, which will be beneficial to consumers as providers  
compete for business.

36  
38 **PARKS, RECREATION, ENGINEERING, LINDON FAIR, NEWSLETTER –**

40 Councilmember Anthony reported on several requests from Ernest Silva, Lindon  
Days Committee Chair. Mr. Silva requested recommendations for a Grand Marshall for  
the celebration, as well as a chairperson for the horseshoe competition. Mr. Sylva also  
42 inquired as to the possibility of the City sponsoring a portion of the cost of a trailer for  
the Oak Canyon Junior High School Jazz Band in exchange for their performance at  
44 Lindon Days. The Council felt that it would not be appropriate to sponsor the band,  
noting that the City already sponsors the Lindon Days Celebration.

2 Councilmember Anthony inquired as to the correct procedure to follow regarding  
grant funds for the Tree Advisory Board which were awarded in the 2006/2007 fiscal  
4 year but have not yet been expended. Mr. Dameron informed Councilmember Anthony  
that those funds will carry over to the next fiscal year.

6 Councilmember Anthony also discussed the possibility of designating funding for  
tree planting and maintenance as a line item in the Parks Budget, and designating funding  
8 in the Tree Advisory Board budget for community education programs and materials.  
Mr. Dameron will direct Ms. Colson to make the recommended changes to the budget.

10 Councilmember Anthony commented on the completion of road projects on 200  
East and 400 North. He noted that residents have expressed to him that they are very  
12 happy with the improvements.

### 14 **GENERAL PLAN, STREETS & SIDEWALKS, PUBLIC BUILDINGS** –

16 Councilmember Carpenter reported on several detention basins which are in need  
of maintenance. Mr. Dameron stated that the detention basins have been scheduled for  
18 maintenance, but have been a fairly low priority. However, Mr. Dameron spoke earlier in  
the day with Public Works Director, Don Peterson about the projects. Mr. Peterson will  
20 assign an employee to the projects in order to complete them in the near future. Mr.  
Dameron noted that the projects will be somewhat extensive.

22 Councilmember Carpenter also reported on a Legislative Policy Committee  
meeting he recently attended. The meeting included discussion regarding transfer of well  
24 rights into City water systems. He explained that the State Engineer made a ruling  
regarding a change order request submitted by Roosevelt City. Roosevelt has historically  
26 used four wells on a rotating basis with the intent of establishing beneficial use for each  
of the wells in order to maintain the associated water rights. The State Engineer  
determined that since the wells were used on a rotating basis rather than in tandem,  
28 Roosevelt had established only 25% beneficial use, and lost the other 75% of the  
associated water rights. Councilmember Carpenter clarified that Roosevelt is challenging  
30 the decision in court, but that the final court ruling may impact other cities as well.

### 32 **ADMINISTRATOR'S REPORT** –

34 Mr. Dameron reported on the following items;

- 36 1. The Council reviewed the Project Tracking List.
- 38 2. A ribbon cutting will be held on Wednesday, June 6, 2007 at noon at the Lindon  
Business Park.
- 40 3. A farewell Open House will be held in honor of Mayor Acerson on Friday, June 8,  
2007 from 3:00 p.m. to 5:00 p.m.
- 42 4. The Lindon Heritage Trail Committee meeting will be held Monday, June 11, 2007  
at 3:00 p.m.
- 44 5. The Pleasant Grove quarterly coordination meeting will be held Monday, June 11,  
2007 at 5:30 p.m. at Pleasant Grove.
- 46 6. The Planning Commission will review the proposed Main Street vacation at the  
regular meeting on June 13, 2007. Recommendations will be forwarded to the City  
Council.

2 7. Due to the referendum vote scheduled for the General Election in November, the  
3 City will be responsible for the Primary Election in September, and the County will  
4 run the General Election in November. The State has asked cities to forward funds  
5 budgeted for the General Election to the County to offset the cost of the General  
6 Election.

7 COUNCILMEMBER BATH MOVED TO APPROVE THE PAY VOUCHERS.  
8 COUNCILMEMBER BAYLESS SECONDED THE MOTION. ALL PRESENT  
9 VOTED IN FAVOR. THE MOTION CARRIED.

10 **ADJOURN** –

11 COUNCILMEMBER BAYLESS MOVED TO ADJOURN THE MEETING AT  
12 11:04 P.M. COUNCILMEMBER ANTHONY SECONDED THE MOTION. ALL  
13 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

14 APPROVED – June 19, 2007

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Ott H. Dameron, City Administrator/Recorder

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Jeff Acerson, Mayor.