

2 The Lindon City Council held a regularly scheduled meeting on Tuesday, November 16,
2010 beginning at 7:00 p.m. in the Lindon City Center, City Council Chambers, 100
North State Street, Lindon, Utah.

4 Conducting: James A. Dain, Mayor
6 Pledge of Allegiance: Lindsey Bayless
Invocation: Mark Walker

8 **PRESENT**

ABSENT

10 James A. Dain, Mayor
12 Lindsey Bayless, Councilmember
Bruce Carpenter, Councilmember
14 Bret Frampton, Councilmember
Jerald I. Hatch, Councilmember
16 Mark. L. Walker, Councilmember
Ott H. Dameron, City Administrator
18 Cody Cullimore, Chief of Police
Debra Cullimore, City Recorder

20 The meeting was called to order at 7:04 p.m.

22 **PRESENTATION** – The Mayor and Council will be presented with the Character
24 Connection Poster Calendar by the children who created the original artwork.

26 Mr. Dameron stated that the Director of Character Connection has requested that
this item be continued to the December 7, 2010 meeting.

28 **MINUTES** - The minutes of the regular meeting of October 19, 2010 and the special
30 meeting of November 1, 2010 will be reviewed.

32 COUNCILMEMBER CARPENTER MOVED TO APPROVE THE MINUTES
OF THE MEETING OF OCTOBER 19, 2010. COUNCILMEMBER WALKER
34 SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER BAYLESS AYE
36 COUNCILMEMBER CARPENTER AYE
COUNCILMEMBER FRAMPTON AYE
38 COUNCILMEMBER HATCH AYE
COUNCILMEMBER WALKER AYE

40 THE MOTION CARRIED UNANIMOUSLY.

42 COUNCILMEMBER BAYLESS MOVED TO APPROVE THE MINUTES OF
THE MEETING OF NOVEMBER 1, 2010. COUNCILMEMBER HATCH
44 SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER BAYLESS AYE
46 COUNCILMEMBER CARPENTER AYE
COUNCILMEMBER FRAMPTON AYE

COUNCILMEMBER HATCH AYE
2 COUNCILMEMBER WALKER AYE
THE MOTION CARRIED UNANIMOUSLY.

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6 **OPEN SESSION** - Citizens comments

8 Mayor Dain called for comments from any audience member who wished to
address an issue not listed as an agenda item. Lt. Mark Buckingham of the Utah Army
10 National Guard approached the Mayor and Council. Lt. Buckingham observed that with
an increasing number of veterans returning from war in Iraq and Afghanistan, greater
12 cooperation between communities, municipal governments and the military is needed to
support soldiers as they return to civilian life. He presented basic information regarding
14 the “Community Covenant” program, which coordinates a support system for returning
soldiers. He requested that the City appoint a contact person to work with him to
implement the program in Lindon.

16 Councilmember Carpenter observed that the country failed returning service
members following the Viet Nam war, and that many of those veterans never recovered
18 from the trauma of the war and returning home to a hostile environment. He stated that
he hopes the country and its citizens have learned their lesson, and have realized that we
20 owe veterans a debt of gratitude. He noted that Lindon has lead out in support for service
members with utility payment abatements during active service, and that he hopes Lindon
22 will continue to lead the way in supporting service members and veterans.
Councilmember Walker also noted that the City is currently planning a Veteran’s
24 Memorial monument to honor those who have served.

26 Councilmember Bayless inquired as to how Lt. Buckingham sees the program
proceeding. Lt. Buckingham stated that he will work with a community representative to
28 adopt a Community Covenant with verbiage specific to Lindon which shows support for
returning service members. A signing ceremony to adopt the covenant will be held in
conjunction with another event, such as the ribbon cutting for the Veteran’s Memorial.

30 Mayor Dain asked Mr. Dameron to work with Lt. Buckingham on the project. Mr.
Dameron stated that as a veteran, he would be honored to work on the project. The
32 Council thanked Lt. Buckingham for his presentation, and expressed support for the
project.

34
36 **MAYOR'S COMMENTS/REPORT**

38 Mayor Dain reminded those present of the Community Thanksgiving Dinner on
Thanksgiving Day at the Lindon Community Center. He noted that transportation and
40 meal delivery would be available in a limited area if requested by any residents. He
stated that the community response for donations and volunteers has been exceptional.

42 **CONSENT AGENDA** – No Items

44
46 **CURRENT BUSINESS**

1. **Public Hearing** – *Public Safety Building Impact Fee. (Ordinance #2010-8-O)*

2 The City Council will hear public comment and possibly act to approve
4 Ordinance #2010-8-O (Chapter 11.3 of the LCC) which would adopt the public
6 safety impact fee analysis, the public safety capital facilities plan, and set the
calculation and collection of the impact fee.

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

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12 Matt Millis of Lewis, Young, Robertson and Burningham was present for this
discussion with the Council. Mr. Millis reviewed the results of the Impact fee Study
14 which was reviewed during a City Council meeting on two previous occasions. He
explained that proposed Impact Fee is being considered in compliance with requirements
16 found in Utah State Code, and that the intent of implementing an Impact Fee is to assess
an appropriate portion of increased costs associated with expanded services to new
development.

18 Mr. Millis went on to review the formula which was used to calculate the
proposed impact fee. GIS technology was used to overlay historic calls volume to private
20 property by zone. The number of calls was divided by the amount of developed property.
This formula was used to forecast the number of calls the City would anticipate to
22 undeveloped property in the future. The analysis found that 69% of build out police calls
are currently being received, with an increase of 31.45% at build out. Current fire calls to
24 private property were calculated at 64%, with an increase of 36% at build out. These
percentages were used to calculate the proposed fee based on anticipated facility costs.

26 Mr. Millis then reviewed facility costs for a 12,000 square foot facility, with 60%
being used for Police services and 40% for fire services. The hard cost of the facility is
28 expected to be approximately \$3.7 million, with the full cost of \$6.3 million if financed
through a 20 year bond at 5% interest. The cost would result in annual debt service of
30 approximately \$315,000. General Fund revenue would be used to pay the debt service,
with any impact fees being used to repay the General Fund as they are collected.

32 Mr. Millis outlined proposed impact fees for new residential and commercial
development. The maximum proposed impact fee per residential property was calculated
34 at \$519 per residential dwelling. The fee per commercial building was calculated at \$63
per 1000 square feet. Mr. Millis noted that the City has followed all requirements for
36 adopting the proposed Impact Fee, and that the Council now has the authority to adopt
the maximum proposed fee, any fee below the maximum amount calculated in the study,
38 or no impact fee. Following adoption of the Impact Fee, a 90 day waiting period is
required prior to collection of the fee associated with new development.

40 Councilmember Carpenter inquired as to whether the methodology used in the
analysis was the same as in other communities. Mr. Millis stated that exact calculations
42 differ for each community, but that the analysis in Lindon was completed with precise
methodology and high quality data. He noted that the overall methodology based on land
44 use and call volume to forecast future expansion of services is standard methodology
used to calculate the proposed fee. Councilmember Carpenter asked if the methodology

2 has been challenged in court. Mr. Millis stated that court cases relative to impact fees are typically based on implementation of the fee rather than the analysis.

4 Councilmember Frampton asked if similar fees have been implemented in other Utah County communities. Mr. Millis stated that the Public Safety Impact Fee is a very common fee, and that the proposed maximum fee is in line with fees charged in other communities.

6 For the benefit of audience members, Councilmember Carpenter summarized the intent of impact fees. He explained that as cities grow, it is necessary to create new facilities to accommodate new citizens. The Impact Fee structure allows the City to fairly assess the cost of new facilities to new development without overburdening existing citizens who have already paid a fair portion of services they use. Mr. Millis noted that failure to implement fair impact fees places an unfair tax burden on residents as expansion of services becomes necessary, rather than assessing those costs to developers.

8 Mayor Dain called for public comment. Taylor Oldroyd, CEO of the Utah County Association of Realtors, stated that he and representatives of the Homebuilders Association have several concerns regarding the proposed impact fee which they would like an opportunity to discuss with the City prior to the City Council taking action. He noted that developers generally recognize that growth does have an impact on City services, but that the question is whether the fee is an appropriate amount, and whether this is an appropriate time to implement a new fee. He suggested that the City should be looking for incentives to encourage new development rather than implementing fees which may discourage new development. He also suggested that the City consider a 'disproportionate fee study' which assesses fees based on anticipated call volume by use rather than by zone. Mr. Millis explained that disproportionate fee studies are associated with business licensing fees, which cover operational rather than capital costs for services.

16 Bruce Armstrong asserted that there are flaws in the City's logic for implementing the proposed fee. He felt that existing facilities are not at capacity, and that there is not a need to grow capital facilities unless existing facilities are inadequate. He also asserted that Lindon City collects more tax revenue per capita than any other City in Utah County, and that other sources of revenue make the proposed impact fee unnecessary. Mr. Armstrong stated that the impact fee would be paid into the General Fund, and would not be used exclusively to fund new Public Safety facilities. Mr. Dameron clarified to Mr. Armstrong that and revenue collected through Impact Fees is segregated and used only for the specified purpose. Impact Fees can be saved for six years toward the cost of new facilities if the funds are designated for that purpose.

28 Mayor Dain called for further public comment. Hearing none, he called for a motion to close the Public Hearing.

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

Mayor Dain suggested that at the request of affected entities the Public Hearing be continued to the December 7, 2010 City Council meeting to allow the City Attorney

2 and City Staff time to address the concerns which have been expressed. He called for a motion.

4 COUNCILMEMBER BAYLESS MOVED TO CONTINUE THE PUBLIC HEARING TO CONSIDER ORDINANCE #2010-8-O, PUBLIC SAFETY IMPACT FEE, TO THE MEETING OF DECEMBER 7, 2010. COUNCILMEMBER WALKER SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

8 COUNCILMEMBER BAYLESS AYE
COUNCILMEMBER CARPENTER AYE
10 COUNCILMEMBER FRAMPTON AYE
COUNCILMEMBER HATCH AYE
12 COUNCILMEMBER WALKER AYE

14 THE MOTION CARRIED UNANIMOUSLY.

- 16 2. **Public Hearing** – *Lindon City Storm Water Management Program*. The City Council will hear public comment and possibly act to approve the Lindon City Storm Water Management Program. This document is an update from the previous SWMP adopted in 2003. The program will be presented by staff and JUB Engineers who have jointly created this update. The program is mandated to the city by EPA through the State of Utah and the permit itself is required to be signed by the Mayor.

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

26 Mr. Dameron explained that new Storm Water Management Program (SWMP) requirements are an unfunded federal mandate which has been passed on to municipalities. Updates to the SWMP are much more onerous than previous requirements, and City staff and JUB Engineers have worked cooperatively to draft a detailed plan which is in compliance with State and Federal requirements. Mark Christensen and Don Overson of JUB Engineers were present for this discussion, as well as Public Works Director, Don Peterson, and Storm Water Superintendent Paul Miller.

34 Mr. Overson began by reviewing terms and definitions used in the SWMP. He explained that the State voluntarily asked to oversee municipalities rather than the Federal Government running the program. He noted that the Federal requirements are designed to create cleaner water in areas which are far more problematic than conditions found in Utah, but that all municipalities nationwide are required to follow the same guidelines. Mr. Christensen agreed that while the Federal mandates may be overreaching for local needs, they will be effective in creating cleaner water. He clarified that Lindon's existing SWMP is effective, but that it is necessary to expand the current SWMP to meet the new requirements.

40 Mr. Overson explained that the previous permit was issued in 2003, and that this is the second five year permit cycle. He also explained that the current plan includes six areas of focus:

- 46 1. Public education and outreach

2. Public involvement and participation
3. Illicit discharge detection and elimination
4. Construction site storm water runoff control
5. Post-construction storm water management in new development and redevelopment
6. Pollution prevention/good housekeeping for municipal operations

The City's current SWMP permit was issued August 1, 2010, with a requirement that the current SWMP be updated to meet current requirements by December 1, 2010.

Specifications change standard operating procedures for activities in the City, such as procedures to protect storm drains in the event of a water line break, and documentation that procedures were followed. In addition, monthly construction site inspections will be conducted and documented, as well as weekly inspections of priority facilities.

Mr. Dameron noted that the Storm Water Division currently employs only two people, and that new requirements will significantly increase the work load of that division. Mr. Overson explained that all Public Works personnel will be trained on Standard Operating Procedures outlined in the SWMP. An increase to storm water fees may be necessary in the future to cover increased costs associated with implementation of the SWMP.

Mr. Christensen explained that the body of the permit contains goals set by the City to meet the requirements of the permit. A significant amount of information is located in the Appendices, such as standard operating procedures, staff training, inspection requirements, maps, illicit discharge and elimination programs, and City ordinance requirements. The permit requires contact information to be placed on the City website for reporting illicit discharges.

Mr. Overson noted that the SWMP requires an inventory of all floor drains in public facilities, mapping of all storm drains, mapping of outfalls and piping, and an inventory of all storm water facilities. Mr. Christensen noted that the City has existing GIS maps of storm water facilities which meet this requirement.

The Council went on to discuss permit requirements based on development size and location. Development in identified sensitive areas requires inspection every two weeks rather than monthly. Mr. Overson also presented information regarding anticipated cost of implementation to the City. Based on an assumption of 15 new commercial developments per year, with 10 of the sites being sensitive lands near Utah Lake, and an average duration of the construction site of one year, along with 25 residential lots developing per year, the City can anticipate increased costs of approximately \$21,000 per year based on a cost of \$75 per man hour for staff, equipment and supplies. Anticipated costs do not include any new storm water facilities.

Councilmember Carpenter inquired as to what percentage of projected costs the City is currently paying under the current plan. Mr. Christensen stated that current costs are approximately 25% of projected costs. Councilmember Carpenter observed that it would not be possible to absorb the increase in costs based on the current storm water fee or building permit fees. Mr. Christensen presented various funding options, such as increased utility fees, development fees and inspection fees. He noted that increasing development and inspection fees would assess the cost of services where the need for services is generated.

2 Mr. Dameron invited Mr. Peterson and Mr. Miller to comment. Mr. Peterson
expressed concern regarding the cost of implementing the permit requirements, and the
4 impact on revenue which would be used to maintain and upgrade the storm water system
and flood prevention programs. Mr. Miller expressed concern regarding adequate
6 staffing to implement the program at the current staffing level. He noted that the
documentation requirements are cumbersome, and compliance will be difficult given the
current man hours available in the division.

8 Mayor Dain called for public comment. There were no comments. He called for
a motion to close the Public Hearing.

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12 COUNCILMEMBER WALKER MOVED TO CLOSE THE PUBLIC
HEARING. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. ALL
14 PFRESENT VOTED IN FAVOR. THE MOTION CARRIED.

16 Mayor Dain noted that the action before the Council is to approve the Storm
Water Management Plan. He clarified that approval of the plan does not address funding
18 issues, and that funding will be addressed in the spring of 2011 during budget
discussions. Mr. Christensen stated that financial details discussed at this meeting are not
20 part of the permit, but were presented for informational purposes. The City is required to
report estimated and actual costs, and the finances of the permit will be audited sometime
22 during the five year permit period. Mayor Dain called for further comments or
discussion. Hearing none, he called for a motion.

24 COUNCILMEMBER WALKER MOVED TO APPROVE THE LINDON CITY
STORM WATER MANAGEMENT PROGRAM AND AUTHORIZE THE MAYOR
26 TO SIGN THE ASSOCIATED DOCUMENTS. COUNCILMEMBER BAYLESS
SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

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

THE MOTION CARRIED UNANIMOUSLY.

- 34
36 3. **Presentation** – *Heritage Trail – Phase 2*. This is a staff presentation of the
38 Lindon Heritage Trail Project – Phase 2 which begins at 800 West and continues
to the west towards Utah Lake. Details will be presented by staff and discussed
40 with the Mayor and Council.

42 Planning Director, Adam Cowie, Muriel Xochimitl and Siobhan Locke of the
Langdon Group, and City Engineer, Mark Christensen, were present for this discussion
44 with the Council. Mr. Cowie explained that Phase 2 of the Lindon Heritage Trail project
is underway. The City will enter into an Interlocal Agreement with Vineyard Town for
trail maintenance on the trail section that will go through Vineyard. Mr. Cowie stated

2 that there were no significant concerns or questions from Vineyard officials during a recent presentation to their Town Council.

4 Mr. Cowie went on to review the 2005 Parks and Trails Master Plan. He outlined the route of Phase 2 of the Lindon Heritage Trail, which will be located along 800 West from Lakeview Drive to 200 South, where it will travel south to Geneva Road and under the new underpass structure and west toward Utah Lake. Construction of this trail section will be funded using a \$3.2 million dollar grant which the City was awarded in 8 2008. The required \$200,000 match was met through property purchase for the trail right-of-way for the Lindon Hollow Creek area. The grant is federally funded, and 10 administered through Mountainland Association of Governments and the Utah Department of Transportation. Plans for the trail will be presented during an Open House at the City Center on November 30, 2010.

12 Mr. Cowie went on to review preliminary work which has been completed on the project. He stated the design and engineering work have been started, and that personal 14 contact is being made with each resident. In late spring or early summer 2011, property acquisition and final design will be completed. Response from local residents has been 16 generally positive. Ms. Xochimitl and Ms. Locke are working closely with residents to resolve individual concerns. In October 2011, the project will be advertised for bids, 18 with construction planned in spring of 2012, and completion of the trail during the 2012 construction season.

20 Mr. Cowie noted that the City owns approximately 80% of the property between 22 Pioneer Lane in Vineyard and Geneva Road. Available revenue is not expected to complete the trail to Utah Lake. Some funding may be used to preserve the trail corridor 24 to the lake, with full improvements being installed at a later date as funding becomes available. All affected property owners have been notified. The City is also working 26 with the Power Company to ensure that the trail will not be affected by future expansion of the power plant located near the trail area.

28 Mr. Cowie went on to review trail cross sections. He noted that sections along residential property frontage will have delineated driveway sections. Sections located 30 along 200 South to Geneva Road will be in the street right-of-way. Mr. Cowie also noted that the City will continue to pursue grant funding to complete the fully improved trail to 32 Utah Lake. He noted that the City has received a generous amount of grant revenue during previous funding cycles. Mr. Christensen noted that this project has a much better 34 public perception than Phase 1 of the trail due to the fact that residents have seen the completed trail section and realized the benefit to the community.

36 The Council will receive periodic reports and trail planning and construction proceeds over the coming months.

- 38
- 40 4. **Report** – *Lindon Aquatics Center Operational Report 2010 Season and Proposed Programming and Rates for Lindon Community Center*. This item is an operational report for the Lindon Aquatics Center for the 2010 season and a 42 proposal for programming and rates for the new Lindon Community Center. Dan Seder, Parks and Recreation Director, will present the report to the Council.
- 44

46 Parks and Recreation Director, Dan Seder, was present to report to the Council. He noted that a representative of the Make A Wish Foundation had planned to attend as

2 well, but was ill. Make A Wish expressed appreciation to Mr. Seder for the City's
participation in the 2010 Rubber Ducky Derby, and would like to hold the 2011 event at
4 the Lindon Aquatics Center. The City Council expressed general support for hosting the
Rubber Ducky Derby in 2011.

6 Mr. Seder presented the Lindon Aquatics Center Operational Report for the 2010
season. The report included information regarding financials, attendance,
8 accidents/incidents, rescues, programs, season passes, employee passes, concessions,
cleaning, rentals, employees, winterization, and plans for the 2011 season.

10 Revenue totals for the 2010 season came in at \$444,759.13, as compared to 2009
totals of \$359,113.77. Expense totals for the 2010 season were \$361,256.87, up from
12 2009 totals of \$342,337.04. 2010 expense totals do not include the FlowRider service
fee. The 2010 season resulted in excess revenue of \$83,502.26, up from excess revenue
14 in 2009 of \$16,776.73. Mayor Dain noted that the City had anticipated subsidizing the
facility as much as \$100,000 annually, and that the financially independent operation of
16 the facility was a pleasant surprise. He noted that the only complaint he has heard from
residents is the need for additional deck furniture. Mr. Seder stated that he plans to
purchase additional deck chairs prior to the 2011 season.

18 Mr. Seder stated that there were 68,000 visits to the pool during the 2010 season,
with 62,000 of those visits being through daily admission rather than season pass holders.
20 2010 visits increased 9,000 visits over 2009 visits. A total of 53 accidents or incidents
were reported during the 2010 season, with only 1 which required an EMS response. The
22 EMS response was for a medical condition, and was not related to facility use. Lifeguard
staff documented 5 rescue reports during the season which required the lifeguard to enter
24 the pool for an incident which could result in a drowning. A number of minor assists
were performed, but documentation is not compiled on minor assists, such as helping a
26 child to the side of the pool at the bottom of the slide.

28 Mr. Seder went on to review program information for swim lessons, swim team,
FlowRider lesson, and the Junior Lifeguard program. Swim lessons had 947 registered
participants, with 169 participants in the swim team program. 276 resident season passes
30 were purchased for the season, as well as 74 non-resident season passes. Mr. Seder
reported that employee season passes provided for City employees are a benefit
32 appreciated by staff, and that the use of those passes did not have any negative effect on
the facility in regard to overcrowding or overuse. Food concession sales increased by
34 approximately \$1,500 from the 2009 season as Hogi Yogi expanded and improved the
concession menu to better meet the demands of facility users.

36 Mr. Seder went on to review plans for the 2011 season. He stated that current
programming is very successful, and that a merit badge class may be added next year.
38 Admission and rental fees will be reviewed while taking into account the affordability
and expenses required to offer and administer programs. All weekend rental slots were
40 booked for the 2010 season. Following discussion regarding the possibility of expanding
private rental hours, the Council felt that it would not be appropriate to reduce public use
42 hours to provide additional rental hours.

44 Mr. Seder concluded by reporting that the 2010 Aquatics Center season was very
successful. Programs and attendance are expected to expand during the 2011 season as
the facility becomes more widely known in surrounding communities. The Council
46 thanked Mr. Seder, and congratulated him on a successful season and facility.

2 5. **Review and Action** – *Disposition of Seized Property – Lindon City Police*
3 *Department.* This item is a request from Chief Cody Cullimore for the City
4 Council’s action to declare the disposition of seized property in accordance with
5 state law. The Police Department recovered stolen items, a snow blower and a set
6 of tools, for which the lawful owners could not be identified.

7 COUNCILMEMBER CARPENTER MOVED TO APPROPRIATE THE USE
8 OF THE SEIZED PROPERTY TO PUBLIC USE IN ACCORDANCE WITH UTAH
9 STATE STATUTE FINDING THAT A REASONABLE ATTEMPT WAS MADE TO
10 LOCATE THE RIGHTFUL OWNERS. COUNCILMEMBER HATCH SECONDED
11 THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

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

18 6. **Review and Action** – *MAG Pre-Disaster Hazard Mitigation Plan. (Resolution*
19 *#2010-19-R)* This item is a request for adoption of Resolution #2010-19-R which
20 places Lindon City as an eligible entity for FEMA pre-disaster planning funds.
21

22 Mr. Dameron noted that approval of this Resolution will allow the City to apply
23 for specific grant funding for disaster hazard mitigation projects. Mayor Dain called for
24 comments or discussion. Hearing none, he called for a motion.
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26 COUNCILMEMBER WALKER MOVED TO APPROVE RESOLUTION
27 #2010-19-R, MOUNTAINLAND ASSOCIATION OF GOVERNMENTS PRE-
28 DISASTER HAZARD MITIGATION PLAN. COUNCILMEMBER BAYLESS
29 SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

30 COUNCILMEMBER BAYLESS AYE
31 COUNCILMEMBER CARPENTER AYE
32 COUNCILMEMBER FRAMPTON AYE
33 COUNCILMEMBER HATCH AYE
34 COUNCILMEMBER WALKER AYE
35 THE MOTION CARRIED UNANIMOUSLY.

36 7. **Review and Action** – *Annual Meeting Schedule.* The annual meeting schedule
37 for calendar year 2011 will be reviewed and approved by the Mayor and Council.
38 The schedule includes meeting dates for the City Council, Planning Commission,
39 Board of Adjustments, Redevelopment Agency, and the Municipal Building
40 Authority.
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42 COUNCILMEMBER CARPENTER MOVED TO APPROVE THE 2011
43 ANNUAL MEETING SCHEDULE. COUNCILMEMBER FRAMPTON SECONDED
44 THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

45 COUNCILMEMBER BAYLESS AYE

COUNCILMEMBER CARPENTER AYE
2 COUNCILMEMBER FRAMPTON AYE
COUNCILMEMBER HATCH AYE
4 COUNCILMEMBER WALKER AYE
THE MOTION CARRIED UNANIMOUSLY.

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8 **COUNCIL REPORTS**

10 **Mr. Dameron** – Reported on the following items:

- 11 1. Lindon City Night will be held at the BYU vs. Utah State basketball game on
12 November 17, 2010.
- 13 2. The General Plan Open House will be held November 30, 2010 at the 6:30 p.m. at
14 the City Center.
- 15 3. The annual Christmas Tree Lighting Ceremony will be held December 6, 2010.
- 16 4. The Council reviewed the Project Tracking List.
- 17 5. UDOT plans for State Street widening are back on the schedule with a minimized
18 plan.
- 19 6. The staff family Christmas party will be held December 23, 2010 at noon at the
20 Community Center.
- 21 7. The Council will deliver a “Citizen of the Year” recognition plaque to Shirl
22 Tomlinson on December 21, 2010 prior to the regular City Council meeting.
- 23 8. A Water Quality Board Meeting will be held December 2, 2010.
- 24 9. Maeser Academy has requested to purchase two of the pianos at the Community
25 Center. Staff will investigate the value of the pianos. The pianos will be declared
26 surplus prior to being sold if the Council determines it would be appropriate to do
27 so.
- 28 10. Staff recommends that formal review of the Wolf Mountain Conditional Use
29 Permit revocation appeal be postponed for six months. Improvements are being
30 made at the site to address relevant concerns.
- 31 11. Sales tax revenues have trended up over recent months. The City Council may
32 consider a COLA pay adjustment for employees at a future meeting.
- 33 12. The sewer fee structure is under review by the City Attorney and staff. The
34 Council may consider recommendations to amend the structure based on per unit
35 fees in commercial zones at a future meeting.
- 36 13. Dain and Associates submitted the low bid for architectural work on the Senior
37 Citizens Center.

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39 **COUNCILMEMBER WALKER** – Councilmember Walker reported that the State
40 Legislature has reported a revenue surplus of between \$10 and \$20 million. He also
41 reported that Lynn Lemone has requested that the Lindon Days Criterium Bike Race be
42 held Wednesday, August 10th, and that Huck Finn Day be moved to Thursday evening.
43 Proceeds from the race would be donated to the Historical Commission for historic
44 preservation projects. The Historic Commission has discussed the placement of historic
45 marker at Fryer Park. The Commission feels that while a marker of some type would be
46 appropriate, it would not qualify as a historic site. Councilmember Walker also reported

2 that the Tree Advisory Board and the Historic Preservation Commission are working to
3 finalize plans for a permanent Christmas Tree at the Community Center.

4 **COUNCILMEMBER CARPENTER** – Councilmember Carpenter had no items to
5 report. He invited Chief Cullimore to report on Police Department activities. Chief
6 Cullimore reported that a parenting seminar will be held at Oak Canyon Junior High
7 School on Wednesday, November 17th taught by Dr. Paul Jenkins. The event has been
8 advertised through the City and the schools. Chief Cullimore also reported that Officer
9 Darrell Bingham made a presentation to Springville City Council regarding “Spice”, and
10 that the Springville Council passed a Spice Ordinance similar to the Lindon City
11 Ordinance. Chief Cullimore requested that training be provided at a future meeting as to
12 the role of the City Council in an emergency response situation.

14 **COUNCILMEMBER BAYLESS** – Councilmember Bayless had no items to report.

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17 **COUNCILMEMBER FRAMPTON** – Councilmember Frampton reported that
18 applications to the Utah Housing Consortium for project funding are currently under
19 review.

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21 **COUNCILMEMBER HATCH** – Councilmember Hatch reported that the Transfer
22 Station Board is working with the power company to minimize impacts which could
23 result from expansion of the power plant. The Transfer Station has negotiated an
24 easement to facilitate traffic flow and eliminate cross traffic.

26 COUNCILMEMBER CARPENTER MOVED TO APPROVE THE PAY
27 VOUCHERS. COUNCILMEMBER BAYLESS SECONDED THE MOTION. THE
28 VOTE WAS RECORDED AS FOLLOWS:

29 COUNCILMEMBER BAYLESS AYE
30 COUNCILMEMBER CARPENTER AYE
31 COUNCILMEMBER FRAMPTON AYE
32 COUNCILMEMBER HATCH AYE
33 COUNCILMEMBER WALKER AYE
34 THE MOTION CARRIED UNANIMOUSLY.

36 **ADJOURN** –

38 COUNCILMEMBER BAYLESS MOVED TO ADJOURN THE MEETING AT
39 11:46 P.M. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. ALL
40 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

42 Approved – December 7, 2010

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Debra Cullimore, City Recorder

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James A. Dain, Mayor

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