The Lindon City Council held a regularly scheduled meeting on Tuesday, June 21, 2011 beginning at 7:00 p.m. in the Lindon City Center, City Council Chambers, 100 North State Street, Lindon, Utah.

Conducting: Jerald I. Hatch, Mayor Pro Tem

Pledge of Allegiance: Heath Bateman, Lindon City Parks and Recreation Director

Invocation: Mark Walker

PRESENT

ABSENT

Lindsey Bayless, Councilmember
Bruce Carpenter, Councilmember
Bret Frampton, Councilmember
Jerald I. Hatch, Councilmember/Mayor Pro Tem
Mark L. Walker, Councilmember
Ott H. Dameron, City Administrator
Adam Cowie, Planning Director
Cody Cullimore, Chief of Police
Debra Cullimore, City Recorder

James A. Dain, Mayor

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

PRESENTATIONS -

1. **“Transparency Award”** - The Sutherland Institute will present their “Transparency Award” to the City recognizing the openness and inclusion of information on the city’s website.

Dave Bower and Derek Monson were present as representatives of the Sutherland Institute. Mr. Bower explained that the Institute feels that transparency is a crucial aspect of the government system. During the fall of 2010, the Institute audited municipal website in Utah and gave a grade to each site based on a ten point transparency check list. At that time, Lindon received a grade of “D”. Mr. Bower noted that since the audit, he has been made aware that the majority of the information was available on the Lindon City site, but that auditors were not able to quickly locate the information in a maximum of three mouse clicks from the homepage.

Mr. Bower explained that Councilmember Mark Walker recently contacted the Institute to determine what action the City could take to improve website transparency. The Institute gave Councilmember Walker the information and accessibility standards which would be required to achieve an A+ grade. Councilmember Walker forwarded that information to City staff for action. Following a subsequent review, the Lindon City website was found to meet the criteria to achieve an A+ rating for website transparency. Mr. Brower presented a certificate to Councilmember Hatch in recognition of this achievement.

Councilmember Walker noted that Lindon City is the first city in Utah County to achieve this rating, and the second City in the State of Utah. Councilmember Carpenter
thanked City Recorder, Debra Cullimore, for her work on the website to provide accurate and accessible information to residents.

2. **Utopia – the Next Step** – Representatives from UTOPIA will present information to the City Council concerning plans for the next roll-out of services to Lindon.

   Todd Marriott was present as the UTOPIA representative for this discussion. Mr. Marriott noted that he works with 16 member cities along the Wasatch Front, and that Lindon is well represented by Councilmember Carpenter and Mr. Dameron on the UTOPIA and UIA Boards.

   Mr. Marriott gave a video presentation depicting future use of technology at home and in the workplace. He commented on an event he had recently attended with live demonstrations of similar technology. He explained that future technology will make information available through connectivity rather than through device storage. Mr. Marriott went on to review the specific capabilities of the UTOPIA network and asserted that this technology will create jobs and attract businesses where it is available.

   Mr. Marriott went on to read an article published approximately 100 years ago about ‘utopian ideals’ relative to providing electrical services. At that time there was a general feeling that there was not a need for electricity, and that coal and oil fuels were sufficient to meet the current needs. He observed that the same resistance was present in that time to the idea of widespread use of electricity as UTOPIA is experiencing at this time regarding creation of a fiber optic network to facilitate the next generation of digital technology.

   Mr. Marriott then reviewed marketing and branding techniques which are designed to increase the visibility of UTOPIA in communities and generate interest in connecting to the network. He stated that current sales efforts result in approximately a 30% close rate. The Council discussed availability of the network, noting that connections are not available at this time in all parts of the community. Mr. Marriott explained that if approximately 25% of homeowners in a neighborhood of 200 homes were interested in connections to the home, infrastructure could be installed in the street to accommodate those connections. He stated that sales efforts in Lindon are expected to begin in the coming weeks.

   Mr. Marriott went on to review the cost of connections and programs to pay connections costs over time. He noted that as opposed to fees paid to incumbent providers to lease connection infrastructure, when connection costs are paid in full the connection will be owned by the property owner.

   Councilmember Walker observed that technology evolves at a rapid rate and becomes obsolete in a short period of time. He inquired as to the expected lifespan of the fiber optic technology. Mr. Marriott stated that the fiber optic infrastructure is expected to be in place for 80 to 100 years. Councilmember Carpenter noted that there is no replacement technology on the horizon.

   Mr. Marriott stated that future technology will address many current problems and will include traffic safety and medical applications. He asserted that the global connectivity provided by UTOPIA technology will be a driving force behind global economics, and will enhance future quality of life. He stated that UTOPIA representatives will be present during the annual Lindon Days celebration in August to
meet with residents. UTOPIA will also hold ‘block party’ events at private homes to educate residents about all aspects of UTOPIA. The Council thanked Mr. Marriott for his time.

MINUTES – The minutes of the regular meeting of June 7, 2011 were reviewed.

COUNCILMEMBER CARPENTER MOVED TO APPROVE THE MINUTES OF THE MEETING OF JUNE 7, 2011. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER BAYLESS  AYE
COUNCILMEMBER CARPENTER  AYE
COUNCILMEMBER FRAMPTON  AYE
COUNCILMEMBER HATCH  AYE
COUNCILMEMBER WALKER  AYE
THE MOTION CARRIED UNANIMOUSLY.

OPEN SESSION – Citizens comments

Councilmember Hatch called for comments from any audience member who wished to discuss an issue not listed as an agenda item. Lindon resident Roy Shepherd expressed concern regarding traffic safety on State Street near the Center Street intersection where three lanes merge to two. Councilmember Carpenter explained that planning for State Street widening through Lindon is currently underway by UDOT. The project will widen State Street to three lanes along the entire Lindon corridor. Mr. Cowie noted that UDOT expects to award the bid for the project in the next 60 to 90 days, with completion of the project in spring of 2012.

Lindon resident Bruce Armstrong approached the Council to comment on the UTOPIA presentation. Mr. Armstrong expressed excitement at the opportunity to connect to the network. However, he also expressed concern regarding the proposed business model and connection costs in comparison to fees charged by other providers. Councilmember Carpenter clarified the rate structure of other providers as opposed to the UTOPIA rate structure, noting that the benefit of UTOPIA is ownership of the connection. Councilmember Carpenter noted that the decision was made to be a member of UTOPIA approximately 8 years ago, that the City is committed, and that now is the time to work together to make the entity successful. Councilmember Frampton thanked Councilmember Carpenter for his work as the City representative to UIA.

MAYOR’S COMMENTS/REPORT –

Due to the absence of Mayor Dain, no report was given at this meeting.

CONSENT AGENDA –

No Items
CURRENT BUSINESS -

1. Review and Action – Site Plan “Castle Park”. This is a request by Eric Barzeele for approval of a site plan to convert an existing property into a commercial reception center facility called “Castle Park”. The property is located at 110 South Main Street and 120 South Main Street. The Planning Commission recommended approval with conditions.

Eric and Amy Barzeele were present as representatives for this application. Mr. Cowie explained that this is a request for site plan approval for a commercial reception center located at 110 and 126 South Main Street. The application was reviewed by the Planning Commission on June 4, 2011. Mr. Cowie reviewed elements of the site plan, including the large residential structure, and a second residential structure located on a separate lot. He reviewed other amenities and improvements on the site, including an interior parking lot which was previously used during non-profit, community and family events hosted at the site.

Mr. Cowie noted that parking requirements were not fully met at the time of the Planning Commission review of this application. The Planning Commission recommended approval of the application pending compliance with parking requirements prior to City Council review. City ordinance allows a reduction in required parking stalls based on availability of bicycle parking and proximity to mass transit stops. Parking as presented tonight exceeds required parking by three stalls after applicable reductions.

Mr. Cowie presented photographs of the property frontage, gated entrance, gazebo, and residential structure which includes an upper level and lower level ballroom. The applicants intend to have a family member live in the existing residential home on the adjacent parcel. The large residential structure will be retrofitted with upgrades required for the proposed commercial use, including a fire suppression sprinkling system. He noted that there is an existing 8-10 foot masonry wall which extends around most of the property line. He reviewed the updated parking plan, which includes a main entrance from Main Street and a secondary gated emergency access from 130 South as required by the Fire Marshall. Ms. Barzeele noted that they are currently negotiating with the neighboring property owner regarding use of existing parking on the neighboring parcel as overflow parking for this site. Mr. Cowie stated that the parking plan as presented meets ordinance requirements. He stated that there may be minor modifications to the parking layout, but that staff will ensure that parking complies with all code requirements.

Mr. Cowie went on to review other elements of the site plan. He noted that the City Council and Planning Commission have the authority to waive or modify some specific requirements which are not safety related. He explained that typically, the street frontage along 130 South would require a 20 foot landscaped strip. The Planning Commission recommended leaving the existing 12 foot landscape strip and masonry fence in place. Compliance with typical landscape standards would require relocation of the existing fence back 8 feet. The applicant is also requesting to leave the existing landscaping and fencing in place along the Main Street frontage, although it does not comply with typical requirements. The Planning Commission discussed landscaping requirements and length, and recommended leaving existing fencing and landscaping in place. Mr. Cowie noted that the intent of the required white vinyl fencing was to create
continuity along the commercial corridor. However, this site is not located on the main corridor.

The Council went on to discuss a proposed reduction in the width of Main Street from the current 66 foot right-of-way to a 50 foot right-of-way. Mr. Cowie explained that the 66 foot right-of-way is the same as collector streets such as 200 South and 800 West which are designed and intended to carry large volumes of traffic. Mr. Cowie noted that the Planning Commission continued this item at their last meeting, but that the issue must be resolved in order for the curb and gutter improvements associated with this application to be installed in the appropriate location. Recommendations from the Planning Commission regarding General Plan updates include the road width reduction. The Planning Commission is expected to make a recommendation to the City Council regarding the road width following the June 28, 2011 Planning Commission meeting.

Mr. Cowie went on to review staff recommendations for cross easements between parcels to allow shared parking. The cross easements would be recorded on each of the affected parcels. He also discussed fencing standards which require a seven foot masonry fence between Commercial uses and any adjacent residential zone or use. This site has an existing chain link fence with a hedge along the majority of the boundary line between the proposed commercial use and the neighboring residential use. The applicant is requesting that the chain link fence and hedge screen be left in place and completed along the remainder of the boundary. Councilmember Bayless noted that the Planning Commission was comfortable in allowing this modification due to the location of the chain link fence to restrict pedestrian traffic between the uses which adequately addresses safety concerns.

Mr. Cowie then reviewed the proposal for storm water retention. Staff recommends that the applicant be required to enter into a storm water agreement which would allow retention of storm water on the site in a moat which surrounds the castle structure. Mr. Cowie explained that there is no storm water infrastructure in the immediate area, and connection to the storm water system from this site is not feasible at this time. Storm water retention as proposed appears to be feasible for a 100 year storm event. A geotech study will be completed to determine percolation rates prior to finalizing the storm water agreement.

Mr. Cowie stated that the Standard Land Use Table prohibits new residential uses in commercial zones. However, the proposed residential uses on this site are existing rather than new uses. He also noted that several other commercial uses have residential uses on site, such as Safe and Secure Self Storage and Wadley Farms. He observed that the subject property has functioned in a similar manner without any significant issues. The Planning Commission had no significant concerns related to the proposed residential uses on the site.

Mr. Cowie went on to review recommendations for conditions of approval as set forth by the Planning Commission as follows:

1. A storm water agreement between the City and property owner regarding treatment and storage of storm water from Main Street shall be required.
2. A cross easement between the separate parcels located at 110 and 126 South Main Street shall be provided and recorded on the parcels.
3. A reduction in landscaping strip requirement upon 130 South from twenty feet to twelve feet as currently exists is permitted.
4. A landscape screen consisting of a chain link fence and associated planted hedge similar to what currently exists on the site may be used in lieu of the required seven foot masonry fence separating commercial from residential use. No white two rail fencing will be required on Main Street or 130 South.

5. Parking configuration shall be redesigned to meet minimum parking requirements as recommended by staff. Perimeter landscaping requirements shall be installed per City Code. Final review and approval of the parking plan shall be made by the City Council.

Councilmember Walker inquired as to possible concerns regarding one access during large events. Mr. Cowie stated that a second access is not required by ordinance. Mr. Barzeele stated that the exit will be a right-out configuration to avoid stacking of vehicles trying to access State Street.

The Council briefly discussed the business plan with the applicants. Mr. and Mrs. Barzeele expressed confidence that this can be a successful business. Councilmember Hatch called for further comments or discussion from the Council. Hearing none, he called for a motion.

Councilmember Frampton moved to approve the Castle Park site plan with following conditions:

1. That the applicant enter into a storm water agreement with the City regarding treatment and storage of storm water from Main Street.

2. That a cross easement between the separate parcels located at 110 and 126 South Main Street be recorded on the parcels.

3. That a reduction in landscaping strip requirements on 130 South from twenty feet to twelve feet as currently exists is permitted.

4. That a landscape screen consisting of a chain link fence and associated planted hedge similar to what currently exists on the site may be used in lieu of the required seven foot fencing separating commercial from residential uses. No white two rail fence will be required on Main Street or 130 South.

5. That the final parking configuration receive final engineering approval, which may include minor modifications to the configuration reviewed by the City Council.

Councilmember Bayless seconded the motion. The vote was recorded as follows:

Councilmember Bayless AYE
Councilmember Carpenter AYE
Councilmember Frampton AYE
Councilmember Hatch AYE
Councilmember Walker AYE
2. **Public Hearing – General Plan Amendment.** The City Council will hear public comment and possibly act to amend the city’s General Plan on a request by Eric Barzeele for approval of changing the designation of certain properties associated with the Castle Park site plan from “Residential Low” to “Commercial”. The properties are located at 126S, 140S, and 162S Main Street. The Planning Commission recommended approval with no conditions.

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

Mr. Cowie explained that this is a request for approval of a General Plan amendment to allow the Castle Park commercial use. He reviewed noticing which was completed for this Public Hearing. He stated that there are no staff concerns related to this request, and the Planning Commission recommended approval.

Councilmember Hatch called for public comment. There was no public comment. Councilmember Carpenter asked Mr. Cowie to characterize the public comment and concerns which were presented at the Planning Commission meeting. Mr. Cowie stated that comments during the Planning Commission meeting were generally related to site plan issues and road width issues and were not relative to the zone change request.

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

COUNCILMEMBER BAYLESS MOVED TO APPROVE THE ERIC BARZEELE GENERAL PLAN AMENDMENT APPLICATION. COUNCILMEMBER WALKER SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

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<td>COUNCILMEMBER BAYLESS</td>
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<td>COUNCILMEMBER WALKER</td>
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THE MOTION CARRIED UNANIMOUSLY.

3. **Public Hearing – Zone Change.** The City Council will hear public comment and possibly act to change the zone on a request by Eric Barzeele for certain properties associated with the Castle Park site plan from “R1-20” “CG”. The properties are located at 126S, 140S, and 162S Main Street. The Planning Commission recommended approval with no conditions.
COUNCILMEMBER CARPENTER MOVED TO OPEN THE PUBLIC HEARING. COUNCILMEMBER BAYLESS SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

Councilmember Hatch called for public comment. There was no public comment. He called for a motion to close the Public Hearing.

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

COUNCILMEMBER WALKER MOVED TO APPROVE THE ERIC BARZEELE ZONE CHANGE APPLICATION. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

- COUNCILMEMBER BAYLESS  AYE
- COUNCILMEMBER CARPENTER  AYE
- COUNCILMEMBER FRAMPTON  AYE
- COUNCILMEMBER HATCH  AYE
- COUNCILMEMBER WALKER  AYE

THE MOTION CARRIED UNANIMOUSLY.

4. **Public Hearing – Final Budget for Fiscal Year 2011/2012**. (Resolution #2011-5-R) The City Council will hear public comment concerning the final city budget for fiscal year 2011/2012, including the allocation of revenue from the water, sewer, storm water and other enterprise funds to the general fund. The Tentative Budget was presented on May 3, 2011 and the budget committee has met to discuss budget issues. A public hearing was held on June 7, 2011 for the Proposed Budget. Tonight, the City Council will act to approve the final budget for fiscal year 2011/2012, amend the budget for fiscal year 2010/2011, set the certified property tax rate for 2011/2012, approve an agreement for services between the RDA and the City, and adopt the city-wide fee schedule and compensation programs.

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

City Finance Director, Kristen Colson, was present for this discussion with the Council. Councilmember Walker complimented Ms. Colson on the budget document prepared for the Council, noting that it is comprehensive and easy to understand. Ms. Colson noted that this is the second Public Hearing the City Council has held to take public comment on the budget. Additional Budget Committee meetings as well as a City Council Work Session have also been held prior to this meeting. The Council will take action tonight to approve the final budget. Ms. Colson began with review of specific budget issues for consideration by the Council as follows:
Budget Issue #1 – Should Lindon City increase water, sewer and storm water utility rates?

The City Engineer has reviewed the Water and Storm Water utility rates in the recent past and recommended that this rate be increase annually using the Consumer Price Index in order to cover the rising costs associated with operating and maintaining those systems. The April 2011 CPI increase is 3.2%. The City Engineer completed a review of the sewer utility rates as part of the sewer bond process. The analysis concluded that Lindon City should increase sewer rates in order to cover the bond payments. The recommended increase for 2011-2012 is 12%, with an additional 12% next budget, and a 15% increase the following year. The approximate impact on a single family is less than $5.00 per month, with approximately $4.00 of the increase being for sewer service. Mr. Dameron noted that the current sewer projects and the fee increase are necessary.

Councilmember Hatch called for public comment. Bruce Armstrong inquired as to the reason for higher water rates on the east side of the City. Councilmember Hatch explained that the higher rates cover actual pumping costs which are reviewed each year.

Councilmember Walker noted that the Council is reluctant to impose any fee increases on residents, but that the Council has been educated as to the needs of the City, and has concluded that the proposed rate increases are necessary.

COUNCILMEMBER WALKER MOVED TO APPROVE A 3.2% CPI INCREASE IN WATER AND STORMWATER RATES, AND A 12% INCREASE TO SEWER UTILTY RATES. COUNCILEMMBER BAYLESS SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

   COUNCILMEMBER BAYLESS  AYE
   COUNCILMEMBER CARPENTER  AYE
   COUNCILMEMBER FRAMPTON  AYE
   COUNCILMEMBER HATCH  AYE
   COUNCILMEMBER WALKER  AYE

THE MOTION CARRIED UNANIMOUSLY.

Budget Issue #2 – Should Lindon City increase garbage and recycling rates?

Allied Waste Service, the contractor providing garbage and recycling services for Lindon City requested a CPI increase of 3.2% on their collection service. This is in addition to the fuel surcharge which is charged separately. The request was only recently submitted, and was received too late to include in the budget. Mr. Dameron stated that he has informed Allied Waste that future request for CPI increases must be submitted by April.

Councilmember Hatch called for public comment. Bruce Armstrong inquired as to the bid process for garbage services. Mr. Dameron explained that the bids for the service are opened every five years, and that the current contract allows Allied Waste to request an annual increase. He clarified that the City is not obligated to approve any increase requests, but that reasonable requests will be considered on a case by case basis.
Councilmember Hatch called for further comments or discussion from the Council. Hearing none, he called for a motion.

COUNCILMEMBER BAYLESS MOVED TO DENY THE REQUEST BY ALLIED WASTE FOR A 3.2% COST OF LIVING INCREASE DUE TO THE FACT THAT THE REQUEST WAS NOT RECEIVED IN A TIMELY FASHION AND DOES TAKE INTO CONSIDERATION THE FUEL SURCHARGE ALREADY PAID BY THE CITY. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER BAYLESS    AYE
COUNCILMEMBER CARPENTER    AYE
COUNCILMEMBER FRAMPTON    AYE
COUNCILMEMBER HATCH    AYE
COUNCILMEMBER WALKER    AYE

THE MOTION CARRIED UNANIMOUSLY.

Budget Issue #3 – Should Lindon City continue to fund the insurance benefits for City employees?

Lindon City continues to contract with First West Benefits Solutions to manage the employee benefits. This year, Aetna, who was providing the medical insurance for employees, decided to discontinue serving small businesses with less than 100 employees. As a result, First West bid out the medical insurance coverage and found that Altius Health Plans offered the most comparable benefit package and will actually have a decrease in premium. The insurance plan does impact employees in that deductible increased slightly to control the cost of premiums.

Councilmember Hatch called for public comment. Bruce Armstrong commented that lowering the cost to the City by lowering the benefit to employees is appropriate in the current market, and that the solution seems reasonable. Councilmember Hatch called for further comments or discussion. Hearing none, he called for a motion.

COUNCILMEMBER CARPENTER MOVED TO APPROVE LINDON CITY FUNDING OF EMPLOYEE INSURANCE BENEFITS. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER BAYLESS    AYE
COUNCILMEMBER CARPENTER    AYE
COUNCILMEMBER FRAMPTON    AYE
COUNCILMEMBER HATCH    AYE
COUNCILMEMBER WALKER    AYE

THE MOTION CARRIED UNANIMOUSLY.

Budget Issue #4 – Should the City fill the part time receptionist position at the front desk and create the new positions of Associate Planner and Sewer/Storm Water Technician?
Front Desk Receptionist – The Director has requested that the part-time receptionist position at the front desk, which has been vacant since the last employee quit in August 2009, be filled. Other front office employees have been providing the customer service coverage at the front desk. However, the quality of service has declined and the staff are not able to follow all of the recommended internal control procedures, especially those dealing with the separation of duties.

Associate Planner – The Planning and Economic Development Director has requested that the new position of Associate Planner be created on Range 17. This position would be filled by the Assistant Planner, who is currently at Range 16, Step 3. When moving up to Range 17, he would also move back to Step 1, creating no fiscal impact. The position of Assistant Planner would not be filled at this time.

Sewer/Storm Water Maintenance Technician – The Director of Public Works has requested that the new position of Sewer/Storm Water Maintenance Technician be created in order to help in both of the divisions. There is additional help needed in the sewer division because there is only one full-time employee to monitor and maintain the sewer lines. Additional help is needed in the Storm Water Division to maintain the system at the quality levels established by the Environmental Protection Agency.

Councilmember Bayless observed that the strength of the community of Lindon comes in large part from City staff. She agreed that filling the vacant receptionist position is necessary to maintain the level of service for residents, and that the shared Public Works position is a good solution to understaffing in the Department. She noted that Assistant Planner, Woodworth Mataele, has been a great asset to the community, and deserves the respect associated with the Associate Planner job title.

Councilmember Hatch called for public comment. There was no public comment. He called for further comments or discussion from the Council. Hearing none, he called for a motion.

COUNCILMEMBER CARPENTER MOVED TO APPROVE STAFFING CHANGES AS PROPOSED. COUNCILMEMBER BAYLESS SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

- COUNCILMEMBER BAYLESS  AYE
- COUNCILMEMBER CARPENTER  AYE
- COUNCILMEMBER FRAMPTON  AYE
- COUNCILMEMBER HATCH  AYE
- COUNCILMEMBER WALKER  AYE

THE MOTION CARRIED UNANIMOUSLY.

Budget Issue #5 – Should Lindon City provide employees with a 3.2% Cost of Living Allowance (COLA) increase and provide a merit step increase in January?

The consumer Price Index (CPI) has increased 3.2% from April 2010 to April 2011 according to the US Department of Labor. Performance evaluations are performed annually in January at which time merit increases would be available to those who meet a predetermined criteria. Historically, COLA and merit increases have provided somewhat consistent buying power for employees and have kept salaries competitive and employee
morale high. Lindon City has not provided COLA or merit increase for the past three years. Ms. Colson reviewed the fiscal impact of proposed pay increases to each fund. She stated that staff recommends approval of a COLA increase at this time, with a possible merit increase being considered after completion of the audit in December.

Councilmember Hatch called for public comment. There was no public comment. He called for further comments or discussion from the Council. Hearing none, he called for a motion.

COUNCILMEMBER WALKER MOVED TO APPROVE A 3.2% COLA PAY INCREASE FOR EMPLOYEES IN JULY, WITH A MERIT INCREASE TO BE CONSIDERED AFTER COMPLETION OF THE ANNUAL AUDIT.
COUNCILMEMBER BAYLESS SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER BAYLESS  AYE 14
COUNCILMEMBER CARPENTER  AYE
COUNCILMEMBER FRAMPTON  AYE
COUNCILMEMBER HATCH  AYE
COUNCILMEMBER WALKER  AYE 18

THE MOTION CARRIED UNANIMOUSLY.

Ms. Colson went on to review the amended 2010-2011 budget. She stated that the General Fund Amended Budget increased approximately $391,000 from the original budget, with approximately $290,000 from the road fund and approximately $95,000 for the Veteran’s Memorial, which was taken from the Parks Fund.

Ms. Colson reported that the 2011-2012 Budget decreased approximately $879,000 from the 2010-2011 amended budget. $755,000 of the decrease is due to capital purchases and project that will not be included in the 2011-2012 budget. $165,000 is due to a net decrease in debt service.

Ms. Colson reviewed proposed capital projects for the coming year, including sewer and storm water projects, the Lindon Hollow Storm Water project being completed in conjunction with Orem City and Vineyard Town, and completion of a new pavilion in the City Center Park. The Council also reviewed the proposed fee schedule, which has been reviewed and discussed on several previous occasions.

Councilmember Hatch called for public comment. Bruce Armstrong inquired as to future debt obligations related to UTOPIA. Mr. Dameron explained that if UTOPIA becomes financially self supporting, the City’s will not be required to meet the financial obligation currently being paid. Future payments will not exceed the $387,000 payment included in this budget, but may go lower depending on the financial success of UTOPIA.

Mr. Armstrong inquired as to the reason for the $100,000 increase in the cost of fire and EMS services. Mr. Dameron explained that there was a billing error in the previous year, and that this amount reflects the cost as agreed to by Lindon and Orem.

Mr. Armstrong requested clarification of the inter-fund loans shown in the budget. Mr. Dameron explained that the City Council previously approved an inter-fund loan from Enterprise Funds to the General Fund. It has not been necessary to use the loan
funds at this point. The loan funds are included in this budget to make the available in the event that it becomes necessary to expend the funds.

Councilmember Hatch called for further public comment. Hearing none, he called for a motion to close the Public Hearing.

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

Councilmember Walker asked if the Certified Tax Rate (CTR) set in the budget is established by the City. Mr. Dameron explained that the CTR is established by the Utah County and the Utah State Tax Commission. The City can adjust the CTR through Truth In Taxation hearings if they choose to make a change to the established rate.

Councilmember Hatch called for further comments or discussion. Hearing none, he called for a motion.


COUNCILMEMBER BAYLESS  AYE
COUNCILMEMBER CARPENTER  AYE
COUNCILMEMBER FRAMPTON  AYE
COUNCILMEMBER HATCH  AYE
COUNCILMEMBER WALKER  AYE
THE MOTION CARRIED UNANIMOUSLY.

Adjourn the meeting of the Lindon City Council and convene the Lindon City Redevelopment Agency and Municipal Building Authority –

COUNCILMEMBER CARPENTER MOVED TO ADJOURN THE MEETING OF THE LINDON CITY COUNCIL AND CONVENE THE MEETING OF THE LINDON CITY REDEVELOPMENT AGENCY AT 9:49 P.M. COUNCILMEMBER FRAMPTON SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

BOARDBMEMBER FRAMPTON MOVED TO ADJOURN THE MEETING OF THE LINDON CITY MUNICIPAL BUILDING AUTHORITY AT 9:56 P.M., NOTING THAT THE MBA WILL NOT BE RECONVENED IN THE FORESEEABLE FUTURE. BOARDBMEMBER WALKER SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.
Mr. Dameron complimented Ms. Colson on her work on the budget. Mr. Dameron noted that Ms. Colson has returned to work at the City after a three year absence, and that she is an asset to the City.

5. **Review and Action – Community Covenant Actions. (Resolution #2011-6-R)**

   This is a request from staff for approval of proposed actions to be taken that will benefit the families of deployed service members during the time of the service member’s deployment.

   COUNCILMEMBER BAYLESS MOVED TO APPROVE RESOLUTION #2011-6-R. COUNCILMEMBER WALKER SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

   - COUNCILMEMBER BAYLESS AYE
   - COUNCILMEMBER CARPENTER AYE
   - COUNCILMEMBER FRAMPTON AYE
   - COUNCILMEMBER HATCH AYE
   - COUNCILMEMBER WALKER AYE

   THE MOTION CARRIED UNANIMOUSLY.

**COUNCIL REPORTS –**

- **COUNCILMEMBER BAYLESS** – Councilmember Bayless reported that she has been contacted by a resident expressing appreciation for the Lindon Heritage Trail, and particularly the State Street under crossing. The resident requested that the City consider signage near the entrance to the under crossing cautioning users to keep to the right of the trail. Mr. Dameron will investigate possible signage.

- **COUNCILMEMBER FRAMPTON** – Councilmember Frampton reported on progress at the Community Center. He discussed coordination of projects with the new Park and Recreation Director, Heath Bateman.

- **COUNCILMEMBER HATCH** – Councilmember Hatch had no items to report.

- **COUNCILMEMBER WALKER** – Councilmember Walker reported that the Scottish Games will not be included in Lindon Days events this year. He also reported on Animal Shelter business, including the $16,653 annual bill from the shelter, and the increase in the per animal fee from $43 to $53.

- **COUNCILMEMBER CARPENTER** – Councilmember Carpenter had not items to report. He invited Chief Cullimore to report on Police Department activities. Chief Cullimore reported that several officers from the department, including Chief Cullimore, recently participated in the Wasatch Back relay race. The team took 34th place overall out of approximately 1400 teams, and won the Public Service division.

   Chief Cullimore also reported that a registered sex offender recently moved out of the City. He also scheduled a firearms training event with the Council on July 20th at 6:00 p.m.
ADMINISTRATOR’S REPORT –

Mr. Dameron reported on the following items:

1. The Council reviewed the Project Tracking List.
2. An Open House will be held in honor of retiring City Engineer, David Thurgood, on Friday, June 24th from 6-9 p.m. at Somewhere Inn Time.
3. The Artisan Salon will hold a ribbon cutting for their new business on June 30th at 4:00 p.m.
4. The annual Night Out Against Crime will be held on Tuesday, August 2, 2011. The City Council meeting scheduled for that night will be cancelled.
5. American Fork City has expressed an interest in purchasing the contained water stock currently owned by Lindon City. American Fork would assume the debt service for the water shares.
6. The City is currently negotiating with a property owner regarding purchase of property to expand Pheasant Brook Park. Staff will keep the City Council apprised of the process.

Pay vouchers were not approved at this meeting.

ADJOURN –

COUNCILMEMBER CARPENTER MOVED TO ADJOURN THE MEETING AT 10:23 P.M. COUNCILMEMBER WALKER SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

Approved – July 5, 2011

________________________________  
Kathryn Moosman, City Recorder

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James A. Dain, Mayor