

2 The Lindon City Council held a regularly scheduled meeting on **Tuesday, December 20,**
4 **2016, beginning at 7:00 p.m.** in the Lindon City Center, City Council Chambers, 100
North State Street, Lindon, Utah.

6 **REGULAR SESSION** – 7:00 P.M.

8 Conducting: Van Broderick, Mayor Pro tem
Pledge of Allegiance: Cody Cullimore, Chief of Police
10 Invocation: Dustin Sweeten, Councilmember

12 **PRESENT**

Van Broderick, Councilmember
14 Carolyn Lundberg, Councilmember
Jacob Hoyt, Councilmember
16 Dustin Sweeten, Councilmember
Adam Cowie, City Administrator
18 Cody Cullimore, Chief of Police
Hugh Van Wagenen, Planning Director
20 Kathryn Moosman, City Recorder

EXCUSED

Jeff Acerson, Mayor
Matt Bean, Councilmember

- 22 1. **Call to Order/Roll Call** – The meeting was called to order at 7:00 p.m.
- 24 2. **Presentations/Announcements** –
- 26 a) **Mayor/Council Comments** – There were no announcements at this time.
- 28 b) **Oath of Office** – Judge W. Brent Bullock, Lindon City Justice Court, was
sworn in by City Recorder, Kathy Moosman for another four year term as the
30 Lindon City Justice Court Judge. The Council expressed their appreciation to
Judge Bullock for his many years of service and for his willingness to serve
the citizens of Lindon City.
- 32 3. **Approval of Minutes** – The minutes of the regular meeting of the City Council
34 meeting of December 6, 2016 were reviewed.

36 COUNCILMEMBER HOYT MOVED TO APPROVE THE MINUTES OF THE
REGULAR CITY COUNCIL MEETING OF DECEMBER 6, 2016 AS AMENDED.
38 COUNCILMEMBER SWEETEN SECONDED THE MOTION. THE VOTE WAS
RECORDED AS FOLLOWS:

40 COUNCILMEMBER LUNDBERG AYE
COUNCILMEMBER BRODERICK AYE
42 COUNCILMEMBER HOYT AYE
COUNCILMEMBER SWEETEN AYE
44 THE MOTION CARRIED UNANIMOUSLY.

- 46 4. **Consent Agenda** – No items.

2 5. **Open Session for Public Comment** – Mayor Pro Tem Broderick called for any
4 public comment not listed as an agenda item.

6 Candice Packer addressed the Council at this time. Ms. Packer was in attendance
8 representing an agency in Pleasant Grove, the Green House Center. She stated she is
10 visiting local communities to inform them of what they have to offer and services they
12 have available for people in our community. She noted the Green House Center was
founded 12 years ago and they have 22 therapists on staff that range in social workers to
mental health counselors along with marriage and family counseling as well. They
specialize in attachment and trauma and are trained for all populations and work with
kids who are in foster care or adopted and put into the state system.

14 Ms. Packer then gave some statistics noting Utah is the 8th highest for child abuse
16 and neglect and the fourth highest for overdose of drugs and first in suicide (ages 14 to
18). She noted they specialize in trauma and depression that can lead to suicide. It is her
hope, on behalf of the Green House, to let people know that help is available. They have
an incredible staff to help and she just wants to get the information out so that people
know there are places they can turn to for help. Chief Cullimore asked Ms. Packer to
provide him with her information as the police department works in close contact with
these types of cases and incidents. Mayor Pro Tem Broderick thanked Ms. Packer for
coming and for sharing this important information.

22

CURRENT BUSINESS

24

26 6. **Presentation & Discussion — UTOPIA Overview and Update.** UTOPIA
28 Executive Director, Roger Timmerman, will present a general overview and
update on the growth and progress being made by UTOPIA / UIA and delivery of
its services to customers.

30 UTOPIA Executive Director, Roger Timmerman, was in attendance to address the
32 Council at this time. Mr. Timmerman stated he is here tonight to give a general overview
and update on the growth and progress being made by UTOPIA/UIA and delivery of its
34 services to their customers. Mr. Timmerman then went through his presentation including
a brief history of UTOPIA and an overview of UTOPIA's progress over the past year. He
described that UTOPIA designs, builds and operates open-access community fiber
36 networks for various municipalities. He also referenced why cities desire open access
fiber as it attracts and retains businesses, improves quality of life for citizens, promotes
38 private service provider competitive market, decreases expenses for citizens, including
non-subscribers and reduces pot-holing, utility boxes, utility locating, boring, utility
40 attachments, etc. It also provides connectivity for city services and enhances connectivity
for schools, community institutions

42 Mr. Timmerman then referenced the Current UTOPIA/UIA Status noting the
following bullet points:

44

- Utopia is covering all operating expenses
- Utopia cities are paying for original utopia bond obligation
- UIA is covering all of its operation expenses and debt service
- UIA net revenues continue to grow

46

- 2 • Rapid growth of 1000 to 2000 new homes each month.
- Mr. Timmerman also mentioned whether or not you support the concept of municipal
4 fiber the following points are valid:
- 6 • UTOPIA/UIA’s successes and future growth are in the best interests of Utah
Taxpayers and Utah Businesses
 - 8 • UTOPIA’s current operations are not a financial burden on its member cities
 - 10 • As UTOPIA/UIA’s net revenues grow, they can be used to fund additional growth
and/or contribute to debt relief of original UTOPIA bonds
 - 12 • UTOPIA has had a significant impact on increased telecommunications
competition in Utah, reducing costs for citizens, businesses, and government

12 Mr. Timmerman also referenced Lindon’s specific growth as follows:

- 14 • Expanding in areas of new home/business development
- 16 • 158 New Residential Customers YTD 2016
- 1242 Current Residential Customers
- 50.16% Residential Take Rate

18 Following the presentation Mr. Timmerman answered general questions about the
organization followed by some general discussion by the Council. Mr. Timmerman
20 concluded by stating he hopes he has given a good picture of where UTOPIA is at and
that things are looking good. He added they don’t anticipate asking for any money from
22 the cities and they will continue to be very strategic as they want support and they want
the city to know they are listening and will continue to report on their progress. He noted
24 he will send this presentation to the councilmembers for reference. Mr. Timmerman also
listed his contact information as follows and encouraged the Council to contact him with
26 any questions they may have:

 Roger Timmerman (801)-613-3800 - rtimmerman@utopiafiber.com

28

 Mayor Pro Tem Broderick called for any further comments or discussion from the
30 Council. Hearing none he moved on to the next agenda item.

32 **7. Review & Action — Major Subdivision; Gillman Corner Plat A.** The Council
will review and consider a request by Deny Farnworth for preliminary plan
34 approval of a seven (7) lot residential major subdivision in the Single Family
Residential (R1-20) zone at 540 W. Gillman Lane. The Planning Commission
36 recommends approval.

38 Hugh Van Wagenen, Planning Director, began by stating this application is a
request to create seven (7) lots and dedicate a new public street (540 West) in the Single
40 Family Residential (R1-20) zone. He noted there is an irrigation/storm drain ditch on the
east side of the project and a master planned trail identified on the south side of Gillman
42 Lane. He then referenced the lot requirements stating the minimum lot size is 20,000
square feet with the minimum street frontage being 50 feet and the minimum lot width at
44 the front setback line being 100 feet.

 Mr. Van Wagenen explained that curb and gutter will be installed along 540 West
46 in addition to Gillman Lane along lots 1, 2 and 7 and noted an Esplanade Street Light will
be installed at the intersection of 540 West Gillman Lane and a Granville Street Light

2 will be installed at the end of the cul-de-sac. He noted there is a 6 foot asphalt trail shown
4 on the south side of Gillman Lane on the Parks and Trails Master Plan Map with the
6 applicable cross section. He stated the applicant is proposing to not construct the trail as
shown but rather have a four foot concrete trail instead (this would match Lindon's
typical cross section).

8 Mr. Van Wagenen further explained the City Council can make adjustments to
10 standard cross sections after a recommendation has been made from the Planning
12 Commission and the Development Review Committee (DRC) and the DRC takes no
14 exception to the applicant's proposal to install a four foot concrete sidewalk rather than a
six foot asphalt trail. He also pointed out that the Planning Commission recommended the
4 foot concrete trail so that two additional feet of asphalt will be available for vehicles in
what is a pretty narrow roadway. Mr. Van Wagenen stated there were several neighbors
who attended the Planning Commission meeting with none of them advocating to keep
the six foot asphalt trail.

16 Mr. Van Wagenen went on to say the "main ditch" runs along the eastern portion
18 of this property and acts as both an irrigation and storm water conveyance. He explained
20 that the City's Storm Drain Capital Facilities Plan indicates that this section of the ditch
is to be piped with a 42" pipe. He stated the applicant is proposing to install the pipe to
replace the ditch if the City will purchase the pipe. He noted if the ditch were to remain
open, there would be a potential maintenance access problem as lot owners would likely
fence their yards. Mr. Van Wagenen pointed out that if it is piped or not, there is a 25 foot
irrigation easement being provided along the ditch.

24 Mr. Van Wagenen commented that the Planning Commission recommended that
26 the City participate in piping the ditch through purchasing the pipe which would be
installed by the developer. He noted that an adjacent homeowner to the ditch is in favor
of saving the trees along the bank of the ditch. Mr. Van Wagenen stated that staff has
28 determined that the proposed subdivision complies, or will be able to comply before final
approval, with all remaining land use standards in city code. He added that the City
30 Engineer is addressing the engineering standards and all engineering issues will be
resolved before final approval is granted. He then turned the time over to the applicant for
comment.

34 Mr. Farnworth stated he would just like approval to move forward on this
development and noted he is willing to pipe the ditch if the material is provided even
36 though there will be costs to him with equipment and labor. He noted they will need to
add roughly 10 ft. and push it to the south to get the road width which may clean out
some of the ditch (underneath) and they will try to save the trees. Mr. Farnworth stated
38 the material costs alone will be close to \$50,000 but he will comply with any
requirements from the council.

40 Mr. Cowie then gave a brief history of the ditch stating this is an ongoing issue
with flooding issues etc. and there has been discussion of piping the ditch for many years
42 (there are many portions of the ditch that are already piped). Mr. Van Wagenen then read
the applicable section of code regarding this issue followed by some general discussion.
44 Mr. Farnworth stated his goal is to do what is best for the city in the long term.

46 Mayor Pro Tem Broderick pointed out the arguments heard are valid but he
observed it appears it would be in the best interest to the city for overall safety reasons to

2 put the pipe in and then see what we can do to save the trees; he is inclined to do as the
Planning Commission recommended.

4 Mr. Van Wagenen pointed out if we leave the ditch open the crux is the fencing
and we would have to be comfortable with the fencing going in. Mr. Van Wagenen
6 pointed out this is just a preliminary plan and the final plat has yet to be reviewed and
staff has no concerns.

8 Mayor Pro Tem Broderick called for any further comments or discussion from the
Council. Hearing none he called for a motion.

10
12 COUNCILMEMBER SWEETEN MOVED TO APPROVE THE APPLICANT'S
REQUEST FOR APPROVAL OF A 7 LOT RESIDENTIAL SUBDIVISION TO BE
KNOWN AS GILLMAN CORNER PLAT A WITH THE FOLLOWING
14 CONDITIONS: 1. STREET AND TRAIL CROSS SECTION BE AMENDED FROM 6
FOOT ASPHALT TRAIL (STANDARD DETAIL 2B) TO 4 FOOT CONCRETE
16 TRAIL (STANDARD DETAIL 2A) AND 2. THE CITY PARTICIPATE IN COST OF
PIPING THE DITCH BY SUPPLYING THE PIPE WITH THE DEVELOPER BEING
18 RESPONSIBLE FOR INSTALLATION AND 3. THE CITY MAY BE OPEN TO
LOOKING AT OPTIONS IF THE DEVELOPER CAN DETERMINE WAYS TO
20 MITIGATE THE SAFETY AND ACCESS CONCERNS IN THE FUTURE.

COUNCILMEMBER LUNDBERG SECONDED THE MOTION. THE VOTE WAS
22 RECORDED AS FOLLOWS:

24 COUNCILMEMBER LUNDBERG	AYE
COUNCILMEMBER BRODERICK	AYE
COUNCILMEMBER HOYT	ABSTAIN
26 COUNCILMEMBER SWEETEN	AYE

THE MOTION CARRIED UNANIMOUSLY WITH ONE ABSTENTION.

- 28
30 **8. Public Hearing — Ordinance #2016-24-O; LCC 17.32.120 Streets.** The
Council will review and consider Ordinance #2016-24-O amending the Lindon
City Code (LCC) Section 17.32.120 titled 'Streets' allowing for discretion in
32 street alignment standards. The Planning Commission recommends approval.

34 COUNCILMEMBER HOYT MOVED TO OPEN THE PUBLIC HEARING.
COUNCILMEMBER SWEETEN SECONDED THE MOTION. ALL PRESENT
36 VOTED IN FAVOR. THE MOTION CARRIED.

38 Mr. Van Wagenen began by explaining street layouts benefit from centerlines
being continuous across intersections or far enough apart that conflict zones are
40 minimized for vehicular traffic. Mr. Van Wagenen then referenced the current code that
states, "*The centerline of two subordinate streets meeting a through street from opposite*
42 *sides shall extend as a continuous line, or the centerline shall be offset at least one*
hundred fifty (150) feet." He also mentioned an example of a continuous centerline for
44 two subordinate streets is where Canal Drive crosses 400 North. He then showed
examples of an offset centerline at 780 E/800 E as it meets 400 North. He also
46 mentioned another example is a situation that the code is trying to avoid is when a center
left turn lane is present. He noted these centerlines are about 57 feet apart.

2 Mr. Van Wagenen stated there are times when an offset less than 150 feet does
not create this traffic problem. He then presented some examples followed by discussion.
4 He noted the difficulty with the current code is that it does not allow for any discretion in
the standards.

6 Mr. Van Wagenen commented that a recent subdivision application for Ray's
Circle Plat A is an example of a proposed road that will have an offset less than 150 feet
8 from a future road across a through street and is the next agenda item. The design is such
that traffic safety is not a concern. Mr. Van Wagenen explained this ordinance revision
10 will allow some discretion on the standards as applied by the City Engineer and would
allow the City Engineer discretion in these matters that would save the applicant time and
12 money by not having to apply for a variance with the Board of Adjustment for an issue
that staff does not have concerns with. There was then some general discussion regarding
14 this issue.

16 Mr. Van Wagenen then referenced the code revision as follows:

The centerline of two subordinate streets meeting a through street from opposite sides
18 shall extend as a continuous line, or the centerline shall be offset at least one hundred
fifty (150) feet.

- 20 a. The City Engineer may grant a variance to the above standards upon findings that
such a variance will not be contrary to the safety of vehicular or other forms of
22 transportation. For instance, if the centerline offset is less than one hundred and
fifty (150) feet and will not result in increased conflict zones for left turning
24 vehicles from the major street onto the subordinate streets, a variance may be
granted. Notwithstanding this paragraph, a continuous centerline or offset of 150
26 feet are the preferred standards.

28 Mayor Pro Tem Broderick called for any public comments. Hearing none he
called for a motion to close the public hearing.

30
32 COUNCILMEMBER HOYT MOVED TO CLOSE THE PUBLIC HEARING.
COUNCILMEMBER SWEETEN SECONDED THE MOTION. ALL PRESENT
VOTED IN FAVOR. THE MOTION CARRIED.

34
36 Mayor Pro Tem Broderick called for any further comments or discussion from the
Council. Hearing none he called for a motion.

38 COUNCILMEMBER SWEETEN MOVED TO APPROVE ORDINANCE
AMENDMENT 2016-24-O AS PRESENTED WITH THE WORDING CHANGES AS
40 DISCUSSED. COUNCILMEMBER HOYT SECONDED THE MOTION. THE VOTE
WAS RECORDED AS FOLLOWS:

42 COUNCILMEMBER BEAN AYE

COUNCILMEMBER LUNDBERG AYE

44 COUNCILMEMBER BRODERICK AYE

COUNCILMEMBER HOYT AYE

46 COUNCILMEMBER SWEETEN AYE

THE MOTION CARRIED UNANIMOUSLY.

2

9. **Review & Action — Major Subdivision, Ray’s Circle Subdivision, Plat A.**

4

The Council will review and consider a request by Steve Mitchell for preliminary plan approval of a five (5) lot residential major subdivision in the Single Family Residential (R1-20) zone at 70 North 400 East. The Planning Commission recommends approval.

8

Mr. Van Wagenen, explained this application is a request to create five (5) lots and dedicate a new public street (70 North) in the Single Family Residential (R1-20) zone. He noted all lots meet the minimum lot size requirements for the zone. He explained the 70 North centerline will be offset from the future 60 North centerline across 400 East less about 108 feet. Currently, Lindon City Code requires that the minimum street centerline offset be 150 feet which is a safety measure to prevent conflicts among left turning vehicles heading in opposing directions. He pointed out in this particular situation, the City Engineer is not concerned about the offset of the two streets being less than 150 feet. The proposed Ordinance 2016-24-O will allow such offsets to be less than 150 feet if there is no traffic safety concern as documented and reviewed by the City Engineer. If the ordinance is not recommended and approved by the City Council, the applicant will have to design a different subdivision layout and curb, gutter and sidewalk will be installed along 70 North in addition to 400 East along Lot 1 and Lot 5. An Esplanade Street Light will be installed at the intersection of 70 North and 400 East and a Granville Street Light will be installed at the end of the cul-de-sac.

Mr. Van Wagenen pointed out although it was not a public hearing, there were several neighbors in attendance that the Planning Commission allowed to make comment. They had questions about fencing and utilities, which were all addressed by the applicant. He noted the existing home on the site will need to be demolished to develop the subdivision. He added that staff has determined that the proposed subdivision complies, or will be able to comply before final approval, with all remaining land use standards in city code. The City Engineer is addressing engineering standards and all engineering issues will be resolved before final approval is granted. He then turned the time over to the applicant for comment.

Mr. Mitchell mentioned the ADA ramp to the sidewalk and how it will tie in. Mr. Van Wagenen referenced the preliminary plan included in the staff report. He also referenced the existing curb and gutter on the plans. There was then some general discussion including property lines and where the improvements tie in. Mr. Van Wagenen stated that issue will be discussed further in the final improvement plans.

Mayor Pro Tem Broderick called for any further comments or discussion from the Council. Hearing none he called for a motion.

40

COUNCILMEMBER HOYT MOVED TO APPROVE THE APPLICANT’S REQUEST FOR APPROVAL OF A FIVE (5) LOT RESIDENTIAL SUBDIVISION TO BE KNOWN AS RAY’S CIRCLE PLAT A WITH NO CONDITIONS.

44

COUNCILMEMBER SWEETEN SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

46

COUNCILMEMBER LUNDBERG AYE
COUNCILMEMBER BRODERICK AYE

2 COUNCILMEMBER HOYT AYE
COUNCILMEMBER SWEETEN AYE
4 THE MOTION CARRIED UNANIMOUSLY.

6 **10. Discussion Item — Tiny Homes.** Per request by Councilmember Sweeten,
Planning Director Hugh Van Wagenen will present a general overview of Tiny
8 Homes and associated regulatory issues that cities are facing with Tiny Homes.

10 Mr. Van Wagenen opened the discussion by stating there have been a handful of
inquiries about Tiny Homes with Pleasant Grove City recently passing an ordinance
12 allowing Tiny Homes in their city along with other cities. He then provided information
on Tiny Homes noting this started with homes being built on RV frames and are typically
14 500 square feet or less. He stated these types of units are gaining more popularity around
the country because people are trying to live more simply and be able to move quickly
16 and to also save money. There have been several cities that have adopted Tiny Homes
with their own set of rules/code etc.

18 Phil Brown, Chief Building Official stated that the International Code Council
will be looking at a revision of the code in the next few years but the soonest it will come
20 down the channel may be closer to 2020. Mr. Van Wagenen stated Lindon City Code
currently allows for detached accessory dwellings that have to be at least 300 square ft. in
22 size and no more than 1,200 square ft., and must have a permanent foundation and
detached utilities which is very similar to what Pleasant Grove recently passed regarding
24 Tiny Homes. He then explained the issues with building codes as these Tiny Homes
don't need to adhere to international code and anything that may come through would be
26 treated as a mobile home (not intended for permanent housing). As he mentioned before
there have been a few inquiries for these types of units but the code currently does not
28 allow for these types of dwellings.

Mr. Van Wagenen observed this is an interesting hybrid and may work for some
30 and may provide for an interesting lifestyle; essentially it is a mobile home.
Councilmember Broderick stated this may be slow to take off for financing concerns
32 along with other issues, however it may adapt and grow in the future; he is in favor of our
detached accessory dwellings that are currently in place. Councilmember Lundberg
34 agreed it is a big trend and may be an issue for discussion in the future. Mr. Cowie
pointed out since its adoption there have not been a lot of detached accessory dwellings
36 located in the city.

Mayor Pro Tem Broderick called for any further comments or discussion from the
38 Council. Hearing none he moved on to the next agenda item.

40 **11. Review & Action — Resolution #2016-22-R; Fee Schedule Change – Aquatics
Center.** The Council will review and consider Resolution #2016-22-R authorizing
42 updates to the 2016-17 Lindon City Fee Schedule specifically amending fees for
the 2017 Aquatics Center season.
44

Mr. Cowie stated in a previous Council meeting Parks & Recreation Director
46 Heath Bateman discussed and recommended approving family season passes for the 2017
season after having removed them as an option during the 2016 season. He noted after

2 feedback from several concerned residents the Council discussed allowing a season pass
4 option for residents only and at a higher fee rate in order to ensure costs are covered
while still providing for a season pass option.

6 Mr. Cowie stated in that discussion Mr. Bateman also mentioned the need to
increase the swim team registration fees to cover costs of paying for coaching staff and
8 expenses in order to retain and keep good coaches. Mr. Cowie noted this Resolution
outlines the proposed addition for season passes (residents only) and also the increase in
10 fees for swim team registration. Following discussion the Council agreed to the proposed
fee schedule changes agreeing it is reasonable.

12 Mayor Pro Tem Broderick called for any further comments or discussion from the
Council. Hearing none he called for a motion.

14 COUNCILMEMBER SWEETEN MOVED TO APPROVE RESOLUTION
#2016-22-R AMENDING THE FY2017 LINDON CITY FEE SCHEDULE.
16 COUNCILMEMBER LUNDBERG SECONDED THE MOTION. THE VOTE WAS
RECORDED AS FOLLOWS:

18 COUNCILMEMBER LUNDBERG AYE
COUNCILMEMBER BRODERICK AYE
20 COUNCILMEMBER HOYT AYE
COUNCILMEMBER SWEETEN AYE
22 THE MOTION CARRIED UNANIMOUSLY.

24 **12. Review & Action — Water Credit Agreement for Secondary Water.** The
Council will review and consider an agreement between the LDS Church and
26 Lindon City enabling the submittal of water shares to the City that will be credited
towards future development within Lindon.

28 Mr. Cowie also led this agenda item by explaining the Church of Jesus Christ of
30 Latter-day Saints (LDS Church) has met with the City and would like to submit water
shares for the City to use and retain for use as credit for future developments associated
32 with the LDS Church or its properties. He noted in the past the City has accepted ‘excess’
water shares by property owners and developers and has kept records to credit the shares
34 to future developments. However, the Church asked for a formal agreement to govern the
submittal of their shares and their use in the future. Mr. Cowie stated the City Attorney
36 has reviewed the agreement and is comfortable with this approach.

38 Following some general discussion Mayor Pro Tem Broderick called for any
further comments or discussion from the Council. Hearing none he called for a motion.

40 COUNCILMEMBER LUNDBERG MOVED TO APPROVE THE WATER
CREDIT AGREEMENT BETWEEN LINDON CITY AND THE LDS CHURCH AS
42 OUTLINED. COUNCILMEMBER SWEETEN SECONDED THE MOTION. THE
VOTE WAS RECORDED AS FOLLOWS:

44 COUNCILMEMBER LUNDBERG AYE
COUNCILMEMBER BRODERICK AYE
46 COUNCILMEMBER HOYT AYE
COUNCILMEMBER SWEETEN AYE

2 THE MOTION CARRIED UNANIMOUSLY.

4 **COUNCIL REPORTS:**

6 **Chief Cullimore** – Chief Cullimore reported on the NOVA program. He explained that
8 Orem city has discontinued their NOVA program and they have been asked to reach out
10 to Orem schools to teach the NOVA program as a lot of the kids are Lindon students.
12 He has looked at the costs and it will be \$1,500 to Orem City with no increase to Lindon
14 City, just manpower hours that will be spent a little different. Chief Cullimore asked the
16 Council if we should we proceed to look at this request. Following discussion the
18 Council agreed to proceed as the NOVA program is a great program that ultimately helps
20 the students in the community.

22 **Councilmember Hoyt** – Councilmember Hoyt had nothing to report at this time.

24 **Councilmember Broderick** – Councilmember Broderick reported he attended the
26 monthly engineering meeting and they are going with JUB on the adjudication and it
28 appears the state will honor the historic rights of the irrigation company and things are
30 moving along well. He also reported he attended the pre-bid meeting for the lighting
32 project on the Aquatics Center that will bid on January 9th. He noted there were some
34 good contractors in attendance that will be bidding on the project.

36 **Councilmember Bean** – Councilmember Bean was absent from the meeting.

38 **Councilmember Lundberg** – Councilmember Lundberg reported she had the
40 opportunity to speak to the students at Lindon Elementary last week about civics which
42 was a good experience. She also mentioned she read through the ULCT about the
44 Amazon deal that the State is looking at noting we may see a bump in sales with Amazon
46 if it in fact happens; it will be interesting to see how it unfolds.

32 **Councilmember Sweeten** – Councilmember Sweeten reported he attended a board
34 meeting at the North Point Solid Waste District. He noted Republic Services
36 representatives were in attendance and they are planning to renew. They also approved
38 the budget and it looks good and they are doing well. Councilmember Sweeten also
40 mentioned an issue regarding ADA code enforcement issues and why the code is
42 enforced/required on some homes and not others. He noted there is a current issue where
44 the homeowner may retain an attorney because of this issue that could prove to be an
46 issue for the city. There was then some discussion by the Council regarding this issue.
Mr. Cowie commented that he is aware there was a standard in place that wasn't met. He
added on that particular street every home (10 homes) meets or appears to be ADA
compliant. Councilmember Sweeten stated this is the only home built on a slope with the
others being fairly level. Mr. Cowie stated in the end it is public infrastructure that was in
place correctly and was torn out and placed in a slope that exceeds our requirements for
ADA standards and he does not know a way to exempt that. Councilmember Broderick
agreed we don't have the ability to change ADA standards and have not exempted them
before. Councilmember Broderick suggested it may be beneficial to look into this

2 process. Mr. Cowie also reinforced the importance of contacting staff with any issues
before involving the public at large.

4 **Mayor Acerson** – Mayor Acerson was absent from the meeting.

6 **Administrator’s Report:**

8 Mr. Cowie reported on the following items followed by discussion.

10 **Misc. Updates:**

- 12 • December newsletter.
- 14 • City Center Elevator remodel. The Architect is preparing plans and will be
bidding by early February.
- 16 • Employment openings update:
 - 18 ○ PT Court Clerk opening
 - 18 ○ Public Works offered inspector position. Brad interviewed many
applicants, but is waiting to fill the additional water division position until
he sees how the two new employees function within the Department.
- 20 • Misc. Items

20 **Upcoming Meetings & Events:**

- 22 • December 23rd at Noon – Employee Christmas party at the Community Center.
Offices close at Noon.
- 24 • December 26th and 27th – City offices closed.
- 26 • January 2nd – City offices closed.

28 Mayor Pro Tem Broderick called for any further comments or discussion from the
Council. Hearing none he called for a motion to adjourn.

30 **Adjourn** –

32 COUNCILMEMBER LUNDBERG MOVED TO ADJOURN THE MEETING
AT 9:45 PM. COUNCILMEMBER SWEETEN SECONDED THE MOTION. ALL
34 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

36 Approved – January 3, 2017

38
40 _____
Kathryn Moosman, City Recorder

42
44 _____
Van Broderick, Mayor Pro Tem