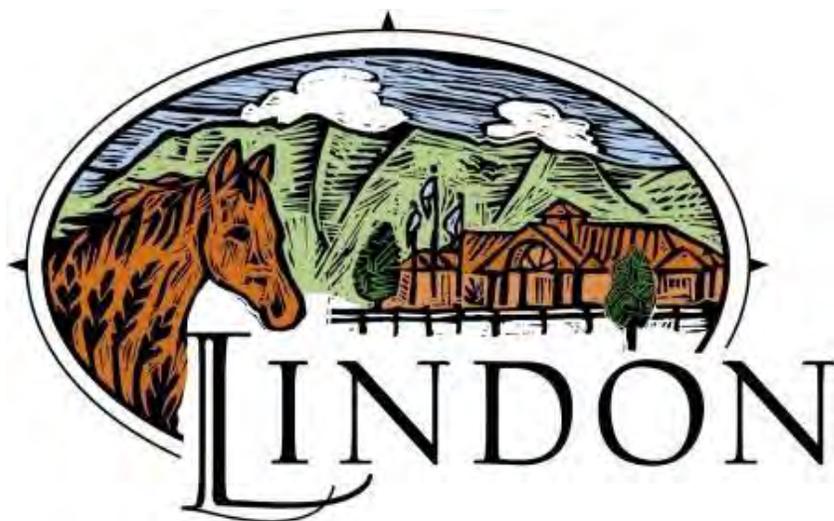


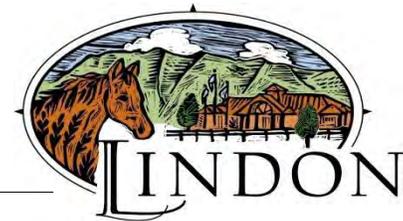
Lindon City Council Staff Report



Prepared by Lindon City
Administration

March 5, 2019

Notice of Meeting of the Lindon City Council



The Lindon City Council will hold a meeting at 7:00 p.m. on Tuesday, March 5, 2019 in the Lindon City Center Council Chambers, 100 North State Street, Lindon, Utah. The agenda will consist of the following:

Scan or click here for link to download agenda & staff report materials:



(Review times are estimates only)

- REGULAR SESSION – 7:00 P.M.** - Conducting: Carolyn Lundberg, Mayor pro tem
Pledge of Allegiance: By Invitation
Invocation: Van Broderick
- 1. Call to Order / Roll Call**
 - 2. Presentations and Announcements** *(15 minutes)*
 - a. Comments / Announcements from Mayor and Council members.
 - b. Presentation: The 2018 Little Miss Lindon Royalty will present the new 2019 Little Miss Lindon Royalty to the Mayor and Council.
 - 3. Approval of minutes:** February 19, 2019 and February 7, 2019 *(5 minutes)*
 - 4. Open Session for Public Comment** *(For items not on the agenda)* *(10 minutes)*
 - 5. Consent Agenda** – *(Items do not require public comment or discussion and can all be approved by a single motion.)* *(5 minutes)*
No consent agenda items for approval.
 - 6. Review & Action – Elevator Bid Award; CDBG Funded Project** *(10 minutes)*
This is a request for the Mayor and Council's review and approval of the bid award for the City Center Elevator project which is partially funded through a Community Development Block Grant award of \$150,000 towards the project. Staff recommends awarding the project to the low bidder, Broderick and Henderson Construction, with a bid of \$288,420.00.
 - 7. Public Hearing – FY2018-2019 Budget Amendment/Fee Schedule Amendment; Resolution #2019-5-R** *(30 minutes)*
The Lindon City Council will review and consider Resolution #2019-5-R amending sections of the FY2018-19 Budget and Fee Schedule for various city services.
 - 8. Discussion Item — 2019 Street Improvement Projects** *(20 minutes)*
Public Works and Engineering staff will review proposed street maintenance and street improvement projects planned to be performed in summer 2019. Projects consist of crack sealing, seal coats, and some overlays and reconstruction.
 - 9. Discussion Item — Parks & Trails Master Plan; Parks Department Updates and Issues** *(60 minutes)*
Lindon City Parks and Recreation Director, Heath Bateman, will present information regarding needed updates to the Parks and Trails Master Plan including possible budget and plan process details, and gather feedback from the Council. Staffing needs for the Aquatics Center and other Parks Department issues will also be presented. This item is for discussion purposes only with no motion needed.
 - 10. Public Hearing – LCC 2.39; Ordinance #2019-2-O; Repeal Community Center Advisory Board Ordinance** *(10 minutes)*
The City Council will review and consider approval of Ordinance #2019-2-O repealing the Community Center Advisory Board ordinance (LCC 2.39). The City appreciates the service of the CCAB and is intending to create a citizen Parks and Recreation committee in its place.
 - 11. Public Hearing – LCC 2.28; Ordinance #2019-3-O; City Official/Staff bonding Requirements** *(10 minutes)*
The City Council will review and consider approval of Ordinance #2019-3-O updating city officials and staff bonding requirements (LCC 2.28 'Officers Generally'). Updates are recommended by the City Attorney.
 - 12. Continued Presentation & Discussion: Population Growth Projections** *(15 minutes)*
Councilmember Lundberg will present general statewide population growth projections that were presented in a recent conference and discuss how this growth may impact Lindon and our region.

13. Review & Action — Major Crimes Task Force Interlocal Agreement; Resolution #2019-6-R

(10 minutes)

The Mayor and City Council will review and consider Resolution #2019-6-R approving an updated Interlocal Agreement for Lindon to continue participating in the Utah County Major Crimes Task Force. Lindon has participated in this organization since 2008. The new interlocal agreement will be effective until 2026 with participation fees paid based on population. Lindon City's fees of approximately \$3,600 per year have been budgeted annually.

14. Council Reports:

(20 minutes)

- | | |
|---|--------------------|
| A) MAG, COG, UIA, Utah Lake Commission, ULCT, NUVAS, IHC Outreach, Budget Committee | - Jeff Acerson |
| B) Public Works, Irrigation water/canal company boards, City Buildings | - Van Broderick |
| C) Planning Commission, Board of Adjustments, General Plan, Budget Committee | - Matt Bean |
| D) Public Safety, Emergency Management, Economic Development, Tree Board | - Carolyn Lundberg |
| E) Parks & Recreation, Lindon Days, Transfer Station/Solid Waste, Cemetery | - Mike Vanchiere |
| F) Admin., Historic Commission, PG/Lindon Chamber, Budget Committee | - Jake Hoyt |

15. Administrator's Report

(10 minutes)

Adjourn

All or a portion of this meeting may be held electronically to allow a council member to participate by video conference or teleconference. Staff Reports and application materials for the agenda items above are available for review at the Lindon City Offices, located at 100 N. State Street, Lindon, UT. For specific questions on agenda items our staff may be contacted directly at (801)785-5043. City Codes and ordinances are available on the City web site found at www.lindoncity.org. The City of Lindon, in compliance with the Americans with Disabilities Act, provides accommodations and auxiliary communicative aids and services for all those citizens in need of assistance. Persons requesting these accommodations for city-sponsored public meetings, services programs or events should call Kathy Moosman at 801-785-5043, giving at least 24 hours-notice.

CERTIFICATE OF POSTING:

I certify that the above notice and agenda was posted in three public places within the Lindon City limits and on the State (<http://pmn.utah.gov>) and City (www.lindoncity.org) websites.

Posted by: /s/ Kathryn A. Moosman, City Recorder

Date: March 1, 2019; Time: 11:30 a.m.; Place: Lindon City Center, Lindon Police Dept., Lindon Community Center

REGULAR SESSION – 7:00 P.M. - Conducting: Carolyn Lundberg, Mayor pro tem

Pledge of Allegiance: By Invitation
Invocation: Van Broderick

Item 1 – Call to Order / Roll Call

March 5, 2019 Lindon City Council meeting.

Jeff Acerson (absent)
Matt Bean
Van Broderick
Jake Hoyt
Carolyn Lundberg
Mike Vanchiere

Staff present: _____

Item 2 – Presentations and Announcements

- a) Comments / Announcements from Mayor and Council members.
- b) **Presentation:** The 2018 Little Miss Lindon Royalty (pictured below) will present the new 2019 Little Miss Lindon Royalty to the Mayor and Council.



Item 3 – Approval of Minutes

- Review and approval of City Council minutes: **February 19, 2019; February 7, 2019**

2 The Lindon City Council held an annual Budget Kick-Off Meeting on **February 7, 2019**,
beginning at 6:00 p.m. at the Lindon City Center, 100 North State Street, Lindon, Utah.

4 Conducting: Jeff Acerson, Mayor

6 **PRESENT**

8 **Officials**

Absent

- Jeff Acerson, Mayor
- 10 Matt Bean, Councilmember
- Carolyn Lundberg, Councilmember
- 12 Van Broderick, Councilmember
- Jake Hoyt, Councilmember
- 14 Mike Vanchiere, Councilmember

16 **Staff**

- Adam Cowie, City Administrator
- 18 Kristen Colson, Finance Director
- Phil Brown, Chief Building Official
- 20 Josh Adams, Chief of Police
- Heath Bateman, Parks & Recreation Director
- 22 Brad Jorgensen, Public Works Director
- Mike Florence, Planning Director
- 24 Brian Haws, City Attorney

26 The meeting was called to order at 6:00 p.m.

28 **DISCUSSION** – The Lindon City Administration and Department Heads met with the
Mayor and Council in a work session to review, discuss, and receive feedback on
30 significant budget issues and priorities for the upcoming 2019-2020 fiscal year. This item
was for discussion only with no motions required at this meeting.

32 Items of general discussion included the following:

- 34 1. **Budget Adoption Process:** *Presented by Kristen Colson.*
 - 36 a. Included discussion on financial goals and policies of the City and also a
review of the timeline for the budget process and adoption.
- 38 2. **Financial Outlook:** *Presented by Adam Cowie & Kristen Colson.*
 - 40 a. **Reviewed significant revenue sources**
 - 42 i. Sales tax and property tax; reviewed graphs and trends.
 - 44 ii. Property tax; reviewed graphs and trends.
 - 1. Discussion on keeping rates the same (technically and
increase) and/or inflationary increases.

- iii. Utility rates; JUB utility rate study recommended increases anticipated to be: Water 9% + inflation (through FY2020-2021); Sewer 2-3%; Storm Water 2-3%; (12 mo. Inflationary increase estimated at approx. 2.5%).
- iv. PARC Tax – 5-year point; voter renewal required in November 2023 General Election for tax to continue

b. Debt outlook for FY2020

- i. Reviewed debt schedule; discussed likely storm revenue bonds for storm water projects (match for possible grants).

3. **Cost Savings/Increased Revenues/Reductions:** *Presented by Adam Cowie & Department Heads.* Including discussion of the following items:

a. **Recent Savings/Reductions:**

- i. Delayed filling vacant positions (PW Sewer Tech; PW Inspector); Police Dept. vehicle lease savings (\$30k+); Aquatics Center rental increases; Facilities lighting LED upgrades (12-15 month payback on investment for \$5,368 annual savings); surplus equipment auction sales (since July 1, 2018 city has made \$39,885.59).

b. **Future Savings/Efficiencies:**

- i. Grants (planning, engineering, police, facilities, parks & recreation, senior center, administration, justice court).
 - 1. 2018 grants awarded: \$2,224,241.35; donations for city causes; \$15,296.94.
 - 2. 2019:
 - a. Admin/Public Works – USDA/NRCS/BOR grants for ditch piping/storm water projects
 - b. Parks – Land & Water Conservation grants

- ii. Reduction of third-party engineering expenses; legal/attorney expenses

c. **Increased or New Revenues:**

- i. Building permits – continued growth. Phil Brown presented details
- ii. Utility rates – continue with rate increase recommendations + CPI
- iii. Impact fee updates (storm water; parks & trails)
- iv. Construction Phase Services Fee – needs tweaking; *Partial refunds likely.*

4. **Personnel Issues:** *Presented by Adam Cowie and Department Heads.*

- a. Included discussion on evaluating position needs as we experience growth and demand for services;
 - i. Public Works – Staff Engineer (morph vacant PW Inspector position into new engineer that will assume some of JUB’s current duties: Better product, service, efficiency with minimal cost.
 - ii. Public Works – Keep Sewer Tech position open until filled
 - iii. Parks & Recreation – Aquatics Manager/Recreation Coordinator; PT to FT

- 2 iv. Police Dept Leadership Restructuring – provide opportunity for
upward movement for retention and motivation; bring clarity to
chain of command.
- 4 v. Building Dept – Contract 3rd party inspection services as needed
- 6 vi. Justice Court – New judge. Brian Haws gave an update on
selection process.
- 8 b. Merit & COLA – Work with Finance Committee on sustainable policies
and implementation plan
- 10 c. Health and Dental insurance rate increases expected – To be determined
- 12 d. Tuition Reimbursement – continued for eligible employees (1 undergrad;
3 graduates; \$7k)
- 14 e. Grant incentive program (reward for grants obtained/completed projects);
retroactive to 2018
- 16 f. Workers Comp incentive program (reward for safety)
- 18 **5. Capital Improvements & Expenditures:** *Presented by Adam Cowie and*
Department Heads. Including the following for discussion:
- 20 a. Roads – goal of \$1.3 M for FY2020 road maintenance; continue
funding options discussion
- 22 b. Continued evaluation of utilities needing replacement prior to new
roadwork being done
- 24 c. Demo of old sewer lift stations (TBD, \$30-50k)
- 26 d. Sewer lift station #4 replacement generator (\$40-50k)
- 28 e. Sewer lift station #2 & #6 – abandon and connect into gravity feed
system
- 30 f. Generators in wells (\$40-50k each)
- 32 g. Public Works; one replacement truck with plow (\$35-45k)
- 34 h. Police Dept. – Vehicle lease (lease timing restructuring?)
- 36 i. Planning /Building/Public Works tracking software – Mike
Florence reviewed the needs (\$20k to set up - + \$15k/yr.)
- 38 j. Planning – General Plan Update (\$10k-\$15k for mapping services)
- 40 k. Facilities maintenance:
- 42 i. Community Center: flooring; electric upgrades;
windows; painting; patio pavilion (\$100k)
- 44 ii. Public Works: remodel mezzanine for engineering
staff offices; carpet; paint (\$60k)
- iii. City Center Elevator remodel – TBD
- iv. Aquatics Center: pump maintenance/replacement;
leak detection; replace netting/rope; other
maintenance/replacement (\$110k)
- l. Parks & Recreation: anticipates two replacement vehicles (\$25-35k
each); replace Com Center chairs w/new stackable chairs; PARC
tax (permanent stage at Pheasant Brook park; dumpster enclosures
at various parks); retaining wall replacement (1200 E horse
transfer station / behind Vet Hall; \$20-50k); new park amenities

2 according to park master plans (pavilions, courts, benches,
3 playgrounds, etc.)

4 6. **Other Significant Needs by Department Heads:** Other needs and miscellaneous
5 items were discussed by the Department Heads at this time.

6 7. **Council member needs and requests:** The Councilmembers discussed
7 miscellaneous needs and requests at this time.

8
9 In conclusion, Mr. Cowie asked the group if they felt there were any issues with
10 financial obligations and if they felt that the city is heading on the right track. There was
11 a general consensus among the group that they are satisfied with the financial direction
12 the city is going with no major concerns or issues.

13
14 **This annual budget kick off meeting was for discussion and informational purposes
15 only. The Council did not take action on any item at this meeting. Any items that require
16 Council action will be discussed during regular City Council meetings prior to any
17 action being taken.*

18 The meeting was adjourned at 8:25 p.m.

20 Approved – March 5, 2019

22
23
24 _____
25 Kathryn Moosman, City Recorder

26
27
28
29
30 _____
31 Jeff Acerson, Mayor

2 The Lindon City Council held a regularly scheduled meeting on **Tuesday, February 19,**
4 **2019, 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: Carolyn Lundberg, Mayor pro tem
Pledge of Allegiance: Van Broderick, Councilmember
10 Invocation: Jake Hoyt, Councilmember

12 **PRESENT**

Carolyn Lundberg, Councilmember
14 Matt Bean, Councilmember
Jacob Hoyt, Councilmember
16 Van Broderick, Councilmember
Mike Vanchiere, Councilmember
18 Adam Cowie, City Administrator
Brian Haws, City Attorney
20 Kathryn Moosman, City Recorder

EXCUSED

Jeff Acerson, Mayor

- 22 1. **Call to Order/Roll Call** – The meeting was called to order at 7:00 p.m.
- 24 2. **Presentations/Announcements** –
- 26 a) **Comments/Announcements from Mayor and Council** – There were no
announcements at this time.
- 28 3. **Approval of Minutes** – The minutes of the regular meeting of the City Council
meeting of February 5, 2019 were reviewed.

30 COUNCILMEMBER HOYT MOVED TO APPROVE THE MINUTES OF THE
32 REGULAR CITY COUNCIL MEETING OF FEBRUARY 5, 2019 AS AMENDED.
COUNCILMEMBER BRODERICK SECONDED THE MOTION. THE VOTE WAS
34 RECORDED AS FOLLOWS:

36 COUNCILMEMBER BEAN	AYE
COUNCILMEMBER LUNDBERG	AYE
COUNCILMEMBER BRODERICK	AYE
38 COUNCILMEMBER HOYT	AYE
COUNCILMEMBER VANCHIERE	AYE

40 THE MOTION CARRIED UNANIMOUSLY.

- 42 4. **Open Session for Public Comment** – Mayor pro tem Lundberg called for any
public comment not listed as an agenda item. There were no public comments.
- 44
- 46 5. **Consent Agenda Items** – Items that do not require public comment or discussion
and can all be approved by a single motion. There were no consent agenda items.

2 **CURRENT BUSINESS**

4 6. **Public Hearing – FY2018-2019 Fee Schedule Amendment; Resolution #2019-**
 6 **4-R.** The Lindon City Council will review and consider Resolution #2019-4-R
 amending sections of the FY2018-19 fee schedule for utility services.

8 COUNCILMEMBER BRODERICK MOVED TO OPEN THE PUBLIC
 HEARING. COUNCILMEMBER HOYT SECONDED THE MOTION. ALL
 10 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

12 Adam Cowie, City Administrator, opened this discussion by noting this issue was
 discussed previously. He explained the City charges a water and sewer base rate for each
 14 residential unit (includes each unit in multifamily housing complexes). This requirement
 to charge each unit a separate base rate is found in the Lindon City Code 13.12.025(4) as
 16 follows:

18 *“If a multiple unit dwelling, including accessory apartments, is serviced by only
 one water meter, the utility bill will include a water base rate, a sewer base rate and a
 storm water utility fee for each unit.”*

20 Mr. Cowie further explained after reviewing utility billing policies, it is
 recommended that the base rates for water, sewer and other changes to utility
 22 fees/policies be amended. He noted these recommended changes are the result of several
 months of discussion by elected officials, city staff, and public input.

24 The goals of making these rate/fee changes are as follows:

- 26 o Cover costs
- o Be equitable / fair to similar uses
- o Be measurable / accurate
- 28 o Easy to administer

30 Mr. Cowie stated staff feels these changes meet the intent of these goals. Mr.
 Cowie then brought up some recommended changes to the Resolution as follows;

- 32 1. If there is a request by Craig Nelson with Avalon Senior Apartments, and
 if approved, this would be retroactive through the month of February and
 34 manually implemented in the March billing.
- 36 2. If the Council approves the recommended changes to make it effective for
 the current billing (this change would be effective city wide)
- 38 3. Referencing the plumbing code table dealing with referencing fixture units
 and how they came up with these calculations.

40 Mr. Cowie then referenced the recommended changes followed by some general
 discussion. Mayor pro tem Lundberg then called for any public comments.

42 **Craig Nielsen:** Mr. Nielsen stated he is the owner of Avalon Senior Apartments. He
 44 noted he thinks everyone has worked together and have come a long way to getting this
 issue resolved and he appreciates city staff’s speedy diligence as it impacts the tenants
 46 dramatically. He pointed out as a general rule the issue of being equitable has gone a
 long way in closing the gap; he believes they are about half way in making it fully

2 equitable. He indicated that households in Lindon have on average 3.5 members per
4 household and Avalon is 1.5 members. Mr. Nielsen pointed out the system has to be able
6 to accommodate someone being able to use it and he feels it makes more sense to wait on
8 the volume side of this. He made another point that those who can most afford it should
pay the most. He commented he feels great progress has been made on this issue but
believes it could still be more. Mr. Nielsen added he appreciates the city council
addressing this issue in such a timely manner.

10 **Ray Palmer:** Mr. Palmer expressed his appreciation to the city council and staff for their
12 consideration and amount of work done on this issue.

14 Mr. Cowie made mention that the state and cities are facing moderate income and
16 affordable housing issues and the changes/reductions on the accessory apartments end of
this is significant and it would be in conformance with the moderate-income housing plan
to reduce costs to moderate income housing individuals.

18 Mayor pro tem Lundberg called for any further public comments. Hearing none he
called for a motion to close the public hearing.

20 COUNCILMEMBER BRODERICK MOVED TO CLOSE THE PUBLIC
22 HEARING. COUNCILMEMBER VANCHIERE SECONDED THE MOTION. ALL
PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

24 Councilmember Broderick expressed his appreciation to the residents and staff for
26 binging their concerns and insights to the council as it is very helpful. He also expressed
that he is pleased with the work done and is in favor of these recommended changes.

28 Mayor pro tem Lundberg called for any further comments or discussion from the
Council. Hearing none she called for a motion.

30 COUNCILMEMBER BRODERICK MOVED TO APPROVE RESOLUTION
32 2019-4-R AMENDING THE FY2018-19 LINDON CITY FEE SCHEDULE WITH THE
PARAGRAPH AS PRESENTED IN CITY COUNCIL AND TO GO INTO EFFECT
34 FEBRUARY 1, 2019. COUNCILMEMBER BEAN SECONDED THE MOTION. THE
VOTE WAS RECORDED AS FOLLOWS:

- 36 COUNCILMEMBER BEAN AYE
- COUNCILMEMBER LUNDBERG AYE
- COUNCILMEMBER BRODERICK AYE
- 38 COUNCILMEMBER HOYT AYE
- COUNCILMEMBER VANCHIERE AYE

40 THE MOTION CARRIED UNANIMOUSLY.

42 7. **Continued Public Hearing — Ordinance Change; Lindon City Code 13.12**
44 **and 13.16; Ord. #2018-18-O.** This item was continued from the December 18,
2018 meeting. The Council will review and consider Ordinance #2018-18-O
46 which includes changes to LCC 13.12 and 13.16 regarding utility billing rates and
fees and administration of public utility services.

2 COUNCILMEMBER BRODERICK MOVED TO OPEN THE PUBLIC
HEARING. COUNCILMEMBER HOYT SECONDED THE MOTION. ALL
4 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

6 Mr. Cowie led this agenda item stating to accommodate the utility fee changes in
the prior agenda item that was just approved there are a few sections of City Code that
8 need to be amended as additional updates were also found necessary and were reviewed.
He noted this primary change is to modify the code to reference the Fee Schedule (as may
10 be amended from time to time) for utility billing requirements. Following some general
discussion, the Council agreed to approve the proposed utility fee changes as presented.

12 Mayor pro tem Lundberg called for any public comments. Hearing none she
called for a motion to close the public hearing.

14 COUNCILMEMBER HOYT MOVED TO CLOSE THE PUBLIC HEARING.
16 COUNCILMEMBER BRODERICK SECONDED THE MOTION. ALL PRESENT
VOTED IN FAVOR. THE MOTION CARRIED.

18 Mayor pro tem Lundberg called for any further comments or discussion from the
20 Council. Hearing none she called for a motion.

22 COUNCILMEMBER HOYT MOVED TO APPROVE ORDINANCE
AMENDMENT 2018-18-O AS PRESENTED. COUNCILMEMBER BEAN
24 SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

- 26 COUNCILMEMBER BEAN AYE
- 26 COUNCILMEMBER LUNDBERG AYE
- 26 COUNCILMEMBER BRODERICK AYE
- 28 COUNCILMEMBER HOYT AYE
- 28 COUNCILMEMBER VANCHIERE AYE

30 THE MOTION CARRIED UNANIMOUSLY.

32 8. **Review & Action – New Staff Engineer position.** The City Council will review
and consider a request for a new employee position of Staff Engineer (may also
34 be filled by an Engineer in Training (EIT)). This position will replace the
currently vacant Public Works Inspector position therefore not needing to be
36 approved by a budget amendment at this time. The position is anticipated to
reduce third party engineering expenses while providing needed assistance to the
38 City Engineer.

40 Mr. Cowie led this discussion by stating Staff is requesting approval of a new
staff engineer position. He also referenced the financial analysis assuming an incumbent
42 in either the Staff Engineer or EIT position has maxed out in their salary range. He noted
this presents the ‘most expensive’ scenario of hiring to fill this position. In either scenario
44 it is anticipated that the City will experience a general savings in third party engineering
expenses as JUB Engineers increased their rates by 6% beginning January 1, 2019. He
46 noted they have seen some escalating costs with JUB and there are projects and studies
that need to be done on an increasing basis.

2 Noah Gordon, City Engineer, explained what an EIT position is noting it is
4 currently a very competitive position. He also pointed out that adding this position will
help free him up to be more efficient and more accessible.

6 Mr. Cowie noted this position would be under Public Works financially and under
the supervision of the city engineer. He added there is currently an inspector vacancy
8 since last spring and they would like to roll this position into this spot which is budgeted
for and in the grand scheme of increase to the budget it is not a huge change. Staff is
10 suggesting this new position because the costs are continually escalating with contracting
out and the city can save \$20k-\$30k per year by bringing this in-house. He noted JUB
12 Engineering has done a great job for the city for many years and they will continue to
utilize JUB for certain services.

14 Councilmember Broderick mentioned this has been discussed at length and he
always has concerns about bringing in more full-time people, but this makes sense from
an efficiency view and dollar cost; he is in favor of this new position.

16 Councilmember Hoyt brought up the possibility of a recession and if the
engineering position workload (JUB) would go down in a recession. Mr. Cowie
18 confirmed that statement pointing out the benefit of having an in-house engineer as
opposed to contracting out is that we can do things without paying a consulting engineer
20 and still get projects done that may have been put on hold as there is always work to be
done. Councilmember Hoyt stated he also worries that we are fixing more costs and in
22 the event of a recession we may have to cut jobs; but he loves the cost savings aspect too
and trusts the recommendation of staff. Mr. Cowie pointed out staff does not look at this
24 as a fixed cost and if this position doesn't pan out things may change.

26 Mayor pro tem Lundberg called for any further comments or discussion from the
Council. Hearing none she called for a motion.

28 COUNCILMEMBER VANCHIERE MOVED TO APPROVE THE STAFF
ENGINEER POSITION AS PRESENTED. COUNCILMEMBER BRODERICK
30 SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:
COUNCILMEMBER BEAN AYE
32 COUNCILMEMBER LUNDBERG AYE
COUNCILMEMBER BRODERICK AYE
34 COUNCILMEMBER HOYT AYE
COUNCILMEMBER VANCHIERE AYE
36 THE MOTION CARRIED UNANIMOUSLY.

38 9. **Presentation & Discussion — Population Growth Projections.** Councilmember
Lundberg will present general statewide population growth projections that were
40 presented in a recent conference and discuss how this growth may impact Lindon
and our region.

42 Mr. Cowie stated this discussion item has been postponed to the next City Council
44 meeting. Mayor pro tem Lundberg called for any comments or discussion. Hearing none
she moved on to the next agenda item.

46 10. **Review & Action — Rocky Mountain Power easement.** The City Council

2 previously approved granting an easement for Rocky Mountain Power (RMP)
3 subject to additional language being added to the easement and compensation.
4 RMP agreed to additional language in the easement document and is requesting
5 not having to compensate the City since the easement benefits a cell tower
6 provider who has a lease agreement with the City. Staff recommends approval of
7 this request.

8
9 Mr. Cowie gave a brief overview stating this item was discussed on September 4,
10 2018 and the easement was approved by the City Council at that time, subject to some
11 additional language being added to the easement document and compensation being paid
12 to the City for the easement. He noted Rocky Mountain Power (RMP) is replacing an
13 existing power pole that is located near the cell tower north and east of the Parks Garage
14 (old fire station) and they have requested not to pay for the easement.

15 Mr. Cowie explained after further review and discussion with RMP, City Staff
16 and the Lindon City Attorney, it was determined that this easement is benefiting a private
17 customer (cell tower) for which Lindon City has a lease agreement with, but the power
18 pole is also serving other properties/homes that Lindon City owns and is the owner of the
19 properties being served by the pole. Therefore, requiring compensation for the easement
20 is not typical and agreed upon by RMP.

21 Mr. Cowie indicated that since RMP provided the additional language in the
22 easement to the City, staff feels it’s appropriate to move forward and grant the easement
23 without receiving monetary compensation. Brian Haws, City Attorney, commented
24 following review he feels this is a reasonable request. Following some general
25 discussion, the Council was in agreement to approve the easement as presented.

26 Mayor pro tem Lundberg called for any further comments or discussion from the
27 Council. Hearing none she called for a motion.

28
29 COUNCILMEMBER BRODERICK MOVED TO APPROVE AND GRANT
30 THE POWER EASEMENT FOR ROCKY MOUNTAIN POWER AS PRESENTED.
31 COUNCILMEMBER BEAN SECONDED THE MOTION. THE VOTE WAS

32 RECORDED AS FOLLOWS:

- 33 COUNCILMEMBER BEAN AYE
- 34 COUNCILMEMBER LUNDBERG AYE
- 35 COUNCILMEMBER BRODERICK AYE
- 36 COUNCILMEMBER HOYT AYE
- 37 COUNCILMEMBER VANCHIERE AYE

38 THE MOTION CARRIED UNANIMOUSLY.

39
40 **11. Review & Action — Easement to STC FIVE LLC for cell tower**
41 **access/utilities.** The City Council will review and consider granting an access
42 and utility easement to STC FIVE LLC. The easement and amended agreement
43 are for the existing cell tower at approximately 35 W. 60 N. behind the Parks
44 Department garage. The cell tower owner has a lease agreement with the City
45 who is obligated to reasonably accommodate utility service/access to the tower.
46 Staff recommends approval of this request subject to final approval by the Mayor
and City Attorney.

2 Mr. Cowie opened this action item by stating the City has a contractual agreement
4 with the cell tower owner to help facilitate co-locaters on the tower by providing
6 reasonable access and utility easements. He noted the City will financially benefit from a
8 new carrier/co-locator that is being added to this tower. He pointed out that no prior
10 official easement was found for access and utility easements to the cell tower even
12 though access and buried utilities are already in place.

8 Mr. Cowie went on to say Staff has requested a formal easement be provided,
10 which necessitated some minor modifications to the agreement. He added Staff
12 recommends approval subject to final approval of the documents by Brian Haws, City
14 Attorney and signature of the Mayor. Following some general discussion, the Council
was in agreement to approve the utility easement for cell tower access as recommended.

14 Mayor pro tem Lundberg called for any further comments or discussion from the
Council. Hearing none she called for a motion.

16 COUNCILMEMBER HOYT MOVED TO APPROVE AND GRANT THE
18 ACCESS AND UTILITY EASEMENT TO STC FIVE LLC SUBJECT TO FINAL
20 APPROVAL BY THE CITY ATTORNEY AND THE MAYOR. COUNCILMEMBER
BRODERICK SECONDED THE MOTION. THE VOTE WAS RECORDED AS
FOLLOWS:

20 COUNCILMEMBER BEAN AYE
22 COUNCILMEMBER LUNDBERG AYE
24 COUNCILMEMBER BRODERICK AYE
26 COUNCILMEMBER HOYT AYE
COUNCILMEMBER VANCHIERE AYE
THE MOTION CARRIED UNANIMOUSLY.

28 **COUNCIL REPORTS:**

30 **Councilmember Hoyt** – Councilmember Hoyt reported the Historic Preservation
32 Commission is working on memorializing areas in the city so there may be a few eagle
34 scout projects available. He also reported he will be attending the Pleasant Grove/Lindon
Chamber of Commerce Board meeting tomorrow where they will finalize the list for a
new president.

36 **Councilmember Broderick** – Councilmember Broderick reported he attended the Provo
38 Reservoir Water Users Company meeting. He noted the water outlook is cautiously
40 optimistic. He also reported he attended the Engineering Coordination meeting at public
42 works noting he liked the new format and felt the meeting moved along better and stayed
44 on topic. He also mentioned the pickle ball noise issue and asked staff to research if the
acoustifence can be doubled up (to make it better) and if the city would consider buying
some quiet paddles to try out and measure the noise levels. If it proves to be a viable
solution (based on results) to have a transition period to require the use of quiet paddles at
the courts. He also mentioned the reduction of particulates in air pollution. He also
reported he is exploring the use of infrared pot hole repair.

46

2 **Councilmember Bean** – Councilmember Bean reported it would be good to think about
 4 what Sandy City has recently gone through with their water ordeal (fluoride) as it wasn't
 6 communicated well to the residents. This may be the topic of his newsletter article for
 8 March to encourage residents to sign up for the city emergency notification system.

10 **Councilmember Lundberg** – Councilmember Lundberg reported she and Adam Cowie,
 12 Jake Hoyt and Mike Vanchiere toured the 700 North Corridor where they shared the
 14 vision document and what the future plans are for the corridor looking forward. They also
 16 talked about concerns to potentially research putting a cap on office/flex space as to have
 18 a mixed use and/or to implement an area specific document.

20 **Councilmember Vanchiere** – Councilmember Vanchiere reported he had the
 22 opportunity to go on a city tour with Brad Jorgensen, Heath Bateman, Josh Adams and
 24 Adam Cowie. They toured the new lift station, Public Works Building, and the Police
 26 Station where he had a lot of questions answered. He expressed that he has a willing
 28 desire to learn and to work with everyone; the tour was very informative and helpful. He
 30 reported he will be attending his first official meeting at the North Pointe Solid Waste
 32 Transfer Station on Thursday. He also reported he will be attending a recycling
 34 conference in St. George in April that should be an informative event.

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

38 **Administrator's Report:** Mr. Cowie reported on the following items followed by
 40 discussion.

42 **Misc. Updates:**

- 44 • February City newsletter
- 46 • March newsletter article: Matt Bean - Article due to Kathy Moosman by end of February.
- Legislative updates
- Justice Court judge selection process update
- Employee changes. All positions are advertised to be re-filled.
 - Dennis Kendall of Public Works retired after 35 years at Lindon City;
 - Corporal Steve Gray has been selected as the new Chief of Police for city of Moroni;
 - Officer Ray Ormond has taken a position with the Utah County Sheriff's Department.
- Misc. Items

48 **Upcoming Meetings & Events:**

- 50 • February 18th – City offices closed for Presidents' Day holiday
- 52 • March 2nd – Little Miss Lindon Pageant
- 54 • April 24th – 26th - ULCT Spring Conference in St. George

2 Mayor pro tem Lundberg called for any further comments or discussion from the
4 Council. Hearing none she called for a motion to adjourn.

6 **Adjourn** –

8 COUNCILMEMBER BRODERICK MOVED TO ADJOURN THE MEETING
10 AT 9:00 PM. COUNCILMEMBER HOYT SECONDED THE MOTION. ALL
12 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

14 Approved – March 5, 2019

16 _____
Kathryn Moosman, City Recorder

18 _____
Carolyn Lundberg, Mayor pro tem

Item 4 – Open Session for Public Comment *(For items not on the agenda - 10 minutes)*

Item 5 – Consent Agenda – *Consent agenda may contain items which have been discussed beforehand and/or do not require significant discussion, or are administrative in nature, or do not require public comment. The Council may approve all Consent Agenda items in one motion, or may discuss individual items as needed and act on them separately.*

NO ITEMS

Sample Motion: *I move to approve the Consent Agenda items.*

6. Review & Action – Elevator Bid Award; CDBG Funded Project

(10 minutes)

This is a request for the Mayor and Council's review and approval of the bid award for the City Center Elevator project which is partially funded through a Community Development Block Grant award of \$150,000 towards the project. Staff recommends awarding the project to the low bidder, Broderick and Henderson Construction, with a bid of \$288,420.00.

Our Facilities Manager, Alex Roylance, applied for and was awarded a Community Development Block Grant (CDBG) in the amount of \$150,000 towards an elevator installation at the City Center. The project qualifies for federal funding due to enhancing ADA accessibility in our facility. The City has budgeted a match for the awarded funds with total combined grant/city funds of \$300,000. The City is required to front the full funding and is reimbursed the grant award amount.

The project was bid last fall but bids exceeded our budget. The project was bid again this winter with the low bidder being Broderick and Henderson Construction in the amount of \$288,420.00. The City is selecting an alternate bid option that eliminated glass wall partitions from around the upstairs conference room and replaced them with regular framed/sheetrock walls. The conference room is being relocated to accommodate the elevator.

Sample Motion: I move to (award, not award) the city center elevator project to the low bidder, Broderick and Henderson Construction, in the amount of \$288,420.00.

Lindon City Corp.

RFB 2018-015 Lindon City Offices Elevator Installation and Construction

BID Tabulations

Bids publicly opened 2/15/2019, 10:00 am, Lindon City Offices, 100 North State Street, Lindon, Ut

Bidder	Base Bid	Days to complete	Alternate #1	Days to Complete	Alternate #2	Days to Complete	Alternate #3	Days to Complete
Broderick and Henderson	\$ 299,500.00	120	\$ 288,420.00	106	\$ 239,699.00	90	\$ 224,940.00	90
J. Lyne Roberts and Sons	\$ 380,333.20	154	\$ 321,446.66	147	\$ 283,636.55	112	\$ 155,584.00	70

Itemized Bid Schedule Tabulations

Item	Broderick and Hendersen	J.Lyne Roberts and Sons
1. Demolition		
a. Cutting and removal of all concrete sections	\$ 8,800.00	\$ 4,325.85
b. Demolition and removal of all other sections	\$ 8,628.00	\$ 18,820.24
c. Total all demolition	\$ 17,428.00	\$ 23,164.09
2. Elevator		
a. Material and equipment	\$ 29,154.00	\$ 49,404.50
b. Installation of elevator	\$ 29,154.00	\$ 43,792.15
c. Total elevator costs	\$ 58,308.00	\$ 93,196.65
3. Concrete		
a. Total all concrete work	\$ 12,000.00	\$ 10,056.14
4. Framing		
a. Stud wall framing		\$ 7,887.65
b. Elevator shaft framing		\$ 8,426.97
c. Roof framing		\$ 3,932.54
d. Total all framing	\$ 28,570.00	\$ 20,247.21
5. Finish and Trim		
a. Total finish and trim	\$ 3,640.00	\$ 3,988.77
6. Flooring		
a. Carpet tiles material and installation	\$ 3,855.00	\$ 4,125.85
b. Ceramic tiles materials and installation	\$ 5,850.00	\$ 6,741.58
c. Repair or replace broadloom carpet	Inc	\$ 1,685.40
d. Total all flooring	\$ 9,705.00	\$ 12,522.83
7. Glass		
a. Installation of glass walls materials and labor		\$ 52,566.30
b. Re-installation of store front doors		\$ 3,820.24
c. Total glass	\$ 15,500.00	\$ 56,386.54
8. Grid Ceiling		
a. Installation of grid ceiling	\$ 2,500.00	\$ 3,932.59
b. Total grid ceiling	\$ 2,500.00	\$ 3,932.59
9. Doors and Hardware		
a. Total doors and hardware	\$ 1,400.00	\$ 11,747.76
10. Electrical		
a. Elevator shaft electric		\$ 5,893.27
b. Phone and data		\$ 2,611.25
c. All other electric		\$ 10,469.67
d. Total electrical	\$ 38,625.00	\$ 18,874.19
11. Cabinetry		
a. Total cabinetry	\$ 4,200.00	\$ 4,494.39
12. Countertops		
a. Total countertops	Included in cabinetry	\$ 1,769.67
13. Sheetrock		
a. Total sheetrock labor and materials	\$ 13,214.00	\$ 15,719.56
14. Painting		
a. Total painting	\$ 5,000.00	\$ 6,235.96
15. Site cleanup		
a. Trash and dumpster	\$ 2,000.00	\$ 1,573.05
b. Project closeout	\$ 500.00	\$ 3,932.59
c. Total site cleanup	\$ 2,500.00	\$ 5,505.64
16. Mechanical		
a. Total mechanical	\$ 23,936.00	\$ 18,579.78
17. Insulation		
a. Total insulation	\$ 980.00	\$ 657.32
18. Fire Sprinklers		
a. Total fire sprinklers		\$ 1,685.40
19. General conditions		
a. Total general conditions	\$ 36,858.00	\$ 5,056.19
20. Profit and Overhead		
a. Total profit and overhead	\$ 20,111.00	\$ 57,766.25
21. Contingency		
a. Total contingency	\$ -	\$ 7,702.18
Total project costs	\$ 294,475.00	\$ 379,289.11

7. Public Hearing – FY2018-2019 Budget Amendment/Fee Schedule Amendment; Resolution #2019-5-R *(30 minutes)*

The Lindon City Council will review and consider Resolution #2019-5-R amending sections of the FY2018-19 Budget and Fee Schedule for various city services.

See attached budget and fee schedule amendment resolution and memos outlining proposed changes. An updated copy of the fund balances summary after these amendments is also attached.

Sample Motion: I move to (approve, continue, deny) Resolution #2019-5-R amending the FY2018-19 budget and fee schedule.

RESOLUTION NO. 2019-5-R

A RESOLUTION OF THE CITY COUNCIL OF LINDON CITY, UTAH COUNTY, UTAH, AMENDING VARIOUS SECTIONS OF THE LINDON CITY BUDGET AND FEE SCHEDULE FOR FISCAL YEAR 2018-19 AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Municipal Council of Lindon City finds it prudent and in accordance with sound fiscal policy to amend the Lindon City Budget and Fee Schedule for Fiscal Year 2018-2019 (FY2019); and

WHEREAS, the on-going budget reports indicate several items which need to be adjusted to actual costs associated with current projects and revenue/expenditure line items updated based on new information and data obtained since the budget was adopted in June of 2018; and

WHEREAS, adjustments to the Lindon City Fee Schedule are needed to appropriately cover costs of providing services in the community; and

WHEREAS, public notice of the budget amendment has been advertised and public hearing held on March 5, 2019 regarding the proposed budget and fee schedule amendments; and

WHEREAS, the Municipal Council desires to amend the FY2019 Lindon City Budget and Fee Schedule to reflect these more accurate numbers and needed amendments.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Lindon City, Utah County, State of Utah, as follows:

SECTION I. The FY2019 Lindon City Budget and Fee Schedule is hereby amended as shown on the attached memorandums for specific budgetary line items as listed.

SECTION II. This resolution shall take effect immediately upon passage.

PASSED AND ADOPTED by the Lindon City Council on this the 5th day of March, 2019.

Carolyn Lundberg, Mayor pro tem

ATTEST:

Kathryn A. Moosman, City Recorder

SEAL:

BUDGET AMENDMENT
FISCAL YEAR 2018-2019
 March 5, 2019

Acct #	Note	Description	REVENUES			EXPENDITURES		
			Previous Budget	Amended Budget	Variance	Previous Budget	Amended Budget	Variance
GENERAL FUND								
10-33-650	1	State IDC Grant	33,000	20,000	(13,000)			
10-33-790	1	State Grants	27,000	-	(27,000)			
10-36-118	2	LD Car Show Contrib to Police	-	9,000	9,000			
10-38-900	14	Use of Fund Balance	153,865	251,856	97,991			
10-42-290	3	Gasoline				185	400	215
10-44-230	4	Travel & Training				6,000	6,600	600
10-51-260	5	Miscellaneous Expense				15,000	18,000	3,000
10-54-115	6	Salaries & Wages - Overtime				75,000	100,000	25,000
10-54-120	7	Salaries - Temp Employees				10,900	25,876	14,976
10-54-210	8	Membership Dues & Subscriptions				1,300	4,500	3,200
10-54-222	7	Uniform Expense				13,000	27,200	14,200
10-54-310	8	Professional & Tech Services				50,000	46,800	(3,200)
10-54-630	2	Emergency Preparedness				1,500	10,500	9,000
		NET GENERAL FUND INCREASE	<u>213,865</u>	<u>280,856</u>	<u>66,991</u>	<u>172,885</u>	<u>239,876</u>	<u>66,991</u>
ROAD FUND								
11-40-430	9	Crack Sealing				27,000	187,000	160,000
11-40-735	9	Class C Capital Improvements				1,550,000	1,390,000	(160,000)
		NET ROAD FUND INCREASE	<u>1,002,300</u>	<u>1,002,300</u>	<u>-</u>	<u>1,577,000</u>	<u>1,577,000</u>	<u>-</u>
PARC TAX FUND								
24-42-675	10	Purchase of Equipment				-	14,000	14,000
24-42-920	10	Trfr to Recreation-Capital Exp				-	7,098	7,098
24-49-990	14	Appropriate to Fund Balance				31,815	10,717	(21,098)
		NET PARC TAX FUND INCREASE	<u>-</u>	<u>-</u>	<u>-</u>	<u>31,815</u>	<u>31,815</u>	<u>-</u>
PARKS CIP FUND								
47-30-900	14	Use of Fund Balance	179,407	198,907	19,500			
47-40-710	11	Pioneer Park				-	6,500	6,500
47-40-720	11	Hollow Park				159,000	165,500	6,500
47-40-730	11	City Center Park				55,000	61,500	6,500
		NET PARKS CIP FUND INCREASE	<u>179,407</u>	<u>198,907</u>	<u>19,500</u>	<u>214,000</u>	<u>233,500</u>	<u>19,500</u>

BUDGET AMENDMENT
FISCAL YEAR 2018-2019
 March 5, 2019

Acct #	Note	Description	REVENUES			EXPENDITURES		
			Previous Budget	Amended Budget	Variance	Previous Budget	Amended Budget	Variance
WATER FUND								
51-30-980	14	Use of Fund Balance	56,782	60,080	3,298			
51-40-752	12	North Union Canal Piping				-	652,000	652,000
51-40-755	12	Special Projects				967,000	315,000	(652,000)
51-40-860	13	700 N Water Bond Interest				1,186	4,484	3,298
			<u>56,782</u>	<u>60,080</u>		<u>968,186</u>	<u>971,484</u>	
		NET WATER FUND INCREASE			3,298			3,298
STORM WATER DRAINAGE FUND								
54-40-840	13	700N Storm Water Bond Interest				3,223	12,182	8,959
54-40-990	14	Appropriate to Fund Balance				122,526	113,567	(8,959)
			<u>-</u>	<u>-</u>		<u>125,749</u>	<u>125,749</u>	
		NET STORM WATER DRAINAGE FUND INCREASE			-			-
RECREATION FUND								
55-30-880	10	Transfer from PARC Tax Fund	141,900	148,998	7,098			
55-30-900	14	Use of Fund Balance	301,295	294,197	(7,098)			
			<u>443,195</u>	<u>443,195</u>		<u>-</u>	<u>-</u>	
		NET RECREATION FUND INCREASE			-			-
CITYWIDE TOTAL								
			<u>1,897,384</u>	<u>1,987,173</u>	<u>89,789</u>	<u>3,089,635</u>	<u>3,179,424</u>	<u>89,789</u>
		CHANGE IN REVENUES & EXPENDITURES						
		Change in Citywide Rev. & Exp.	60,000	29,000	(31,000)	324,994	434,742	109,748
		Carryover from Prior Fiscal Year	-	-	-	15,000	18,000	3,000
		Increase (Decrease) by Moving Exp in GL	-	-	-	2,595,300	2,595,300	-
		Increase (Decrease) in Interfund Transfers	141,900	148,998	7,098	-	7,098	7,098
		Increase (Decrease) in Use of Fund Bal.	1,693,649	1,807,340	113,691			
		Increase (Decrease) in Appr. to Fund Bal.				154,341	124,284	(30,057)
		Citywide Totals	<u>1,895,549</u>	<u>1,985,338</u>	<u>89,789</u>	<u>3,089,635</u>	<u>3,179,424</u>	<u>89,789</u>
		Net Increase (Decrease) in Rev. & Exp.			89,789			89,789

BUDGET AMENDMENT NOTES

March 5, 2019

- 1 The IDC grant was budgeted for in two different line items and for two different amounts. The IDC grant is the was awarded to the Justice Court in the amount of \$42,000 to help offset increasing costs for indigent attorney fees. We are not using the grant as quickly as anticipated, but the unused portion can be used next fiscal year.
- 2 The Lindon Days Car Show raises money for Lindon Police to use for emergency preparation. We do not budget for it, so when we receive it, we adjust the budget for the revenue received and the increased expenses. This year they raised and donated \$9,000.
- 3 The Justice Court is traveling more and needs an increased budget for gasoline or mileage reimbursement. Spencer, in the Justice Court, is traveling more because he was appointed to the State Justice Court Clerk Education Committee.
- 4 The Administration Travel and Training budget is increasing to pay for additional costs for a clerk's conference that moved from Salt Lake City to Cedar City which increases travel and lodging costs. Lodging was not needed when the conference was in Salt Lake.
- 5 The rental home next to the horse arena needs some updates. This is a carryover from the 2017-2018 budget.
- 6 The Police Department has had unexpected injuries and changes in personnel which have increased the need for other officers to work overtime.
- 7 The Police Department is hiring 2 reserve officers and 2 new officers. We need to budget for the reserve officers wages and the uniforms for all of them.
- 8 The budget for Lexipol for the Police needs to be moved from Professional Services to Subscriptions so that the expense can be classified correctly.
- 9 Move the \$160,000 for the crack sealing project that was awarded in November from Class C Capital Improvements to Crack Sealing.
- 10 The PARC Tax allocated to the Community Center will be used for 500 Mighty Lite chairs (\$14,000) and transferred to the Recreation Fund to help fund improvements to the Community Center (\$7,098).
- 11 Park impact fees will be used to pay for dumpster enclosures at Pioneer, Hollow, and City Center parks.
- 12 Move the \$652,000 for the North Union Canal piping project from Special Projects to its own line item for better cost tracking.
- 13 Correct the budgeted amount for the 700 N bond payoff for the penalty amount in the Water and Storm Water Funds. This was already done in the Debt Service Fund for the road portion of the bond.
- 14 The changes in revenues and expenses are balanced and offset by changes in the use of, or appropriation to, fund balances.

**SUMMARY OF CHANGES IN FUND BALANCE
UPDATED FOR 3/5/2019 BUDGET AMENDMENT**

	Governmental Funds						Proprietary Funds						Total All Funds
	General	RDA	PARC Tax	Roads CIP	Parks CIP	Debt Svc	Water	Sewer	Garbage	Storm	Recreation	Telecomm.	
Beginning Balances	2,571,205	582,860	639,340	2,562,528	985,664	-	5,091,943	2,595,478	50,862	801,693	443,071	17,609	16,342,253
Revenues													
Program revenues													
Charges for services	2,387,723						2,496,600	1,587,800	448,500	910,000	651,500	54,000	8,536,123
Impact Fees	67,000			55,000	150,000		90,000	80,000		95,000			537,000
Grants and contributions	186,468									5,000			191,468
General revenues													
Property taxes	2,119,407												2,119,407
Sales tax	4,276,400												4,276,400
Other taxes	1,508,000	275,880	630,000	450,000									2,863,880
Other	3,085,641	11,420	9,500	6,700	8,000		315,000	24,000					3,460,261
Total revenues	13,630,639	287,300	639,500	511,700	158,000	-	2,910,600	1,691,800	448,500	1,005,000	656,500	54,000	21,993,539
Transfers In	-	-	-	200,000	16,593	2,953,422	-	-	-	-	884,848	-	4,054,863
Expenses													
General government	3,956,690	58,394											4,015,084
Public safety	5,050,770												5,050,770
Streets	447,200			324,000									771,200
Parks and recreation	542,970		468,785										1,011,755
Capital projects		-		1,390,000	363,500								1,753,500
Debt Service						2,953,422							2,953,422
Water							2,988,652						2,988,652
Sewer								2,776,811					2,776,811
Solid Waste									452,500				452,500
Storm Water Drainage										891,433			891,433
Recreation Fund											1,835,545		1,835,545
Telecomm. Fund												54,000	54,000
Total expenses	9,997,630	58,394	468,785	1,714,000	363,500	2,953,422	2,988,652	2,776,811	452,500	891,433	1,835,545	54,000	24,554,672
Transfers Out	3,884,865	-	159,998	-	10,000	-	-	-	-	-	-	-	4,054,863
Ending Balances	2,319,349	811,766	650,057	1,560,228	786,757	-	5,013,891	1,510,467	46,862	915,260	148,874	17,609	13,781,120
Percent Change	-9.8%	39.3%	1.7%	-39.1%	-20.2%	0.0%	-1.5%	-41.8%	-7.9%	14.2%	-66.4%	0.0%	-15.7%

GENERAL FUND:

	Fund Bal.	% of Rev.
6/30/2018	2,571,205	23.30%
6/30/2019	2,319,349	21.19%

Example General Fund Balance Levels based on projected revenues for:

2018-2019	
25%	2,736,875 maximum
22%	2,408,450
20%	2,189,500
18%	1,970,550
5%	547,375 minimum

PROPOSED FEE SCHEDULE CHANGES

March 5, 2019

ADDITIONS

Miscellaneous

- Discovery Fee \$15.00

CHANGES

Aquatics Center

- Rental Deposit \$200.00
- Cancellation Fee for Aquatic Center Rentals
 - More than 14 days notice \$25.00
 - 2-14 days notice \$100.00 (half of deposit)
 - Less than 2 days notice \$200.00 (all of deposit)

Rental

- Community Center
 - Deposit \$200.00

Deposits will only be accepted by major credit/debit card and will be processed the day of the rental. Those that qualify for a partial or full deposit refund will receive it via digital transaction.

Rates

Area	Resident	Non-Resident	Commercial	Non-profit
Classroom	\$25/hr, \$150 max	\$35/hr, \$210 max	\$45/hr, \$270 max	\$20/hr, \$120 max
Gymnasium	\$50/hr, \$300 max	\$60/hr, \$360 max	\$70/hr, \$420 max	\$40/hr, \$240 max
Cultural Arts Aud.	\$45/hr, \$270 max	\$55/hr, \$330 max	\$65/hr, \$390 max	\$36/hr, \$216 max

Additional fee for Commercial Rentals

Whole Building	\$100.00	\$100.00		
—(5% discount)	\$684 max	\$855 max	\$1,026 max	\$547 max
PG/Lindon Chamber Member			\$975 max	
—(5% disc. off Comm. rate only with proof of membership)				

- Parks
 - Reservations for pavilion rentals will not be taken before the first business day of the current calendar year and are taken throughout the year. Pavilions can be reserved April 15 **May 1** through October 15 (weather permitting) of the current year.
 - Inflatables, carnival rides, water slides, dunk tanks, etc. require a certificate of insurance naming Lindon City as additionally insured before reservations will be approved.
 - Tennis Court (Hollow Park) 2-hour maximum \$20/hour
 - Baseball Fields (1 hour minimum, 4 hour maximum, does not include field preparation)
 - » Pheasant Brook Park (2 fields) \$20/hr/field
 - » City Center Park (2 fields) \$20/hr/field
 - » Deposit \$100/field

Deposits will only be accepted by major credit/debit card and will be processed the day of the rental. Those that qualify for a partial or full deposit refund will receive it via digital transaction.
 - » Field Lighting (only available on west field of City Center Park) \$20/hour
 - » Field Preparation **\$50**
 - Monday-Friday \$40 per diamond
 - Saturday & Holidays \$50 per diamond

All field preparation requests must be approved by the Director of Parks & Recreation and may or may not be available due to season and/or staffing level.

- Multipurpose Fields (grass space)
 - » ~~City Center Park~~ ~~_____~~ ~~\$20/hour~~
 - » ~~Fryer Park, Pheasant Brook Park, Pioneer Park~~ ~~_____~~ ~~\$20/hr/field~~
 - » ~~Deposit~~ ~~_____~~ ~~\$100/field~~
 - » Half day \$100.00
 - » Full day \$200.00
- Veteran's Memorial Hall
 - ~~Security/Damage Deposit~~ ~~_____~~ ~~\$100.00~~
 Deposits will only be accepted by major credit/debit card and will be processed the day of the rental. Those that qualify for a partial or full deposit refund will receive it via digital transaction.

From: [Heath Bateman](#)
To: [Kristen Colson](#)
Subject: Fee Schedule Changes
Date: Tuesday, February 26, 2019 1:21:46 PM

Facility Reservations: We currently accept cash, check & card at the front desk
Suggested Change: Debit/Credit card only. Refunds MUST be able to be done online. This will save gobs of time.

Multipurpose Field Rentals: The current fee is \$20/hr/field...it's hard to distinguish how many "fields" are at each park. For instance, Ultimate frisbee has used Pheasant Brook each year, but sets up 3 fields. They pay \$60/hr. Something like this is difficult to put into dash. I have had to put them in as a block reservation on sportsman the last few years. I would love to have people rent them online.

Suggested Change: \$100 half day, \$200 full day (For full grass space at parks)

Tennis Courts: Currently the fee is \$20/hr. not to exceed 2 hours.

Suggested Change: No rentals available as we only have 1 court in the city.

Non-Profit & Commercial Rentals: We currently have Non-Profit & Commercial rates at the LCC & Vets Hall.

Suggested Change: Eliminate Non-Profit & Commercial Rates. This way we can keep to resident/non-resident rates online with Dash and everything can be done online. Simplicity. If a rental is a commercial rate, there is a \$100 commercial rate fee.

LCC Rental Cap: We currently have a 6 hour cap on rental fees. If someone rents the gym for 6 hours, they get the rest of the day free.

Suggested Change: Eliminate the cap. Make residents & non-residents pay the normal rental fee. This will allow LCC rentals to be allowed online. (Discuss with Adam and Council? This would affect the Holy Cow Boutique) No more sweetheart deals. Just pay the fee.)

LCC Full Facility Rental Discount: We currently have a 5% discount on full building rentals, and an additional 5% discount for PG/Lindon Chamber members.

Suggested Change: Eliminate discounts for full facility rentals & Chamber. This only helps Holy Cow Boutique. No one else rents out the whole facility. Perhaps we grandfather the Holy Cow or treat some rentals on a individual basis but why give 5% off chamber members. Our Software will not allow this) Another option that could work is we could just have a button for Full Facility Rental as \$950.

When it comes to Holy Cow Boutique I suggest we keep them at their same rate for 2019. When it comes to other commercial events they must be approved and negotiated by Parks & Recreation Director and/or city council.

All LCC rentals are "request only" online. Someone on the staff side would have to reach out, approve and take payment. If anything fishy comes through the event description "Boutique, holiday sale, etc." we would be able to catch it and adjust payment etc. if we are unable to abolish the commercial rate.

Baseball Field Prep: Currently there is a weekday fee and weekend fee for field prep. \$40 M-F, \$50 Sat & Holidays

Suggested Change: Change field prep rate to \$50 per field per workings all around. Doesn't matter if it's a weekday, or weekend. Then we can put an upsell in Dash

Security Deposits: Currently we have 2 different rates for security deposits. \$100 for Vets Hall/Ball & Park Fields & \$200 for LCC rentals.

Suggested Change: Eliminate deposits. Bill for security and damages and raise rates to match custodial time for cleaning.

Inflatables: We currently allow patrons to use inflatables in our parks as long as Lindon city is listed as additionally insure for no less than a million dollars

Suggested Change: We no longer provide the option for bounce houses in parks. (We might want to adopt a resolution or ordinance for enforcement purposes)

Pavilion Reservations: In the current fee schedule we have pavilions listed as available from April 15-October 15 each year.

Suggested Change: We have had pavilion rentals ready to go by May 1st each year.

-
-

Please call me and I'll come over and discuss these with you if needed.

Heath G. Bateman
Parks & Recreation Director
Lindon City
25 N Main
Lindon, Utah 84042
(801) 769-8625
hbateman@lindoncity.org

The Mission of the Lindon City Parks & Recreation Department is to create and sustain a connected community through positive recreational and social opportunities.

8. Discussion Item — 2019 Street Improvement Projects*(20 minutes)*

Public Works and Engineering staff will review proposed street maintenance and street improvement projects planned to be performed in summer 2019. Projects consist of crack sealing, seal coats, and some overlays and reconstruction.

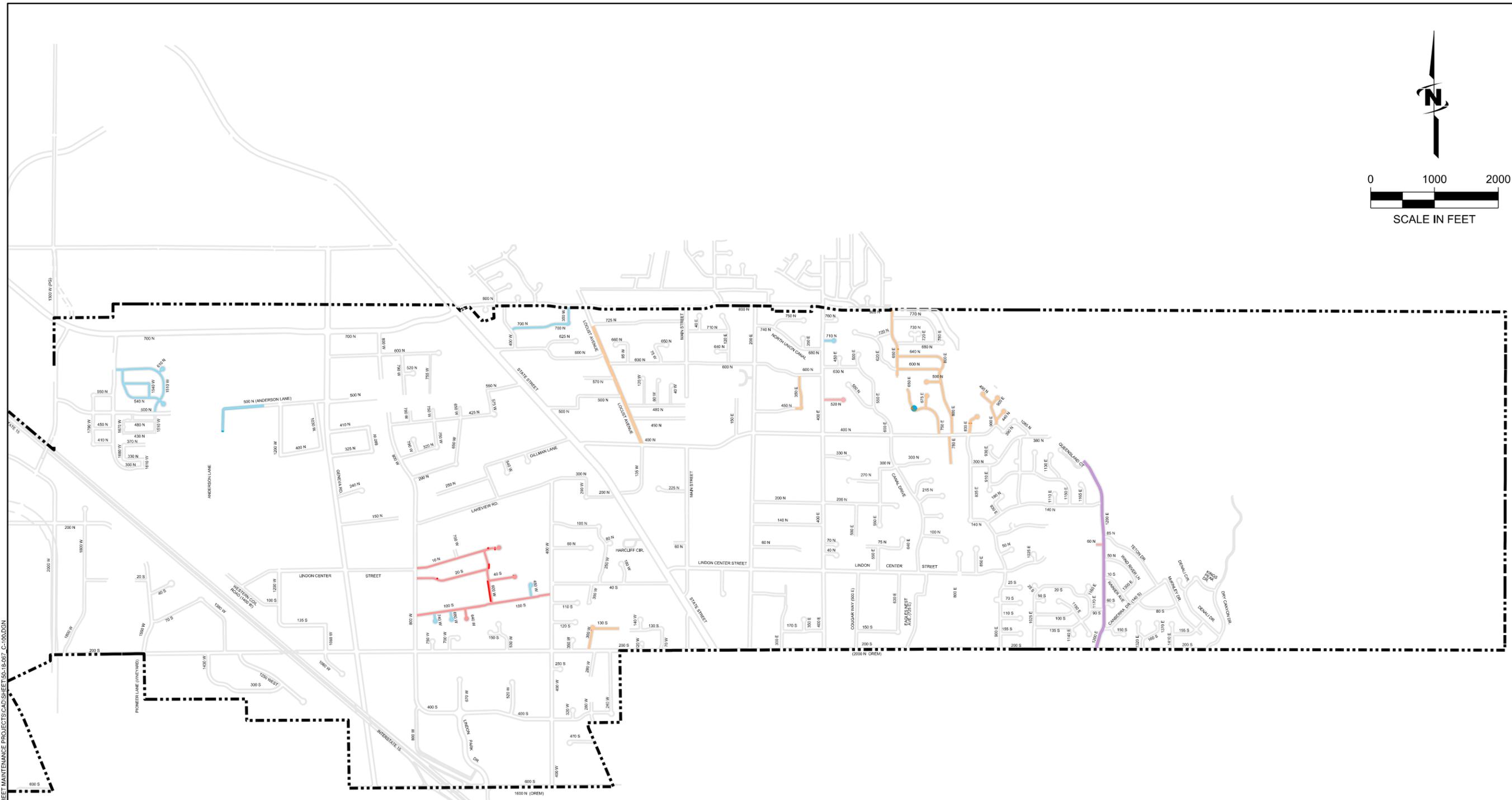
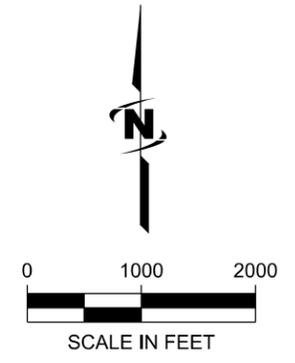
The proposed street maintenance projects as recommended by our engineers and public works staff are shown on the attached street map and will be discussed. Various types of treatments are color coded on the map. These roads were prioritized primarily on the basis of maintaining 'best roads first' therefore stretching city dollars further for lower cost maintenance options.

*Any significant desired changes to these proposed projects should be brought up by the Council so amendments can be made before the project is advertised for bidding. Once the city receives bids the bid award will be brought back to the Council for approval.

Also is attached is a copy of the crack seal projects map that has already been approved (Nov 2018) but is part of the overall work being planned this year.

Not shown on these maps is the additional reconstruction of a significant portion of 200 South between about 1500 West and 2000 West. This roadwork section is part of a change-order from a prior road work bid in 2017-18.

Sample Motion: No motion needed but feedback will be received.



LEGEND			
	MICROSURFACE SEAL TREATMENT		OVERLAY MICROSURFACE SEAL TREATMENT
	HIGH DENSITY MINERAL BOND SEAL TREATMENT		OVERLAY HIGH DENSITY MINERAL BOND SEAL TREATMENT

Plot Date: --- Plotted By: Samuel Powell
 Date Created: 2/22/2019 10:06:11 AM PROJECTS\JUB\LINCON_C-100-18-067 - LINCON - 2019 STREET MAINTENANCE PROJECTS\CAD\SHEET-50-18-067_C-100.DGN

REUSE OF DRAWINGS
 THIS DOCUMENT AND THE IDEAS AND DESIGNS INCORPORATED HEREIN ARE THE PROPERTY OF J-U-B ENGINEERS, INC. AND IS NOT TO BE USED IN WHOLE OR PART FOR ANY OTHER PROJECT WITHOUT THE EXPRESS WRITTEN AUTHORIZATION OF J-U-B ENGINEERS, INC.

NO.	REVISION	DESCRIPTION	BY	DATE

LINDON CITY 2019 STREET
 MAINTENANCE PROJECTS
 SITE PLAN - SHEET LOCATIONS SHEET
 LINDON CITY CORPORATION
 LINDON, UTAH

FILE: 50-18-067_C-100
JUB PROJ. #: 50-18-067
DRAWN BY: NTA
DESIGN BY: EVZ
CHECKED BY: MLC
 AT FULL SIZE IF NOT ONE INCH SCALE ACCORDINGLY LAST UPDATED: 2/28/2019
SHEET NUMBER: C-100

2018 Crack Filling/Sealing Locations



9. Discussion Item — Parks & Trails Master Plan; Parks Department Updates and Issues

(60 minutes)

Lindon City Parks and Recreation Director, Heath Bateman, will present information regarding needed updates to the Parks and Trails Master Plan including possible budget and plan process details, and gather feedback from the Council. Staffing needs for the Aquatics Center and other Parks Department issues will also be presented. This item is for discussion purposes only with no motion needed.

The Lindon City Parks & Trails Master Plan was previously provided to the Council and will be discussed at a high level. Staff is seeking feedback from the Council on how much public involvement is desired when updating the master plan. The more public involvement is desired, the longer the update will take and the more it will cost the City. Staff estimates that the combined master plan update and impact fee study updates may be in the range of \$40,000 to \$75,000 depending on how much public involvement is required and what desired changes and updates there are to the plan.

Please consider the level of public involvement you desire to help guide staff as we prepare a request for proposals (RFP) to update the plan: **Inform, Involve, or Collaborate.**

► INCREASING IMPACT OR PERCEPTION OF IMPACT ON PUBLIC ►

	INFORM & CONSULT	INVOLVE	COLLABORATE
CONSIDER THIS OPTION WHEN ...	<ul style="list-style-type: none"> Routine or fairly routine matter Time and/or budget constraints Clear legal process Manageable level of controversy Fairly simple set of interests Most issues have been heard, addressed through earlier processes Parties have tried but are unable to come to resolution 	<ul style="list-style-type: none"> Active and mobilized groups with competing views Strong need for dialogue (not just input) Need for multiple types of input designed for different groups Fair amount of controversy Complex issues 	<ul style="list-style-type: none"> Intense controversy, mobilized groups with competing views Need for education and buy-in by key constituencies Long-term, far-reaching effects Multiple jurisdictions Parties willing to meet, discuss (vs. referendum, court, etc.) Recommendation likely to be followed by decision makers
MAY NOT BE BEST OPTION WHEN ...	<ul style="list-style-type: none"> Unclear or competing jurisdictions Policy matters with unclear effects Strong controversy or polarized parties Public input will have no effect Need for two-way dialogue 	<ul style="list-style-type: none"> Intensive input will not satisfy need of public to influence the decision Time and/or budget constraints 	<ul style="list-style-type: none"> Too expensive for amount of controversy No negotiating room Other groups or individuals may intercede to invalidate any forthcoming proposals Key parties unwilling to meet
POTENTIAL TOOLS & TECHNIQUES	<ul style="list-style-type: none"> Fact sheets - FAQs Public comment (via web, in writing, hearings) Newsletter Media releases and events Informal surveys Presentations to civic groups, B&Cs, HOAs, at Open Houses, etc. 	<ul style="list-style-type: none"> Workshops, charrettes Stakeholder meetings Focus groups Techniques from Inform and Consult 	<ul style="list-style-type: none"> Citizen advisory committee Participatory decision-making Consensus-building
CITIZEN ROLE	<ul style="list-style-type: none"> Citizen Role: Residents engage to be informed and to influence 	<ul style="list-style-type: none"> Citizen Role: Residents engage to advocate and to help frame issues - Residents engage to understand technical issues and how to effectively advocate - Residents engage to help define problem and find solutions 	<ul style="list-style-type: none"> Citizen Role: Residents are collaborators - Residents engage to identify different stakeholder interests - Residents engage to make informed decisions and forge effective compromises

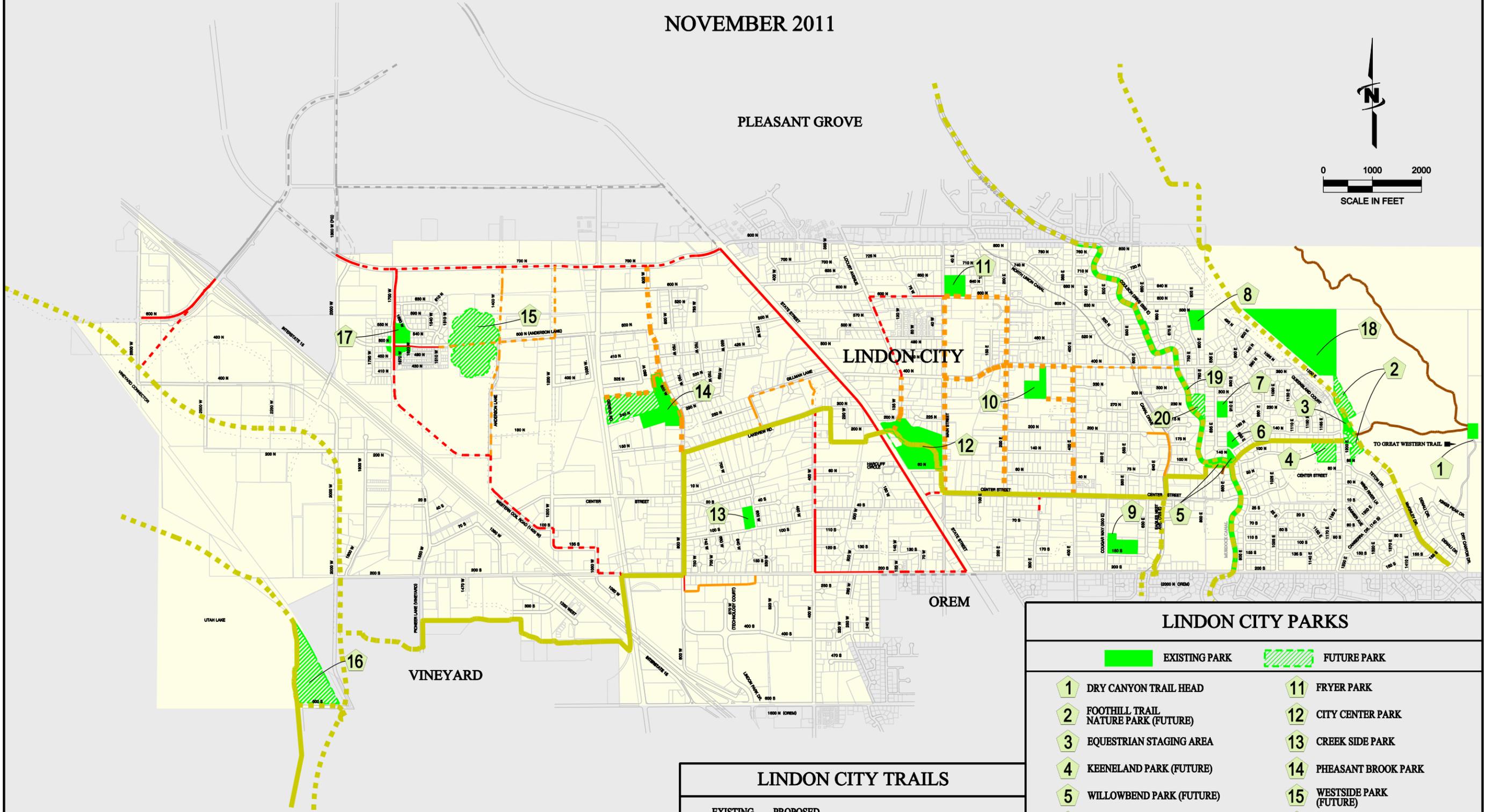
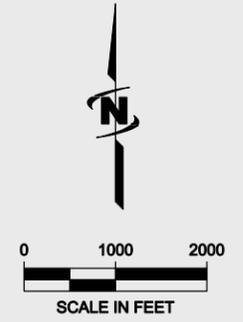
Additional discussion will be regarding the possible Pool Manager position Heath reviewed in the Budget Kick-off meeting. Staff is looking for direction on whether or not there's interest from the Council in pursuing this change from part-time to full-time pool manager. The following is a summary of potential costs for the FT position at maximum wage in the pay range.

Other Parks & Recreation issues may also be brought up by Heath Bateman.

Sample Motion: Discussion item only. No motion needed.

LINDON CITY PARKS AND TRAILS MASTER PLAN MAP

NOVEMBER 2011



LINDON CITY TRAILS

EXISTING	PROPOSED	
		REGIONAL TRAILS
		LOCAL TRAILS - 10' WIDE, ASPHALT
		LOCAL TRAILS - 6' WIDE, ASPHALT
		LOCAL TRAILS - 6' WIDE, CONCRETE
		LOCAL TRAILS - 4' WIDE, CONCRETE
		UNIMPROVED TRAILS
		OREM/PLEASANT GROVE TRAILS

LINDON CITY PARKS

	EXISTING PARK		FUTURE PARK
1	DRY CANYON TRAIL HEAD	11	FRYER PARK
2	FOOTHILL TRAIL NATURE PARK (FUTURE)	12	CITY CENTER PARK
3	EQUESTRIAN STAGING AREA	13	CREEK SIDE PARK
4	KEENELAND PARK (FUTURE)	14	PHEASANT BROOK PARK
5	WILLOWBEND PARK (FUTURE)	15	WESTSIDE PARK (FUTURE)
6	PANORAMA PARK	16	GENEVA RESORT PARK (FUTURE)
7	WATER TANK PARK	17	MEADOW PARK
8	SQUAW HOLLOW DEBRIS BASIN PARK	18	HILLSIDE PARK
9	PIONEER PARK	19	MURDOCK CANAL PARK (FUTURE)
10	HOLLOW PARK	20	LINDON VIEW PARK (FUTURE)



J-U-B ENGINEERS, INC.

**Lindon Parks, Recreation Capital Facilities Master Plan March 2008
Future Projects Completion List**

	Park Property	Address	Acres	Facility Amenities	Complete
1	Water Tank Park	250 N 835 E		Water Fountain	
				Land	X
				Landscaping	X
2	Citizenship Park	500 N 800 E	2.7	Landscaping	X
				Trees/shrubs	X
	Formerly Squaw Hollow Debris Basin Park			Small Pavilion	X
				Small Pavilion	
				Picnic areas	
				Playground	X
				Drinking fountain	X
				Paved Parking	X
3	Pioneer Park	500 N 150 S	4.3	Land	X
				Landscaping	X
				Parking lot	X
				Trashcans	X
				2 pavilions with power	X
				Men's/women's restroom	X
				Playground	X
				Soccer Fields	X
				Lighted Path	X
				Tennis/Basketball/Pickleball Courts	
				Drinking Fountain	X
4	City Center Park	200 N State St	19	Parking Lot	X
				Large Pavilion	X
				Riding Arena	X
				Second Playground	
				Trees Shrubs	X
				Men's/women's restroom	X
				Drinking Fountain	X
				Baseball Field without Lights	X
				Baseball Field with lights	X
				Playground with Swings	X
				Exercise Equipment	
				Ball Field Improvements	
5	Creek Side Park	100 S 600 W	2	Playground	X
				Basketball/Tennis/Pickleball Court	
				Pavilion	X
				Walking Path	X
				Men's/women's restroom	X
				Water Fountain	

Lindon Parks, Recreation Capital Facilities Master Plan March 2008
Future Projects Completion List

6	Meadow Park	1700 W 500 N	4	Playground (not in plan)	X
				Landscaping	X
				Picnic areas	
				Drinking Fountain	
				Paved Parking	
7	Hollow Park	300 E 400 N	4.5	Paved Parking Lot	X
				Trees/Shrubs	X
				Men's/women's restroom	X
				Drinking Fountain	X
				Small Pavilion	X
				Small Pavilion	X
				Large Pavilion	
				Playground	X
				Lighted Trail	X
				Basketball/Tennis/Pickleball court	X
				Sand Volleyball area	
8	Fryer Park	600 N Main	4	Lighted Trail/Walkway	X
				Playground	X
				Tennis/Basketball Court	
				Large Pavilion	
				Small Pavilion	X
				Small Pavilion	
				Restroom	
				Picnic Areas	
				Paved Parking	X
				Drinking Fountain	
9	Pheasant Brook Park	800 W 300 N	10	Parking Lot	X
				Landscaping	X
				Small Pavilion	
				Large Pavilion	X
				Large Pavilion	X
				Lighted Walking Trail	X
				4 Baseball Fields with Lights and Building	
				Men's/women's restroom	
				Playground	X
				Basketball/Tennis/Pickleball Court	
				Sand Volleyball Pit	
				Drinking Fountains	X
10	Lindon View Park			Landscaping	X
				Picnic areas	
	(Murdock Canal Park)			Drinking Fountains	X
				Exercise Equipment	
				Trees/Shrubs	X
11	Dry Canyon Trail Head	Mouth of Dry Canyon		Small pavilion	
				Drinking Fountain	

Lindon Parks, Recreation Capital Facilities Master Plan March 2008
Future Projects Completion List

				Picnic area	
				Playground	
				Picnic area	
12	Foothill Trail Nature Park	1200 E 140 N		Pavilion	
				Pavilion	
				Restroom	
				Picnic Areas	
				Playground	
				Paved Parking	
				Trees/Shrubs	
13	Equestrian Staging Area	1200 E 140 N		Drinking Fountain	
				Gravel Parking	X
14	Canal Bridge Park	140 N 800 E		Picnic Area	
				Playground	
				Exercise Equipment	
				Trees/Shrubs	
15	Panorama Park	900 E 140 N	1.2	Basketball Area	X
				Playground	X
				Picnic Areas	
				Drinking Fountain	
16	Geneva Resort Park	600 S 2000 W		Landscaping	
				Trees/Shrubs	
				Large Pavilion	
				Large Pavilion	
				Restroom	
				Picnic areas	
				Playground	
				Exercise Equipment	
				Equestrian Riding Area	
				Ball Field with fence and lights	
				Drinking Fountain	
				Paved Parking	
17	Hillside Park	350 N 1200 E		Picnic Areas	
				Drinking Fountain	
				Nature Path	

Lindon Parks, Recreation Capital Facilities Master Plan March 2008
Future Projects Completion List

18	Keeneland Park	1150 E 100 N		Land	
				Landscaping	
				Trees/Shrubs	
				Large Pavilion	
				Large Pavilion	
				Restroom	
				Picnic areas	
				Playground	
				Basketball/Tennis/Pickleball Court	
				Lighted Jogging Path	
				Drinking Fountain	
				Paved Parking	
19	Willow Wood Park	800 W 600 N		Land	
				Landscaping	
	Land Sold			Trees/Shrubs	
				Restroom	
				Picnic Areas	
				Ball Fields (4) with lights and fences	
				Lighted walking path	
				Drinking fountains	
				Paved Parking	

10. Public Hearing – LCC 2.39; Ordinance #2019-2-O; Repeal Community Center Advisory Board Ordinance *(10 minutes)*

The City Council will review and consider approval of Ordinance #2019-2-O repealing the Community Center Advisory Board ordinance (LCC 2.39). The City appreciates the service of the CCAB and is intending to create a citizen Parks and Recreation committee in its place.

This item was mentioned previously to the City Council. The CCAB was originally intended to be more of a policy oriented committee for the community center – but it’s never really functioned that way. Heath has felt a more flexible citizen group focused on Parks & Recreation would be more beneficial. We recommend removing the ordinance for the CCAB and considering a less formal committee for parks & recreation as we move forward with updating the Parks & Trails Master plan document.

We are thankful for the CCAB members and their time and efforts spent on the committee.

Sample Motion: I move to (approve, deny, continue) Ordinance #2019-2-O repealing the Community Center Advisory Board ordinance.

ORDINANCE NO. 2019-2-O

AN ORDINANCE OF THE CITY COUNCIL OF LINDON CITY, UTAH COUNTY, UTAH, REPEALING CHAPTER 2.39 OF THE LINDON CITY CODE (LCC) AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City finds it necessary to amend its codes and ordinances from time to time; and

WHEREAS, the Community Center Advisory Board (CCAB) was created by ordinance (LCC 2.39) to help guide activities and programming at the Lindon City Community Center when the center was first created; and

WHEREAS, the CCAB has provided beneficial service to the community and the City appreciates the members work and efforts over several years; and

WHEREAS, Lindon City now has a full-time Parks & Recreation Department and staff that have assumed most of the intended duties and functions of the CCAB and the staff in the Department would like to see public involvement in a broader focus of Parks & Recreation – and not just limited to the Community Center as outlined by the current ordinance; and

WHEREAS, after several years of using and developing the programs and facilities at the Community Center the CCAB is deemed no longer necessary and the ordinance creating the CCAB is not needed and should be repealed; and

WHEREAS, a public hearing was held on March 5, 2019 to receive public input and comments regarding the proposed ordinance amendments, wherein the City Council found that the changes are in the best interest of the public and that the changes should be made.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lindon, Utah County, State of Utah, as follows:

SECTION I: Chapter 2.39 of the Lindon City Code is hereby repealed as follows in the attached documents labeled as ‘**Exhibit A**’.

SECTION II: The provisions of this ordinance and the provisions adopted or incorporated by reference are severable. If any provision of this ordinance is found to be invalid, unlawful, or unconstitutional by a court of competent jurisdiction, the balance of the ordinance shall nevertheless be unaffected and continue in full force and effect.

SECTION III: Provisions of other ordinances in conflict with this ordinance and the provisions adopted or incorporated by reference are hereby repealed or amended as provided herein.

SECTION IV: This ordinance shall take effect immediately upon its passage and posting as provide by law.

PASSED and ADOPTED and made EFFECTIVE by the City Council of Lindon City, Utah, this _____ day of _____, 2019.

Jeff Acerson, Mayor

ATTEST:

Kathryn A. Moosman, Lindon City Recorder

SEAL

Chapter 2.39

~~COMMUNITY CENTER ADVISORY BOARD~~

Sections:

- ~~2.39.010 — Purpose.~~
- ~~2.39.020 — Community Center Advisory Board Established.~~
- ~~2.39.030 — Duties and Responsibilities.~~
- ~~2.39.040 — Membership of the Board.~~
- ~~2.39.050 — Appointment of the Board.~~
- ~~2.39.060 — Term of Office.~~
- ~~2.39.070 — Removal and Vacancy.~~
- ~~2.39.080 — Meetings.~~
- ~~2.39.090 — Voting.~~
- ~~2.39.110 — Staff Assignments.~~
- ~~2.39.120 — Compensation.~~
- ~~2.39.130 — Recommendations.~~

~~2.39.010 — Purpose.~~

~~The purpose of the board is to provide citizens with an ample opportunity to participate in an advisory role, in the city's operation of the Lindon City Community Center and to advise the City Council on the development of programs and services to be provided by the Center. Although board members serve in an advisory role only, their involvement is necessary in obtaining the opinions of person who live in Lindon City and to assist the City in identifying programs and services that will assist in developing a strong community and in assisting to strengthen senior programs and the social, educational, physical health, and cultural development of all citizens of Lindon City.~~

~~2.39.020 — Community Center Advisory Board Established.~~

~~The Lindon City Community Center Advisory Board, known in this Chapter as the "Board," is hereby established.~~

Exhibit A

~~2.39.030 — Duties and Responsibilities.~~

~~The Board shall act in an advisory capacity to the City Council and shall have the following duties and responsibilities:~~

- ~~1. To provide support for, and the encouragement of, citizen input into the operations of the Community Center and to advise the development of programs and services to be provided to the citizens of Lindon City.~~
- ~~2. To take such steps as it may deem feasible to encourage grants or gifts in support of the Community Center.~~
- ~~3. To recommend programs to staff and to the City Council that might be of interest for the citizens and senior citizens of Lindon City.~~
- ~~4. To inform, educate and act as a resource in advising the City Council providing for the welfare of the senior citizens of Lindon City.~~
- ~~5. To help coordinate community, cultural arts, and senior services and programs with city, state, and national agencies and to assist staff and the City Council in taking advantage of grants, endowments or other programs that may be available to enhance the services provided by the Center.~~
- ~~6. To evaluate on a continuing basis the social, educational, physical health, and the cultural needs of the citizens and the special needs of the senior citizens of Lindon City and to recommend to the City Council programs and activities to meet those needs.~~

~~2.39.040 — Membership of the Board.~~

- ~~1. The Board shall consist of nine members.~~
- ~~2. A member of the City Council shall be appointed to act as a liaison between the Board and the City Council, but the City Council liaison shall not be considered a member of the Board.~~
- ~~3. All Board Members shall be residents of Lindon City.~~

~~2.39.050 — Appointment of the Board.~~

~~All Board members shall be appointed by the Mayor with the advice and consent of the City Council.~~

Exhibit A

~~2.39.060~~ — ~~Term of Office.~~

- ~~1. The term of office for a Board member shall be three (3) years.~~
- ~~2. Of the first members appointed, two shall be for a term of three (3) years, two shall be for a term of two (2) years, and one for a term of one (1) year. Thereafter, as terms expire, all appointments shall be made for terms of three years each.~~
- ~~3. Each term shall continue until a successor is chosen and qualified, except in the case of the member's death, resignation, removal, or disqualification from holding office.~~
- ~~4. The term of the City Council representative serving as liaison to the Board shall be determined by the Mayor.~~

~~2.39.070~~ — ~~Removal and Vacancy.~~

- ~~1. Any member of the Board may be removed from office by the Mayor, with the advice and consent of the City Council.~~
- ~~2. A member's office automatically becomes vacant if the member established residence outside the City, or lives outside of the City boundaries for a continuous period of more than six (6) months.~~
- ~~3. Appointments to fill an unexpired term shall be for the period remaining on the term of office that is vacant.~~

~~2.39.080~~ — ~~Meetings.~~

- ~~1. The Board shall select one of its members to be the Chairperson. The Chairperson shall conduct all meetings and shall serve for one (1) year. Elections for Chairperson shall be held annually at the first meeting of the year.~~
 - ~~2. The Board shall meet at least once every three months and may meet more often as necessary to fulfill its duties and responsibilities.~~
 - ~~3. A quorum shall consist of any three (3) members of the Commission. No meeting is official unless a quorum of members is present.~~
 - ~~4. The Board shall hold its meetings and conduct its business in open public meetings in accordance with all legal requirements as established by City and State statutes.~~
-

Exhibit A

~~5. The Board shall keep written minutes of all meetings. The minutes shall be reviewed for approval by the Board at its following meeting.~~

~~2.39.090 — Voting.~~

- ~~1. Each member of the Board shall have one (1) vote.~~
- ~~2. The minimum number of votes required to take any action shall be a majority of those present at the meeting, provided there is a quorum, but shall never be less than three (3).~~
- ~~3. City Council representative serving as liaison to the Board shall not have a vote.~~
- ~~4. The Board may adopt by laws, rules or procedures for the transaction of its business, provided such by laws are approved by the City Council.~~
- ~~5. The Board may establish sub-committees to help carry out its responsibilities.~~

~~2.39.110 — Staff Assignments.~~

~~The City Administrator shall appoint appropriate staff support for the Board.~~

~~2.39.120 — Compensation.~~

- ~~1. Members of the Board shall serve without monetary compensation.~~
- ~~2. Members may be compensated for reasonable expenses incurred for official responsibilities, if preapproved by the City Administrator.~~

~~2.39.130 — Recommendations.~~

~~The Chairperson of the Board shall, from time to time, present recommendations to the City Council which have been approved by the Board. (Ord. 2011-1, adopted, 2011)~~

II. Public Hearing – LCC 2.28; Ordinance #2019-3-O; City Official/Staff bonding Requirements
(10 minutes)

The City Council will review and consider approval of Ordinance #2019-3-O updating city officials and staff bonding requirements (LCC 2.28 ‘Officers Generally’). Updates are recommended by the City Attorney.

The City Attorney recommends the following ordinance changes to come into conformance with current State and local requirements and practices.

Sample Motion: I move to (approve, deny, continue) Ordinance #2019-3-O regarding city officials bonding requirements.

Ordinance No. 2019-3-O

AN ORDINANCE AMENDING CERTAIN PORTIONS OF CHAPTER 2.28 OF THE LINDON CITY CODE, UPDATING PROVISIONS REGARDING THE AMOUNTS OF BONDS REQUIRED OF ELECTED AND APPOINTED OFFICERS OF THE CITY AND PROVIDING FOR THE USE OF A CRIME OR THEFT INSURANCE POLICY TO COVER THE SECURITY OBLIGATIONS PROVIDED THEREIN.

WHEREAS, Chapter 2.28 of the Lindon City Code currently requires certain elected and appointed officers of the city secure a public official's bond before being allowed to take office and perform the duties of their office; and

WHEREAS, the amount of the bonds currently required are insufficient to adequately protect the city and need to be updated to address inflation and the increased size of the city's budget; and

WHEREAS, public official bonds are intended to ensure security is provided to city and to ensure the public is protected in the event that an elected or appointed officer engages in bad acts and exposes the city to liability or loss; and

WHEREAS, the current code only allows this requirement to be met through the posting of a bond, but others mean to provide such protections, such as insurance against crime and theft, are available and may provide more protection for the city; and

WHEREAS, Lindon City's current insurance provider offers a crime and theft policy as part of its property insurance program and said policy provides better coverage limits for all elected and appointed officers, as well as other employees; and

WHEREAS, it is reasonable and prudent to update the required bond amounts and to allow greater flexibility in securing the needed loss and liability protection.

NOW THEREFORE, BE IT ORDAINED by the City Council of Lindon City, Utah as follows:

PART ONE: Amendment of code sections.

Sections 2.28.010, 2.28.020, 2.28.040 and 2.28.050 of Chapter 28 of the Lindon City Code are amended as follows:

2.28.010 Official oath and security.

All elective and appointive officers of this municipality, as identified in this Chapter, shall, before assuming the duties of office, file with the city recorder a constitutional oath of office, and shall obtain an official bond with corporate sureties or shall be covered by a policy of crime or theft insurance. The form and proof of the required bond or insurance shall be approved by the city administrator and shall be filed and maintained with the city recorder.

2.28.020 Reserved

2.28.040 Execution of new bond or insurance.

In case of the insolvency of any surety or insurer which has issued an official bond or policy of crime or theft insurance during the incumbency of any elected or appointed officer, such elected or appointed officer shall immediately execute, deliver, and file a new bond or proof of insurance. In the event an elected or appointed officer fails to do so within 10 days after notice of the need to secure a new bond or policy of insurance, their office shall be deemed to be vacant, and the proper appointing power will proceed to fill said vacancy in manner conformable to law and ordinance.

2.28.050 Amount of bonds or insurance policies.

The amount for which the respective officers shall give a bond or a policy of insurance as stated in Section 2.28.040 shall be as follows:

Mayor	\$10,000
City Administrator	\$10,000
Chief of Police	\$10,000
Treasurer	\$500,000
Recorder	\$10,000
Council Members	\$10,000
Attorney	\$10,000
Justice Court Judge	\$10,000

The city council may at any time require further and additional bonds of any officer elected or appointed as it may deem proper. The bonds or insurance required for these persons listed above

may be provided for by the city through the issuance of a blanket bond or insurance policy covering the persons listed above. The blanket bond or insurance policy shall not be less than seven hundred fifty thousand dollars (\$750,000).

PART TWO: Severability.

Severability is intended throughout and within the provisions of this ordinance. If any section, subsection, sentence, clause, phrase or portion of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then that decision shall not affect the validity of the remaining portions of this ordinance.

PART THREE: Effective Date.

This ordinance shall take effect immediately upon its passage and posting as provided by law.

PASSED AND APPROVED AND MADE EFFECTIVE by the City Council of Lindon City, Utah, this ____ day of _____ 2019.

_____,
Jeff Acerson,
Lindon City Mayor

ATTEST:

_____,
Kathryn Moosman
City Recorder

12. Continued Presentation & Discussion: Population Growth Projections *(15 minutes)*

Councilmember Lundberg will present general statewide population growth projections that were presented in a recent conference and discuss how this growth may impact Lindon and our region.

This item was continued from the February 19, 2019 meeting. Councilmember Lundberg will present materials on this item at the meeting.

Sample Motion: Discussion item only. No motion needed.

13. Review & Action — Major Crimes Task Force Interlocal Agreement; Resolution #2019-6-R

(10 minutes)

The Mayor and City Council will review and consider Resolution #2019-6-R approving an updated Interlocal Agreement for Lindon to continue participating in the Utah County Major Crimes Task Force. Lindon has participated in this organization since 2008. The new interlocal agreement will be effective **until 2026 with participation fees paid based on population. Lindon City's fees of approximately \$3,600 per year have been budgeted annually.**

Major Crimes Task Force (MCTF)

The Utah County Major Crimes Task Force is comprised of various law enforcement agencies in Utah County and has received State and Federal participation in the past. MCTF is directly responsible for major drug investigations within the County and primarily focuses on dismantling drug trafficking organizations, gangs, and violent crimes in Utah County. The Task Force has been very successful in making major drug seizures and criminal arrests. Qualified officers from Lindon City have participated on the Task Force.

Some minor modifications to this Interlocal Agreement creating the Task Force were found necessary and it has been redistributed to all of the participating entities for reconsideration. The Major Crimes Task Force has been a beneficial resource for Lindon City and other participating communities. Lindon's Police Chief and the City Attorney recommend approval of the Agreement as presented. No changes to the financial participation amount or obligations have been made.

Sample Motion: I move to (approve, deny, continue) Resolution #2019-6-R approving the updated Interlocal Agreement for the Utah County Major Crimes Task Force.

RESOLUTION NO. 2019-6-R

A RESOLUTION APPROVING THE INTERLOCAL COOPERATION AGREEMENT BY AND BETWEEN UTAH COUNTY, UTAH , PROVO CITY, CITY OF OREM, PLEASANT GROVE CITY, AMERICAN FORK CITY, ALPINE CITY, SPANISH FORK CITY, SANTAQUIN CITY, LEHI CITY, SPRINGVILLE CITY, PAYSON CITY, MAPLETON CITY, SALEM CITY, SARATOGA SPRINGS CITY, LINDON CITY, LONE PEAK PUBLIC SAFETY DISTRICT, CITY OF CEDAR HILLS, AND HIGHLAND CITY, RELATING TO THE ESTABLISHMENT OF AN INTERGOVERNMENTAL PROGRAM KNOWN AS THE UTAH COUNTY MAJOR CRIMES TASK FORCE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to the provisions of the Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated, 1953, as amended, public agencies, including political subdivisions of the State of Utah as therein defined, are authorized to enter into written agreements with one another for joint or cooperative action to provide police protection; and

WHEREAS, all of the parties to this Agreement are public agencies as defined in the Interlocal Cooperation Act; and

WHEREAS, all of the parties to this Agreement share common problems related to illegal production, manufacture, sale, and use of controlled substances, illegal gang-related activities, and serious property crimes, within their jurisdictions, in violation of Federal and State laws; and

WHEREAS, effective investigation and prosecution of violations of the Controlled Substances Acts, gang-related activities, and serious property crimes requires specialized personnel and regional cooperation; and

WHEREAS, adoption of said agreement by Lindon City is beneficial to the public.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Lindon City, Utah County, State of Utah, as follows:

SECTION I. Lindon City approves and adopts the Interlocal Cooperation Agreement hereby attached as Exhibit A.

SECTION II. This resolution shall take effect immediately upon passage.

PASSED AND ADOPTED by the Lindon City Council on this the 5th day of March 2019.

ATTEST:

Jeff Acerson, Mayor

Kathryn A. Moosman, City Recorder

SEAL:

INTERLOCAL COOPERATION AGREEMENT

by and between

UTAH COUNTY, UTAH

PROVO CITY

CITY OF OREM

PLEASANT GROVE CITY

AMERICAN FORK CITY

ALPINE CITY

SPANISH FORK CITY

SANTAQUIN CITY

LEHI CITY

SPRINGVILLE CITY

PAYSON CITY

MAPLETON CITY

SALEM CITY

SARATOGA SPRINGS CITY

LINDON CITY

LONE PEAK PUBLIC SAFETY DISTRICT

CITY OF CEDAR HILLS

and

HIGHLAND CITY

Relating to the establishment of an intergovernmental program known as the

Utah County Major Crimes Task Force

AGREEMENT NO. 2018- _____**INTERLOCAL COOPERATION AGREEMENT**

THIS INTERLOCAL COOPERATION AGREEMENT, made and entered into by and between UTAH COUNTY, UTAH, a body corporate and politic of the State of Utah, PROVO CITY, CITY OF OREM, PLEASANT GROVE CITY, AMERICAN FORK CITY, ALPINE CITY, SPANISH FORK CITY, SANTAQUIN CITY, LEHI CITY, SPRINGVILLE CITY, PAYSON CITY, MAPLETON CITY, SALEM CITY, SARATOGA SPRINGS CITY, LINDON CITY, CITY OF CEDAR HILLS, and HIGHLAND CITY, all municipal corporations and LONE PEAK PUBLIC SAFETY DISTRICT.

WITNESSETH:

WHEREAS, pursuant to the provisions of the Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated, 1953, as amended, public agencies, including political subdivisions of the State of Utah as therein defined, are authorized to enter into written agreements with one another for joint or cooperative action to provide police protection; and WHEREAS, all of the parties to this Agreement are public agencies as defined in the Interlocal Cooperation Act; and

WHEREAS, all of the parties to this Agreement share common problems related to illegal production, manufacture, sale, and use of controlled substances, illegal gang-related activities, and serious property crimes, within their jurisdictions, in violation of Federal and State laws; and

WHEREAS, effective investigation and prosecution of violations of the Controlled Substances Acts, gang-related activities, and serious property crimes requires specialized personnel and regional cooperation;

NOW, THEREFORE, the parties do mutually agree, pursuant to the terms and provisions of the Interlocal Cooperation Act, as follows:

Section 1. Effective Date; Duration.

This Interlocal Cooperation Agreement shall become effective and shall enter into force, within the meaning of the Interlocal Cooperation Act as to any signing party, upon the submission of this Interlocal Cooperation Agreement to, and the approval and execution hereof by the executive power or legislative body of at least two of the public agencies which are parties to this Agreement. The term of this Interlocal Cooperation Agreement shall be from the effective dates hereof until December 31, 2026. This Interlocal Cooperation Agreement shall not become effective until it has been reviewed for form and compatibility with the laws of the State of Utah by the attorney for each of the parties to this Agreement. Prior to becoming effective, this Interlocal Cooperation Agreement shall be filed with the person who keeps the records of each of the parties hereto. All parties hereto agree that the execution of this Agreement shall operate to terminate any prior Agreements.

Section 2. Administration of Agreement.

The parties to this Agreement do not contemplate nor intend to establish a separate legal entity under the terms of this Interlocal Cooperation Agreement. The parties to this Agreement do agree, pursuant to Section 11-13-207, Utah Code Annotated, 1953, as amended, to establish a joint administrative board responsible for administering the joint undertaking to be known as the Utah County Major Crimes Task Force, hereinafter referred to as the Task Force. The Administrative Board shall consist of one representative from each party to this Agreement and the Utah County Attorney. The appointed representatives shall serve at the pleasure of the elected governing body of the respective parties to this Agreement. Each member of the Administrative Board shall be

allowed one vote and all matters shall be determined, after appropriate discussion, by majority vote. The Administrative Board shall adopt such rules and procedures regarding the orderly conduct of its meetings and discussions, including the frequency and location of meetings, as it shall deem necessary and appropriate.

The Administrative Board shall appoint one peace officer to act as the Task Force Director and one peace officer to act as Field Supervisor for Task Force operations. The Administrative Board shall also appoint six members to act as the Executive Board in addition to the Utah County Attorney who shall be a permanent member of the Executive Board. The duties of the Executive Board shall be to execute and carry out policies established by the Administrative Board and to establish policies and procedures for the day to day operations of the Task Force. The Executive Board shall report to the Administrative Board at least monthly. Appointed members of the Executive Board may be removed at any time by a majority vote of the Administrative Board.

The CITY OF OREM is appointed by the parties to this Agreement as the financial department for the Task Force. The CITY OF OREM shall oversee the accountability of the Task Force, including the budget. Monies paid to the Task Force shall be deposited with and accounted for by the CITY OF OREM. Funds shall be audited in accordance with standard financial procedures and regularly established laws relating to audit and management of public funds. The CITY OF OREM shall facilitate and make available checking accounts and procurement procedures.

In addition to the above administration, the Utah County Attorney's Office is designated as the entity which will provide legal advice on civil matters related to Task Force operations. Since a separate entity is not created pursuant to this Agreement, in the event a member law enforcement officer or their employing agency becomes the subject of a claim or lawsuit arising out of Task

Force investigations and or operations, the individual law enforcement officer or his employing agency will be required to defend itself. If 2 or more member law enforcement officers or their employing agencies become the subject of the same claim or lawsuit arising out of Task Force operations and or investigations (hereinafter Defendant(s)), no Defendant will enter into a settlement of all or a portion of the claim or lawsuit without first promptly, and at least two weeks prior to entering into the settlement of all or a portion of the claim or lawsuit, notify all other Defendant(s) (including their employing law enforcement agencies if the agency is not a named party) of the terms and conditions of the proposed settlement. All notified Defendant(s) (including their employing law enforcement agencies if the agency is not a named party) shall keep the proposed settlement confidential and will not disclose the terms and conditions thereof except to the notified Defendant(s)'s attorneys, insurers and officials necessary to evaluate the proposed settlement.

The parties hereto agree that the secretary assigned to do work for the Task Force will be a full-time employee of the CITY OF OREM. Orem employee(s) assigned to the Task Force shall exercise control and supervision over the secretary and shall be responsible for conducting his or her employee evaluations. The Task Force secretary shall be subject to the personnel policies and procedures of the CITY OF OREM. The Task Force secretary shall be classified as a "Secretary" under Orem's personnel classification system and shall receive all compensation and benefits normally associated with that classification.

The parties hereto agree to reimburse the CITY OF OREM for all costs associated with the employment of the Task Force secretary, including salary, benefits, workers' compensation and unemployment compensation. The CITY OF OREM shall participate in its pro rata share of the costs. The parties hereto also agree to indemnify and hold the CITY OF OREM harmless from and

against any claim, action or damages arising out of the employment of the Task Force secretary. The intent of this paragraph is to make the CITY OF OREM completely whole so that it is not required to pay more than its normal pro rata share of all costs associated with the employment of the Task Force secretary, whether those costs be the routine costs of employment, or costs incurred due to claims or actions brought by, against, because of, or related to the Task Force secretary. The CITY OF OREM shall not have any obligation to retain the secretary or provide other employment for the secretary in the event that the Task Force dissolves, the position is eliminated, or the person is terminated from that position.

The parties hereto agree that when officers are acting under the direction of the Administrative Board, Executive Board, Task Force Director, or Field Supervisor, they are functioning in a "Task Force operation."

If a member jurisdiction wishes to request that the Task Force take over an investigation, the member's chief of police shall submit a request in writing to the Task Force Director of the Task Force. The request shall include: [1] the date of the request; [2] an explanation concerning how the proposed investigation fits within the purposes of the Task Force; and [3] the person(s) and/or crime(s) to be investigated. If the Task Force Director determines that the Task Force should take over the proffered investigation, he shall sign the acceptance portion of the request and affix the date and time of his signature. The investigation shall become a "Task Force operation" upon the Task Force Director's execution of the acceptance.

Any assistance provided by Task Force officers to a member jurisdiction outside the scope of a written request shall not be governed by this Agreement.

The parties hereto agree that when officers are functioning in a Task Force operation not within the officers' home jurisdiction, but within the jurisdiction of a member city, the officers are

not required to notify the member city of their presence. Prior to entering a non-member city, officers shall notify the non-member city of their intentions to enter that non-member city.

Section 3. Purposes.

The Utah County Major Crimes Task Force is created for the purpose of enforcing, investigating, and prosecuting violations of narcotics and controlled substances laws of the State of Utah and the United States of America at all levels and to coordinate the efforts of the member entities to combat gang-related activities and serious property crimes.

Section 4. Manner of Financing.

The operation of the Utah County Major Crimes Task Force shall be financed by any and all available State and Federal monies offered for such purposes and by direct contributions of money, personnel, and equipment from parties to this Agreement. The Executive Board shall review budget and expenses on a yearly basis together with a proposed budget for the coming year as prepared by the Field Supervisor. The Executive Board shall then establish a yearly budget. Unless otherwise provided by action of the Administrative Board, the Task Force shall operate on a fiscal year basis. Upon submission of the yearly budget to the Administrative Board, the Board shall assess each member its proportionate share based upon population figures of the Governor's Office of Planning and Budget. Any such assessments shall include assessments necessary for any matching of State or Federal grants. Each party agrees to pay its required assessment within thirty days of formal notification of the assessment by the Administrative Board unless said party withdraws from participation. In the event a party to this Agreement fails to pay its required assessment within thirty days of formal notification of the assessment, that party shall be deemed to have withdrawn from participation in this Agreement and that party's rights shall be determined as set forth in Section 8.

Section 5. Participation.

Each party to this Agreement shall provide manpower, equipment and funds each year as determined by the Administrative Board. In the event a party to this Agreement fails to provide its required manpower, equipment, or funds within thirty days of formal notification of the requirement, that party shall be deemed to have withdrawn from participation in this Agreement and that party's rights shall be determined as set forth in Section 8. Officers supplied shall be Category I Peace Officers of the State of Utah. Personnel assigned to Task Force operations shall comply with policies and procedures as established by the Administrative and Executive Boards. Personnel shall act under the command of the Task Force Director and the Field Supervisor. In the event of a conflict between department policy of a member party and Task Force policy, as established pursuant to this Agreement, Task Force officers shall abide by Task Force policy.

Section 6. Seizures and Forfeitures.

Both Federal and State law provide for forfeiture and seizure of property used for, or otherwise connected with, violations of the various controlled substances laws and gang-related activities. Some of the forfeiture provisions may allow for direct transfer of property or money to the Task Force. Other seizure or forfeiture statutes require transfer of seized or forfeited property only to the Sheriff's Office or to the Police Department of a party to this Agreement. Parties to this Agreement hereby agree that any property, money, or equipment seized or forfeited as a result of Task Force operations shall immediately be dedicated to Task Force operations. Funds derived from such forfeitures and seizures shall not reduce participants' obligations to provide money, manpower, or equipment as established by the Administrative Board.

Notwithstanding the foregoing, forfeitures and seizures resulting from operations of police departments or the Utah County Sheriff's Office not related to Task Force operations shall be

conducted separately and independently from Task Force operations. Property, cash, or equipment obtained by forfeiture or seizure through such non-Task Force operations shall become and remain the property of the involved agency as provided by law.

In the event Task Force personnel and non-Task Force personnel are jointly involved in an operation, forfeiture or seizure of any available property will be aggressively pursued. The matter will be submitted to the Administrative Board who shall determine, by majority vote, the appropriate distribution of recovered property or proceeds. It is recognized and understood by all parties to this Agreement that joint operations shall include those operations in which both Task Force and non-Task Force personnel are involved in the planning and investigation. Other enforcement actions may involve Task Force or non-Task Force personnel in a backup or supportive role which shall not require proportionate distribution of seized or forfeited property or proceeds.

Section 7. Addition of Other Members.

Other public agencies or other persons may become parties to this Interlocal Cooperation Agreement upon approval by the Administrative Board by executing an Addendum to this Agreement. In order for a public agency to be added to this Agreement by Addendum, the Addendum must be approved by the executive power or legislative body of the public agency to be added and the Addendum must be reviewed and Reviewed for form and compatibility with the laws of the State of Utah by the attorney for the public agency to be added. Prior to becoming effective, this Interlocal Cooperation Agreement and the Addendum shall be filed with the person who keeps the records of the public agency being added to this Agreement.

Section 8. Termination.

This Interlocal Cooperation Agreement may be completely terminated at any time by a majority vote of the Administrative Board. Any party to this Agreement may, at the sole option of the party, pursuant to resolution and formal action of the governing body of the member, withdraw from participation in this Agreement at any time without liability for unpaid present or future assessment. Upon the unilateral withdrawal of a member from participation under this Agreement, the Agreement shall not automatically terminate with regard to the remaining members, but shall continue in force and effect as to the remaining members. Withdrawing parties shall immediately lose any rights to participation in the administration or conduct of this Agreement or the Major Crimes Task Force. Officers of the withdrawing member, upon withdrawal, shall immediately cease participation in any Task Force operations. Property contributed to Task Force operations by the withdrawing member shall be returned to the withdrawing member as soon as reasonably practical, provided that in no event shall the security of ongoing operations or the health and safety of officers continuing to participate in Task Force operations be jeopardized by the immediate withdrawal of equipment or personnel. The withdrawing member shall not be entitled to any share of property or equipment seized or forfeited to the Task Force until complete termination of this Agreement and pursuant to the provisions for disposition of property as hereinafter provided.

Upon the complete termination of this Agreement, Task Force operations shall cease as quickly as practically possible, provided that in no case shall the security of ongoing investigations be jeopardized or the safety or welfare of officers acting pursuant to Task Force operations be jeopardized. Ongoing investigations shall be transferred to appropriate police departments as determined by the Task Force Director. Evidence, information, and data, including copies of all relevant police reports, shall be transferred and made available to appropriate agencies which will

continue the investigations as they deem appropriate. Any evidence not clearly associated with ongoing investigations shall remain in the evidence room in which it is located and shall be made available by the custodial member as needed for continuing prosecution or law enforcement purposes until ordered released or disposed of by the Utah County Attorney's Office in accordance with State law. Files or other investigative reports not directly involved in ongoing investigations shall be transferred to the Utah County Attorney's Office which shall keep and maintain such files in accordance with State law relating to management of public documents. Property held by the CITY OF OREM which has been derived from Task Force operations, other than property from direct contribution pursuant to assessment from members to this Agreement, shall be distributed back to members in shares proportionate to population and length of participation in Task Force operations. Length of participation shall be determined as commencing from execution of the initial Interlocal Cooperation Agreement to formal termination of participation as herein above provided.

Section 9. Manner of Holding, Acquiring, or Disposing of Property.

Title to property or equipment contributed by a member to this Agreement shall remain in the contributing member's name. Property or equipment obtained directly from Task Force operations or forfeited to the Task Force as a result of Task Force operations shall be titled in the name of the CITY OF OREM until dissolution or distribution as herein above provided.

Section 10. Indemnification.

All parties to this Agreement are agencies or political subdivisions of the State of Utah. Each of these parties agrees to indemnify and save harmless the others for damages, claims, suits, and actions arising out of negligent errors or omissions by its own officers or agents in connection with this agreement or the operation of the Utah County Major Crimes Task Force.

Section 11. Amendments.

This Interlocal Cooperation Agreement may not be amended, changed, modified or altered except by an instrument in writing which shall be (a) approved by the executive power or legislative body of each of the parties, (b) executed by a duly authorized official of each of the parties, (c) submitted to and Reviewed by the Utah County Attorney, and the attorney for each public agency which is a party to this Agreement as required by Section 11-13-202.5, Utah Code Annotated, 1953, as amended, and (d) filed in the official records of each party.

Section 12. Severability.

If any term or provision of the Interlocal Cooperation Agreement or the application thereof shall to any extent be invalid or unenforceable, the remainder of this Interlocal Cooperation Agreement, or the application of such term or provision to circumstances other than those with respect to which it is invalid or unenforceable, shall not be affected thereby, and shall be enforced to the extent permitted by law. To the extent permitted by applicable law, the parties hereby waive any provision of law which would render any of the terms of this Interlocal Cooperation Agreement unenforceable.

Section 13. Governing Law.

All questions with respect to the construction of this Interlocal Cooperation Agreement, and the rights and liability of the parties hereto, shall be governed by the laws of the State of Utah.

Section 14. Counterparts.

This Interlocal Cooperation Agreement shall be executed in counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Each entity shall return a signed copy of its signature page and Resolution authorizing execution of the signature page to the Utah County Clerk/Auditor to be attached to Utah County's original

Agreement. As each entity's signature page is attached to Utah County's original Agreement, Utah County will cause a copy of the signature page to be distributed to all entities.

Section 15. Agreement Review and Updates

The Task Force Director shall review and sign this Agreement annually and submit the Agreement to the parties for updating if necessary. The Task force Director is authorized to annually sign the agreement and execute certificates, acknowledgments or other evidences of proof of review and or updating as required by applicable laws, rules or regulations.

IN WITNESS WHEREOF, the parties have signed and executed this Interlocal Cooperation Agreement, after resolutions duly and lawfully passed, on the dates listed below:

UTAH COUNTY

Authorized by Resolution No. _____, authorized and passed on the
_____ day of _____, 2018.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

LARRY ELLERTSON, Chairman

ATTEST: BRYAN E. THOMPSON
Utah County Clerk/Auditor

Reviewed as to form and compatibility with
the laws of the State of Utah

By: _____
Deputy Clerk/Auditor

COUNTY ATTORNEY

PROVO CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

CITY OF OREM

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

PLEASANT GROVE CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

AMERICAN FORK CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

ALPINE CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

SPANISH FORK CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

SANTAQUIN CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

LEHI CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

SPRINGVILLE CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

PAYSON CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

MAPLETON CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

SALEM CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

HIGHLAND CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

SARATOGA SPRINGS CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

Reviewed as to form and compatibility with
the laws of the State of Utah

ATTEST:

CITY RECORDER

CITY ATTORNEY

LINDON CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

LONE PEAK PUBLIC SAFETY DISTRICT

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

ITS:

Reviewed as to form and compatibility with
the laws of the State of Utah

ATTEST:

DISTRICT SECRETARY

DISTRICT ATTORNEY

CITY OF CEDAR HILLS

Authorized by Resolution No. _____, authorized and passed on the _____ day
of _____, 2018.

MAYOR

ATTEST:

Reviewed as to form and compatibility with
the laws of the State of Utah

CITY RECORDER

CITY ATTORNEY

14. Council Reports:*(20 minutes)*

- A) MAG, COG, UIA, Utah Lake Commission, ULCT, NUVAS, IHC Outreach, Budget Committee - Jeff Acerson
- B) Public Works, Irrigation water/canal company boards, City Buildings - Van Broderick
- C) Planning Commission, Board of Adjustments, General Plan, Budget Committee - Matt Bean
- D) Public Safety, Emergency Management, Economic Development, Tree Board - Carolyn Lundberg
- E) Parks & Recreation, Lindon Days, Transfer Station/Solid Waste, Cemetery - Mike Vanchiere
- F) Admin., Historic Commission, PG/Lindon Chamber, Budget Committee - Jake Hoyt

I 5. Administrator's Report

(10 minutes)

Misc Updates:

- February City newsletter: <https://media.rainpos.com/442/february19final.pdf>
- March newsletter article: **Kristen Colson** - Article due to Kathy by end of March.
- Legislative updates
 - Secondary water metering
 - Sales tax amendments
- Moderate Income Housing possibilities in Anderson Farms Development. Worth exploring?
- Misc. Items:

Upcoming Meetings & Events:

- March 2nd – Little Miss Lindon Pageant
- March 18th @ Noon = Budget Committee meeting (Mayor, Jake, Matt, Adam, Kristen)
- April 5th – 14th = Spring clean-up; dumpsters placed around town for public use
- April 24th – 26th - ULCT Spring Conference in St. George

Adjourn