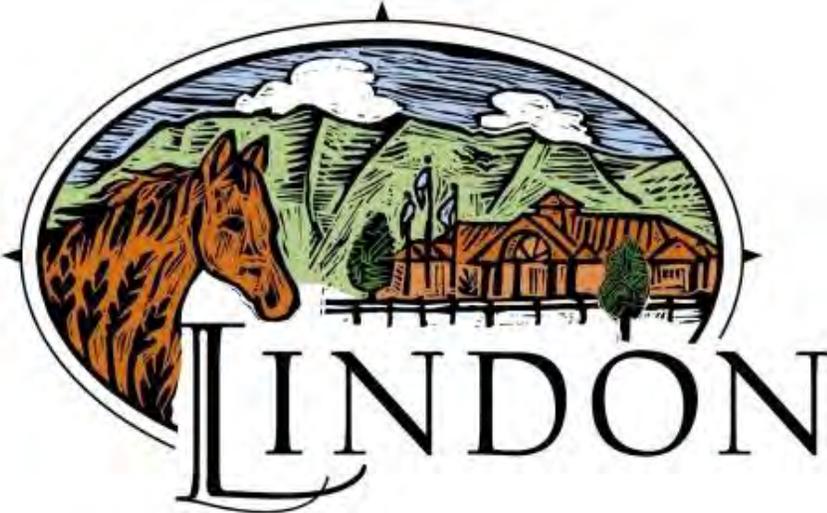


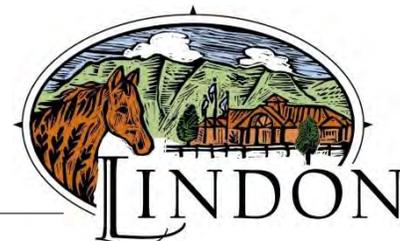
# Lindon City Council Staff Report



The City of Lindon  
Administration Department

January 21, 2014

# Notice of Meeting of the Lindon City Council



The Lindon City Council will hold a regularly scheduled meeting beginning at **7:00 p.m.** on **Tuesday, January 21, 2014** 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:



## REGULAR SESSION – 7:00 P.M. - Conducting: Mayor Jeff Acerson

Pledge of Allegiance: By Invitation  
Invocation: Van Broderick

(Review times are estimates only)

1. **Call to Order / Roll Call** (5 minutes)
2. **Presentations and Announcements** (20 minutes)
  - a) Comments / Announcements from Mayor and Council members.
  - b) LINDON CHARACTER CONNECTION – Kathy Allred will present the 2013-14 Character Connection accomplishments and activities supported through funds donated by Lindon City.
3. **Approval of minutes from January 7, 2013 and January 15, 2013** (5 minutes)
4. **Consent Agenda** – No Items
5. **Open Session for Public Comment** (For items not on the agenda) (10 minutes)
6. **Presentation & Discussion — Curbside Recycling in Lindon City** (20 minutes)  
Alissa Wilkinson, Northern Utah Community Relations Manager with Republic Services, will present and discuss an overview of the curbside recycling program in Lindon City.
7. **Review & Action — Major Subdivision, Old Rail Estates** (25 minutes)  
This is a request by Scott Farrer for approval of a fourteen (14) lot subdivision located at approximately 290 West between 100 North and 40 South on 10.97 acres in the Residential Single Family (R1-20) zone. The Planning Commission recommends approval with conditions.
8. **Review & Action — Term of Rights to Cemetery Burial Plot (Resolution #2014-2-R)** (10 minutes)  
The Council will review and consider a request by Don Peterson, Public Works Director, to increase the number of years a cemetery burial plot may be purchased (reserved) from 60 years to 120 years.
9. **Public Hearing — Ordinance Amendment, LCC 17.02 Definitions (Ord. #2014-1-O)** (5 minutes)  
The Council will review and consider a City initiated request to define the term "vault security - mini storage" in Lindon City Code 17.02 Definitions. The Planning Commission recommends approval.
10. **Public Hearing — Ordinance Amendment, LCC 17.17.130 Amended Site Plans (Ord. #2014-2-O)** (10 minutes)  
The Council will review and consider a City initiated request to allow for Staff to approve accessory buildings of one thousand (1,000) square feet or less on amended site plans when certain conditions are met. The Planning Commission recommends approval.
11. **Public Hearing — Ordinance Amendment, LCC 2.08.045 Rules of Order and Procedure for City Council Meetings (Ord. #2014-3-O)** (10 minutes)  
The Council will review and consider a City initiated request to update official rules and order for City Council meetings. The proposed ordinance is based on previously adopted rules with additional clarification added.
12. **Public Hearing — Ordinance Amendment, LCC 2.08.055 Electronic Meeting Policy of the City Council (Ord. #2014-4-O)** (10 minutes)  
The Council will review and consider a City initiated request to create an official electronic meeting policy, as allowed by State Code, enabling the Council members to more fully participate in city meetings.

- 13. Public Hearing — Ordinance Amendment, LCC 17.08.55 “Electronic Meeting Policy of the Planning Commission (Ord. #2014-5-O)** (5 minutes)  
The Council will review and consider a City initiated request to create an official electronic meeting policy for the Planning Commission, as allowed by State Code, enabling the Planning Commission members to more fully participate in city meetings.
- 14. Public Hearing — Ordinance Amendment, LCC 2.28.060 Adoption of Compensation Schedule (Ord. #2014-6-O)** (5 minutes)  
The Council will review and consider a City initiated request to update this ordinance which establishes the ability for the Mayor and Council members to be compensated, removing the outdated compensation rates, and correctly referring to the compensation rates as established in the annually adopted budget.
- 15. Presentation & Discussion — Lindon City Police Dept activities report** (20 minutes)  
Chief Cody Cullimore will review and discuss statistical reports comparing Police activities between the 2012 and 2013 calendar years.
- 16. Review & Action — Police Department Vehicle Lease (Resolution #2014-3-R)** (10 minutes)  
The Council will review and consider a request by Chief Cody Cullimore to review and approve a resolution allowing the Mayor and Staff to execute a future lease agreement for replacement of two existing police vehicles. Zions Bank requires a resolution prior to preparing final lease documents. Annual estimated cost of the lease for both vehicles is \$13,000 per year.
- 17. Review & Action — UTOPIA, Macquarie - public/private partnership** (45 minutes)  
This item was continued from the Jan. 7, 2014 Council meeting. The Council will discuss the potential public-private partnership between UTOPIA and Macquarie Infrastructure Developments LLC (Macquarie) and instruct Lindon’s UTOPIA/UIA Board members as to Lindon’s participation commitment in further development of the partnership, including whether reserve funds should be allocated to cover Lindon’s potential costs of participation.
- 18. Review and Action — Utah Infrastructure Agency OpEx Assessments** (20 minutes)  
This item was continued from the Jan. 7, 2014 Council meeting. The Council will review UIA/UTOPIA performance reports and give staff direction in regards to whether payment of OpEx assessment invoices received for the months of November, December, and January in the amount of \$10,169.00 per month should be made. The assessments have been budgeted for the 2013-14 fiscal year.
- 19. Council Reports:** (20 minutes)
- |  |                 |
|--|-----------------|
| A) MAG, COG, UIA, Utah Lake, ULCT, Budget Committee                            | - Jeff Acerson  |
| B) Public Works, Irrigation/water, City Buildings                              | - Van Broderick |
| C) Planning, BD of Adjustments, General Plan, Budget Committee                 | - Matt Bean     |
| D) Parks & Recreation, Trails, Tree Board, Cemetery                            | - (vacant)      |
| E) Administration, Com Center Board, Lindon Days, Chamber of Commerce          | - Randi Powell  |
| F) Public Safety, Court, Animal Control, Historic Commission, Budget Committee | - Jacob Hoyt    |
- 20. Administrator’s Report** (15 minutes)

## Adjourn

**This meeting may be held electronically to allow a council member to participate.**

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](http://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.

**Posted By:** Kathy Moosman

**Date:** January 18, 2014

**Time:** ~1:00 p.m.

**Place:** Lindon City Center, Lindon Public Works, Lindon Community Center

## **REGULAR SESSION – 7:00 P.M.** - Conducting: Mayor Jeff Acerson

Pledge of Allegiance: By Invitation  
Invocation: Van Broderick

### **Item 1 – Call to Order / Roll Call**

January 21, 2014 Lindon City Council meeting.

Jeff Acerson  
Matt Bean  
Van Broderick  
Jake Hoyt  
Randi Powell

Staff present: \_\_\_\_\_

### **Item 2 – Presentations and Announcements**

- a) Comments / Announcements from Mayor and Council members.
  1. *The City would like to thank all agencies that assisted in the tragic incident involving Joshua Boren. We would like to particularly thank the Spanish Fork Police Department for the professional and courteous way in which the incident was handled. During this heartbreaking loss Lindon City has received an outpouring of support from neighboring cities, State & local law enforcement agencies, school districts, local businesses, and citizens. We express sympathy to the families, friends, and associates of those impacted by the incident and hope they can find peace in this time of loss.*
  
- b) LINDON CHARACTER CONNECTION – Kathy Allred will present the 2013-14 Character Connection accomplishments and activities supported through funds donated by Lindon City.

**From:** allred [REDACTED]  
**To:** [acowie@lindoncity.org](mailto:acowie@lindoncity.org)  
**Subject:** LCC Funding  
**Date:** Tuesday, November 12, 2013 4:42:32 PM  
**Attachments:** [Funding Request Attachment.docx](#)

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Dear Lindon City Administrator and City Officials,  
**Lindon Character Connection** is a community, school and family non-profit partnership for action, mobilization and prevention in promoting character development and education within the Lindon City schools, community and families. For over 20 years, Lindon Character Connection has actively partnered with Lindon City in supporting this effort.

Lindon Character Connection provides valuable information, resources, parent education, and community involvement in teaching values to the members of our community so that the community will be stronger, happier, and safer. Our community has become a more positive environment for raising individuals who will be of benefit to society.

By providing teachers with value-oriented curriculum, our students have values as a core teaching in their every day learning experiences. Becoming a person with high moral values and attitudes will become a natural progression of life.

Through our newsletter, calendar and website our community and beyond has been able to embrace values in their everyday lives from their homes. Lives have been enriched with a sense of goodness and growth. If children are raised in a family environment of positive, moral behavior, then they will have a greater ability to achieve their potential and in turn create future families with high values.

Though schools offer stimulating and creative academic programs, students cannot achieve academic success without strengthened self-esteem and critical personal qualities. Without the bedrock of important character qualities, many of today's students will remain unable to learn, accept and meet challenges, and find success in academic areas.

Our role is to facilitate the necessary resources for a community member when they need it, offer information from individuals who are active in character education through community events, and provide teachers with character development resources during the school year.

We know our goals are achieved as our community continues to be a safe and positive environment, as statistics show that crime, joblessness, and high school dropout rates continue to be low; that families remain together and children thrive; that education levels remain high; that our religious and business lives remain active; that our community interaction continues to cross barriers of religion, age, and race.; and our community continues functioning as a whole for the good of all members and this results in a hopeful and peaceful outcome in each individual's life. Then our long-term impact will be a success and our efforts well worth the time, financial investment and personal sacrifice.

Lindon Character Connection firmly supports the development of strong individual ethical character in our families, through our schools and community. In order to continue to do this through our monthly newsletter, poster/calendar campaign and website we need funding.

Therefore as president of Lindon Character Connection I humbly request the \$1,200, that have been so generously allocated to our organization for the 2013-2014 school year. Please send a check to the attached account at Wells Fargo bank.

Thank You so very much,

Kathy Allred  
Lindon Character Connection President  
allred [REDACTED]

### **Item 3 – Approval of Minutes**

- Review and approval of City Council minutes from **January 7, 2014**.
  - Minutes from January 15, 2014 still pending. Will be reviewed at next meeting.

(See attached draft minutes)

The Lindon City Council held a regularly scheduled meeting on **Tuesday, January 7, 2014 at 7:00 p.m.** in the Lindon City Center, City Council Chambers, 100 North State Street, Lindon, Utah.

**REGULAR SESSION** – 7:00 P.M.

Conducting: Jeff Acerson, Mayor  
Pledge of Allegiance: Karen Acerson  
Invocation: Randi Powell, Councilmember

**PRESENT**

**ABSENT**

Jeff Acerson, Mayor  
Matt Bean, Councilmember  
Randi Powell, Councilmember  
Van Broderick, Councilmember  
Jacob Hoyt, Councilmember  
Mr. Cowie, City Administrator  
Cody Cullimore, Chief of Police  
Hugh Van Wagenen, Planning Director  
Kathryn Moosman, City Recorder

**1. Call to Order/Roll Call** – The meeting was called to order at 7:07 p.m.

**2. Presentations/Announcements** –

- a) **OATH OF OFFICE CEREMONY** – (Conducted by the Honorable W. Brent Bullock, Lindon City Municipal Justice Court Judge). The newly elected Mayor, Jeff Acerson, was sworn-in for a 4 year term as Lindon City Mayor. Jacob Hoyt and Van Broderick were also sworn-in for 4 year terms as Lindon City Council members.
- b) Mayor Jeff Acerson then conducted the swearing-in of Kathy Moosman as City Recorder, Dona Haacke as City Treasurer, Brian Haws as City Attorney, and Mark Christensen as City Engineer.
- c) Mayor/Council Comments – Mayor Acerson welcomed new Councilmember’s Broderick and Hoyt to the Council. He then called for any comments or announcements at this time. Adam Cowie, City Administrator, mentioned the City Council member vacancy and noted that applications will be accepted from January 8<sup>th</sup> through January 27<sup>th</sup>. He stated there is a link on the city website and it is also posted on facebook; in addition an announcement also went out in the city newsletter. Mr. Cowie stated the Council will interview the applicants at one or both meetings in February to fill the remaining two (2) year term.

**3. Approval of Minutes** – The minutes of the regular meeting of the City Council of December 17, 2013 were reviewed.

2 COUNCILMEMBER BRODERICK MOVED TO APPROVE THE MINUTES  
 OF THE MEETING OF DECEMBER 17, 2013 AS AMENDED. COUNCILMEMBER  
 HOYT SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:  
 4 COUNCILMEMBER POWELL AYE  
 COUNCILMEMBER BEAN AYE  
 6 COUNCILMEMBER BRODERICK AYE  
 COUNCILMEMBER HOYT AYE  
 8 THE MOTION CARRIED UNANIMOUSLY.

10 **4. Consent Agenda** – After consideration and direction from the Council, on December  
 18, 2013 Mayor James A. Dain signed an updated City Administrator Agreement  
 12 between Mr. Cowie and Lindon City specifying the terms of employment for Mr.  
 Cowie to serve as the City Administrator. As no further discussion on this matter is  
 14 necessary, official action by the Council will be satisfied by approval of the  
 agreement as a Consent Agenda item.

16 Mayor Acerson called for any comments or questions from the Council. Hearing  
 18 none he called for a motion.

20 COUNCILMEMBER POWELL MOVED TO APPROVE THE CONSENT  
 AGENDA ITEM AS PRESENTED. COUNCILMEMBER BEAN SECONDED THE  
 22 MOTION. THE VOTE WAS RECORDED AS FOLLOWS:  
 COUNCILMEMBER POWELL AYE  
 24 COUNCILMEMBER BEAN AYE  
 COUNCILMEMBER BRODERICK AYE  
 26 COUNCILMEMBER HOYT AYE  
 THE MOTION CARRIED UNANIMOUSLY.

28 **5. Open Session for Public Comment** – Mayor Acerson called for any public comment  
 30 not listed as an agenda item. There were no public comments.

32 **CURRENT BUSINESS**

34 **6. Review and Action** – *Interlocal Agreement: North Pointe Solid Waste Special*  
*Services District (Resolution #2013-18-R)*. This item was continued from the  
 36 December 17, 2013 Council meeting. This is a request for City Council review and  
 consideration of an interlocal agreement between the solid waste district and the  
 38 thirteen member cities that comprise the district, to provide continued commitment to  
 the district for the collection, transfer, transportation, and disposal of municipal solid  
 40 waste. Rodger Harper, District Manager, will present a general overview of the  
 District functions and be available to answer questions about the proposed agreement.

42 Mr. Cowie opened the discussion by giving a quick summary of this agenda item.  
 44 He noted this issue was reviewed by the Council at the last meeting held on December  
 17th and was continued. He stated this is a request for the City Council’s review and  
 46 consideration of an interlocal agreement between the solid waste district and the thirteen

member cities that comprise the district and to provide continued commitment to the district for the collection, transfer, transportation, and disposal of municipal solid waste.

Mr. Cowie noted that Rodger Harper, District Manager, along with Jerald Hatch, District Board member, are in attendance to present a general overview of the District functions and be available to answer questions about the proposed agreement. Mr. Cowie noted at the last meeting there was a request from the Council for additional information on the structure and setup of the solid waste district. Mr. Cowie stated that he has had some conversations between Mr. Harper and the Solid Waste District's Attorney to try to respond to some of those issues in question. He explained that this agreement would tie the city to the NPSWSSD for the next 5 years. He added that there are some provisions in the agreement that allows the City to leave the District, but the agreement does have some requirements to buy back in to the District based on a formula with a percentage of those assets. Mr. Cowie explained that the agreement was intentionally left a bit vague as to which assets and how much would be applied, so the Board would have some leeway in assessing the buy back in rates if the city were to choose to leave the District.

Mr. Cowie commented that he spoke with Reece Demille (with Republic Services) and Mr. Demille felt that North Point is very beneficial for Lindon because of the following two issues:

1. The location and close proximity to Republics current facilities and the landfill
2. Their garbage hauling trucks are based out of the location off of Sam White's lane, (just north of 700 north). So, essentially, garbage hauling with Republic is very convenient and cost effective. He added that it has been beneficial for the low fuel costs and that is also a plus.

Mr. Cowie then invited Mr. Harper and Mr. Hatch to address the Council at this time. Mr. Harper mentioned that he appreciates Mr. Hatch being on the Board and that it is a good working relationship. He further stated the Mr. Hatch is more knowledgeable than anyone in Utah County about the transfer station and that knowledge is greatly appreciated. Mr. Harper commented that the District and Lindon City has enjoyed a 20 year contract that began in 1993 with the construction of the transfer station and that contract came to an end last year (2013). He noted that throughout the 20 year relationship the landfill was there, and Lindon brought their garbage there, which was the level of commitment. Mr. Harper stated that now that they are coming to the end of the contract a couple of things come into play. Allied was looking for ways to make more money on the garbage haul (we have the best rates in the state), and to that extent, Allied purchased some property in Pleasant Grove and are permitted to build a transfer station if they need to. So, the 20 year contract with Allied Waste had a provision for four (4) more renewals of five (5) years each to renew the contract, and in order to secure the best price for the citizens it is in the best interest of everyone to renew the contract for an additional five (5) years.

Mr. Harper stated that IRL is located in Fairfield and is a brand new municipal landfill that was permitted by the State in 2012. He noted that prior to the opening of IRL, the District had discussions with IRL about going into partnership so the haul rate would be cheaper, but when you factor in the loss of garbage (if Allied was to build their own transfer station), the costs were within pennies of each other whether they stayed with Allied or went with IRL. Mr. Harper stated the Board decided, because of the

2 experience, to stay with Allied and renew the contract. He noted they have met with all  
4 of the City Managers in the District (over the course of the last 9 months), to work  
6 through this interlocal agreement, and they feel they have come up with something that  
8 the City Managers can live with. Basically this interlocal agreement will get them  
10 through the current 5 year contract (which expires in 2018) with Allied Waste. He noted  
12 what they are essentially asking for is some commitment. Mr. Harper then presented his  
14 slideshow depicting the actual operations and services offered by the transfer station. Mr.  
16 Harper noted that in addition to Mr. Hatch, Utah Commissioner Larry Ellertson and Dave  
18 Shawcroft (at large representative) are also on the governing board.

20 Mr. Cowie then asked Mr. Harper to highlight the tonnages at the landfill. Mr.  
22 Harper stated that in 2012 they shipped 190,000 tons to the landfill. He noted that with  
24 IRL opening and diverting waste from the transfer station it dropped to 160,000 tons or a  
26 20% decrease, and when the tonnage decreases it increases the costs of operation. Mr.  
28 Harper noted the average public customer brings less than 500 lbs. and the average  
30 commercial truck brings about 8 tons, so it takes 32 private sector vehicles to equal one  
32 (1) commercial load. Mr. Harper then referenced his prepared chart (included in the  
34 packets) indicating the pricing and origins of the waste from Lindon that goes to the  
36 transfer station. There was then some general discussion by the Council regarding this  
38 proposed agreement.

40 Mr. Harper noted that Orem, Highland, Pleasant Grove, Lehi and Saratoga  
42 Springs have all signed the agreement and everyone is on board. He stated that he did  
44 meet with American Fork City and they will address it at the Council meeting on January  
46 24<sup>th</sup> and they also appear to be on board. Mr. Harper commented that all of the cities  
realize that this agreement is needed to not only serve the citizens but it will also benefit  
the cities.

26 Mr. Cowie stated that he feels because of the close proximity to the District, and  
28 that it is financially beneficial, and from the recorded numbers of the residents and  
30 businesses that use the transfer station that it makes sense. Councilmember Powell  
32 voiced her concerns that the agreement language regarding the opting in and out is vague.  
34 Mr. Harper stated that if a city opts out it doesn't alleviate their responsibility to improve  
36 the facility to make it more efficient and safer for the citizens. Councilmember Bean  
38 commented that he is hesitant to sign a vague agreement that doesn't have defined terms;  
he noted he does not have a problem signing a defined agreement, but the way it is  
currently written he has some concerns. He would like see someone look at some  
provisions of this new agreement and tighten them up and answer some questions, as  
intent is important. Councilmember Powell agreed with Councilmember Bean's  
statements.

38 Mayor Acerson commented that it should not be difficult to anticipate what those  
40 actual costs would be and how it would relate to each city if they made the decision to  
42 leave. Mr. Harper stated that they had this same discussion (assets, income, etc.) with the  
44 City Managers. Mr. Harper stated that they have had a relationship with Lindon for the  
46 past 20 years without an agreement. Mayor Acerson commented that they are just asking  
for clarification in the agreement. Councilmember Hoyt asked Mr. Harper what the  
process would be to consult with their attorney and adjust the language in the agreement  
to be a little more specific. Mr. Harper stated that the process isn't the issue, getting it  
back through all of the cities is the issue, and noted this agreement does not have any

validity until all of the cities have signed. Councilmember Bean commented that he would hope if the cities were willing to sign this agreement they would also be willing to sign a more specific agreement. Councilmember Broderick inquired if other cities have expressed these same concerns. Mr. Harper stated that their concerns were resolved. Mayor Acerson stated that the Council is just trying to clearly identify the agreement as to what the future impacts there may be; which is good for all cities involved. Mr. Harper stated that they will take the agreement back to their Attorneys and the Board and bring the amended agreement back to the City Council.

Mayor Acerson called for any further comments or questions from the Council. Hearing none he called for a motion.

COUNCILMEMBER POWELL MOVED TO CONTINUE RESOLUTION #2013-18-R THE INTERLOCAL AGREEMENT WITH NORTH POINTE SOLID WASTE SPECIAL SERVICES DISTRICT. COUNCILMEMBER BEAN SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

|                         |     |
|-------------------------|-----|
| COUNCILMEMBER POWELL    | AYE |
| COUNCILMEMBER BEAN      | AYE |
| COUNCILMEMBER BRODERICK | AYE |
| COUNCILMEMBER HOYT      | AYE |

THE MOTION CARRIED UNANIMOUSLY.

**7. Review & Action** — *Appointment to North Pointe Solid Waste Special Services District Board.* This is a request by Mayor Acerson for the Council's consent to the recommendation for appointment of Jerald I. Hatch as Lindon City's representative on the Board for the North Pointe Solid Waste Special Services District. Mr. Hatch has served on this board for over 25 years and has the knowledge and expertise needed to continue representing Lindon. Notice of the recommended appointment will be forwarded to the Utah County Commission, who will take official action to appoint Mr. Hatch to the District Board. Council member Van Broderick is recommended as the secondary Board member if Mr. Hatch is unavailable.

Mr. Cowie opened the discussion by explaining this is a procedural item for the Council's consent to recommend the appointment of Jerald I. Hatch as Lindon City's representative on the Board for the North Pointe Solid Waste Special Services District. Mr. Cowie stated that Mr. Hatch has served on this board for over 25 years and has the knowledge and expertise needed to continue to represent Lindon. Mr. Cowie stated that notice of the recommended appointment will be forwarded to the Utah County Commission, who will take official action to appoint Mr. Hatch to the District Board. Mr. Cowie noted that Council member Van Broderick is recommended as the secondary Board member if Mr. Hatch is unavailable.

Mayor Acerson called for any comments or questions from the Council. Hearing none he called for a motion.

COUNCILMEMBER HOYT MOVED TO APPROVE THE APPOINTMENT OF JERALD HATCH AS LINDON'S REPRESENTATIVE ON THE NORTH POINTE SOLID WASTE SPECIAL SERVICES DISTRICT BOARD. COUNCILMEMBER

BRODERICK SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER POWELL AYE

COUNCILMEMBER BEAN AYE

COUNCILMEMBER BRODERICK AYE

COUNCILMEMBER HOYT AYE

THE MOTION CARRIED UNANIMOUSLY.

8. **Review and Action** – *Mayor pro-tem appointments (Resolution #2014-1-R)*. This is a request by Mayor Acerson for the Council’s consent to the appointments of 2014 Mayor pro tem. This appointment will rotate quarterly among City Council members as listed in Resolution #2014-1-R.

Mr. Cowie opened the discussion by explaining this is also a procedural item for the Council’s consent to the appointments of 2014 Mayor pro tem to function in the Mayor’s role as needed. He noted that this appointment will rotate quarterly among City Council members. Councilmember Powell suggested adding the secondary appointment on the schedule also. Mr. Cowie stated that he will add the secondary appointments to the schedule and amend the resolution.

Mayor Acerson called for any comments or questions from the Council. Hearing none he called for a motion.

COUNCILMEMBER POWELL MOVED TO APPROVE RESOLUTION #2014-1-R, STIPULATION THE MAYOR PRO TEM APPOINTMENTS FOR THE 2014 CALENDAR YEAR AND GIVE THE MAYOR THE AUTHORIZATION TO SIGN THE REVISED RESOLUTION. COUNCILMEMBER BRODERICK SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER POWELL AYE

COUNCILMEMBER BEAN AYE

COUNCILMEMBER BRODERICK AYE

COUNCILMEMBER HOYT AYE

THE MOTION CARRIED UNANIMOUSLY.

9. **Review and Action** – *Appointment to Animal Shelter Board*. This is a request by Mayor Acerson for the Council’s consent to the recommendation for appointment of Jacob Hoyt as Lindon City’s official representative on the Board for the North Utah Valley Animal Services Special Services District. Notice of the recommended appointment will be forwarded to the Utah County Commission, who will take official action to appoint Mr. Hoyt to the District Board. Council member Matt Bean is recommended as the secondary Board member if Mr. Hoyt is unavailable.

Mr. Cowie opened the discussion by explaining this too is a formality for the Council’s consent to recommend the appointment of Jacob Hoyt as Lindon City’s official representative on the Board for the North Utah Valley Animal Services Special Services District. Mr. Cowie stated that notice of the recommended appointment will be forwarded to the Utah County Commission, who will take official action to appoint Mr.

2 Hoyt to the District Board. He noted that Council member Matt Bean is recommended as  
the secondary Board member if Mr. Hoyt is unavailable.

4 Mayor Acerson called for any further comments or questions from the Council.  
Hearing none he moved on to the next agenda item.

6 COUNCILMEMBER BRODERICK MOVED TO APRPOVE THE  
8 APPOINTMENT OF JACOB HOYT AS LINDON’S REPRESENTATIVE ON THE  
NORTH UTAH VALLEY ANIMAL SERVICES SPECIAL SERVICE DISTRICT  
10 BOARD, WITH MATT BEAN SERVING AS A SECONDARY BOARD MEMBER IN  
THE ABSENCE OF MR. HOYT. COUNCILMEMBER POWELL SECONDED THE  
MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

- 12 COUNCILMEMBER POWELL AYE
- COUNCILMEMBER BEAN AYE
- 14 COUNCILMEMBER BRODERICK AYE
- COUNCILMEMBER HOYT AYE
- 16 THE MOTION CARRIED UNANIMOUSLY.

18 **10. Review & Action** — *Appointments to the Lindon City Redevelopment Agency.* This  
is a request by staff for the Council’s formal action to appoint Mayor Acerson as  
20 Chair of the Lindon City Redevelopment Agency with all current City Council  
members including Matt Bean, Randi Powell, Jacob Hoyt and Van Broderick  
22 appointed as board members of the RDA.

24 Mr. Cowie opened the discussion by explaining this is also a procedural item for  
the Council’s formal action to appoint Mayor Jeff Acerson as Chair of the Lindon City  
26 Redevelopment Agency (which is technically a separate entity) with all current City  
Council members including Matt Bean, Randi Powell, Jacob Hoyt and Van Broderick  
28 appointed as board members of the RDA.

Mr. Cowie noted that the RDA for Lindon City functions as a separate legal  
30 agency that contract with Lindon City for all of its services. The RDA’s primary function  
within Lindon City has been to create districts where tax revenues and tax increment  
32 financing can support development of new business and infrastructure. Mr. Cowie  
further noted that the RDA Board meets on an as needed basis. The Mayor and Council  
34 have traditionally appointed themselves as board members to the RDA, and the  
appointment of the Chair and Board members of the RDA is necessary after the changes  
36 in Mayor and Council members.

38 Mayor Acerson called for any comments or questions from the Council. Hearing  
none he called for a motion.

40 COUNCILMEMBER POWELL MOVED TO APRPOVE THE APPOINTMENT  
OF MAYOR JEFF ACERSON AS CHAIR OF THE LINDON CITY  
42 REDEVELOPMENT AGENCY (RDA) WITH ALL CITY COUNCIL MEMBERS  
INCLUDING MATT BEAN, RANDI POWELL, JACOB HOYT AND VAN  
44 BRODERICK APPOINTED AS BOARD MEMBERS OF THE RDA.  
COUNCILMEMBER HOYT SECONDED THE MOTION. THE VOTE WAS  
46 RECORDED AS FOLLOWS:

COUNCILMEMBER POWELL                    AYE  
 2 COUNCILMEMBER BEAN                    AYE  
 COUNCILMEMBER BRODERICK            AYE  
 4 COUNCILMEMBER HOYT                   AYE  
 THE MOTION CARRIED UNANIMOUSLY.

6  
 8 **11. Review and Action** – *UIA and UTOPIA appointment.* This is a request by Mayor  
 Acerson for the Council’s consent to the appointment of Matt Bean as an alternate  
 Board member to both the Utah Telecommunication Open Infrastructure Agency  
 10 (UTOPIA) and Utah Infrastructure Agency (UIA). Mr. Bean will serve as a voting  
 member of the Board(s) in the absence of Mr. Cowie of the UTOPIA Board, and/or  
 12 Mayor Acerson of the UIA Board.

14            Mr. Cowie opened the discussion by explaining this too is a procedural item for  
 the Council’s consent to the appointment of Matt Bean as an alternate Board member to  
 16 both the Utah Telecommunication Open Infrastructure Agency (UTOPIA) and Utah  
 Infrastructure Agency (UIA). Mr. Bean will serve as a voting member of the Board(s) in  
 18 the absence of Mr. Cowie of the UTOPIA Board, and/or Mayor Acerson of the UIA  
 Board.

20            Mayor Acerson called for any comments or questions from the Council. Hearing  
 none he called for a motion.

22  
 24            COUNCILMEMBER HOYT MOVED TO APPROVE THE APPOINTMENT  
 OF MATT BEAN AS LINDON’S REPRESENTATIVE AS AN ALTERNATE BOARD  
 MEMBER TO BOTH UTOPIA AND UIA BOARDS. COUNCILMEMBER POWELL  
 26 SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER POWELL                    AYE  
 28 COUNCILMEMBER BEAN                    AYE  
 COUNCILMEMBER BRODERICK            AYE  
 30 COUNCILMEMBER HOYT                   AYE  
 THE MOTION CARRIED UNANIMOUSLY.

32  
 34 **12. Review and Action** – *North Union Irrigation Company appointment.* This is a  
 request by Mayor Acerson for the Council’s consent to the appointment of Van  
 Broderick as Lindon’s official representative on the North Union Irrigation Company  
 36 Board of Directors. Jacob Hoyt will serve as the secondary Board member in the  
 absence of Mr. Broderick.

38  
 40            Mr. Cowie opened the discussion by explaining this is a procedural item for the  
 Council’s consent to the appoint Van Broderick as Lindon’s official representative on the  
 North Union Irrigation Company Board of Directors. Jacob Hoyt will serve as the  
 42 secondary Board member in the absence of Mr. Broderick.

44            Mayor Acerson called for comments or questions from the Council. Hearing  
 none he called for a motion.

COUNCILMEMBER POWELL MOVED TO APPROVE THE APPOINTMENT OF VAN BRODERICK AS LINDON’S REPRESENTATIVE ON THE NORTH UNION IRRIGATION COMPANY BOARD, WITH JACOB HOYT SERVING AS A SECONDARY BOARD MEMBER IN THE ABSENCE OF MR. BRODERICK. COUNCILMEMBER BEAN SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER POWELL AYE  
COUNCILMEMBER BEAN AYE  
COUNCILMEMBER BRODERICK AYE  
COUNCILMEMBER HOYT AYE  
THE MOTION CARRIED UNANIMOUSLY.

**13. Review and Action** – *UTOPIA, Macquarie - public/private partnership*. The Council will review the public portions of the Pre-Development Agreement (PDA) between UTOPIA and Macquarie Infrastructure Developments LLC (Macquarie) and instruct UTOPIA/UIA Board members as to Lindon’s participation commitment in further development of the public-private partnership. UTOPIA Legal Counsel, David Shaw, will be available to answer questions about the PDA.

Mr. Cowie opened the discussion by explaining this review tonight will cover the public portions of the Pre-Development Agreement (PDA) between UTOPIA and Macquarie Infrastructure Developments LLC and instruct UTOPIA/UIA Board members as to Lindon’s participation commitment in further development of the public-private partnership. Mr. Cowie noted that UTOPIA Legal Counsel, David Shaw and Todd Marriot are in attendance to answer any questions about the PDA the Council may have. Mr. Cowie stated that what is being asked by the City is our willingness to participate with this pre-development agreement. Mr. Cowie stated that Wayne Pyle, the current chair of UTOPIA, has offered an additional work session with Nick Hann, the representative of Macquarie, next Wednesday. If the Council is interested, it may be worth continuing this item tonight to hear what they have to say.

Mr. Cowie then gave a general overview stating that currently Lindon City has not given any formal indication that we will participate in this pre-development agreement with Macquarie and UTOPIA. Mr. Cowie stated what has been removed from the agreement are some details of their financial obligations that Macquarie has put forth as part of this that are still considered a protected record under GRAMA. Mr. Cowie stated that he feels it is appropriate to ask what general financial commitments may be expected.

Mr. Cowie explained that Lindon City currently has about 60% of the city with UTOPIA accessible with a 40% take-rate in those areas (therefore about 25% of the city is using UTOPIA fiber). He noted that UTOPIA has recently announced a potential public-private partnership between its organization and Macquarie Infrastructure Developments LLC (Macquarie), and if finalized, Macquarie would commit to fronting the capital to build the network and would run the organization for the next 30 years, then deliver the network back to the cities in some level of upgraded condition. Mr. Cowie noted there would be requirements for Macquarie to be repaid their investment by the member cities and how this repayment is handled is yet to be finalized with the primary factor being how much it will cost to construct the network. Mr. Cowie stated that the

2 engineering and design work is proceeding with the goal to shortly know the total  
potential cost of development and thus enabling the determination of potential obligations  
for pay-back by the member cities that choose to participate.

4 Mr. Cowie further explained this potential partnership appears to provide a real  
opportunity to develop the entire network with the initial cost coming from the private  
6 sector. Mr. Cowie stated that there is limited political will from all member cities to  
continue with traditional city bonding to finish the network, so this opportunity should be  
8 carefully considered as a means to complete the network and provide fiber connectivity  
to all parts of Lindon City. Mr. Cowie explained that financial implications however, are  
10 potentially significant as, over the next 30 years, the investment made by Macquarie will  
need to be paid back with profit margins added.

12 Mr. Cowie then referenced the Pre-Development Agreement (PDA) between  
UTOPIA and Macquarie outlining the stipulations for moving forward with the potential  
14 partnership. Mr. Cowie noted the Chair of UTOPIA has asked for cities to commit to  
supporting the proposal with potential financial obligations. Mr. Cowie stated that no  
16 official action has been taken by the UTOPIA or UIA boards on this matter.

18 Dave Shaw, UTOPIA Legal Counsel, addressed the Council at this time and gave  
a brief summary. Mr. Shaw commented that he has seen the ups and downs with  
UTOPIA and the mistakes that have been made, and the rectification of those mistakes, in  
20 recent years. He further stated that without question, he views this transaction as the  
most promising opportunity UTOPIA and UIA have had to achieve what the ultimate  
22 goal was at the outset, and that was the ubiquitous state of the art, advanced  
communications network made available to all citizens and businesses in our cities. He  
24 noted it has taken a lot of effort and time to get to this point and he can say that there is  
still a lot to be learned but it is a very promising opportunity. Mr. Shaw explained that  
26 the pre-development agreement lays out four milestones under which work proceeds to  
investigate the feasibility of that ubiquitous deployment and it has taken a lot to get to  
28 this point but he is pleased to be moving forward.

30 Todd Marriott commented that he appreciates Mr. Shaw's comments and added  
that over the 5 ½ years he has been with UTOPIA there are a lot of people who have  
approached them with ideas and solutions and opportunities, which they have  
32 investigated, and some which had merit, but he feels this agreement, to date, has  
significant merit and needs to be considered far and above anything else they have seen.  
34 Mr. Marriott further commented that this agreement has come about as a result of many  
efforts and has taken along time to get to this point. Mr. Shaw added that this was an  
36 unsolicited proposal that came their way in the course of other business. He added that  
investigation of wireless is nothing new to UTOPIA; they put out the first request for  
38 proposal for a wireless platform out in 2005 and determined then that it was too  
expensive, but there was always the intent to further investigate it, so, in the further  
40 investigation this opportunity arose.

42 Mr. Marriott noted to keep in mind that they work on behalf of Lindon City and is  
essentially an extension or department head for the City's fiber optic entity, so, that  
entity, which is UTOPIA, is an interlocal cooperative between the cities. He explained  
44 that they are operating UTOPIA and UIA at its lowest operational levels, in terms of  
expenditures in history, yet they are doing more and are continuing to carve into that gap  
46 and are ahead of schedule. Mr. Marriott stated that the fact of the matter is that Lindon

2 City is partners with the fellow cities. He added that the operational gap exists, but they  
are optimistic and they will continue to carve the gap to produce revenues, but they need  
4 those revenues to continue to pursue the plan they have designed and outlined, and they  
are doing that and they are ahead of schedule.

6 Mr. Shaw stated the legalistic answer is, ultimately, if there is not money to  
operate the system then there are natural consequences which flow to the bond  
documents, and under the agreements that exist between the cities, primarily, what would  
8 happen is the franchise taxes of the cities would get hit. He went on to say this is not  
anticipated in the near future, but if everyone took the position of “we are not paying”  
10 then the bond trustee would have no choice but to go to that remedy in order to make sure  
that things are paid.

12 Mr. Shaw noted there is one city that has chosen not to pay the OpEx under UIA,  
and another city that originally chose not to pay the full amount, and a couple of cities on  
14 the UTOPIA side who are not participants in UIA that have not been paying. He stated if  
they were all to contribute their portion, it would be easier to be able to operate the  
16 system at full schedule. Mr. Shaw discussed that one of the opportunities that would exist  
under the Macquarie transaction would be some opportunities to drive a parody and  
18 recoup that balance out of revenues, but that is a discussion yet to be had. He added that  
it is worth noting that Lindon has the highest take rate of all the cities.

20 Mayor Acerson stated, conceptually, the idea is if this agreement or partnership  
moves forward and it is funded, and paying for the operational expenses and the revenues  
22 are generated; those monies will go to offset that and basically the cities that haven't  
participated will still have the deficit that they need to come whole with, and those of us  
24 who have paid in will have a credit. Mr. Shaw stated that will be a Board level decision.  
Mr. Cowie asked, as a UTOPIA board member, at what point will this agreement come  
26 before the UTOPIA and UIA boards and in what fashion. Mr. Shaw commented that in  
terms of a time frame, that question would follow the four milestones then a decision to  
28 move forward with Macquarie long term. Mr. Marriott added they are doing everything  
they can to expedite the process to present better information to the Council's as soon as  
30 possible. Mr. Shaw commented that he wished they had all of the answers buttoned up  
on this, but really what they are talking about is developing a relationship with Macquarie  
32 where basically they are moving down the path where there can be a commitment.

34 Councilmember Powell inquired what the actual costs will be. Mr. Shaw stated  
that costs are compared to the total network build out fractions, and compared to  
36 respective city budgets and totality. He stated that he has to be a little coy on total  
amounts because those numbers are protected by GRAMA. He noted they are happy to  
provide the numbers to the elected officials but not in a public meeting setting. Mr. Shaw  
38 stated that milestone one is the least risky, milestone two increases the risk slightly, and  
milestones three and four are probably about even in terms of risk.

40 Mr. Marriott commented that he feels that this partnership with Macquarie is an  
exceptional opportunity if they can get the costs and everything else aligned, and they  
42 will be happy to have more discussion regarding numbers. Councilmember Bean  
inquired who wrote the pre-development agreement. Mr. Shaw replied that it was initially  
44 drafted by Macquarie and significantly revised by them with significant input by a  
working group among the cities (City Attorneys, Chairman of the Board, Financial  
46 Advisors etc.). Councilmember Bean commented that the concern is requiring the

citizens to come up with a pretty high fee every month and how do we address those issues, practically, with the citizens. Mr. Shaw stated that there are a couple of ways to look at that question 1. Is this core infrastructure and if it is should it be provided to the citizens and 2. Can we entice a company like Macquarie to participate with us in a partnership fashion, so they take on the vast majority of the risk. Mr. Shaw stated that these are the decisions the Council was elected to make.

Mr. Marriott commented that he feels Macquarie has the ability to bring to bear some of the issues of scale and some of the influences they have around the world that will allow those guarantees to actually work and mitigate some of the risks. He went on to say the biggest part of this deal that makes sense is once the parameters are outlined and determined and agreed upon, this deal is forever and fully funded; the parameters are established, funded and fully guaranteed for 30 years. Plus the fact the Macquarie will be putting equity into this deal to make it work, and if Macquarie fails we don't pay.

Mr. Shaw concluded by stating that there are certainly more issues and questions for discussion and there is homework to be done, but he feels confident that is a great opportunity and their door is always open for suggestions, questions or comments. Following discussion the Council was in agreement to hold an additional work session on January 15, 2014 at 4 p.m. for further discussion with Wayne Pyle, the current chair of UTOPIA, and with Nick Hann, the representative of Macquarie.

Following some additional general discussion by the Council regarding this agenda item Mayor Acerson called for a motion.

COUNCILMEMBER POWELL MOVED TO CONTINUE THE PRE-DEVELOPMENT AGREEMENT AND/OR POTENTIAL PARTNERSHIP BETWEEN UTOPIA/UIA AND MACQUARIE. COUNCILMEMBER BRODERICK SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

|                         |     |
|-------------------------|-----|
| COUNCILMEMBER POWELL    | AYE |
| COUNCILMEMBER BEAN      | AYE |
| COUNCILMEMBER BRODERICK | AYE |
| COUNCILMEMBER HOYT      | AYE |

THE MOTION CARRIED UNANIMOUSLY.

**14. Review and Action** — *Utah Infrastructure Agency Assessments.* On February 27, 2013 the City Council approved Resolution #2013-5-R authorizing payment of monthly operations assessment loans to the Utah Infrastructure Agency (UIA) in order to eliminate such expenses from being funded by UIA bond proceeds. The loans are to be repaid to Lindon with interest. Per the Council's direction, progress reports will be presented and reviewed prior to authorizing payment of additional assessments. The Council will review UIA/UTOPIA performance reports and give staff direction in regards to whether payment of assessment invoices received for the months of November and December of 2013 in the amount of \$10,169.00 per month should be made. The assessments have been budgeted for the 2013-14 fiscal year.

Mr. Cowie opened the discussion by explaining On February 27, 2013 the City Council approved Resolution #2013-5-R authorizing payment of monthly operations assessment loans to the Utah Infrastructure Agency in order to eliminate such expenses

from being funded by UIA bond proceeds. Mr. Cowie noted that per the Council’s direction, progress reports will be presented and reviewed prior to authorizing payment of any additional assessments. Mr. Cowie explained the Council will review UIA/UTOPIA performance reports and give direction in regards to whether payment of assessment invoices received for the months of November and December of 2013 in the amount of \$10,169.00 per month should be made. He added that the assessments have been budgeted for the 2013-14 fiscal year.

Mr. Cowie further explained that Lindon has paid its assessment for October 2013, but the November and December 2013 payments are still pending, and due to new deployment and distribution of assets, Lindon’s OpEx assessment was been reduced by \$993.00 from our original monthly assessment amount paid in spring 2013. Mr. Cowie stated that based on previously reviewed materials UTOPIA appears to be slowly increasing total number of subscribers and meeting general expectations for growth based on the plan that was presented last February. Mr. Cowie further stated that staff has been informed that no negative outcome or penalty to those member cities that have not participated in OpEx has occurred.

Mr. Cowie invited Mr. Marriott to address the Council at this time. Mr. Marriott referenced a graph depicting the performance of the organization through September of 2013, including total revenues which shows they are growing and expanding. Mr. Marriott noted they are exceeding the debt obligations under UIA and they are creating positive revenue that is going towards the operational gap. He noted that he feels that this trend will continue. Mr. Marriott stated they are operating on less money today than ever before, as a percentage to the debt, and to their efforts are producing consistently on a monthly basis, which is a cut into the revenue shortfall. He stated that they have also cut back as far as then can. Mr. Marriott concluded by stating they are ahead, spending less, and are very conscientious of every dime they spend. He added they are right on budget in terms of the costs and revenues they are generating. Mr. Cowie stated that the requested amount is \$10,169.00 per month for both November and December of 2013.

Following some general discussion amongst the Council members regarding this issue Mayor Acerson called for a motion.

COUNCILMEMBER BEAN MOVED TO CONTINUE THE DISCUSSION AND TO NOT AUTHORIZE THE CITY TO PAY THE UIA OPEX ASSESSMENTS AS INVOICED FOR THE MONTHS OF NOVEMBER AND DECEMBER OF 2013. COUNCILMEMBER POWELL SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER POWELL                    AYE  
COUNCILMEMBER BEAN                    AYE  
COUNCILMEMBER BRODERICK            AYE  
COUNCILMEMBER HOYT                    AYE  
THE MOTION CARRIED UNANIMOUSLY.

**15. COUNCIL REPORTS**

**Councilmember Powell** – Councilmember Powell reported that she will be attending the next Community Center Advisory Board meeting in February and also the IHC Outreach

meeting. Councilmember Powell also reported that the Branding Task Force has been very enjoyable to be a part of.

**Councilmember Bean** – Councilmember Bean reported that Jordan Cullimore was hired for the Associate Planner position in the Community Development Department and expressed that he is well qualified and will do a good job in that capacity.

**Chief Cullimore** – Chief Cullimore reported that it was a quiet holiday season. Chief Cullimore also reported there were some residential burglaries on the east side of town. Chief Cullimore reported that he would like to use the Facebook page to get information out to citizens on pressing items and noted that it is a very valuable tool. He noted there are currently 1,500 followers on Facebook, which would reach a lot of citizens quickly. Mr. Cowie commented that he agrees that Facebook would be a beneficial tool that could be utilized by the Police Department. The Council was in agreement on this issue.

**Councilmember Hoyt** – Councilmember Hoyt commented that he had the opportunity to talk with Mr. Cowie and expressed that he is pleased with his assignments and eager to get started.

**Councilmember Broderick** – Councilmember Broderick commented that he also appreciates the Council assignments given and is excited to serve.

**Mayor Acerson** – Mayor Acerson reported that he will be attending the upcoming UIA and UTOPIA Board meetings.

**Administrator's Report:**

Mr. Cowie reported on the following items:

**Misc Updates:**

- Project Tracking List.
- Financial reports uploaded to Google Drive.
- 2012-13 Audit Report still pending.
- Mr. Lee – Storm water fee concerns.
- Heritage Trail update: Phase 3 contract documents approved by UDOT to proceed with project (design engineering, right-of-way acquisition, etc.). Still working with PacifiCorp on dedication of easement.

**Upcoming Meetings & Events:**

- Newsletter Assignment: Councilmember Hoyt - March newsletter article. *Due by last week in February.*
- Jan. 11<sup>th</sup> – ULCT newly elected officials training. Provo, Saturday, Jan 11<sup>th</sup>, 8am-1:30pm.
- Jan. 20<sup>th</sup> – MLK Holiday, offices closed.
- Jan. 29<sup>th</sup> – ULCT Local Officials Day at the Legislature. 7:30am-2:00pm. Utah Capitol/Lunch @ Salt Palace. Registration required if interested.
- Feb. 11<sup>th</sup> at Noon – Engineering Meeting at Public Works Mayor Acerson and

Councilmember Broderick will attend.

- Feb. 27<sup>th</sup> at 6:00pm – Budget Kick-off Meeting & Dinner at City Center.

**Future items:**

- Policy Manual updates.
- Ordinance updates for Council actions/procedures.
- Fee and Utilities rate studies / review of active service military utility waivers.
- Lindon Pumping Co. land – 725 E. 200 S., potential land sale/use by neighbor.
- Planning Commission member vacancy.

Mayor Acerson called for any further comments or discussion from the Council. Hearing none he called for a motion to adjourn.

**Adjourn** –

COUNCILMEMBER HOYT MOVED TO ADJOURN THE MEETING AT 11:40 P.M. COUNCILMEMBER BRODERICK SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

Approved – January 21, 2014

\_\_\_\_\_  
Kathryn A. Moosman, City Recorder

\_\_\_\_\_  
Jeff Acerson, Mayor

**Item 4 – Consent Agenda** – *(Consent agenda items are only those which have been discussed beforehand and do not require further discussion)*

- No Items.

**Item 5 – Open Session for Public Comment** *(For items not on the agenda)*

- Introduction of Jordan Cullimore, newly hired Associate Planner in the Planning Department.

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6. **Presentation & Discussion — Curbside Recycling in Lindon City** (20 minutes)  
Alissa Wilkinson, Northern Utah Community Relations Manager with Republic Services, will present and discuss an overview of the curbside recycling program in Lindon City.

**Presenting:** Alissa Wilkinson, Republic Services

Lindon City offers curbside recycling services through an ‘opt-in’ program where residents need to sign up and pay for recycling service. Alissa will discuss available options for residents and ways Lindon could promote recycling in efforts to save money through diverting waste that would otherwise be taken to the landfill.

Given our recent discussion on the transfer station and the services provided, Staff felt it would be beneficial to have Republic inform the Council of their services as well. Our contract with Republic services for residential garbage disposal runs through June 30, 2015 with possibility for two 3-year term extensions if both parties are satisfied with the agreement and services being provided. Lindon enjoys some of the lowest garbage and recycling rates in the County, and appreciates the professional and quality services provided by Republic.

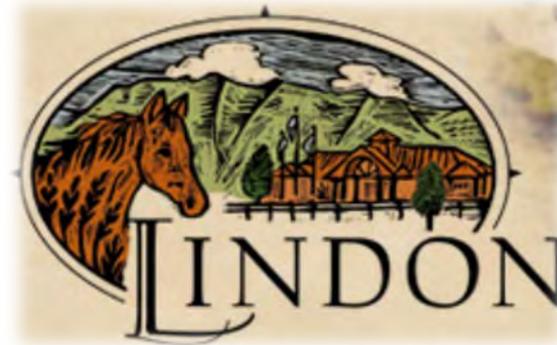
After the presentation the Council may desire more information on recycling options, which we can work with Republic to bring forward at a future date.

**Sample Motion:** No motion necessary for this discussion item.



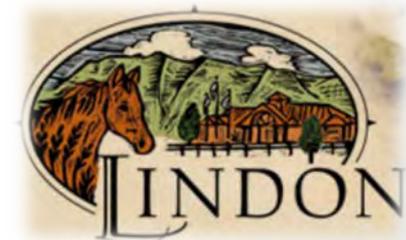
# Lindon City

Curbside Recycling Program



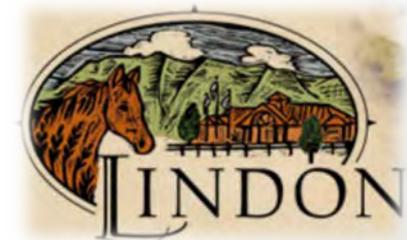
# A Brief Overview

- Lindon City began recycling in March of 2005
- In the first month 220 homes had signed up to participate in the city's recycle program.
- Lindon City ended 2013 with 827 homes participating in the recycling program



# 2013 Statistics

- Lindon city recycled 197 tons or 394,000 pounds of recycling in 2013
- That's 476 pounds per recycling home
- This saved the city 6,600 dollars in 2013



# Common Questions

- Why do residents have to pay for their recycling service?
- Does the material actually get recycled?



# Recycling Programs

- The 20-60-20 theory
  - Opt-In Recycling
  - Opt-Out Recycling
  - Mandatory Recycling

7. **Review & Action — Major Subdivision, Old Rail Estates** *(25 minutes)*

This is a request by Scott Farrer for approval of a fourteen (14) lot subdivision located at approximately 290 West between 100 North and 40 South on 10.97 acres in the Residential Single Family (R1-20) zone. The Planning Commission recommends approval with conditions.

**Presenting Staff:** Hugh Van Wagenen, Planning Director

See attached info.

## Major Subdivision — Old Rail Estates

**Presenting Staff:** *Hugh Van Wagenen*

**Applicant:** *Scott Farrer*

**Location:** *~ 290 West between 100 North and 40 South*

**Zone:** *Residential Single Family (R1-20)*

**Acreage:** *7.7 acres*

### Summary

This is a request by Scott Farrer for approval of a fourteen (14) lot subdivision named Old Rail Estates. The subdivision will extend from the Cullimore Court Subdivision and tie into 40 South. As part of the application, a new street cross section for 40 South is being proposed.

### Location





**Existing Farrer home on 40 South; looking east toward State Street**



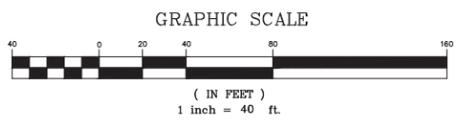
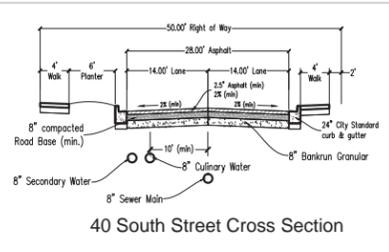
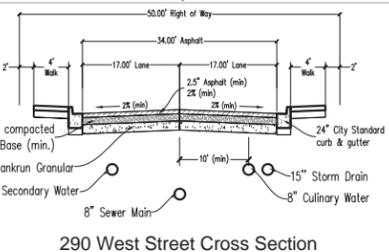
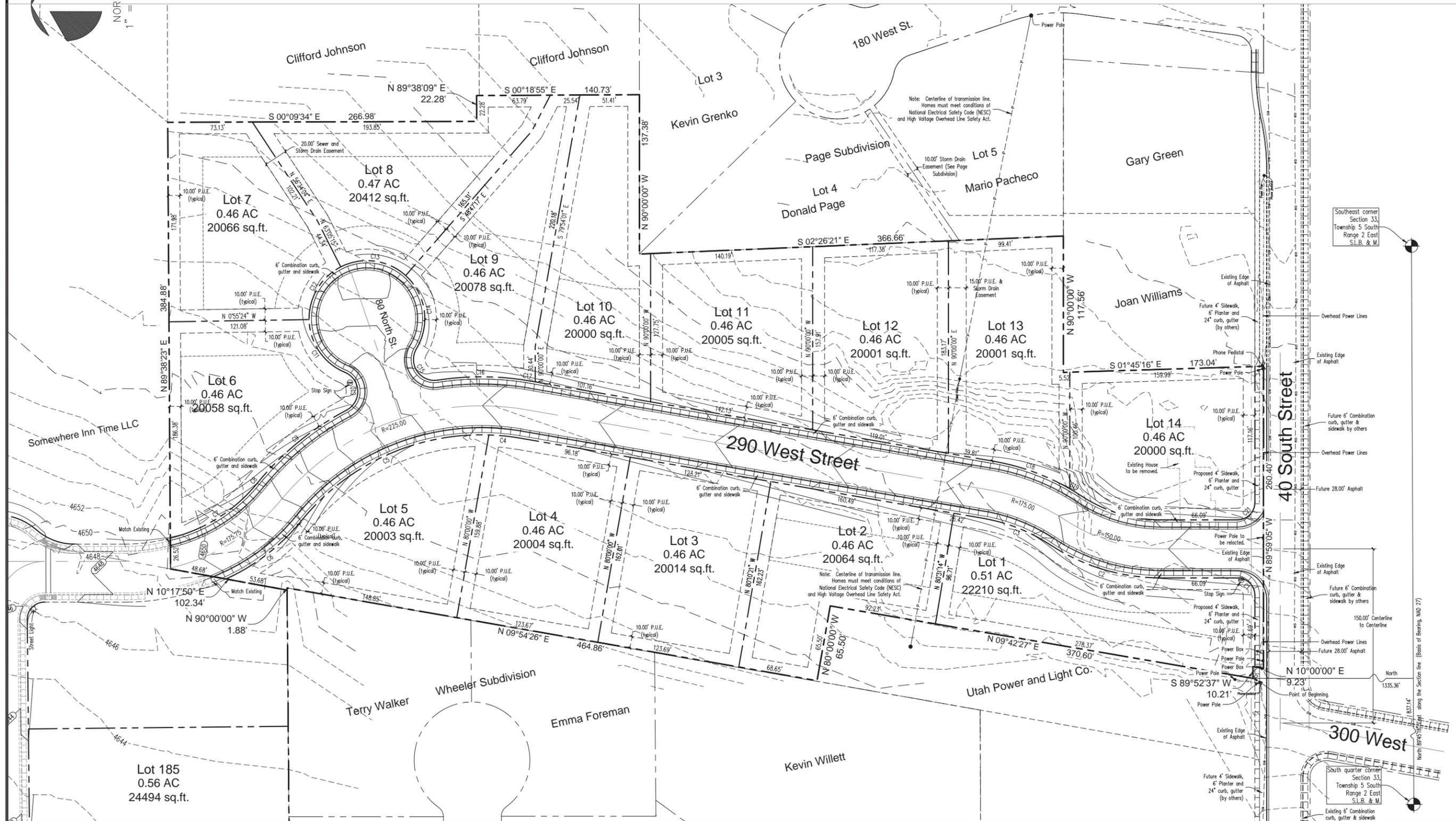
**290 West looking south from Cullimore Court into Old Rail Estates**

# Old Rail Estates



DUDLEY AND ASSOCIATES  
ENGINEERS PLANNERS SURVEYORS  
365 EAST 1200 SOUTH, OREM, UTAH  
801-224-1252

Preliminary Plat



**Know what's below. Call 811 before you dig.**  
BLUE STAKES OF UTAH  
UTILITY NOTIFICATION CENTER, INC.  
www.bluestakes.org  
1-800-662-4111

**CAUTION!!! Notice to contractors**  
The Contractor is specifically cautioned that the location and/or elevation of existing utilities as shown on these plans is based on records of the various utility companies and where possible from measurements taken in the field. The information is not to be considered exact or complete. The Contractor must notify the utility location center at least 48 hours prior to any excavation to request the exact location of the utilities in the field. It shall be the responsibility of the Contractor to relocate all existing utilities which conflict with the proposed improvements shown on the plan.

|                          |
|--------------------------|
| Revisions                |
| Date<br>5-14-2013        |
| Scale<br>1" = 40'        |
| By<br>TD                 |
| Tracing No.<br>L - 13847 |
| Sheet No.<br>C - 2.0     |

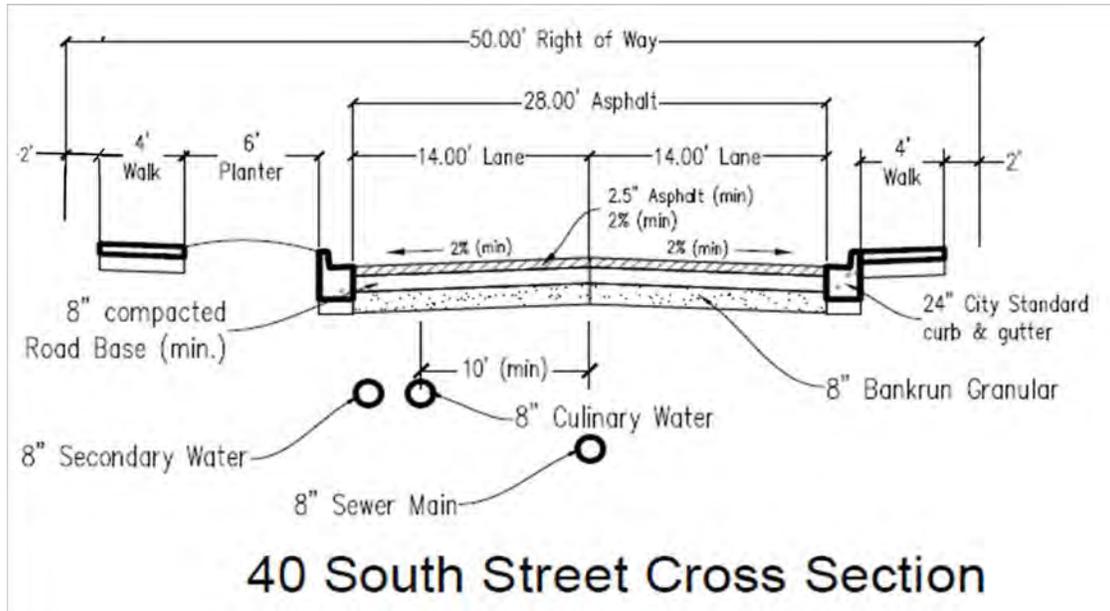
**40 South Cross Section**

The proposed 40 South cross section differs from the standard 50 foot cross section in two ways:

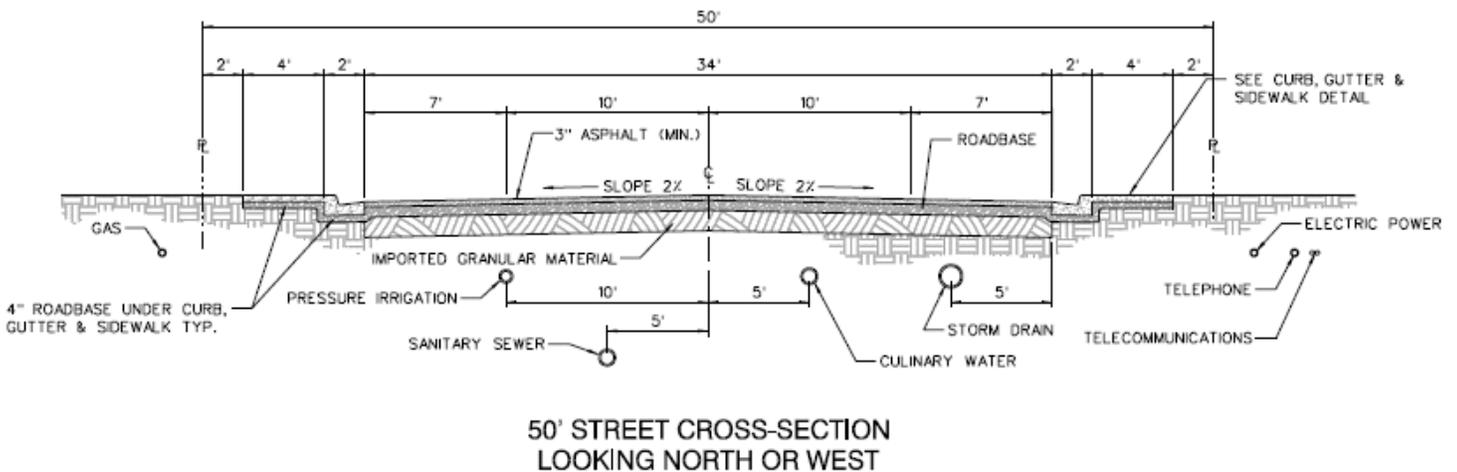
1. There is a six (6) foot planter strip on the north side of the road that will be used to accommodate power poles that exist in the current right of way.
2. Only 28 feet of asphalt will be used as opposed to the standard 34 feet. The six foot planter strip takes up the difference in asphalt width.

This cross section still provides for a sidewalk, thereby increasing pedestrian safety which was a primary concern of the neighborhood at previous public meetings. Staff recommends approval of the 40 South cross section as provided by the applicant. It is anticipated that the cross section will be adopted for all of 40 South.

*Proposed*

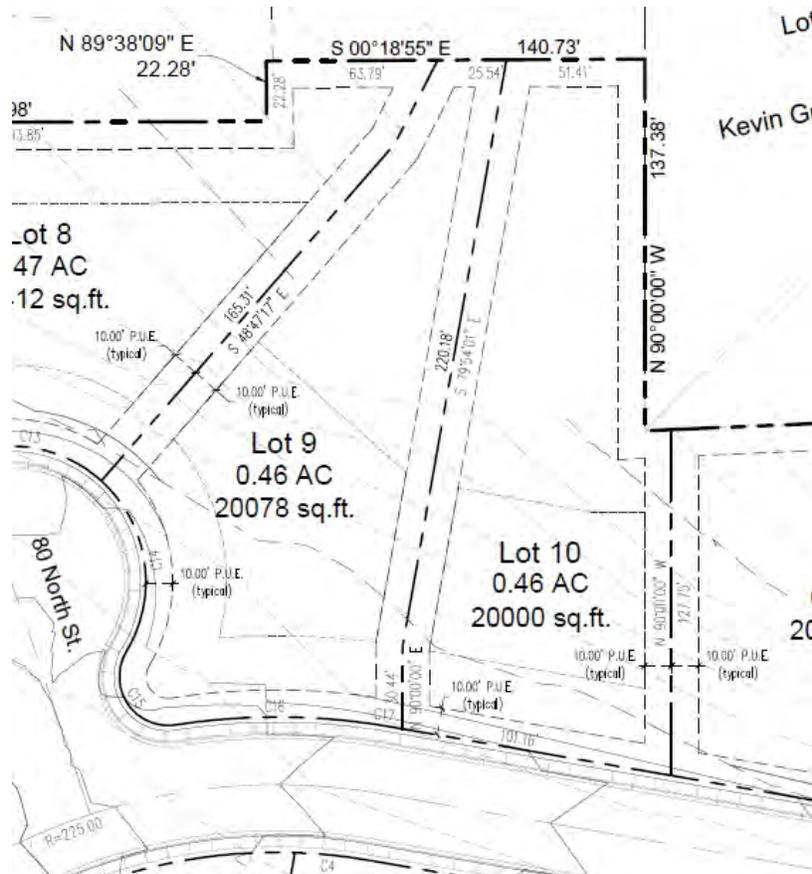


*Standard*



### Lot Requirement Considerations

A review by the City Engineer determined that Lots 9 and 10 do not comply with LCC 17.32.100(3), which does not permit lots that have more than a 3 to 1 length to width ratio. The subsection does allow the Planning Commission and City Council to approve up to a 20% increase in the depth of a lot if it is determined that the proposed development is (1) the best use of the property, and (2) in the best interest of the City and surrounding properties. The City Engineer recommends such an approval to make the lots compliant with the City ordinance.



### Planning Commission Recommendation

The Planning Commission recommended approval of Old Rail Estates as presented with the condition that recordation of the Old Rail Estates plat be subsequent to the Cullimore Court plat being recorded. This recommendation was suggested because utility connections for Old Rail Estates will tie into the Cullimore Court Subdivision.

**Motion:** I move to (approve, continue, deny) the fourteen (14) lot subdivision to be known as Old Rail Estates with the following conditions (if any):

1. Cullimore Court Subdivision records prior to recording Old Rail Estates Subdivision.

- 8. Review & Action — Term of Rights to Cemetery Burial Plot (Resolution #2014-2-R)** (10 minutes)  
The Council will review and consider a request by Don Peterson, Public Works Director, to increase the number of years a cemetery burial plot may be purchased (reserved) from 60 years to 120 years.

**Presenting Staff:** Adam Cowie, City Administrator. Don Peterson, Public Works Director

Staff has had requests from some residents to purchase burial plots for their entire family (prior to any deaths) including their young children. However, our current purchase agreement for plots only reserves a plot for 60 years. After that time frame the contract is negated and the plot returns back to the City for sale to other individuals.

Our attorney recommends changing the number of years to 120 so that the expected life of any potential purchase for children is substantially covered by the plot purchase. Staff recommends approval of the change.

~~See attached Resolution.~~

**It has come to our attention that this change needs to occur by Ordinance, which requires public notice in the newspaper prior to council action. Please make a motion to continue discussion of this item once public notice for an ordinance change has occurred.**

**Sample Motion:** I move to **continue** discussion of this item until after public notice has been posted for an ordinance change to Chapter 8.32 Cemeteries and Burials.

**9. Public Hearing — Ordinance Amendment, LCC 17.02 Definitions (Ord. #2014-1-O) (5 minutes)**

The Council will review and consider a City initiated request to define the term "vault security - mini storage" in Lindon City Code 17.02 Definitions. The Planning Commission recommends approval.

**Presenting Staff:** Hugh Van Wagenen, Planning Director

See attached info.

## Public Hearing — Ordinance Amendment, LCC 17.02 Definitions

**Presenting Staff:** *Hugh Van Wagenen*  
**Applicant:** *City Initiated*

### **Summary**

This is a City initiated request to define the term "Vault Security—Mini-Storage" in Lindon City Code 17.02 Definitions. It was deemed prudent to define the above term which appears as an approved use in the newly created CG-S zone.

### **Planning Commission Recommendation**

The Planning Commission recommended approval of the proposed definition for "Vault Security—Mini Storage."

### **Proposed Language**

Please see the next page for the proposed ordinance language.

**Motion:** I move to (approve, deny, continue) the amendment to LCC 17.02 Definitions, to include 17.02.010(187) "Vault Security—Mini Storage" as shown with the following conditions (if any):

**ORDINANCE NO. 2014-1-O**

AN ORDINANCE OF THE CITY COUNCIL OF LINDON CITY, UTAH COUNTY, UTAH, AMENDING 17.02.010 DEFINITIONS, SPECIFICALLY ADDING SUBPARAGRAPH 187 DEFINING “VAULT SECURITY—MINI STORAGE,” OF THE LINDON CITY CODE AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Municipal Council of Lindon City finds it is necessary to define “Vault Security—Mini-Storage” and add such definition to LCC 17.02 Definitions, finding that such a definition would clarify permitted uses within the City ; and

WHEREAS, the City finds it is necessary to promote the highest and best use of land and the proposed amendment will assist in carrying out general plan goals related to creating a high quality business environment and said changes are compatible with land use guidelines as found in the General Plan; and

WHEREAS, the Planning Commission recommended adoption of the proposed amendment; and

WHEREAS, the current ordinance should be amended to provide such provisions and be added to the Municipal Code of Lindon City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Lindon City, Utah County, State of Utah, that 17.02.010(187) of the Lindon City Code is hereby amended and will read as follows:

**SECTION I:**

17.02.010(187)

187. “Vault Security—Mini-Storage” means a storage facility that is characterized by individual separate spaces which are accessible by customers for the storing and retrieval of personal effects, household goods, and business inventory. In no case shall storage spaces be used for manufacturing, retail or wholesale selling, office or other business services, or human habitation.

**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 \_\_\_\_\_, 2014.

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Jeff Acerson, Mayor

ATTEST:

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Kathryn A. Moosman,  
Lindon City Recorder

SEAL

**10. Public Hearing — Ordinance Amendment, LCC 17.17.130 Amended Site Plans (Ord. #2014-2-O)**  
(10 minutes)

The Council will review and consider a City initiated request to allow for Staff to approve accessory buildings of one thousand (1,000) square feet or less on amended site plans when certain conditions are met. The Planning Commission recommends approval.

**Presenting Staff:** Hugh Van Wagenen, Planning Director

See attached info.

## **Public Hearing — Ordinance Amendment, LCC 17.17.130 Amended Site Plans**

**Presenting Staff:** *Hugh Van Wagenen*  
**Applicant:** *City Initiated*

### **Summary**

This is a City initiated request to amend Lindon City Code 17.17.130 Amended Site Plans, to allow for Staff to approve accessory buildings of one thousand (1,000) square feet or less on amended site plans when certain conditions are met. In addition to being staff approved, this change allows applicants to have ancillary buildings approved on a site at a reduced review fee. There are also minor grammatical and sentence structure changes included in the amendment.

### **Planning Commission Recommendation**

The Planning Commission recommended approval of the proposed amendments to 17.17.130.

### **Proposed Language**

Please see the next page for the proposed ordinance language.

**Motion:** I move to (approve, deny, continue) the amendment to Lindon City Code 17.17.130 Amended Site Plans, as shown with the following conditions (if any):

**ORDINANCE NO. 2014!&O**

AN ORDINANCE OF THE CITY COUNCIL OF LINDON CITY, UTAH COUNTY, UTAH, AMENDING 17.17.130, SPECIFICALLY “AMENDED SITE PLANS” OF THE LINDON CITY CODE AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Municipal Council of Lindon City finds it is necessary to amend the ordinance language found in Lindon City Code 17.17.130, finding that approval of such would benefit the city; and

WHEREAS, the City finds it is necessary to be efficient and effective with public and private resources and time by streamlining processes and land use application decisions; and

WHEREAS, the Planning Commission recommended adoption of amended provisions, and the amending of such provisions will assist in carrying out general plan goals related to the promotion of businesses and industry within the City, and said changes are compatible with land use guidelines as found in the General Plan; and

WHEREAS, the current ordinance should be amended to provide such provisions and be added to the Municipal Code of Lindon City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Lindon City, Utah County, State of Utah, that 17.17.130 of the Lindon City Code is hereby amended and will read as follows:

Section 17.17.130 Amended site plans.

1. Amended site plans shall be submitted when changes to the site and/or building are proposed. Changes that require amended site plans to be approved by the Land Use Authority and brought into substantial compliance with current city codes are triggered by the following:
  - a. A change in intensity of land use of the property, defined as a change between agricultural, residential, commercial, industrial, or public assembly uses (i.e., school or church changes to a retail business);
  - b. New buildings or structures are being added to the property, with the following exceptions:
    - i. At the discretion of the Planning Director, accessory buildings one thousand (1,000) square feet or less may be administratively approved without requiring Land Use Authority review when, upon the Planning Director’s findings, the amended site plan meets the standards listed in paragraph 4 of this section; or
  - c. Exterior changes are proposed to the dimensions of any existing building or structure as follows:
    - i. 0 – 9% increase in building square footage. The new addition shall meet current architectural design standards for the zone and, except for parking standards necessary to accommodate the increased square footage, no additional

site or building improvements are required. At the discretion of the Planning Director this level of change may be approved by Staff - without requiring a ~~site plan application, fee, or~~ Land Use Authority review –when the alteration meets the standards listed in Section 17.17.130(4) ~~paragraph 4 of this section.~~

ii. 10 – 19% increase in building square footage. The new addition, ~~and~~ including the entire existing building being added to, shall meet current architectural design standards for the zone in which it is located. The Land Use Authority may work with the applicant to prioritize architectural features that are determined to have the greatest impact on appearance of the structure in meeting zone standards.

Parking standards shall also be ~~met~~ complied with.

iii. 20 – 30% increase in building square footage. The new addition and existing building shall meet current architectural and parking standards, ~~(as listed above in section ii)~~ as referenced in 17.17.130(c)(ii). In addition, any landscaping requirements shall be met.

iv. Over 30% increase in building square footage. The site shall be brought into substantial compliance with all current city codes and ordinances - specifically as listed in ~~sSection 3 below~~ 17.17.130(3).

v. Any action which, when combined with one or more previous expansions that have occurred over any period of time, causes the aggregate area of expansion to fall within one of the percentage categories listed above.

d. Cosmetic changes to the exterior of a building or structure (paint, windows, roof covering, etc.) are permitted without any approvals from the Land Use Authority. Any cosmetic changes shall meet current codes and/or shall bring the facilities closer to conformance with current codes and ordinances, ~~such as~~ including the Lindon City Commercial Design Guidelines.

2. Approval. The procedure for approval of an amended site plan shall be the same as the procedure of approval of an original site plan unless a waiver is granted according to 17.17.130(4).

3. Required Improvements. When a site plan is required to be brought into substantial compliance with all current city codes and ordinances the following issues shall receive specific review:

- a. Landscaping ~~and white fencing (as applicable to zone);~~
- b. Storage and exterior displays;
- c. Off-Street parking;
- d. Vehicular access and circulation;

- f. Off-street loading and unloading-;
- h. On-site surface water drainage (Other methods of surface water drainage may be approved for amended site plans if approved by the City Engineer)-;
- i. Off-site curb, gutter and sidewalk-;
- j. Piping of irrigation ditches-;
- k. Solid waste containers (trash enclosures)-;
- l. Street lights-;
- m. Fencing and/or screening-;
- n. Architectural standards applicable to the zone in which the site is located-; and
- o. Any other standards required under the submittal requirements as referenced in 17.17.115.

4. Waiver. The Planning Director shall have the authority to waive the requirements of Section 17.17.130(1)(c)(i), and shall have the authority to approve amended site plans, new accessory buildings one thousand (1,000) square feet or less, and/or building permits without further review by the Land Use Authority if he or she makes the following findings:

- a. The proposed amended site plan complies with all current City ordinances;
- b. The original site plan has not been materially altered, and has not changed in a way that detracts from the overall safety or aesthetics of the site; and
- c. The proposed amendments to the site plan will not have a material detrimental effect on other properties in the area.

Application fees for a Staff approved amended site plan shall follow the Lindon City Fee Schedule established at the time of the application. Any decision of the Planning Director to waive the requirements of section 17-17-130(2) will require notice of intent to approve the proposal to all surrounding property owners within three hundred feet (300') of the subject property. The decision may be appealed to the Appeal Authority ~~by any party of interest~~ within ten (10) days of the date of the mailed notice. If no appeal is received within the ten (10) day appeal period, the application and/or permit may be approved.

5. Modification of Requirements on amended site plans. The Land Use Authority may modify or adjust the requirements of section 17-17-130 if any of the following conditions are met:

- a. Strict compliance with the requirements of section 17-17-130 would cause an unusual and unnecessary hardship to the applicant and/or would create detrimental impacts upon the property (i.e., requiring landscaping would eliminate parking).
- b. The amended site plan provides for additions, deletions or improvements to the subject property that are beneficial to the public, improve the appearance of the site, bring

the site closer to conformance with City code, or increase the safety or convenience of the site to the public.

The maximum allowable modification or adjustment shall be the exception rather than the rule, and shall include all other variances previously granted on the site.

6. Additional Standards. In granting any of the changes set forth in subsection 17-17-130(5), the Land Use Authority may impose additional standards or requirements that will substantially serve the objectives of the standards or requirements that are waived, adjusted or modified. Any authorized changes or additional requirements shall be entered in the minutes of the Land Use Authority with the circumstances justifying the changes or requirements. (Ord. 98-3, Amended, 10/03/2000)

**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 \_\_\_\_\_, 2014.

\_\_\_\_\_  
Jeff Acerson, Mayor

ATTEST:

\_\_\_\_\_  
Kathryn A. Moosman,  
Lindon City Recorder

SEAL

**II. Public Hearing — Ordinance Amendment, LCC 2.08.045 Rules of Order and Procedure for City Council Meetings (Ord. #2014-3-O)** (10 minutes)

The Council will review and consider a City initiated request to update official rules and order for City Council meetings. The proposed ordinance is based on previously adopted rules with additional clarification added.

**Presenting Staff:** Adam Cowie, City Administrator. Kirsten Shumway, Court Clerk

See attached ordinance.

**Sample Motion:** I move to (approve, deny, continue) Ordinance #2014-3-O, outlying rules of order and procedure for City Council meetings.

ORDINANCE NO. 2014-3-O

AN ORDINANCE OF THE CITY COUNCIL OF LINDON CITY, UTAH COUNTY, UTAH, ADOPTING LINDON CITY CODE TITLE 2, SECTION 2.08.045, TITLED “RULES OF ORDER AND PROCEDURE FOR CITY COUNCIL MEETINGS”, AND MODIFYING, AMENDING, AND REVISING THE PROVISIONS OF THE SECTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Municipal Council of Lindon City finds it is necessary to adopt new City Council regulations into the Lindon City Code, ensuring this code section which governs the City Council is pursuant to Utah State Code;

WHEREAS, the City has previously adopted similar rules of order and procedure for City Council meetings by resolution, but now desires to adopt by ordinance said rules and procedures into the existing code which governs the City Council of Lindon City;

WHEREAS, the adoption of such provisions will assist in carrying out the responsibilities and organization of the City Council, and said provisions are in compliance with Utah State requirements as found in Utah Code 10-3-606; and

WHEREAS, the current ordinance should be amended to provide such provisions and be added to the Municipal Code of Lindon City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Lindon City, Utah County, State of Utah, Title 2, Section 2.08.045 of the Lindon City Code is hereby adopted and will read as follows:

**SECTION I:**

2.08.045 Rules of Order and Procedure for City Council Meetings.

Pursuant to Utah Code 10-3-606, the following rules of order and procedure shall govern the meetings of the City Council:

1. Meeting Procedures. All City Council meetings shall be conducted in accordance with the required procedures contained in the Utah Code.
2. Public Comment. Every agenda for a regularly scheduled meeting of the City Council shall have an item entitled “public comment”. The limited purpose of this item is to allow members of the public to speak to the City Council about any item not on the agenda. During this agenda item, each commenting member of the public is free to express any idea, ask any question, or share any viewpoint without limitation except for the time and manner of the presentation. Each member of the public is limited to the time allowed by the Mayor or Mayor Pro Tem. The Mayor shall use his or her best efforts to ensure that the public comment portion is civil and orderly, to allow the free expression of each commenting member of the public, and to keep the meeting in order. The Mayor, Council

47 members, and staff should not interrupt, argue with, or otherwise interfere with any  
 48 comment made by a member of the public who is following the time and manner  
 49 limitations. The Mayor, Council members, and staff may ask clarifying questions of the  
 50 member of the public making a presentation. The Mayor may allow other members of the  
 51 public to comment on such a presentation.

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- 53 **3. Public Participation in the Meeting.** A member of the public may only participate in a  
 54 City Council meeting (a) in the public comment portion of a public meeting; (b) if the  
 55 member of the public is on the agenda; (c) if the Mayor or a City Council member has  
 56 requested that the person present to the council; or (4) at the Mayor's or Mayor Pro  
 57 Tem's discretion. Any disorderly member of the public may be expelled from a meeting  
 58 per procedures set forth in Section 2.08.090 of this Chapter. By issuance of subpoena the  
 59 City Council may also require attendance and testimony of any person per Section  
 60 2.08.100 of this Chapter.
- 61
- 62 **4. Council Member Participation.** In City Council meetings, Council members shall at all  
 63 times conduct themselves with decorum and respect and shall refrain from making any  
 64 disparaging remarks concerning another person. At regular City Council meetings,  
 65 Council members should discuss and vigorously debate agenda items as needed and  
 66 without interrupting others who are speaking. A work meeting shall be more informal and  
 67 Council members may freely participate as long as proper decorum is maintained.
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- 69 **5. Chairing the Meeting.** The Mayor or Mayor Pro Tem shall chair each City Council  
 70 meeting and shall pace the meeting so that all items on the agenda are addressed and  
 71 either concluded or continued. The Mayor shall use his or her best efforts to ensure that  
 72 the Council members and members of the public are always treated with respect and that  
 73 the meetings are orderly.
- 74
- 75 **6. Meeting Adjournment.** As a goal, City Council meetings shall be scheduled to end at a  
 76 reasonable hour. The Mayor and City Council members shall use their best efforts to  
 77 conclude the meeting in a timely manner. A City Council meeting shall not be adjourned  
 78 until either all agenda items have been acted upon or a motion to adjourn is made and is  
 79 approved of by a majority of the City Council.
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81 **SECTION II:** Provisions of other ordinances in conflict with this ordinance and the provisions  
 82 adopted or incorporated by reference are hereby repealed or amended as provided herein.

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84 **SECTION III:** The provisions of this ordinance and the provisions adopted or incorporated by  
 85 reference are severable. If any provision of this ordinance is found to be invalid, unlawful, or  
 86 unconstitutional by a court of competent jurisdiction, the balance of the ordinance shall  
 87 nevertheless be unaffected and continue in full force and effect. If a provision of this ordinance is  
 88 invalid in one or more of its applications, then the provision remains in effect for all applications  
 89 that are severable from the invalid applications.

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91 **SECTION IV:** This ordinance does not affect the rights or duties that matured, penalties that  
 92 were incurred, or proceedings that were begun before its effective date.

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94 **SECTION V:** This ordinance shall take effect immediately upon its passage and posting as  
95 provided by law.

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97 PASSED and ADOPTED and made EFFECTIVE by the City Council of Lindon City,  
98 Utah, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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101 \_\_\_\_\_  
102 Jeff Acerson, Mayor

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104 ATTEST:  
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106 \_\_\_\_\_  
107 Kathy A. Moosman, Recorder

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109 SEAL:

**12. Public Hearing — Ordinance Amendment, LCC 2.08.055 Electronic Meeting Policy of the City Council (Ord. #2014-4-O)** *(10 minutes)*

The Council will review and consider a City initiated request to create an official electronic meeting policy, as allowed by State Code, enabling the Council members to more fully participate in city meetings.

**Presenting Staff:** Adam Cowie, City Administrator. Kirsten Shumway, Court Clerk

See attached ordinance.

**Sample Motion:** I move to (approve, deny, continue) Ordinance #2014-4-O, establishing an electronic meeting policy for City Council meetings.

ORDINANCE NO. 2014-4-O

AN ORDINANCE OF THE CITY COUNCIL OF LINDON CITY, UTAH COUNTY, UTAH, ADOPTING LINDON CITY CODE TITLE 2, SECTION 2.08.055, TITLED “ELECTRONIC MEETING POLICY OF THE CITY COUNCIL,” AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Municipal Council of Lindon City finds it is necessary to amend the City Council regulations found in Lindon City Code, ensuring this code section which governs the City Council is pursuant to Utah State Code;

WHEREAS, the City desires to add rules and procedures to the existing code which governs the authority and organization of the City Council of Lindon City enabling the City Council to hold electronic meetings as necessary to more fully involve all Council members who may not be able to attend a meeting in person;

WHEREAS, the adoption of such provisions will assist in carrying out the responsibilities and organization of the City Council, and said provisions are in compliance with Utah State requirements; and

WHEREAS, the current ordinances should be amended to provide such provisions and be added to the Municipal Code of Lindon City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Lindon City, Utah County, State of Utah, Title 2, Section 2.08.055 of the Lindon City Code is hereby adopted and will read as follows:

**SECTION I:**

2.08.055 Electronic Meeting Policy of the City Council.

The Lindon City Council may conduct electronic meetings where one or more of its members participates by means of a telephonic or telecommunications conference pursuant to Section 52-4-207 of the Utah Code Annotated as may be amended. The following procedures shall be followed for an electronic meeting of the City Council:

A. **Members Considered Present.** City Council members participating electronically shall be considered present at the meeting for all purposes, shall be afforded every opportunity to participate in the discussion of the agenda items, and shall be allowed to cast their vote on issues coming to the City Council for a vote.

B. **Anchor Location.** The main anchor location as described in State Law is 100 North State Street, Lindon, Utah, 84042. Any additional anchor location (i) shall be identified by the City Council by its proper address; or (ii) shall be the location of the Mayor or Mayor Pro Tem with the proper declaration and shall be identified by its proper address or other identification as defined in the notification requirements of the State Law.

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- C. **Public Notice.** Public notice of an electronic meeting of the City Council shall be given pursuant to Section 52-4-202 of the Utah Code Annotated by:
- i. posting written notice at all anchor locations;
  - ii. posting written notice on the Utah Public Notice Website created under Section 63F-1-701; and
  - iii. providing written or electronic notice to (a) at least one newspaper of general circulation within the County, or (b) a local media correspondent.
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- D. **Notice to City Council Members.** City staff shall provide notice of an electronic City Council meeting to all Council members at least 24 hours before the meeting so that they may participate in the meeting and be counted as present for all purposes including the determination of whether a quorum is present. This notice shall include a statement that one or more members of the City Council will be participating electronically, a description of how each member participating electronically will be connected to the meeting, and the regularly published agenda for that meeting.
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- E. **Mayor Participation.** Unless specified otherwise, no City Council meeting may be held electronically unless the Mayor or Mayor Pro Tem is present at an anchor location and conducts the meeting.
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- F. **Electronic Communications Line.** Immediately prior to opening an electronic City Council meeting, the Mayor or Mayor Pro Tem shall communicate with each Council member who is participating electronically and ensure that he or she is prepared to move forward. From that time forward until the adjournment of the meeting, the electronic communications line shall be kept open unless a Council member participating electronically wishes to withdraw from the meeting.
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- G. **Continuing the Meeting.** If a City Council member who participates electronically withdraws early from a meeting, any remaining meeting agenda items may be completed if (i) there is still a quorum of the Council present at the main anchor location, or (ii) there are sufficient other Council members who are participating electronically to comprise a quorum with those at the main anchor location.
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- H. **Public Attendance.** The public may attend the open portions of an electronic City Council meeting at the main anchor location. The public may participate to the same extent as with a non-electronic City Council meeting.
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- I. **Electronic Participation.** Prior to taking a vote on any issue, the Mayor or the Mayor Pro Tem (i) shall inquire of each City Council member participating electronically if he or she has been able to adequately monitor the discussion, including comments from the public, and (ii) shall allow each City Council member the opportunity to make any comments that he or she desires.
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- J. **Electronic Meeting Minutes.** The minutes of an electronic meeting of the City Council shall include the name of each Council member who participated

93 electronically, the nature of the electronic communication, and the duration of the  
94 Council member’s participation.

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96 **SECTION II:** Provisions of other ordinances in conflict with this ordinance and the provisions  
97 adopted or incorporated by reference are hereby are repealed or amended as provided herein.  
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99 **SECTION III:** The provisions of this ordinance and the provisions adopted or incorporated by  
100 reference are severable. If any provision of this ordinance is found to be invalid, unlawful, or  
101 unconstitutional by a court of competent jurisdiction, the balance of the ordinance shall  
102 nevertheless be unaffected and continue in full force and effect. If a provision of this ordinance is  
103 invalid in one or more of its applications, then the provision remains in effect for all applications  
104 that are severable from the invalid applications.  
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106 **SECTION IV:** This ordinance does not affect the rights or duties that matured, penalties that  
107 were incurred, or proceedings that were begun before its effective date.  
108

109 **SECTION V:** This ordinance shall take effect immediately upon its passage and posting as  
110 provided by law.  
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112 PASSED and ADOPTED and made EFFECTIVE by the City Council of Lindon City,  
113 Utah, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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116 \_\_\_\_\_  
117 Jeff Acerson, Mayor  
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119 ATTEST:

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122 Kathy A. Moosman, Recorder  
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SEAL:

**13. Public Hearing — Ordinance Amendment, LCC 17.08.55 Electronic Meeting Policy of the Planning Commission (Ord. #2014-5-O)** *(5 minutes)*

The Council will review and consider a City initiated request to create an official electronic meeting policy for the Planning Commission, as allowed by State Code, enabling the Planning Commission members to more fully participate in city meetings.

**Presenting Staff:** Adam Cowie, City Administrator. Kirsten Shumway, Court Clerk

See attached ordinance.

**Sample Motion:** I move to (approve, deny, continue) Ordinance #2014-5-O, establishing an electronic meeting policy for Planning Commission meetings.

ORDINANCE NO. 2014-5-O

AN ORDINANCE OF THE CITY COUNCIL OF LINDON CITY, UTAH COUNTY, UTAH, ADOPTING LINDON CITY CODE TITLE 17, SECTION 17.08.55, TITLED “ELECTRONIC MEETING POLICY OF THE PLANNING COMMISSION,” AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Municipal Council of Lindon City finds it is necessary to amend the Planning Commission regulations found in Lindon City Code, ensuring this code section which governs the Planning Commission is pursuant to Utah State Code;

WHEREAS, the City desires to add rules and procedures to the existing code which governs the authority and organization of the Planning Commission of Lindon City enabling the Commission to hold electronic meetings as necessary to more fully involve all Planning Commission member who may not be able to attend a meeting in person;

WHEREAS, the adoption of such provisions will assist in carrying out the responsibilities and organization of the Planning Commission, and said provisions are in compliance with Utah State requirements; and

WHEREAS, the current ordinances should be amended to provide such provisions and be added to the Municipal Code of Lindon City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Lindon City, Utah County, State of Utah, Title 17, Section 17.08.55 of the Lindon City Code is hereby adopted and will read as follows:

**SECTION I:**

17.08.55 Electronic Meeting Policy of the Planning Commission. The Lindon City Planning Commission may conduct electronic meetings where one or more of its members participates by means of a telephonic or telecommunications conference pursuant to Section 52-4-207 of the Utah Code Annotated as may be amended. The following procedures shall be followed for an electronic meeting of the Planning Commission:

- A. Members Considered Present. Planning Commission members participating electronically shall be considered present at the meeting for all purposes, shall be afforded every opportunity to participate in the discussion of the agenda items, and shall be allowed to cast their vote on issues coming to the Planning Commission for a vote.
- B. Anchor Location. The main anchor location as described in State Law is 100 North State Street, Lindon, Utah, 84042. Any additional anchor location (i) shall be identified by the Planning Commission by its proper address; or (ii) shall be the location of the Chairperson or Acting Chairperson of the Planning Commission with

46 the proper declaration and shall be identified by its proper address or other  
 47 identification as defined in the notification requirements of the State Law.  
 48

- 49 C. **Public Notice.** Public notice of an electronic meeting of the Planning Commission  
 50 shall be given pursuant to Section 52-4-202 of the Utah Code Annotated by:  
 51 i. posting written notice at all anchor locations;  
 52 ii. posting written notice on the Utah Public Notice Website created under  
 53 Section 63F-1-701; and  
 54 iii. providing written or electronic notice to (a) at least one newspaper of general  
 55 circulation within the County, or (b) a local media correspondent.  
 56
- 57 D. **Notice to Planning Commission Members.** City staff shall provide notice of an  
 58 electronic Planning Commission meeting to all Commission members at least 24  
 59 hours before the meeting so that they may participate in the meeting and be counted  
 60 as present for all purposes including the determination of whether a quorum is  
 61 present. This notice shall include a statement that one or more members of the  
 62 Planning Commission will be participating electronically, a description of how each  
 63 member participating electronically will be connected to the meeting, and the  
 64 regularly published agenda for that meeting.  
 65
- 66 E. **Chairperson Participation.** Unless specified otherwise, no Planning Commission  
 67 meeting may be held electronically unless the Chairperson or Acting Chairperson of  
 68 the Planning Commission is present at an anchor location and conducts the meeting.  
 69
- 70 F. **Electronic Communications Line.** Immediately prior to opening an electronic  
 71 Planning Commission meeting, the Chairperson or Acting Chairperson of the  
 72 Commission shall communicate with each Commission member who is participating  
 73 electronically and ensure that he or she is prepared to move forward. From that time  
 74 forward until the adjournment of the meeting, the electronic communications line  
 75 shall be kept open unless a Commission member participating electronically wishes  
 76 to withdraw from the meeting.  
 77
- 78 G. **Continuing the Meeting.** If a Planning Commission member who participates  
 79 electronically withdraws early from a meeting, any remaining meeting agenda items  
 80 may be completed if (i) there is still a quorum of the Commission present at the main  
 81 anchor location, or (ii) there are sufficient other members who are participating  
 82 electronically to comprise a quorum with those at the main anchor location.  
 83
- 84 H. **Public Attendance and Participation.** The public may attend the open portions of  
 85 an electronic Planning Commission meeting at the main anchor location. The public  
 86 may participate to the same extent as with a non-electronic Planning Commission  
 87 meetings.  
 88
- 89 I. **Electronic Participation.** Prior to taking a vote on any issue, the Chairperson or  
 90 Acting Chairperson of the Planning Commission (i) shall inquire of each Commission  
 91 member participating electronically if he or she has been able to adequately monitor

the discussion, including comments from the public, and (ii) shall allow each Commission member the opportunity to make any comments that he or she desires.

J. **Electronic Meeting Minutes.** The minutes of an electronic meeting of the Planning Commission shall include the name of each Commission member who participated electronically, the nature of the electronic communication, and the duration of the Council member’s participation.

**SECTION II:** 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 III:** 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. If a provision of this ordinance is invalid in one or more of its applications, then the provision remains in effect for all applications that are severable from the invalid applications.

**SECTION IV:** This ordinance does not affect the rights or duties that matured, penalties that were incurred, or proceedings that were begun before its effective date.

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

PASSED and ADOPTED and made EFFECTIVE by the City Council of Lindon City, Utah, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Jeff Acerson, Mayor

ATTEST:

\_\_\_\_\_  
Kathy A. Moosman, Recorder

SEAL:

**14. Public Hearing — Ordinance Amendment, LCC 2.28.060 Adoption of Compensation Schedule  
(Ord. #2014-6-O)** *(5 minutes)*

The Council will review and consider a City initiated request to update this ordinance which establishes the ability for the Mayor and Council members to be compensated, removing the outdated compensation rates, and correctly referring to the compensation rates as established in the annually adopted budget.

**Presenting Staff:** Adam Cowie, City Administrator. Kirsten Shumway, Court Clerk

See attached ordinance.

**Sample Motion:** I move to (approve, deny, continue) Ordinance #2014-6-O, referring the ordinance to City Council compensation schedules as adopted in the annual budget.

ORDINANCE NO. 2014-6-O

AN ORDINANCE OF THE CITY COUNCIL OF LINDON CITY, UTAH COUNTY, UTAH, AMENDING LINDON CITY CODE TITLE 2, SECTION 2.28.060 TITLED “ADOPTION OF COMPENSATION SCHEDULE,” AND MODIFYING, AMENDING, AND REVISING THE PROVISIONS OF THE SECTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Municipal Council of Lindon City finds it is necessary to amend the Officers regulations found in Lindon City Code, ensuring this code section which governs the Officers is pursuant to Utah State Code;

WHEREAS, the City desires to amend the “Adoption of Compensation Schedule” portion of the existing code which governs the compensation of the Officers of Lindon City;

WHEREAS, the revisions of such provisions will assist in ensuring proper compensation of the Officers, will help avoid conflicts between the ordinance and the adopted annual budget, and are in compliance with Utah State requirements as found in Utah Code 10-3-818; and

WHEREAS, the current ordinances should be amended to provide such provisions and be added to the Municipal Code of Lindon City.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Lindon City, Utah County, State of Utah, Title 2, Section 2.28.060 of the Lindon City Code is hereby amended and will read as follows:

**SECTION I:**

2.28.060 Adoption of compensation schedule.

1. ~~A schedule of~~ Pursuant to Utah Code 10-3-818, compensation for elected and appointed officials of Lindon City will be adopted as part of the annual budget.

- ~~Lindon City Mayor \$630.57/month~~
- ~~Lindon City Council members \$349.06/month~~
- ~~Councilmember assigned to Planning Commission \$399.06/month~~
- ~~Lindon City Administrator/Recorder According to Annually Adopted Pay Schedule~~
- ~~Lindon City Treasurer According to Annually Adopted Pay Schedule~~
- ~~Lindon City Justice of the Peace According to Annually Adopted Pay Schedule~~

2. Elected city officials will receive any annually approved cost of living increases. (Ord. 116 §1, 1985; Ord. 95 51, 1983; prior code §9-82.)(Ord. 99-3, Amended, 10/03/2000)

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

**SECTION III:** 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

47 nevertheless be unaffected and continue in full force and effect. If a provision of this ordinance is  
48 invalid in one or more of its applications, then the provision remains in effect for all applications  
49 that are severable from the invalid applications.

50  
51 **SECTION IV:** This ordinance does not affect the rights or duties that matured, penalties that  
52 were incurred, or proceedings that were begun before its effective date.

53  
54 **SECTION V:** This ordinance shall take effect immediately upon its passage and posting as  
55 provided by law.

56  
57 PASSED and ADOPTED and made EFFECTIVE by the City Council of Lindon City,  
58 Utah, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

59  
60  
61 \_\_\_\_\_  
62 Jeff Acerson, Mayor

63  
64 ATTEST:  
65  
66 \_\_\_\_\_  
67 Kathy A. Moosman, Recorder

68  
69 SEAL:

**15. Presentation & Discussion — Lindon City Police Dept activities report***(20 minutes)*

Chief Cody Cullimore will review and discuss statistical reports comparing Police activities between the 2012 and 2013 calendar years.

**Presenting Staff:** Chief Cody Cullimore

See attached statistics. Cody will review in detail in the meeting.

**Sample Motion:** No motion necessary for discussion item.

**From:** [Cody Cullimore](#)  
**To:** "[Adam Cowie](#)"  
**Subject:** FW: Scans  
**Date:** Thursday, January 09, 2014 4:41:24 PM  
**Attachments:** [Task Force.pdf](#)  
[Stats.pdf](#)

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Adam, Please see the attached documents for inclusion in the next City Council staff reports. The "Stats" document is a yearly comparison of total incidents we had in 2012 compared with 2013. The "Task Force" document is a yearly report of the Major Crimes Task Force (which we participate in) incidents for 2013. Those figures are for all of Utah County, including Lindon, but are probably interesting to the council as an indicator of how much is really going on in the drug world. I will be prepared to answer any questions (I hope) regarding either document.

Cody

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**From:** Robyn Clark [mailto:[rclark@lindoncity.org](mailto:rclark@lindoncity.org)]  
**Sent:** Thursday, January 09, 2014 4:36 PM  
**To:** 'Cody Cullimore'  
**Subject:** Scans



***Robyn Clark***  
***Administrative Professional/Evidence Technician***  
***100 N State St***  
***Lindon, UT 84042***  
***801-769-8600***



# Lindon Police Department

Law Incident Comparison, by All Offense Codes

First Date 2012  
Second Date 2013  
yearly totals

| <u>Offense</u>                        | <u>Totals for</u><br><u>First Date</u> | <u>Totals for</u><br><u>Second Date</u> | <u>Number</u><br><u>Difference</u> | <u>Percent</u><br><u>Difference</u> |
|---------------------------------------|--|---|------------------------------------|-------------------------------------|
| Adult Abuse Or Neglect (ADAN)         | 1                                      | 2                                       | 1                                  | 100.00                              |
| Agency Assist (AGNC)                  | 172                                    | 190                                     | 18                                 | 10.50                               |
| Alarm (ALAR)                          | 371                                    | 431                                     | 60                                 | 16.20                               |
| Ambulance or Medical Assist (AMAS)    | 168                                    | 216                                     | 48                                 | 28.60                               |
| Animal Bite (ANBI)                    | 12                                     | 15                                      | 3                                  | 25.00                               |
| Animal Carcass (ANCA)                 | 18                                     | 25                                      | 7                                  | 38.90                               |
| Animal Cruelty (ANCR)                 | 2                                      | 2                                       | 0                                  | 0.00                                |
| Animal Livestock (ANLV)               | 16                                     | 5                                       | -11                                | -68.80                              |
| Animal Noise (ANNO)                   | 28                                     | 10                                      | -18                                | -64.30                              |
| Animal Problem (ANPR)                 | 248                                    | 271                                     | 23                                 | 9.30                                |
| Animal Stray (ANST)                   | 47                                     | 42                                      | -5                                 | -10.60                              |
| Animal Tranquilizer given CC (ANTG)   | 1                                      |   | -1                                 | -100.00                             |
| Animal Wild (ANWL)                    | 43                                     | 39                                      | -4                                 | -9.30                               |
| Alcohol Offense (AOFF)                | 39                                     | 31                                      | -8                                 | -20.50                              |
| Assault-No Weapon-Agg Injury (ASAI)   | 2                                      |   | -2                                 | -100.00                             |
| Assault With A Firearm (ASFM)         | 1                                      |   | -1                                 | -100.00                             |
| Assault-Simple (ASIM)                 | 31                                     | 24                                      | -7                                 | -22.60                              |
| Assault With A Knife (ASKN)           | 4                                      | 1                                       | -3                                 | -75.00                              |
| Assault With Other Weapon (ASOW)      | 0                                      | 1                                       | 1                                  | 0.00                                |
| Assault-Police-Simple (ASPS)          | 2                                      |   | -2                                 | -100.00                             |
| Attempt to Locate (ATL)               | 0                                      | 1                                       | 1                                  | 0.00                                |
| Business License (BLIC)               | 3                                      | 1                                       | -2                                 | -66.70                              |
| Bomb (BOMB)                           | 1                                      |   | -1                                 | -100.00                             |
| Breech of Trust (BTRU)                | 1                                      |   | -1                                 | -100.00                             |
| Burglary-Non-Res-Forced Entry (BUNF)  | 12                                     | 5                                       | -7                                 | -58.30                              |
| Burglary-Non-Res-Unlawf Entry (BUNU)  | 5                                      | 12                                      | 7                                  | 140.00                              |
| Burglary-Resd-Att Forced Entry (BURA) | 1                                      | 1                                       | 0                                  | 0.00                                |
| Burglary-Resd-Forced Entry (BURF)     | 1                                      | 4                                       | 3                                  | 300.00                              |
| Burglary-Resd-Unlawf Entry (BURU)     | 9                                      | 15                                      | 6                                  | 66.70                               |
| Burglary-Storage Shed (BUSS)          | 1                                      |   | -1                                 | -100.00                             |
| Burglary-Tool Possession (BUTL)       | 1                                      | 2                                       | 1                                  | 100.00                              |
| Citizen Dispute (CDIS)                | 14                                     | 11                                      | -3                                 | -21.40                              |
| Contributing-Delinquency Minor (CDOM) | 0                                      | 2                                       | 2                                  | 0.00                                |
| Child Abuse or Neglect (CHAN)         | 24                                     | 17                                      | -7                                 | -29.20                              |
| Citizen Assist (CITA)                 | 505                                    | 619                                     | 114                                | 22.60                               |
| Non-Criminal Civil Complaint (CIVL)   | 61                                     | 52                                      | -9                                 | -14.80                              |
| Check Point (CKPT)                    | 0                                      | 1                                       | 1                                  | 0.00                                |
| Graffiti Criminal Mischief (CMGR)     | 2                                      | 5                                       | 3                                  | 150.00                              |
| Criminal Mischief (CMIS)              | 121                                    | 74                                      | -47                                | -38.80                              |
| Communications Offense (COMM)         | 1                                      | 1                                       | 0                                  | 0.00                                |
| CS-Clandestine Lab (CSCL)             | 0                                      | 1                                       | 1                                  | 0.00                                |
| CS-Drug Intelligence (CSIN)           | 3                                      |   | -3                                 | -100.00                             |
| Overdose-CS (CSOD)                    | 1                                      |   | -1                                 | -100.00                             |

| <u>Offense</u>                        | <u>Totals for<br/>First Date</u> | <u>Totals for<br/>Second Date</u> | <u>Number<br/>Difference</u> | <u>Percent<br/>Difference</u> |
|---------------------------------------|----------------------------------|-----------------------------------|------------------------------|-------------------------------|
| CS-Poss-Meth (CSPA)                   | 10                               | 18                                | 8                            | 80.00                         |
| CS-Poss-Cocaine (CSPC)                | 1                                | 1                                 | 0                            | 0.00                          |
| CS-Prescription Fraud (CSPF)          | 0                                | 1                                 | 1                            | 0.00                          |
| CS-Poss-Heroin (CSPH)                 | 8                                | 7                                 | -1                           | -12.50                        |
| CS-Poss-Spice (CSPI)                  | 1                                | 1                                 | 0                            | 0.00                          |
| CS-Poss-Hallucinogen (CSPL)           | 3                                |                                   | -3                           | -100.00                       |
| CS-Poss-Marijuana (CSPM)              | 27                               | 30                                | 3                            | 11.10                         |
| CS-Poss-Other (CSPO)                  | 4                                | 5                                 | 1                            | 25.00                         |
| CS-Poss Paraphernalia (CSPP)          | 56                               | 65                                | 9                            | 16.10                         |
| CS-Poss-Synthetic (CSPS)              | 4                                | 6                                 | 2                            | 50.00                         |
| CS-Sale-Manuf-Meth (CSSA)             | 1                                | 2                                 | 1                            | 100.00                        |
| CS-Sale-Manuf-Heroin (CSSH)           | 1                                | 1                                 | 0                            | 0.00                          |
| CS-Sell-Spice (CSSI)                  | 1                                |                                   | -1                           | -100.00                       |
| CS-Sale-Manuf-Marijuana (CSSM)        | 2                                |                                   | -2                           | -100.00                       |
| CS-Sale-Manuf-Other (CSSO)            | 2                                | 1                                 | -1                           | -50.00                        |
| CS-Sale-Manuf-Synthetic (CSSS)        | 0                                | 1                                 | 1                            | 0.00                          |
| Dead Body (DBOD)                      | 2                                | 2                                 | 0                            | 0.00                          |
| DCFS Case (DCFS)                      | 6                                | 3                                 | -3                           | -50.00                        |
| Disorderly Conduct (DCON)             | 52                               | 50                                | -2                           | -3.80                         |
| Driving Under Influence (DUI)         | 31                               | 29                                | -2                           | -6.50                         |
| Fire-Inspection (FINS)                | 0                                | 2                                 | 2                            | 0.00                          |
| Fire-Reckless Burning (FIRB)          | 1                                |                                   | -1                           | -100.00                       |
| Fire (FIRE)                           | 34                               | 27                                | -7                           | -20.60                        |
| Fire-Unlawful Burning (FIUN)          | 3                                | 1                                 | -2                           | -66.70                        |
| Fireworks (FIWK)                      | 18                               | 12                                | -6                           | -33.30                        |
| Domestic Violence Involved (FMCA)     | 4                                | 2                                 | -2                           | -50.00                        |
| Custodial Interference (FMCI)         | 10                               | 10                                | 0                            | 0.00                          |
| Domestic Violence With Arrest (FMDV)  | 18                               | 16                                | -2                           | -11.10                        |
| Keep The Peace-Family (FMKP)          | 13                               | 13                                | 0                            | 0.00                          |
| Protective Order Violation (FMPO)     | 1                                | 4                                 | 3                            | 300.00                        |
| Family Problem-No Violence (FMPR)     | 32                               | 28                                | -4                           | -12.50                        |
| Domestic Violence Child Presen (FMVC) | 4                                | 3                                 | -1                           | -25.00                        |
| Fraud-Attempted (FNAF)                | 0                                | 5                                 | 5                            | 0.00                          |
| Bad Check (FNBC)                      | 3                                | 20                                | 17                           | 566.70                        |
| Credit Card (FNCC)                    | 0                                | 1                                 | 1                            | 0.00                          |
| Embezzlement (FNEM)                   | 2                                |                                   | -2                           | -100.00                       |
| Forgery (FNFO)                        | 7                                | 8                                 | 1                            | 14.30                         |
| Fraud (FNFR)                          | 42                               | 56                                | 14                           | 33.30                         |
| Found Person (FPER)                   | 3                                | 4                                 | 1                            | 33.30                         |
| Gone on arrival (GOA)                 | 14                               | 12                                | -2                           | -14.30                        |
| 911 Hang-Abandoned Call (HANG)        | 278                              | 332                               | 54                           | 19.40                         |
| Harrasment (HARR)                     | 32                               | 46                                | 14                           | 43.80                         |
| Hazardous Condition-Non Hazmat (HZCO) | 48                               | 47                                | -1                           | -2.10                         |
| Hazardous Material (HZMT)             | 1                                |                                   | -1                           | -100.00                       |
| Impound-Vehicle (IMVH)                | 19                               | 13                                | -6                           | -31.60                        |
| Information (INFO)                    | 35                               | 174                               | 139                          | 397.10                        |
| Intoxicated Person (INTP)             | 4                                | 3                                 | -1                           | -25.00                        |
| Juvenile Runaway (JRUN)               | 2                                | 2                                 | 0                            | 0.00                          |
| Junk Permit (JUNK)                    | 2                                |                                   | -2                           | -100.00                       |

| <u>Offense</u>                          | <u>Totals for</u><br><u>First Date</u> | <u>Totals for</u><br><u>Second Date</u> | <u>Number</u><br><u>Difference</u> | <u>Percent</u><br><u>Difference</u> |
|---|--|---|------------------------------------|-------------------------------------|
| Curfew (JUVC)                           | 7                                      | 3                                       | -4                                 | -57.10                              |
| Juvenile-Found (JUVE)                   | 1                                      |   | -1                                 | -100.00                             |
| Juvenile-Problem (JUVB)                 | 50                                     | 64                                      | 14                                 | 28.00                               |
| Juvenile Runaway/NR (JUVR)              | 15                                     | 19                                      | 4                                  | 26.70                               |
| Truancy (JUVT)                          | 2                                      | 3                                       | 1                                  | 50.00                               |
| Juvenile-Ungovernable (JUVU)            | 4                                      | 6                                       | 2                                  | 50.00                               |
| K-9 (K-9)                               | 5                                      | 2                                       | -3                                 | -60.00                              |
| Kidnap-Unlawful Detention (KIDN)        | 1                                      | 2                                       | 1                                  | 100.00                              |
| Keep the Peace-Civil (KPEC)             | 17                                     | 6                                       | -11                                | -64.70                              |
| Littering (LITT)                        | 3                                      | 4                                       | 1                                  | 33.30                               |
| Mental Subject (MENT)                   | 21                                     | 24                                      | 3                                  | 14.30                               |
| Missing Person (MPER)                   | 18                                     | 15                                      | -3                                 | -16.70                              |
| Noise loud music party disturb (NOIS)   | 15                                     | 18                                      | 3                                  | 20.00                               |
| Nuisance (NUIS)                         | 16                                     | 3                                       | -13                                | -81.20                              |
| Obstruction-Evading (OJEV)              | 0                                      | 1                                       | 1                                  | 0.00                                |
| Obstruction-Failure To Answer (OJFA)    | 0                                      | 1                                       | 1                                  | 0.00                                |
| Obstruction-False Info (OJFI)           | 11                                     | 8                                       | -3                                 | -27.30                              |
| Obstruction-False Report (OJFR)         | 1                                      | 1                                       | 0                                  | 0.00                                |
| Obstruction-Other (OJOT)                | 5                                      | 5                                       | 0                                  | 0.00                                |
| Obstruction-Resisting (OJRA)            | 7                                      | 4                                       | -3                                 | -42.90                              |
| Obstruction-Tampering Evidence (OJTE)   | 0                                      | 1                                       | 1                                  | 0.00                                |
| Occurred In Another Jurisdiction (OTHR) | 5                                      | 6                                       | 1                                  | 20.00                               |
| Paper Service (PAPR)                    | 2                                      | 2                                       | 0                                  | 0.00                                |
| Park Curfew (PCUR)                      | 2                                      | 1                                       | -1                                 | -50.00                              |
| Property Damage-Non Vandalism (PDNV)    | 10                                     | 14                                      | 4                                  | 40.00                               |
| Property-Found (PRFO)                   | 55                                     | 51                                      | -4                                 | -7.30                               |
| Property-Lost (PRLO)                    | 18                                     | 32                                      | 14                                 | 77.80                               |
| Property-Received-Poss-Stolen (PRPS)    | 6                                      | 10                                      | 4                                  | 66.70                               |
| Property-Recovered Stolen (PRRS)        | 5                                      | 3                                       | -2                                 | -40.00                              |
| Vehicle Recovered (PRRV)                | 9                                      | 8                                       | -1                                 | -11.10                              |
| Repossession (REPO)                     | 23                                     | 20                                      | -3                                 | -13.00                              |
| Sar-Missing Person (SARM)               | 0                                      | 1                                       | 1                                  | 0.00                                |
| Offense Involving School (SCHO)         | 0                                      | 1                                       | 1                                  | 0.00                                |
| Search Warrant (SRCH)                   | 3                                      | 4                                       | 1                                  | 33.30                               |
| Stalking (STLK)                         | 3                                      | 2                                       | -1                                 | -33.30                              |
| Suicide-Attempt (SUIA)                  | 2                                      |   | -2                                 | -100.00                             |
| Suicide-Threatening (SUIT)              | 1                                      |   | -1                                 | -100.00                             |
| Suspicious (SUSP)                       | 438                                    | 331                                     | -107                               | -24.40                              |
| Sexual Assault-Aggravated (SXAA)        | 1                                      |   | -1                                 | -100.00                             |
| Sexual Abuse of Child (SXCH)            | 5                                      | 8                                       | 3                                  | 60.00                               |
| Sexual Abuse-Forcible (SXFA)            | 0                                      | 7                                       | 7                                  | 0.00                                |
| Lewdness (SXLD)                         | 3                                      | 4                                       | 1                                  | 33.30                               |
| Sex Offender - Not Registered (SXNR)    | 0                                      | 1                                       | 1                                  | 0.00                                |
| Pornography Problem (SXPO)              | 2                                      | 1                                       | -1                                 | -50.00                              |
| Sexual Intercourse-Unlawful (SXUI)      | 0                                      | 1                                       | 1                                  | 0.00                                |
| Voyeurism (SXVO)                        | 0                                      | 1                                       | 1                                  | 0.00                                |
| Traffic Accident-Hit & Run (TAHR)       | 22                                     | 23                                      | 1                                  | 4.50                                |
| Traffic Accident-Non Reportabl (TANR)   | 75                                     | 87                                      | 12                                 | 16.00                               |
| Traffic Accident-Injury (TAPI)          | 45                                     | 47                                      | 2                                  | 4.40                                |

| <u>Offense</u>                        | <u>Totals for</u><br><u>First Date</u> | <u>Totals for</u><br><u>Second Date</u> | <u>Number</u><br><u>Difference</u> | <u>Percent</u><br><u>Difference</u> |
|---------------------------------------|--|---|------------------------------------|-------------------------------------|
| Traffic Accident-Reportable (TARP)    | 170                                    | 166                                     | -4                                 | -2.40                               |
| Threatening (THRE)                    | 9                                      | 11                                      | 2                                  | 22.20                               |
| Tobacco Problem (TOBP)                | 14                                     | 7                                       | -7                                 | -50.00                              |
| Traffic Offense (TOFF)                | 325                                    | 280                                     | -45                                | -13.80                              |
| Theft-Property-Bicycle (TPBC)         | 2                                      | 2                                       | 0                                  | 0.00                                |
| Theft-Property-Building (TPBD)        | 34                                     | 40                                      | 6                                  | 17.60                               |
| Theft-Property-Coin Machine (TPCM)    | 1                                      | 1                                       | 0                                  | 0.00                                |
| Theft-Property-Deception (TPDE)       | 2                                      | 9                                       | 7                                  | 350.00                              |
| Theft-Identity (TPID)                 | 2                                      |   | -2                                 | -100.00                             |
| Theft-Property-From Motor Vehi (TPMV) | 35                                     | 49                                      | 14                                 | 40.00                               |
| Theft-Property-Other (TPOT)           | 41                                     | 71                                      | 30                                 | 73.20                               |
| Theft-Property-Shoplifting (TPSH)     | 126                                    | 127                                     | 1                                  | 0.80                                |
| Theft-Services (TPSV)                 | 3                                      | 2                                       | -1                                 | -33.30                              |
| Theft-Property-Vehicle Parts (TPVP)   | 6                                      | 7                                       | 1                                  | 16.70                               |
| Trespassing (TRES)                    | 36                                     | 45                                      | 9                                  | 25.00                               |
| Theft-Vehicle-Automobile (TVAU)       | 10                                     | 10                                      | 0                                  | 0.00                                |
| Theft-Vehicle-Truck-Bus (TVTb)        | 0                                      | 1                                       | 1                                  | 0.00                                |
| Unsecure Premise (UNSP)               | 4                                      | 8                                       | 4                                  | 100.00                              |
| Utility Problem (UTIL)                | 16                                     | 13                                      | -3                                 | -18.80                              |
| Vehicle-Abandoned (VHAB)              | 45                                     | 35                                      | -10                                | -22.20                              |
| Victim Assistance (VIAS)              | 2                                      |   | -2                                 | -100.00                             |
| Void-Misc Cancelled (VOID)            | 11                                     | 11                                      | 0                                  | 0.00                                |
| Warrant Served UCJustice Court (WAJC) | 0                                      | 1                                       | 1                                  | 0.00                                |
| WARRANT-Felony (WARF)                 | 1                                      | 4                                       | 3                                  | 300.00                              |
| Warrant-Misdemeanor (WARM)            | 29                                     | 42                                      | 13                                 | 44.80                               |
| WARRANT (Code Expired ) (WARR)        | 0                                      | 2                                       | 2                                  | 0.00                                |
| Warrant Served For Other Agenc (WASR) | 153                                    | 129                                     | -24                                | -15.70                              |
| Weapons Offense (WOFF)                | 7                                      | 18                                      | 11                                 | 157.10                              |
| Weapons, Non-Criminal (WSHO)          | 1                                      | 2                                       | 1                                  | 100.00                              |
| Extra Patrol (XPTR)                   | 52                                     | 51                                      | -1                                 | -1.90                               |
| Zoning-Landscaping (ZLSC)             | 1                                      |   | -1                                 | -100.00                             |
| Zoning - Misuse of property (ZMIS)    | 2                                      |   | -2                                 | -100.00                             |
| Zoning-Nuisances (ZNNU)               | 0                                      | 1                                       | 1                                  | 0.00                                |
| Zoning-Streets & Sidewalks (ZNSS)     | 1                                      |   | -1                                 | -100.00                             |
| Zoning-Weeds (ZNWD)                   | 1                                      |   | -1                                 | -100.00                             |
| (ZONE)                                | 2                                      | 2                                       | 0                                  | 0.00                                |
| <b>Totals</b>                         | <b>4893</b>                            | <b>5196</b>                             | <b>4893</b>                        | <b>6.20</b>                         |

**Report Includes:**

First date range between `00:00:00 01/01/12` and `00:00:00 01/01/13`, Second date range between `00:00:00 01/01/13` and `00:00:00 01/01/14`, All agencies matching `LIPD`, All dispositions, All clearance codes, All offenses observed, All offenses reported, All offense codes



## Utah County Major Crimes Task Force

Utah County Sheriff's Office  
Provo Police Dept.  
Orem Dept. of Public Safety  
Springville Police Dept.  
American Fork Police Dept.  
Spanish Fork Police Dept.

Pleasant Grove Police Dept.  
Lehi Police Dept.  
Payson Police Dept.  
Mapleton Police Dept.  
Santaquin Police Dept.  
Salem Police Dept.

Alpine / Highland Police Dept.  
Adult Probation and Parole  
Utah National Guard  
Drug Enforcement Administration  
Immigration & Naturalization Service  
Federal Bureau of Investigations

Date: Wednesday, January 7, 2014

To: Sheriff and Chiefs

From: Lt. Dennis Harris

Re: Stats for 2013

### Sheriff and Chiefs:

The following are stats from the Utah County Major Crimes Task Force for Year 2013.

All calculations (Meth, Heroin & Cocaine) are based on street value in grams with the exception of Marijuana which is generally sold by the ounce. Spice is sold for approx. \$50.00/ 5 grams. Pharmaceuticals are generally sold at \$1.00 a milligram or \$30.00 a pill. Methamphetamine, Heroin and Cocaine are sold for approximately \$100.00 a gram

| Drugs/ Arrests                            | grams                    | lbs   | Total/ Street value    |
|---|--------------------------|-------|------------------------|
| Cocaine Seizures                          | 2,494                    | 5.5   | \$249,400.00           |
| Heroin                                    | 48,080                   | 106   | \$4,808,000.00         |
| Marijuana seizures                        | 103,418grms/ or 3,647 oz | 227   | \$911,750.00           |
| Methamphetamine                           | 47,627                   | 105   | \$4,762,700.00         |
| Spice seizures                            | 544,310                  | 1,200 | \$5,443,100.00         |
| Pharmaceuticals                           | 8,895 dosage units       |       | \$266,850.00           |
| <b>Total</b>                              |                          |       | <b>\$16,441,800.00</b> |
| *Drug Trafficking Organizations Disrupted |                          |       | 12                     |
| Wire Intercepts                           |                          |       | 22                     |
| Felony Arrests                            |                          |       | 607                    |
| Guns seized                               |                          |       | 171                    |
| Cash seized                               |                          |       | <b>\$657,680.00</b>    |

\*Drug Trafficking Organizations are organizations consisting of five or more persons that (1) has a clearly defined hierarchy or chain-of-command and (2) whose principal activity is to generate income or acquire assets through a continuing series of illegal drug production, manufacturing, importation, or distribution activities. The organization should be distributing at least multi pound quantities of cocaine, heroin and/ or methamphetamine.

**16. Review & Action — Police Department Vehicle Lease (Resolution #2014-3-R)** (10 minutes)

The Council will review and consider a request by Chief Cody Cullimore to review and approve a resolution allowing the Mayor and Staff to execute a future lease agreement for replacement of two existing police vehicles. Zions Bank requires a resolution prior to preparing final lease documents. Annual estimated cost of the lease for both vehicles is \$13,000 per year.

**Presenting Staff:** Chief Cody Cullimore

See attached resolution. Zions Bank requires a resolution prior to preparing final documents. Given the timing on end of the lease for the two vehicles, Staff is requesting that the Council approve the resolution and allow the Mayor to sign final lease documents once we receive all the details from the dealership and Zions. This will be a similar lease as has been done in previous years. The funds have been budgeted for this fiscal year. Additional lease renewals for other vehicles are planned for next fiscal year.

**Sample Motion:** I move to (approve, deny, continue) Resolution #2014-3-R, authorizing the Mayor to sign the final lease agreement documents for lease of two replacement vehicles for the Police Department.

**RESOLUTION NO. 2014-3-R**

**A RESOLUTION OF THE CITY COUNCIL OF LINDON CITY, UTAH COUNTY, UTAH, AUTHORIZING THE MAYOR TO APPROVE THE FORM OF THE EQUIPMENT LEASE AGREEMENT WITH ZIONS FIRST NATIONAL BANK, SALT LAKE CITY, UTAH AND FINDING THAT IT IS IN THE BEST INTEREST OF LINDON CITY, UTAH TO ENTER INTO SAID AGREEMENT AND AUTHORIZING THE MAYOR TO EXECUTE AND DELIVER SAID AGREEMENT, AND PROVIDE AN EFFECTIVE DATE.**

WHEREAS, the City Council (the "Governing Body") has determined that a true and very real need exists for the leasing of the equipment described as two Police Vehicles; and

WHEREAS, the Governing Body understands this resolution is the first step in the process of the Equipment Lease Agreement and authorizes the Mayor to review and sign the terms and conditions of the agreement to make them acceptable to Lindon City, Utah; and

WHEREAS, the Governing Body has taken the necessary steps including any legal bidding requirement, under applicable law to arrange for the leasing of such equipment by using the State of Utah approved bidders list.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF LINDON CITY, UTAH AS FOLLOWS:

- Section 1. The terms, as to be reviewed and approved by the Mayor, of said Equipment Lease Agreement are in the best interests of Lindon City, Utah for the leasing of the equipment described therein.
- Section 2. The Mayor and City Recorder are hereby authorized to execute and deliver the Equipment Lease Agreement and any related documents necessary to the consummation of the transactions contemplated by the anticipated Equipment Lease Agreement for and on behalf of Lindon City, Utah.
- Section 3. The officers of the Governing Body and Lindon City, Utah are hereby authorized and directed to fulfill all obligations under the terms of the anticipated Equipment Lease Agreement.

PASSED AND APPROVED by the City Council of Lindon City, Utah this \_\_\_\_\_ day of January 2014.

By \_\_\_\_\_  
Jeff Acerson, Mayor

Attest:

By \_\_\_\_\_  
Kathryn Moosman, City Recorder  
COUNCIL MEMBERS VOTING AYE"

SEAL:  
COUNCIL MEMBERS VOTING NAY"

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## 17. Review & Action — UTOPIA, Macquarie - public/private partnership (45 minutes)

This item was continued from the Jan. 7, 2014 Council meeting. The Council will discuss the potential public-private partnership between UTOPIA and Macquarie Infrastructure Developments LLC (Macquarie) and instruct Lindon's UTOPIA/UIA Board members as to Lindon's participation commitment in further development of the partnership, including whether reserve funds should be allocated to cover Lindon's potential costs of participation.

**Presenting Staff:** Adam Cowie, City Administrator

UTOPIA has recently announced a potential public-private partnership between its organization and Macquarie Infrastructure Developments LLC (Macquarie). If finalized, Macquarie would commit to fronting the capital to build the network and would run the organization for the next 30 years, then deliver the network back to the cities in some level of upgraded condition. There would be requirement for Macquarie to be repaid their investment by the member cities. How this repayment is handled is yet to be finalized with the primary factor being how much it will cost to construct the network. Initial discussion has focused on a potential utility fee imposed on all addresses that would have the service available (similar to what Provo City has done). Engineering and design work is proceeding with the goal to shortly know the total potential cost of development – thus enabling determination of potential obligations for pay-back by the member cities that choose to participate.

This potential partnership appears to provide a real opportunity to develop the entire network with the initial cost coming from the private sector. As you are aware, there is limited political will from all member cities to continue with traditional city bonding to finish the network, so this opportunity should be carefully considered as a means to complete the network and provide fiber connectivity to all parts of Lindon City. Financial implications however, are potentially significant as, over the next 30 years, the investment made by Macquarie will need to be paid back with profit margins added.

The previously reviewed Pre-Development Agreement (PDA) between UTOPIA and Macquarie outlines the stipulations for moving forward with the potential partnership and establishes Milestones, or benchmarks, where UTOPIA can choose to exit the deal if desired. The Chair of UTOPIA has asked for cities to commit to supporting the proposal, with estimated potential financial obligations for Lindon to participate in Milestone 1 in the range of \$15,000 to \$20,000. Macquarie will pay this cost if the deal is fully implemented. If the cities choose not to participate, they will retain all engineering and studies completed as part of Milestone 1.

No official action has yet been taken by the UTOPIA or UIA boards on this matter, but each member city has been asked to be involved in sub-committees to discuss the opportunity and report back to the Board members of each city on the progress of the Milestone work being done.

The Council should review the previously provided PDA and give direction to city appointed UTOPIA/UIA Board members as to what level of support or interest should be given on this potential partnership. **Big picture questions to be considered: 1) Is there a desire to see the entire City developed with UTOPIA fiber connectivity?, 2) If so, is Macquarie the right opportunity to do so?, 3) Is a utility fee option something you are willing to impose to collect revenues to pay off the infrastructure?**

**Sample Motion:** I move to (support, oppose, continue discussion of) the Pre-Development Agreement and/or potential partnership between UTOPIA/UIA and Macquarie, with the following conditions: *(a motion to support should direct staff to allocate up to \$20,000 of General Fund reserves to cover the potential cost of Milestone 1)*

## 18. Review and Action — Utah Infrastructure Agency Assessments

(20 minutes)

This item was continued from the Jan. 7, 2014 Council meeting. The Council will review UIA/UTOPIA performance reports and give staff direction in regards to whether payment of OpEx assessment invoices received for the months of November, December, and January in the amount of \$10,169.00 per month should be made. The assessments have been budgeted for the 2013-14 fiscal year.

**Presenting Staff:** Adam Cowie, City Administrator

Based on previously reviewed materials UTOPIA appears to be slowly increasing total number of subscribers – and meeting general expectations for growth based on the ‘Sweet Spot’ plan that was presented last February. New weekly progress reports have been attached.

OpEx overview: UIA was able to make sufficient revenues to cover OpEx payments during the months of July, August, and September and therefore Lindon was not invoiced for any assessments during those months. However, this occurred due to one-time revenue opportunities. The OpEx payments are therefore expected to continue for several years per the original proposed plan reviewed in February of 2013. Due to new deployment and distribution of assets, Lindon’s October and subsequent OpEx assessments have been reduced by \$993.00 from our original monthly assessment amount paid in spring 2013. Lindon has paid its assessments through October 2013. The November, December, and January payments are still pending.

Per the Council’s inquiry in our last discussion, Staff has been informed that no negative outcome or penalty to those member cities that have not participated in OpEx has occurred. However, we are certain there is some tipping point for which more drastic measures may be taken if OpEx is not fully covered (i.e., franchise tax obligations are called upon to backstop UIA bonds).

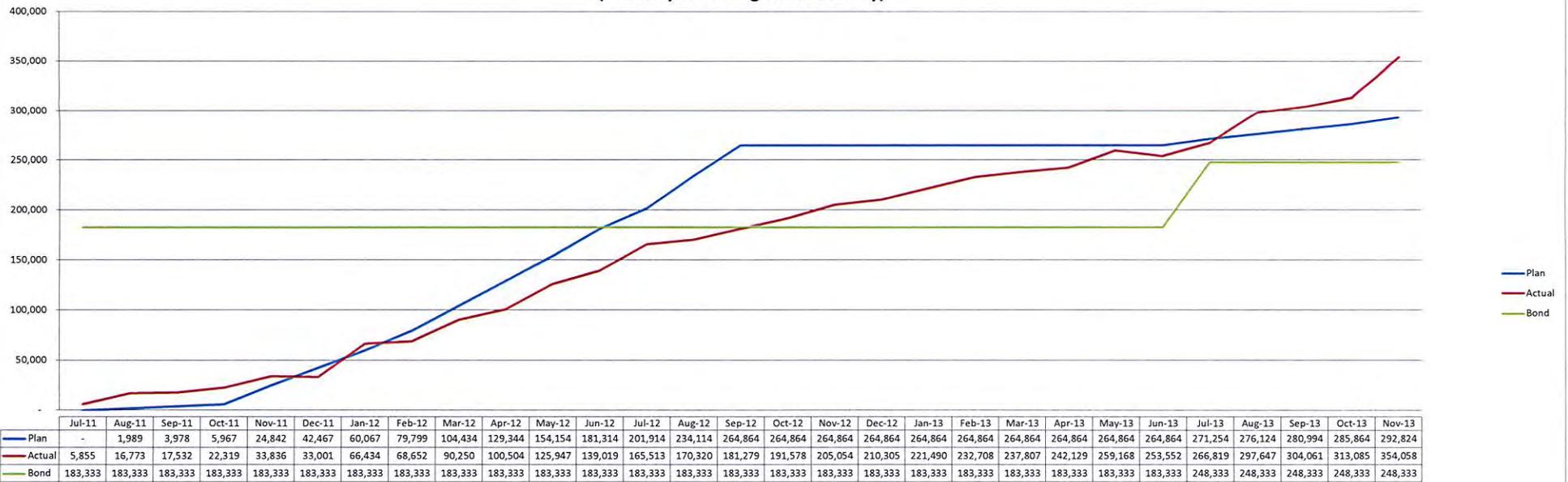
Please see the attached graphs and information regarding performance of the organization as of last fall. We will discuss in detail during the meeting.

**Sample Motion:** I move to (authorize, not authorize) the City to pay the UIA OpEx assessments as invoiced for the months of November, December, and January.

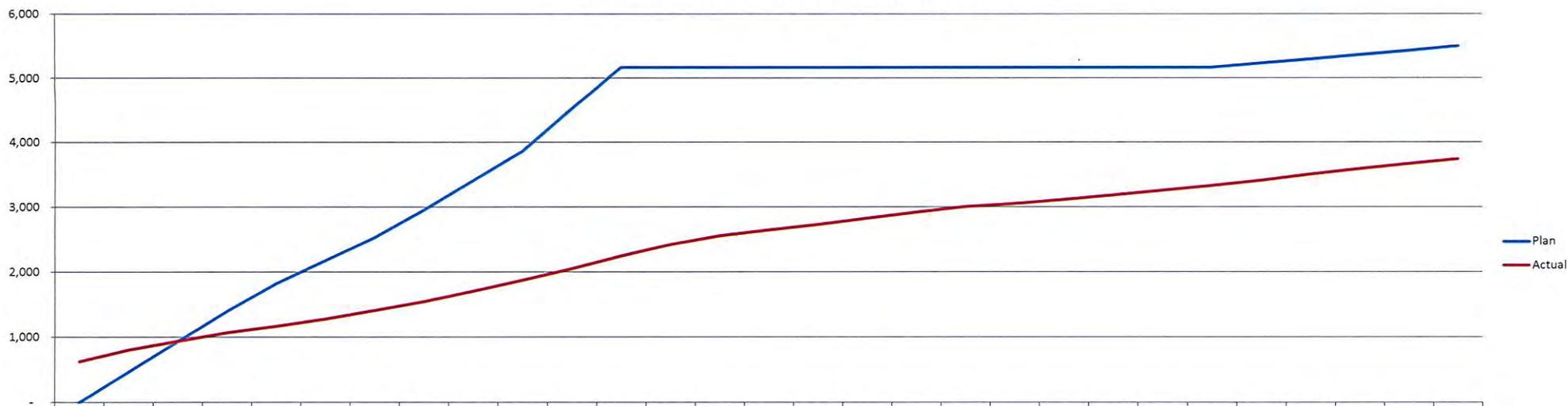
|              |            | FY13                                    |           |                   |         | FY14    |   |  |  |                   |         | Projected FY14                |                        |                                      |              |
|--------------|------------|---|-----------|-------------------|---------|---------|---|--|--|-------------------|---------|-------------------------------|------------------------|--------------------------------------|--------------|
|              |            | Feb - June<br>2013 Invoice<br>(Monthly) |           | Total<br>Invoiced | Paid    | Deficit | Jul - Sept<br>2013 Invoice<br>(Monthly) | Oct - Dec<br>2013 Invoice<br>(Monthly) | Jan - Mar<br>2014 Invoice<br>(Monthly) | Total<br>Invoiced | Paid    | Deficit<br>(thru Dec<br>2013) | Accumulated<br>Deficit | Annualized<br>(based on 9<br>months) | Per<br>Month |
| Brigham City | Operations | 8,814                                   | 44,070    |                   |         | 44,070  | -                                       | 6,529                                  | 6,529                                  | 39,174            | 19,587  |                               | 63,657                 | 58,761                               | 4,897        |
|              | Litigation |   |           |                   |         | -       | -                                       | 1,641                                  | 1,641                                  | 9,846             | 4,923   |                               | 4,923                  | 14,769                               | 1,231        |
|              | Total      |   |           |                   |         | 44,070  | -                                       | 8,170                                  | 8,170                                  | 49,020            | -       | 24,510                        | 68,580                 | 73,530                               | 6,128        |
| Centerville  | Operations | 15,498                                  | 77,490    | 23,778            |         | 53,712  | -                                       | 11,721                                 | 11,721                                 | 70,326            | 35,163  | -                             | 53,712                 | 105,489                              | 8,791        |
|              | Litigation |   |           |                   |         | -       | -                                       | 2,947                                  | 2,947                                  | 17,682            | 8,841   | -                             | -                      | 26,523                               | 2,210        |
|              | Total      |   |           |                   |         | 53,712  | -                                       | 14,668                                 | 14,668                                 | 88,008            | 44,004  | -                             | 53,712                 | 132,012                              | 11,001       |
| Layton       | Operations | 28,453                                  | 142,265   | 142,265           |         | -       | -                                       | 24,276                                 | 24,276                                 | 145,656           | 72,828  | -                             | -                      | 218,484                              | 18,207       |
|              | Litigation |   |           |                   |         | -       | -                                       | 6,103                                  | 6,103                                  | 36,618            | 18,309  | -                             | -                      | 54,927                               | 4,577        |
|              | Total      |   |           |                   |         | -       | -                                       | 30,379                                 | 30,379                                 | 182,274           | 91,137  | -                             | -                      | 273,411                              | 22,784       |
| Lindon       | Operations | 11,162                                  | 55,810    | 55,810            |         | -       | -                                       | 8,126                                  | 8,126                                  | 48,756            | 8,126   | 16,252                        | 16,252                 | 73,134                               | 6,095        |
|              | Litigation |   |           |                   |         | -       | -                                       | 2,043                                  | 2,043                                  | 12,258            | 2,043   | 4,086                         | 4,086                  | 18,387                               | 1,532        |
|              | Total      |   |           |                   |         | -       | -                                       | 10,169                                 | 10,169                                 | 61,014            | 10,169  | 20,338                        | 20,338                 | 91,521                               | 7,627        |
| Midvale      | Operations | 14,723                                  | 73,615    | 73,615            |         | -       | -                                       | 11,792                                 | 11,792                                 | 70,752            | 35,376  | -                             | -                      | 106,128                              | 8,844        |
|              | Litigation |   |           |                   |         | -       | -                                       | 2,965                                  | 2,965                                  | 17,790            | 8,895   | -                             | -                      | 26,685                               | 2,224        |
|              | Total      |   |           |                   |         | -       | -                                       | 14,757                                 | 14,757                                 | 88,542            | 44,271  | -                             | -                      | 132,813                              | 11,068       |
| Murray       | Operations | 35,647                                  | 178,235   |                   |         | 178,235 | -                                       | 26,562                                 | 26,562                                 | 159,372           | 79,686  |                               | 257,921                | 239,058                              | 19,922       |
|              | Litigation |   |           |                   |         | -       | -                                       | 6,677                                  | 6,677                                  | 40,062            | 20,031  |                               | 20,031                 | 60,093                               | 5,008        |
|              | Total      |   |           |                   |         | 178,235 | -                                       | 33,239                                 | 33,239                                 | 199,434           | -       | 99,717                        | 277,952                | 299,151                              | 24,930       |
| Orem         | Operations | 53,721                                  | 268,605   | 268,605           |         | -       | -                                       | 41,880                                 | 41,880                                 | 251,280           | 125,640 | -                             | -                      | 376,920                              | 31,410       |
|              | Litigation |   |           |                   |         | -       | -                                       | 10,528                                 | 10,528                                 | 63,168            | 31,584  | -                             | -                      | 94,752                               | 7,896        |
|              | Total      |   |           |                   |         | -       | -                                       | 52,408                                 | 52,408                                 | 314,448           | 157,224 | -                             | -                      | 471,672                              | 39,306       |
| Payson       | Operations | 12,622                                  | 63,110    |                   |         | 63,110  | -                                       | 9,067                                  | 9,067                                  | 54,402            | 27,201  |                               | 90,311                 | 81,603                               | 6,800        |
|              | Litigation |   |           |                   |         | -       | -                                       | 2,279                                  | 2,279                                  | 13,674            | 6,837   |                               | 6,837                  | 20,511                               | 1,709        |
|              | Total      |   |           |                   |         | 63,110  | -                                       | 11,346                                 | 11,346                                 | 68,076            | -       | 34,038                        | 97,148                 | 102,114                              | 8,509        |
| West Valley  | Operations | 44,610                                  | 223,050   | 223,050           |         | -       | -                                       | 40,045                                 | 40,045                                 | 240,270           | 120,135 | -                             | -                      | 360,405                              | 30,034       |
|              | Litigation |   |           |                   |         | -       | -                                       | 10,067                                 | 10,067                                 | 60,402            | 30,201  | -                             | -                      | 90,603                               | 7,550        |
|              | Total      |   |           |                   |         | -       | -                                       | 50,112                                 | 50,112                                 | 300,672           | 150,336 | -                             | -                      | 451,008                              | 37,584       |
| Total        | Operations | 225,250                                 | 1,126,250 | 787,123           |         | 339,127 | -                                       | 179,998                                | 179,998                                | 1,079,988         | 397,268 | 142,726                       | 481,853                | 1,619,982                            | 135,000      |
|              | Litigation | -                                       | -         | -                 |         | -       | -                                       | 45,250                                 | 45,250                                 | 271,500           | 99,873  | 35,877                        | 35,877                 | 407,250                              | 33,937       |
|              | Total      | 225,250                                 | 1,126,250 |                   | 339,127 | -       | 225,248                                 | 225,248                                | 1,351,488                              | 497,141           | 178,603 | 517,730                       | 2,027,232              | 168,937                              |              |
| Perry        | Operations | -                                       | -         |                   |         | -       | -                                       | -                                      | -                                      | -                 | -       | -                             | -                      | -                                    | -            |
|              | Litigation | -                                       | -         |                   |         | -       | -                                       | -                                      | -                                      | -                 | -       | -                             | -                      | -                                    | -            |
|              | Total      | -                                       | -         |                   |         | -       | -                                       | -                                      | -                                      | -                 | -       | -                             | -                      | -                                    | -            |
| Tremonton    | Operations | 8,709                                   | 43,545    |                   |         | 43,545  | -                                       | 6,246                                  | 6,246                                  | 37,476            | 18,738  |                               | 62,283                 | 56,214                               | 4,685        |
|              | Litigation |   |           |                   |         | -       | -                                       | 1,562                                  | 1,562                                  | 9,372             | 4,686   |                               | 4,686                  | 14,058                               | 1,172        |
|              | Total      | 8,709                                   | 43,545    |                   | 43,545  | -       | 7,808                                   | 7,808                                  | 46,848                                 | -                 | 23,424  | 66,969                        | 70,272                 | 5,857                                |              |
| Grand Total  | Operations | 233,959                                 | 1,169,795 | 787,123           |         | 382,672 | -                                       | 186,244                                | 186,244                                | 1,117,464         | 397,268 | 161,464                       | 544,136                | 1,676,196                            | 139,685      |
|              | Litigation | -                                       | -         | -                 |         | -       | -                                       | 46,812                                 | 46,812                                 | 280,872           | 99,873  | 40,563                        | 40,563                 | 421,308                              | 35,109       |
|              | Total      | 233,959                                 | 1,169,795 | 787,123           | 382,672 | -       | 233,056                                 | 233,056                                | 1,398,336                              | 497,141           | 202,027 | 584,699                       | 2,097,504              | 174,794                              |              |



**UIA Revenue v. Plan and Bond Obligation thru November 2013  
(Monthly Recurring Revenue Only)**

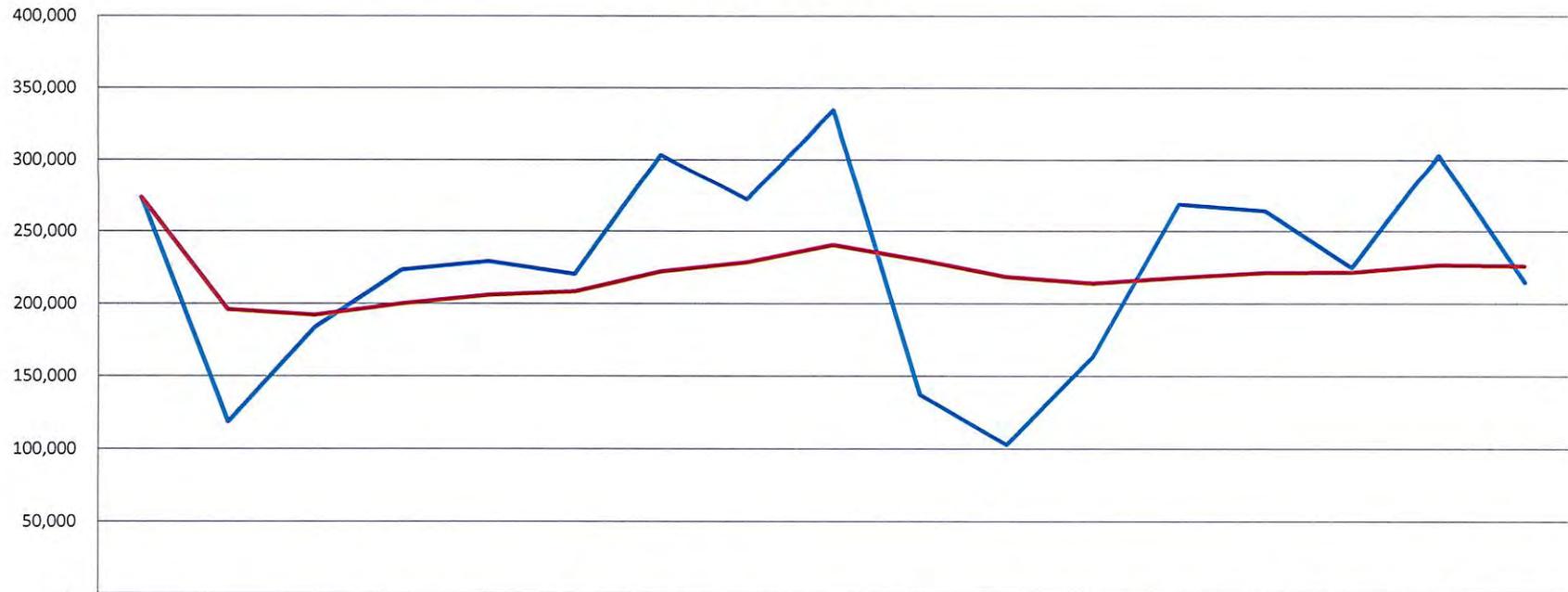


UIA Subscriber Growth thru November 2013



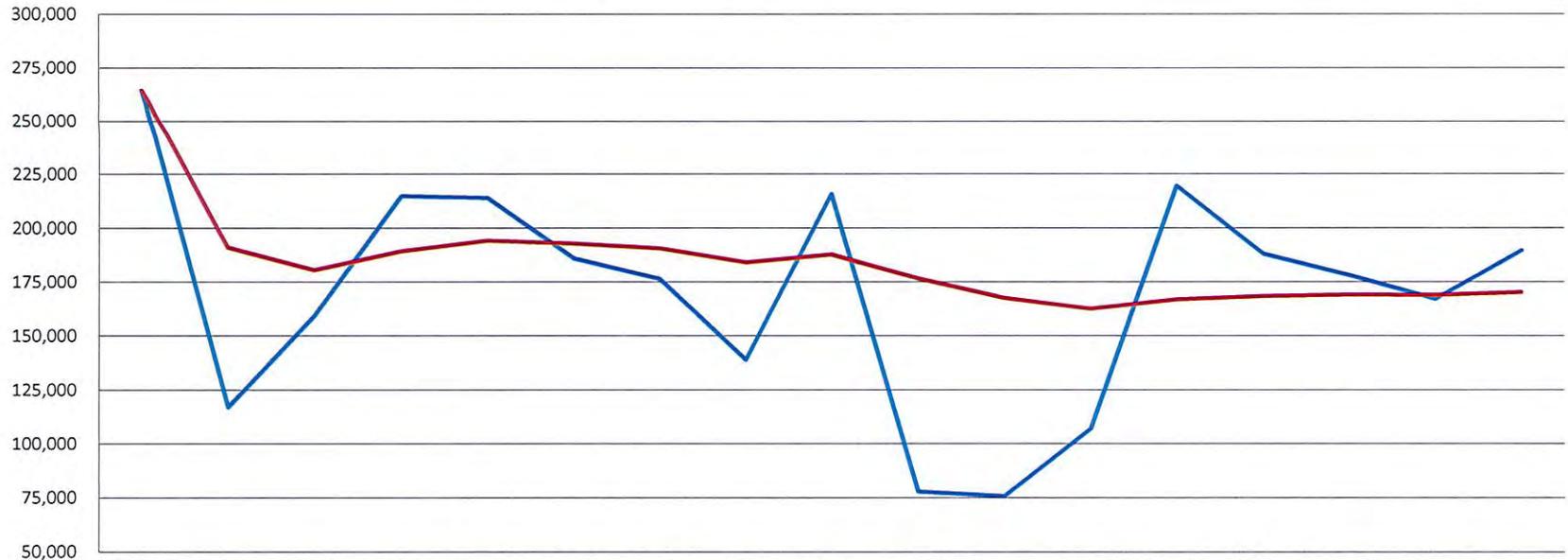
|        | Jul-11 | Aug-11 | Sep-11 | Oct-11 | Nov-11 | Dec-11 | Jan-12 | Feb-12 | Mar-12 | Apr-12 | May-12 | Jun-12 | Jul-12 | Aug-12 | Sep-12 | Oct-12 | Nov-12 | Dec-12 | Jan-13 | Feb-13 | Mar-13 | Apr-13 | May-13 | Jun-13 | Jul-13 | Aug-13 | Sep-13 | Oct-13 | Nov-13 |       |
|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|-------|
| Plan   | -      | 469    | 938    | 1,407  | 1,834  | 2,186  | 2,538  | 2,961  | 3,414  | 3,867  | 4,523  | 5,179  | 5,179  | 5,179  | 5,179  | 5,179  | 5,179  | 5,179  | 5,179  | 5,179  | 5,179  | 5,179  | 5,179  | 5,179  | 5,179  | 5,243  | 5,306  | 5,369  | 5,432  | 5,506 |
| Actual | 624    | 802    | 938    | 1,066  | 1,169  | 1,279  | 1,411  | 1,546  | 1,706  | 1,873  | 2,053  | 2,249  | 2,423  | 2,559  | 2,646  | 2,731  | 2,829  | 2,921  | 3,003  | 3,049  | 3,113  | 3,181  | 3,255  | 3,327  | 3,406  | 3,503  | 3,587  | 3,666  | 3,736  |       |

### UTOPIA OPEX Shortfall



|                   | Jul-12  | Aug-12  | Sep-12  | Oct-12  | Nov-12  | Dec-12  | Jan-13  | Feb-13  | Mar-13  | Apr-13  | May-13  | Jun-13  | Jul-13  | Aug-13  | Sep-13  | Oct-13  | Nov-13  |
|-------------------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|
| — Shortfall       | 273,397 | 118,809 | 184,145 | 223,726 | 229,538 | 220,525 | 303,555 | 272,036 | 334,922 | 137,293 | 102,799 | 163,445 | 268,348 | 263,681 | 224,543 | 302,965 | 214,624 |
| — Rolling Average | 273,397 | 196,103 | 192,117 | 200,019 | 205,923 | 208,357 | 221,957 | 228,217 | 240,073 | 229,795 | 218,250 | 213,683 | 217,888 | 221,159 | 221,384 | 226,483 | 225,786 |

### UTOPIA Adj OPEX Shortfall (Excludes Litigation)



|                     | Jul-12  | Aug-12  | Sep-12  | Oct-12  | Nov-12  | Dec-12  | Jan-13  | Feb-13  | Mar-13  | Apr-13  | May-13  | Jun-13  | Jul-13  | Aug-13  | Sep-13  | Oct-13  | Nov-13  |
|---------------------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|
| Adj Shortfall       | 264,686 | 117,382 | 159,748 | 215,065 | 214,223 | 186,184 | 176,673 | 139,155 | 216,003 | 77,918  | 75,969  | 107,129 | 219,702 | 188,271 | 178,296 | 167,246 | 189,779 |
| Adj Rolling Average | 264,686 | 191,034 | 180,605 | 189,220 | 194,221 | 192,881 | 190,566 | 184,139 | 187,680 | 176,704 | 167,546 | 162,511 | 166,910 | 168,436 | 169,094 | 168,978 | 170,202 |

| UTOPIA<br>Actual vs Budget                   |                    |                  |                    |                    |                  |                  |                  |                    |                    |                  |                  |                    |                    |                    |                    |                    |                    |
|--|--------------------|------------------|--------------------|--------------------|------------------|------------------|------------------|--------------------|--------------------|------------------|------------------|--------------------|--------------------|--------------------|--------------------|--------------------|--------------------|
|  | Jul-12             | Aug-12           | Sep-12             | Oct-12             | Nov-12           | Dec-12           | Jan-13           | Feb-13             | Mar-13             | Apr-13           | May-13           | Jun-13             | Jul-13             | Aug-13             | Sep-13             | Oct-13             | Nov-13             |
| <b>Revenue</b>                               |                    |                  |                    |                    |                  |                  |                  |                    |                    |                  |                  |                    |                    |                    |                    |                    |                    |
| Recurring                                    | 369,333            | 389,455          | 382,687            | 396,417            | 394,441          | 402,314          | 397,780          | 402,071            | 387,035            | 406,820          | 417,468          | 309,913            | 371,324            | 369,874            | 356,789            | 363,949            | 361,200            |
| Install                                      | 5,656              | 15,102           | (1,150)            | 1,750              | -                | -                | -                | -                  | 72,650             | 1,050            | 350              | 300                | 1,050              | 1,400              | -                  | (250)              | (225)              |
| UIA IRU                                      | 54,583             | 54,583           | 54,583             | 54,583             | 54,583           | 172,479          | 76,131           | 76,461             | 76,732             | 77,669           | 77,758           | 78,204             | 79,583             | 79,321             | 79,965             | 80,871             | 80,707             |
| <b>Total Revenue</b>                         | <b>429,572</b>     | <b>459,140</b>   | <b>436,120</b>     | <b>452,751</b>     | <b>449,024</b>   | <b>574,793</b>   | <b>473,911</b>   | <b>478,532</b>     | <b>536,417</b>     | <b>485,539</b>   | <b>495,576</b>   | <b>388,417</b>     | <b>451,957</b>     | <b>450,595</b>     | <b>436,754</b>     | <b>444,570</b>     | <b>441,682</b>     |
| <b>Administrative Expense</b>                |                    |                  |                    |                    |                  |                  |                  |                    |                    |                  |                  |                    |                    |                    |                    |                    |                    |
| Wages / Benefits                             | 418,710            | 347,411          | 354,069            | 363,904            | 378,281          | 375,946          | 357,071          | 362,381            | 542,567            | 327,335          | 351,206          | 273,770            | 376,040            | 339,568            | 338,832            | 308,629            | 344,848            |
| Advertising                                  | 1,244              | 1,153            | 1,500              | 1,100              | 1,300            | 1,300            | 1,300            | 1,200              | -                  | 1,300            | 2,600            | 1,300              | 1,300              | (200)              | 1,300              | 2,560              | 1,300              |
| Dues / Memberships                           | 100                | 25               | 25                 | 50                 | 25               | 25               | 62               | 35                 | 35                 | 25               | 25               | 25                 | 25                 | 25                 | 25                 | 25                 | 455                |
| Supplies                                     | 868                | 464              | 980                | 1,565              | 510              | 1,021            | 512              | 562                | 507                | 288              | 652              | 580                | 696                | 707                | 672                | 1,258              | 815                |
| Licenses                                     | -                  | -                | -                  | -                  | -                | -                | -                | -                  | -                  | -                | -                | -                  | -                  | -                  | 422                | -                  | -                  |
| Training / Seminars                          | 19                 | 1,151            | -                  | -                  | 200              | 250              | -                | -                  | -                  | 250              | -                | -                  | -                  | 625                | 50                 | -                  | 195                |
| Travel                                       | 3,648              | 1,246            | 87                 | 2,384              | 1,822            | 922              | 778              | 272                | 472                | 1,729            | 5,482            | 6,877              | 585                | 7,024              | 14,378             | 3,259              | 10,583             |
| Meeting Expense                              | 458                | 613              | 618                | 1,518              | 754              | 977              | 520              | 196                | 672                | 1,536            | 206              | 194                | 780                | 1,747              | 1,239              | 410                | 761                |
| Bank Service Charges                         | 159                | 140              | 154                | 142                | 154              | 819              | 787              | 859                | 824                | 785              | 886              | 826                | 815                | 828                | 801                | 824                | 848                |
| Telecom Expense                              | 4,679              | 7,787            | 1,690              | 20,314             | 6,596            | 8,227            | 13,401           | 7,973              | 3,169              | 5,028            | 4,352            | 4,951              | 5,939              | 2,330              | 3,786              | 9,868              | 3,451              |
| Computer Expense                             | 13,904             | 11,936           | 22,198             | 12,233             | 21,989           | 11,199           | 6,864            | 6,294              | 4,049              | 5,588            | 2,472            | -                  | 2,023              | 4,231              | 2,521              | 6,211              | 6,363              |
| Bad Debt Expense                             | -                  | -                | -                  | -                  | -                | -                | -                | -                  | -                  | -                | -                | -                  | -                  | -                  | -                  | -                  | -                  |
| Insurance                                    | 18,126             | 10,830           | 6,001              | 17,287             | 15,843           | 16,222           | 21,921           | 15,602             | 21,127             | 24,952           | 8,417            | 9,655              | 16,291             | 16,291             | 16,291             | 16,291             | 15,263             |
| Equipment                                    | 592                | 327              | 60                 | 4,273              | 964              | 926              | 1,148            | 873                | 1,746              | 1,356            | 1,672            | 556                | 862                | 3,724              | 4,078              | 5,197              | 229                |
| Vehicle Expense                              | 5,492              | 3,127            | 8,600              | 7,336              | 11,734           | 8,823            | (5,027)          | 3,102              | 4,177              | 6,261            | 4,177            | 5,633              | 8,425              | 7,796              | 4,148              | 4,851              | 4,575              |
| Occupancy                                    | 14,019             | 13,634           | 14,384             | 14,162             | 13,634           | 13,634           | 13,871           | 13,899             | 14,632             | 13,899           | 14,659           | 14,994             | 14,072             | 13,899             | 13,899             | 13,899             | 13,899             |
| Utilities                                    | 3,513              | 4,838            | 1,055              | 6,023              | 3,433            | 3,971            | 5,868            | 4,165              | 3,876              | 3,482            | 3,759            | 6,180              | 4,070              | 5,718              | 5,307              | 4,469              | 6,389              |
| Less install costs to be cap'd               | -                  | -                | -                  | -                  | -                | -                | -                | -                  | -                  | -                | -                | -                  | -                  | -                  | -                  | -                  | -                  |
| <b>Admin Expenses</b>                        | <b>485,532</b>     | <b>404,683</b>   | <b>411,421</b>     | <b>452,291</b>     | <b>457,239</b>   | <b>444,262</b>   | <b>419,076</b>   | <b>417,412</b>     | <b>597,852</b>     | <b>393,824</b>   | <b>400,566</b>   | <b>325,541</b>     | <b>431,921</b>     | <b>404,314</b>     | <b>407,747</b>     | <b>377,749</b>     | <b>409,975</b>     |
| <b>Professional Services</b>                 |                    |                  |                    |                    |                  |                  |                  |                    |                    |                  |                  |                    |                    |                    |                    |                    |                    |
| Accounting                                   | 2,000              | 2,000            | 2,000              | 2,000              | 2,000            | 2,000            | 3,000            | 3,000              | 3,000              | 3,000            | 3,000            | 3,000              | 3,000              | 3,000              | 3,000              | 3,000              | 3,000              |
| Payroll / HR                                 | 1,425              | 1,157            | 687                | 1,102              | 822              | 1,137            | 712              | 2,142              | 814                | 489              | 846              | 1,171              | 955                | 1,532              | 1,648              | 806                | 1,498              |
| Public Relations                             | 5,000              | 5,000            | 5,000              | 5,000              | 5,000            | 5,000            | 5,000            | 5,000              | -                  | -                | -                | -                  | -                  | -                  | -                  | -                  | -                  |
| IT Support                                   | -                  | -                | -                  | -                  | (1,125)          | -                | -                | -                  | (9,960)            | -                | -                | -                  | -                  | -                  | -                  | -                  | (350)              |
| Legal  | 19,712             | 12,427           | 35,397             | 19,661             | 26,315           | 45,341           | 137,883          | 143,881            | 129,920            | 70,375           | 37,830           | 67,317             | 79,302             | 93,419             | 57,247             | 158,558            | 35,845             |
| Lobbyists                                    | 6,000              | 10,500           | 16,500             | 20,500             | 16,500           | 16,500           | 14,500           | 21,000             | 28,772             | 17,000           | 18,000           | 3,250              | 14,000             | 13,750             | 13,500             | 13,000             | 13,750             |
| Consulting                                   | -                  | -                | -                  | -                  | -                | -                | -                | -                  | -                  | -                | -                | -                  | -                  | -                  | -                  | -                  | -                  |
| Contract Labor                               | 9,804              | 5,700            | 6,110              | 9,369              | 8,050            | 4,475            | 3,742            | 1,000              | 2,810              | 2,168            | 4,830            | 500                | (7,368)            | 9,415              | 10,214             | 12,119             | 10,556             |
| <b>Professional Services</b>                 | <b>43,941</b>      | <b>36,785</b>    | <b>65,694</b>      | <b>57,633</b>      | <b>57,562</b>    | <b>74,453</b>    | <b>164,837</b>   | <b>176,023</b>     | <b>155,356</b>     | <b>93,031</b>    | <b>64,506</b>    | <b>75,238</b>      | <b>89,889</b>      | <b>121,117</b>     | <b>85,609</b>      | <b>187,484</b>     | <b>64,299</b>      |
| <b>Total Agency Expense</b>                  | <b>529,473</b>     | <b>441,467</b>   | <b>477,115</b>     | <b>509,923</b>     | <b>514,801</b>   | <b>518,715</b>   | <b>583,914</b>   | <b>593,435</b>     | <b>753,208</b>     | <b>486,855</b>   | <b>465,072</b>   | <b>400,778</b>     | <b>521,811</b>     | <b>525,431</b>     | <b>493,356</b>     | <b>565,233</b>     | <b>474,274</b>     |
| <b>Network Management</b>                    |                    |                  |                    |                    |                  |                  |                  |                    |                    |                  |                  |                    |                    |                    |                    |                    |                    |
| Asset Management                             | -                  | -                | -                  | -                  | -                | -                | -                | -                  | -                  | -                | -                | -                  | -                  | -                  | -                  | -                  | -                  |
| Head End                                     | 34,175             | 22,846           | 22,541             | 26,612             | 33,553           | 32,710           | 34,253           | 34,782             | 36,593             | 29,397           | 25,995           | 16,423             | 31,097             | 34,538             | 29,549             | 31,353             | 32,477             |
| Field Maintenance                            | 75,338             | 42,235           | 51,580             | 46,781             | 58,825           | 154,829          | 59,371           | 46,426             | 38,215             | 47,490           | 40,613           | 112,170            | 90,524             | 78,791             | 63,080             | 80,943             | 70,752             |
| Electronic Maintenance                       | 12,509             | 13,914           | 10,963             | 10,963             | 15,963           | 24,621           | 9,753            | 13,600             | (1,570)            | 4,493            | 3,708            | 10,000             | 13,490             | 14,716             | 13,235             | 11,495             | 13,481             |
| Colocation Fees                              | 28,467             | 33,581           | 34,145             | 49,807             | 23,379           | 31,379           | 49,994           | 38,011             | 30,683             | 25,231           | 33,597           | 12,491             | 38,025             | 38,025             | 23,025             | 32,167             | 34,767             |
| Interconnect Fees                            | 12,987             | 13,886           | 13,900             | 21,462             | 21,478           | 22,500           | 13,978           | 13,906             | (545)              | 14,205           | 14,229           | -                  | 14,199             | 13,649             | 16,908             | 15,948             | 14,448             |
| Easements                                    | 10,020             | 10,020           | 10,020             | 10,929             | 10,565           | 10,564           | 26,204           | 10,407             | 14,754             | 15,161           | 15,161           | -                  | 11,159             | 9,125              | 22,142             | 10,397             | 16,097             |
| <b>Network Management</b>                    | <b>173,497</b>     | <b>136,482</b>   | <b>143,150</b>     | <b>166,554</b>     | <b>163,762</b>   | <b>276,603</b>   | <b>193,553</b>   | <b>157,132</b>     | <b>118,131</b>     | <b>135,977</b>   | <b>133,303</b>   | <b>151,084</b>     | <b>198,494</b>     | <b>188,845</b>     | <b>167,940</b>     | <b>182,302</b>     | <b>182,032</b>     |
| <b>Total Operating Expenses</b>              | <b>702,970</b>     | <b>577,950</b>   | <b>620,265</b>     | <b>676,477</b>     | <b>678,562</b>   | <b>795,319</b>   | <b>777,466</b>   | <b>750,567</b>     | <b>871,339</b>     | <b>622,832</b>   | <b>598,375</b>   | <b>551,863</b>     | <b>720,305</b>     | <b>714,276</b>     | <b>661,296</b>     | <b>747,535</b>     | <b>656,306</b>     |
| <b>Operating Profit (Loss)</b>               | <b>(273,397)</b>   | <b>(118,809)</b> | <b>(184,145)</b>   | <b>(223,726)</b>   | <b>(229,538)</b> | <b>(220,525)</b> | <b>(303,555)</b> | <b>(272,036)</b>   | <b>(334,922)</b>   | <b>(137,293)</b> | <b>(102,799)</b> | <b>(163,445)</b>   | <b>(268,348)</b>   | <b>(263,681)</b>   | <b>(224,543)</b>   | <b>(302,965)</b>   | <b>(214,624)</b>   |
| <b>Other Income / Expense</b>                |                    |                  |                    |                    |                  |                  |                  |                    |                    |                  |                  |                    |                    |                    |                    |                    |                    |
| Depreciation                                 | 377,496            | 377,496          | 377,496            | 377,186            | 377,186          | 377,186          | 377,186          | 377,186            | 376,745            | 376,745          | 376,745          | 1,576,000          | 389,196            | 376,621            | 401,373            | 388,692            | 388,692            |
| Misc Expense                                 | 43                 | 79               | -                  | (6,000)            | -                | -                | -                | (250)              | -                  | -                | -                | -                  | -                  | -                  | -                  | -                  | -                  |
| Interest Income                              | -                  | (0)              | -                  | -                  | -                | -                | -                | (19)               | (38)               | (19)             | (19)             | (19)               | (19)               | (19)               | (19)               | (19)               | (18)               |
| Other Income                                 | 482,948            | (812,815)        | (591,929)          | (383,553)          | (752,312)        | (860,948)        | (777,695)        | (576,245)          | (433,167)          | (649,621)        | (949,393)        | (404,693)          | (456,198)          | (271,980)          | (51,619)           | (551,261)          | (278,858)          |
| Interest Expense                             | 1,070,413          | 1,070,413        | 1,070,413          | 1,070,413          | 1,070,413        | 1,071,552        | 1,070,413        | 1,070,413          | 1,073,831          | 1,070,413        | 1,070,413        | 1,070,413          | 1,091,388          | 1,091,388          | 1,091,388          | 1,091,388          | 1,084,361          |
| Amort Bond Issue Costs                       | 9,161              | 9,161            | 9,161              | 9,161              | 9,161            | 9,161            | 9,161            | 9,161              | 9,161              | 9,161            | 9,161            | 9,161              | 9,161              | 9,161              | 9,161              | 9,161              | 9,161              |
| <b>Total Other Income / Expense</b>          | <b>1,940,062</b>   | <b>644,335</b>   | <b>865,142</b>     | <b>1,067,208</b>   | <b>704,449</b>   | <b>596,951</b>   | <b>679,065</b>   | <b>880,247</b>     | <b>1,026,533</b>   | <b>806,679</b>   | <b>506,907</b>   | <b>2,250,863</b>   | <b>1,033,528</b>   | <b>1,205,172</b>   | <b>1,450,265</b>   | <b>937,962</b>     | <b>1,203,337</b>   |
| <b>Net Income</b>                            | <b>(2,213,459)</b> | <b>(763,144)</b> | <b>(1,049,286)</b> | <b>(1,290,934)</b> | <b>(933,987)</b> | <b>(817,477)</b> | <b>(982,620)</b> | <b>(1,152,283)</b> | <b>(1,361,455)</b> | <b>(943,972)</b> | <b>(609,706)</b> | <b>(2,414,308)</b> | <b>(1,301,876)</b> | <b>(1,468,853)</b> | <b>(1,674,828)</b> | <b>(1,240,927)</b> | <b>(1,417,961)</b> |
| <b>Operating Profit (Loss)</b>               | <b>(273,397)</b>   | <b>(118,809)</b> | <b>(184,145)</b>   | <b>(223,726)</b>   | <b>(229,538)</b> | <b>(220,525)</b> | <b>(303,555)</b> | <b>(272,036)</b>   | <b>(334,922)</b>   | <b>(137,293)</b> | <b>(102,799)</b> | <b>(163,445)</b>   | <b>(268,348)</b>   | <b>(263,681)</b>   | <b>(224,543)</b>   | <b>(302,965)</b>   | <b>(214,624)</b>   |
| <b>Adjustments</b>                           |                    |                  |                    |                    |                  |                  |                  |                    |                    |                  |                  |                    |                    |                    |                    |                    |                    |
| Legal  | 8,712              | 1,427            | 24,397             | 8,661              | 15,315           | 34,341           | 126,883          | 132,881            | 118,920            | 59,375           | 26,830           | 56,317             | 48,646             | 75,410             | 46,247             | 135,719            | 24,845             |
| <b>Oper Profit (Loss) adj for Litigation</b> | <b>(264,686)</b>   | <b>(117,382)</b> | <b>(159,748)</b>   | <b>(215,065)</b>   | <b>(214,223)</b> | <b>(186,184)</b> | <b>(176,673)</b> | <b>(139,155)</b>   | <b>(216,003)</b>   | <b>(77,918)</b>  | <b>(75,969)</b>  | <b>(107,129)</b>   | <b>(2</b>          |                    |                    |                    |                    |

## 19. **Council Reports:**

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*(30 minutes)*

- A) MAG, COG, UIA, Utah Lake, ULCT, Budget Committee - Jeff Acerson
- B) Public Works, Irrigation/water, City Buildings - Van Broderick
- C) Planning, BD of Adjustments, General Plan, Budget Committee - Matt Bean
- D) Parks & Recreation, Trails, Tree Board, Cemetery - *(vacant)*
- E) Administration, Com Center Board, Lindon Days, Chamber of Commerce - Randi Powell
- F) Public Safety, Court, Animal Control, Historic Commission, Budget Committee - Jacob Hoyt

## 20. Administrator's Report:

(20 minutes)

### Misc Updates:

- Project Tracking List (see attached) - Anything you feel you need to review?
- Joshua Boren – updates on investigation and funerals. Working to see what benefits and life insurance may be available for family expenses.
  - Staff plans to re-evaluate top candidates from October selection process instead of starting new search to fill vacancy.
- 2012-13 Audit Report still pending. Have hired K&C accountants to finalize report.
- Mr. Lee – Storm water fee concerns. Has met with Staff and filed formal appeal to the Council.
- Sewer plant expansion – additional costs anticipated for UV treatment. Increases in treatment costs. Mark Christensen will be presenting in Feb to discuss rates and billing issues.

### Upcoming Meetings & Events:

- Newsletter Assignment: **Jake** - March newsletter article. *Due by last week in February.*
- Jan. 29<sup>th</sup> – ULCT Local Officials Day at the Legislature. 7:30am-2:00pm. Utah Capitol/Lunch @ Salt Palace. Registration required if interested.
- Feb. 3<sup>rd</sup> at Noon – ULCT Legislative Policy Committee at State Capitol, Rm W30 **Jeff, Adam**
- Feb. 11<sup>th</sup> at Noon – Engineering Meeting at Public Works **Jeff, Van, Randi**
- Feb. 10<sup>th</sup> at Noon – ULCT Legislative Policy Committee at State Capitol, Rm W30 **Jeff, Adam**
- Feb. 12<sup>th</sup> at 5:00-7:00pm – Bicycle Master Plan Public Open House at Community Center **All Council**
- Feb. 17<sup>th</sup> – Presidents Day. City Offices closed.
- Feb. 18<sup>th</sup> – Council vacancy interviews **All Council**
- Feb. 24<sup>th</sup> at Noon – ULCT Legislative Policy Committee at State Capitol, Rm W30 **Jeff, Adam**
- Feb. 27<sup>th</sup> at 6:00pm – Budget Kick-off Meeting & Dinner at City Center **All Council**
- March 3<sup>rd</sup> at Noon – ULCT Legislative Policy Committee at State Capitol, Rm W30 **Jeff, Adam**

### Future items:

- Policy Manual updates
- Fee and Utilities rate studies / review of active service military utility waivers
- Lindon Pumping Co. land – 725 E. 200 S., potential land sale/use by neighbor
- Planning Commission member vacancy

# Adjourn

As of January 13, 2014

## PROJECT TRACKING LIST

1 of 2

| APPLICATION NAME  | APPLICATION DATE                                   | APPLICANT INFORMATION                        | PLANNING COMM.                    | CITY COUNCIL  |
|---|--|--|-----------------------------------|---------------|
|   |  |  | DATE                              | DATE          |
| <b>Ordinance changes: LCC 17.38 'Bonds for Completion of Improvements to Real Property'</b>   | Sept. 2009   | City Initiated                               | ?                                 | ?             |
| <i>City initiated ordinance changes needed to bring code into compliance with current practices and State laws.</i>   |  |  |                                   |               |
| <b>Zone Change: Old Town Square</b>   | Feb 1, 2012  | Scott Larsen                                 | Feb. 14, continued                | Pending       |
| <i>Request for approval of a zone change for two parcels located at 873 West Center Street from R1-20 (Residential Low) to LI (Light Industrial).</i>   |  |  |                                   |               |
| <b>Property Line Adjustment: LBA Rentals</b>  | Mar 12, 2012                                       | Lois Bown-Atheling                           | N/A                               | N/A           |
| <i>Request for approval of a property line adjustment to clean up existing parcels lines for five parcels in the CG zone at 162 &amp; 140 South Main Street. This project is in conjunction with the Castle Park project.</i> |  |  |                                   |               |
| <b>Ordinance changes: LCC 17.32, 17.58, 17.66.020 'Subdivisions'</b>  | Nov. 2012  | City Initiated                               | Nov. 13, Dec. 11, Jan. 8, Jan. 22 | Feb. 5        |
| <i>City initiated ordinance changes needed to bring code into compliance with current practices and State laws.</i>   |  |  |                                   |               |
| <b>Site Plan: Lindon Senior Apartments</b>  | Sept. 2013   | Matt Gneiting                                | TBD                               | TBD           |
| <i>Request for site plan approval for senior housing apartments on State &amp; Main</i>   |  |  |                                   |               |
| <b>Major Subdivision: Old Rail Estates</b>  | Nov. 2013  | Scott Farrer                                 | Jan. 14, 2014                     | TBD           |
| <i>Request for a 14 lot subdivision at about 280 West 40 South.</i>   |  |  |                                   |               |
| <b>Ordinance Change: LCC 17.02 Definitions</b>  | Jan. 2014  | City Initiated                               | Jan. 14, 2014                     | Jan. 21, 2014 |
| <i>City initiated ordinance change to define Vault Security-Mini-Storage Units.</i>   |  |  |                                   |               |
| <b>Ordinance Change: LCC 17.17.130 Amended Site Plans</b>   | Jan. 2014  | City Initiated                               | Jan. 14, 2014                     | Jan. 21, 2014 |
| <i>City initiated change to allow staff approval of amended site plans for accessory buildings 1,000 square feet or less.</i>   |  |  |                                   |               |
| <b>Major Subdivision: Long Orchard</b>  | Jan. 2014  | Ivory Development                            | TBD                               | TBD           |
| <i>Request for a 11 lot subdivision to be located at approximately 170 South 400 East.</i>  |  |  |                                   |               |
|   |  |  |                                   |               |
|   |  |  |                                   |               |
|   |  |  |                                   |               |
|   |  |  |                                   |               |
| <b>NOTE: This Project Tracking List is for reference purposes only. All application review dates are subject to change.</b>   |  |  |                                   |               |
| <b><u>PC / CC Approved Projects - Working through final staff &amp; engineering reviews (site plans have not been finalized - or plat has not recorded yet):</u></b>  |  |  |                                   |               |
| <i>Stableridge Plat D (Vaughn Heath)</i>  | <i>Highlands at Bald Mountain</i>                  | <i>Tim Clyde – R2 Project</i>                |                                   |               |
| <i>BMA / Old Station Sq – site plan Lots 11 &amp; 12</i>  | <i>AM Bank – site plan</i>                         | <i>Joyner Business Park, Lot 9 site plan</i> |                                   |               |
| <i>Double A Estates Subdivision</i>   | <i>Old Station Square Plat D</i>                   | <i>Castle Park Amended Site Plan</i>         |                                   |               |
| <i>Southcreek Subdivision</i>   | <i>Olsen Industrial Park Sub., Plat A (Sunroc)</i> | <i>Homesteads at Coulson Cove Plats C</i>    |                                   |               |
| <i>West Meadows Indus. Sub (Williamson Subdivision Plat A)</i>  | <i>Keetch Estates, Plat A</i>                      | <i>Lindon Gateway II</i>                     |                                   |               |
| <i>Osmond Senior Subdivision</i>  | <i>Lindon Harbor Industrial Park II</i>            | <i>Meine Plat A</i>                          |                                   |               |
| <i>Freeway Business Park II</i>   | <i>Craig Olsen Site Plan</i>                       |  |                                   |               |
| <i>Valdez Painting Site Plan</i>  | <i>Murdock Hyundai Site Plan</i>                   | <i>Maverik Site Plan</i>                     |                                   |               |
| <i>Cullimore Court Subdivision</i>  | <i>LCD Business Center</i>                         | <i>Sam White Office/Warehouse Site Plan</i>  |                                   |               |
| <i>Eastlake at Geneva North Sub.</i>  | <i>Lindon Business Park Plat C</i>                 | <i>Lindon Business Park Bldg 4 Site Plan</i> |                                   |               |
| <i>Avalon Senior Living Site Plan</i>   | <i>Intermountain Turbine Site Plan</i>             | <i>Murdock Hyundai Plat Amendment</i>        |                                   |               |
| <i>Osmond Senior Living Site Plan</i>   | <i>Timpview RTC Expansion</i>                      | <i>Maxine Meadows Subdivision</i>            |                                   |               |
| <i>Green Valley Subdivision</i>   |  |  |                                   |               |

| Board of Adjustment                                  |                  |  |
|--|------------------|--|
| Applicant  | Application Date | Meeting Date                                   |
| Scott Farrer: Minimum Distance between offset roads  | September 2013   | Oct. 30; continued and subsequently withdrawn. |
| Lindon City: Bishops Storehouse Variance to Lot Size | January 2014     | TBD  |

| Annual Reviews  |                  |   |                                      |              |
|---|------------------|---|--------------------------------------|--------------|
| APPLICATION NAME  | APPLICATION DATE | APPLICANT INFORMATION   | PLANNING COMM.                       | CITY COUNCIL |
|   |                  |   | DATE                                 | DATE         |
| Annual review - Lindon Care Center<br>680 North State Street (File # 05.0383.8)<br><a href="mailto:administrator@lindoncare.com">administrator@lindoncare.com</a>   | Existing use.    | Lindon Care Center<br>Manager: Christine Christensen<br>801-372-1970.   | February 2014<br>Last Reviewed: 3/13 | N/A          |
| <i>Annual review of care center to ensure conformance with City Code. Care center is a pre-existing use in the CG zone.</i>   |                  |   |                                      |              |
| Annual review of CUP - Housing Authority of Utah County -<br>Group home. 365 E. 400 N. (File # 03.0213.1)<br><a href="mailto:lsmith@housinguc.org">lsmith@housinguc.org</a>   | Existing CUP     | Housing Auth. Of Utah County<br>Director: Lynell Smith<br>801-373-8333. | February 2014<br>Last Reviewed: 3/13 | N/A          |
| <i>Annual review of CUP to ensure conformance with City Code. Group home at entrance to Hollow Park was permitted for up to 3 disabled persons.</i>   |                  |   |                                      |              |
| Heritage Youth Services - Timpview Residential Treatment<br>Center. 200 N. Anderson Ln. (File # 05.0345)<br><a href="mailto:info@heritageyouth.com">info@heritageyouth.com</a> <a href="mailto:info@birdseyvertc.com">info@birdseyvertc.com</a> | Existing CUP     | HYS: Corbin Linde, Lynn Loftin<br>801-798-8949 or 798-9077              | February 2014<br>Last Reviewed: 3/13 | N/A          |
| <i>Annual review required by PC to ensure CUP conditions are being met. Juvenile group home is permitted for up to 12 youth not over the age of 18.</i>   |                  |   |                                      |              |

| Grant Applications  |   |
|---|---|
| Pending   | Awarded   |
| <b>CDBG 2014 Grant</b> – Senior Center Computer Lab   | <b>Heritage Trail Phase 2</b> – Trail construction grant. Awarded amount \$3,037,433<br>o Status –<br>▪ Construction beginning March 25, 2013<br>▪ To be completed by June 12, 2013   |
| <b>Bikes Belong</b> - Trail construction grant. Requested amount: \$10,000<br>o Status: NOT SELECTED FOR 2010. WILL RE-APPLY IN 2014. | <b>EPA STAG Grant</b> – Lindon Hollow Creek Ditch relocation. Awarded \$500,000<br>• Van Con awarded bid. Construction has started.   |
| <b>Land and Water</b> – Trail construction grant. Requested amount: \$200,000<br>o Status: NOT SELECTED. RE-APPLY IN 2014.            | <b>Utah State Parks 2011</b> – Non-motorized Trail grant: Awarded \$100,000<br>o Status – Environmental docs have been submitted to State<br>o Pending property dedication by PacifiCorp<br>• Intend to use funds towards completion of additional trail near power plant |
| <b>Hazard Mitigation Grant / MAG Disaster Relief Funds-</b> (pipe main ditch)   | <b>EDCUtah 2012</b> – Awarded \$2,000 matching grant for 700 North CDA consultant reimbursement.<br>o Proposed study / CDA creation in fall 2012. Estimated costs ~\$20,000.  |
| <b>FEMA Hazard Mitigation Grant</b> – (pipe Main Ditch)   | <b>State History Grant 2012</b> – New historical markers. Awarded \$800.00 (w/ 50% match from historical commission funds for total project cost of \$1,600).   |
|   | <b>MAG Bicycle Master Plan Study</b> Awarded funds to hire consultant to develop bicycle master plan to increase safety and ridership throughout the city.  |
|   | <b>Utah Heritage Foundation</b> — Lindon Senior Center Awarded 2013 Heritage Award in the Category of Adaptive Use Project.   |
|   | <b>CDBG 2013 Grant</b> – Senior Center Van (\$50,000). Funds dispersed July 2013  |

| Planning Dept - Projects and Committees                |   |                            |   |
|--|---|----------------------------|---|
| On-going activities (2014 yearly totals)               | Misc. projects  | UDOT / MAG projects        | Committees  |
| Building permits Issued: 2<br>New residential units: 0 | 2010-15 General Plan implementation (zoning, Ag land inventory, etc.) | 700 North CDA              | Utah Lake Commission Technical Committee: Bi-Monthly  |
| New business licenses: 4                               | Lindon Hollow Creek-Corps of Eng., ditch relocation                   | Lindon Bicycle Master Plan | MAG Technical Advisory Committee: Monthly   |
| Land Use Applications: 1<br>Drug-free zone maps: 0     | Lindon Heritage Trail Phase 3<br>Gateway RDA improvements             |                            | Lindon Historic Preservation Commission: Bimonthly<br>North Utah County Transit Study Committee |

| <b>Lindon Calls for Service</b>  |  |  |  |  |                                   |                                   |  |                    |
|----------------------------------|--|--|--|--|-----------------------------------|-----------------------------------|--|--------------------|
| <b>Monthly Statistics - 2013</b> |  |  |  |  |                                   |                                   |  |                    |
|                                  | <b>Engine 35<br/>Responses in<br/>Lindon</b> | <b>Rescue 35<br/>Responses in<br/>Lindon</b> | <b>Engine 35<br/>Responses in<br/>Orem</b> | <b>Rescue 35<br/>Responses in<br/>Orem</b> | <b>Mutual Aid -<br/>Engine 35</b> | <b>Mutual Aid -<br/>Rescue 35</b> | <b>Orem Sta.<br/>Responses<br/>in Lindon</b> | <b>Total Calls</b> |
| <i>January</i>                   | 33   | 33   | 29   | 39   | 3                                 | 3                                 | 23   | <b>163</b>         |
| <i>February</i>                  | 19   | 22   | 20   | 30   | 0                                 | 0                                 | 22   | <b>113</b>         |
| <i>March</i>                     | 36   | 32   | 24   | 13   | 1                                 | 1                                 | 11   | <b>118</b>         |
| <i>April</i>                     | 26   | 30   | 21   | 31   | 0                                 | 0                                 | 13   | <b>121</b>         |
| <i>May</i>                       | 27   | 28   | 21   | 20   | 1                                 | 1                                 | 20   | <b>118</b>         |
| <i>June</i>                      | 28   | 27   | 12   | 11   | 0                                 | 0                                 | 23   | <b>101</b>         |
| <i>July</i>                      | 38   | 44   | 10   | 12   | 2                                 | 2                                 | 23   | <b>131</b>         |
| <i>August</i>                    | 44   | 43   | 11   | 14   | 0                                 | 1                                 | 21   | <b>134</b>         |
| <i>September</i>                 | 37   | 35   | 14   | 14   | 0                                 | 1                                 | 26   | <b>127</b>         |
| <i>October</i>                   | 41   | 43   | 14   | 14   | 0                                 | 1                                 | 28   | <b>141</b>         |
| <i>November</i>                  | 28   | 31   | 7  | 9  | 1                                 | 0                                 | 20   | <b>96</b>          |
| <i>December</i>                  | 37   | 36   | 24   | 28   | 2                                 | 1                                 | 21   | <b>149</b>         |
|                                  |  |  |  |  |                                   |                                   |  |                    |
| <b>Total Calls</b>               | <b>394</b>                                   | <b>404</b>                                   | <b>207</b>                                 | <b>235</b>                                 | <b>10</b>                         | <b>11</b>                         | <b>251</b>                                   | <b>1512</b>        |

# Orem Fire

Orem, UT

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## Incidents for Zone for Date Range

Zone: Station 5 Lindon Response - Responses in Lindon Boundaries | Start Date: 12/01/2013 | End Date: 12/31/2013

| INCIDENT NUMBER | INCIDENT TYPE  | DATE       | LOCATION            | APPARATUS |
|-----------------|--|------------|---------------------|-----------|
| 2013-04452      | 251 - Excessive heat, scorch burns with no ignition    | 12/01/2013 | 302 N 400           | E-35,R-35 |
| 2013-04453      | 321 - EMS call, excluding vehicle accident with injury | 12/01/2013 | 144 S 1370          | E-35,R-35 |
| 2013-04461      | 321 - EMS call, excluding vehicle accident with injury | 12/02/2013 | 790 N 400           | E-35,R-35 |
| 2013-04464      | 321 - EMS call, excluding vehicle accident with injury | 12/02/2013 | 212 N Queensland CT | E-35,R-35 |
| 2013-04465      | 321 - EMS call, excluding vehicle accident with injury | 12/02/2013 | 163 S 1140          | E-35,R-35 |
| 2013-04472      | 321 - EMS call, excluding vehicle accident with injury | 12/02/2013 | 340 E 400           | E-35,R-35 |
| 2013-04481      | 300 - Rescue, EMS incident, other                      | 12/03/2013 | 135 S 640           | E-35,R-35 |
| 2013-04484      | 300 - Rescue, EMS incident, other                      | 12/03/2013 | 139 S State ST      | E-35,R-35 |
| 2013-04486      | 300 - Rescue, EMS incident, other                      | 12/03/2013 | 700 N Geneva RD     | E-35,R-35 |
| 2013-04487      | 322 - Motor vehicle accident with injuries             | 12/03/2013 | MM 275 I-15 NB      | E-33,R-33 |
| 2013-04489      | 322 - Motor vehicle accident with injuries             | 12/03/2013 | 555 S Geneva RD     | R-35      |
| 2013-04507      | 324 - Motor vehicle accident with no injuries.         | 12/04/2013 | 200 S Geneva RD     | E-35,R-35 |
| 2013-04522      | 321 - EMS call, excluding vehicle accident with injury | 12/05/2013 | 585 N State ST      | E-35,R-35 |
| 2013-04528      | 321 - EMS call, excluding vehicle accident with injury | 12/05/2013 | 778 N 40            | E-35,R-35 |
| 2013-04536      | 322 - Motor vehicle accident with injuries             | 12/06/2013 | 50 N State ST       | E-35,R-35 |
| 2013-04540      | 321 - EMS call, excluding vehicle accident with injury | 12/06/2013 | 685 N State ST      | E-35,R-35 |
| 2013-04541      | 321 - EMS call, excluding vehicle accident with injury | 12/06/2013 | 680 N State ST      | E-35,R-35 |
| 2013-04542      | 321 - EMS call, excluding vehicle accident with injury | 12/06/2013 | 680 N State ST      | E-35,R-35 |
| 2013-04550      | 321 - EMS call, excluding vehicle accident with injury | 12/07/2013 | MM 275 I-15 NB      | E-33,R-33 |

Only REVIEWED incidents included.

| INCIDENT NUMBER | INCIDENT TYPE  | DATE       | LOCATION       | APPARATUS                 |
|-----------------|--|------------|----------------|---------------------------|
| 2013-04556      | 324 - Motor vehicle accident with no injuries.         | 12/07/2013 | MM 275 I-15 SB | R-33                      |
| 2013-04562      | 320 - Emergency medical service, other                 | 12/07/2013 | 100 N State ST | R-35                      |
| 2013-04568      | 745 - Alarm system activation, no fire - unintentional | 12/08/2013 | 215 N 1800     | E-33,E-35,R-35,T-31       |
| 2013-04572      | 321 - EMS call, excluding vehicle accident with injury | 12/08/2013 | 690 W 100      | E-35,R-35                 |
| 2013-04582      | 321 - EMS call, excluding vehicle accident with injury | 12/09/2013 | MM 274 I-15 NB | E-33,R-32                 |
| 2013-04587      | 611 - Dispatched & cancelled en route                  | 12/09/2013 | 374 N 1200     | E-35,R-35                 |
| 2013-04589      | 611 - Dispatched & cancelled en route                  | 12/09/2013 | 215 N 1800     | E-35,R-35                 |
| 2013-04594      | 321 - EMS call, excluding vehicle accident with injury | 12/09/2013 | 558 N 550      | E-35,R-35                 |
| 2013-04597      | 321 - EMS call, excluding vehicle accident with injury | 12/09/2013 | 1100 W 135     | E-35,R-35                 |
| 2013-04605      | 900 - Special type of incident, other                  | 12/10/2013 | 528 W 200      | E-35,R-35                 |
| 2013-04607      | 321 - EMS call, excluding vehicle accident with injury | 12/10/2013 | 585 N State ST | E-35,R-35                 |
| 2013-04652      | 651 - Smoke scare, odor of smoke                       | 12/13/2013 | 185 N 1150     | BC-34,E-32,E-35,R-32,R-35 |
| 2013-04656      | 411 - Gasoline or other flammable liquid spill         | 12/13/2013 | MM 273 I-15 SB | BC-35,E-35,R-33           |
| 2013-04675      | 611 - Dispatched & cancelled en route                  | 12/15/2013 | 618 E 1640     | E-35,R-35                 |
| 2013-04676      | 611 - Dispatched & cancelled en route                  | 12/15/2013 | 275 W 200      | E-35                      |
| 2013-04682      | 321 - EMS call, excluding vehicle accident with injury | 12/15/2013 | 1292 E 150     | E-35,R-32                 |
| 2013-04700      | 321 - EMS call, excluding vehicle accident with injury | 12/16/2013 | 325 N Canal DR | E-35,R-35                 |
| 2013-04712      | 321 - EMS call, excluding vehicle accident with injury | 12/17/2013 | 400 W 600      | E-35,R-35                 |
| 2013-04738      | 321 - EMS call, excluding vehicle accident with injury | 12/19/2013 | 360 N State ST | E-35,R-35                 |
| 2013-04766      | 322 - Motor vehicle accident with injuries             | 12/22/2013 | MM 274 I-15 NB | E-33,R-33                 |
| 2013-04768      | 322 - Motor vehicle accident with injuries             | 12/22/2013 | MM 274 I-15 NB | E-33,R-33                 |
| 2013-04777      | 321 - EMS call, excluding vehicle accident with injury | 12/22/2013 | 175 S 120      | E-35,R-35                 |
| 2013-04778      | 321 - EMS call, excluding vehicle accident with injury | 12/22/2013 | 544 E Robin RD | E-33,R-33                 |

Only REVIEWED incidents included.

| INCIDENT NUMBER | INCIDENT TYPE  | DATE       | LOCATION       | APPARATUS |
|-----------------|--|------------|----------------|-----------|
| 2013-04780      | 321 - EMS call, excluding vehicle accident with injury | 12/22/2013 | 544 E Robin RD | E-35,R-35 |
| 2013-04815      | 321 - EMS call, excluding vehicle accident with injury | 12/25/2013 | 743 W 20       | E-35,R-35 |
| 2013-04837      | 300 - Rescue, EMS incident, other                      | 12/27/2013 | 1782 N 980     | E-35,R-35 |
| 2013-04894      | 321 - EMS call, excluding vehicle accident with injury | 12/31/2013 | 792 N 350      | E-35,R-35 |

**Total # Incidents: 46**

Only REVIEWED incidents included.



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