

2 The Lindon City Council held a regularly scheduled meeting on **Tuesday, January 5,**  
4 **2016, beginning at 7:00 p.m.** in the Lindon City Center, City Council Chambers, 100  
North State Street, Lindon, Utah.

6 **REGULAR SESSION** – 7:00 P.M.

8 Conducting: Jeff Acerson, Mayor  
Pledge of Allegiance: Doug Eastman  
10 Invocation: Mayor Acerson

12 **PRESENT** **ABSENT**

12 Jeff Acerson, Mayor  
14 Jacob Hoyt, Councilmember  
14 Randi Powell, Councilmember  
16 Matt Bean, Councilmember  
16 Van Broderick, Councilmember  
18 Carolyn Lundberg, Councilmember  
18 Adam Cowie, City Administrator  
20 Cody Cullimore, Chief of Police  
20 Kathryn Moosman, City Recorder

22

24 1. **Call to Order/Roll Call** – The meeting was called to order at 7:00 p.m.

24

26 2. **Presentations/Announcements** –

26 a) **Mayor/Council Comments** – There were no announcements at this time.

28 b) **Oath of Office Ceremony** – The Honorable W. Brent Bullock, Lindon City  
28 Municipal Justice Court Judge conducted the Oath of Office ceremony for the  
30 newly elected Councilmembers Matt Bean, Carolyn Lundberg, and Randi  
30 Powell who were sworn in for a four year terms each as Lindon City Council  
members.

32 c) **Swearing in of Appointed Officers** – With the advice and consent of the City  
32 Council, Mayor Jeff Acerson conducted the swearing-in of Kathy Moosman  
34 as City Recorder and Dona Haacke as City Treasurer. These positions are  
required to be appointed by the Mayor after each municipal election.

36 d) **Recognition:** Lindon Police Sergeant Doug Eastman was recognized by the  
36 Mayor and Council for successfully graduating from the prestigious FBI  
38 National Academy in Quantico, Virginia. The FBI National Academy is a  
professional development course for U.S. and international law enforcement  
40 leaders. It serves to improve the administration of justice in police  
42 departments and agencies at home and abroad and to raise law enforcement  
standards, knowledge, and cooperation worldwide.

44 e) **Recognition:** Introduction of new Police Officer, Derek Clegg – Chief  
44 Cullimore introduced newly hired Police Officer, Derek Clegg who was  
46 recognized and welcomed by the Mayor and Council to the Lindon City  
Police Department noting he will be a great addition to the Lindon City Police  
Department.

2           3. **Approval of Minutes** – The minutes of the regular meeting of the City Council  
4 meeting of December 1, 2015 and December 15, 2015 were reviewed. Also  
reviewed were the Joint Work Session Meetings from 12/8/15 and 5/26/15.

6           COUNCILMEMBER BRODERICK MOVED TO APPROVE THE MINUTES  
7 OF THE CITY COUNCIL MEETING OF DECEMBER 1, 2015 AND DECEMBER 15,  
8 2015 AND THE JOINT WORK SESSIONS DATED 12/8/15, AND 5/26/15 AS  
9 AMENDED. COUNCILMEMBER POWELL SECONDED THE MOTION. THE  
10 VOTE WAS RECORDED AS FOLLOWS:

11 COUNCILMEMBER POWELL            AYE  
12 COUNCILMEMBER BEAN             AYE  
13 COUNCILMEMBER BRODERICK        AYE  
14 COUNCILMEMBER HOYT             AYE  
15 COUNCILMEMBER LUNDBERG         AYE  
16 THE MOTION CARRIED UNANIMOUSLY.

18           4. **Consent Agenda** – No items.

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

22  
23 **CURRENT BUSINESS**

24           6. **Public Hearing** – **Disposal of Real Property: 107 N. Main and 119 N.**  
25 **Main.** The City Council will receive public comment on possible disposal or  
26 real property at 107 North Main and 119 North Main. Lindon City owns  
27 these two residential properties and uses a property management company to  
28 manage rental of the homes. The Council will determine if the properties are  
29 surplus properties and if they should be sold. Public notice of the disposal  
30 has been advertised.

31  
32           COUNCILMEMBER LUNDBERG MOVED TO OPEN THE PUBLIC  
33 HEARING. COUNCILMEMBER POWELL SECONDED THE MOTION. ALL  
34 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

35  
36           Mr. Cowie opened the discussion by explaining that based on direction from the  
37 City Council to go through the process of holding a public hearing for input on possible  
38 disposal (sale) of the properties. Tonight they will receive public comment on the  
39 possible disposal of real property located at 107 North Main and 119 North Main in  
40 Lindon. He further explained the City owns these two residential properties and uses a  
41 property management company to manage rental of the homes. He noted tonight the  
42 Council will determine if the properties are surplus properties and if they should be sold.  
43 He added that public notice of the disposal has been advertised. He went on to say the  
44 City has inventoried its real property assets and these two properties have been identified  
45 as possible surplus property that could be sold in order to use the revenues for other city  
46 projects.

2 Mr. Cowie then mentioned the following items for consideration:

- 4 1. Both properties are currently zoned PF (Public Facilities). The existing residential  
6 uses on the properties would be allowed to continue under the PF zoning, but a  
8 change in the zoning to residential may be beneficial for some buyers and their  
10 lenders. If the City follows similar commercial zoning in its future development  
12 and building setbacks of its remaining property around the homes, a 40' building  
14 setback may apply on property surrounding the two residential uses.
- 16 2. The City will need to survey and retain a small portion of property (or an  
18 easement) on the SW corner of 107 North Main property where the Lindon  
20 Heritage Trail cuts across the corner of the lot.
- 22 3. The City identified the properties in the 2008 Lindon City Parks, Trails, and  
24 Recreation Master Plan for possible use as parking areas adjacent to a  
26 conceptualized recreation center. This plan was adopted prior to the current  
28 Aquatics Center design and construction. Although the concept plan is part of the  
30 Parks Master Plan document, the City has not made any final determinations for  
32 what these properties would be used for in the future. It appears they were  
34 purchased with the intent of securing the land adjacent to other City property in  
36 order to control all the property within the block near the City Center campus.
- 38 4. The City has rented the properties for many years and has had to make significant  
40 investments in the sewer laterals and some plumbing in the aging homes. The City  
42 does annually profit from the rentals even after making repairs and improvements.  
44 See attached financial data over the last few years. The City does forecast that  
46 improvements and upgrades in the homes will be needed in the near future if the  
City intends to keep the homes as rental units into the future.

Mr. Cowie noted the City has obtained appraisals for both properties. If the Council determines the properties should be disposed of, the listing prices for the properties are suggested as follows:

107 N. Main: Listing price of \$247,250

119 N. Main: Listing price of \$234,600

Mr. Cowie then presented photos of the properties in question and called for any questions or comments from the Council. Mayor Acerson commented that the Council has the option to accept or reject any offers that may come in. Mr. Cowie confirmed that statement and noted staff has recommended that be included as part of the motion.

Councilmember Hoyt asked if any research has been done about the city not being able to sell under market value. Mr. Cowie stated he spoke with the City Attorney, Brian Haws, who indicated it has to be clearly identified and clearly established that a trade or compensation is occurring to justify why the properties would be sold under appraised value and also how it would benefit the public in order for it to be justified. Mr. Cowie stated Mr. Haws suggested taking at least the minimum of appraised value. Mayor Acerson called for any public comment at this time.

Commissioner Larry Ellertson addressed the Council. Commissioner Ellertson began by stating Mr. Cowie's comments are correct as when the property was purchased they did not know what the future held; the purpose was for a city center block, as it were, that was the purpose. The Council recognized at that time that it wasn't necessarily

2 an investment in terms of making money, although it has been bringing in revenue. His  
concern tonight is to encourage the Council, before disposing of the property, to be aware  
4 if they sell the properties they will have no control anymore and he would advise them,  
unless the money is really needed to not sell. He is aware that the city has obligations,  
6 but Lindon City is doing well, better than most cities, but he is assuming there is not an  
intended purpose for those resources at this point in time.

8 Mayor Acerson stated the funds received would be utilized towards the bonding  
effort for the fire station. Commissioner Ellertson suggested if there is the ability to bond  
10 but to still maintain the properties it may be a benefit in the future. He noted the purchase  
was an investment decision made back in time and they were looking towards the future  
12 as to give the city some flexibility. Commissioner Ellertson re-iterated that he would  
advise the Council to keep the property.

14 Councilmember Hoyt stated he has concerns about the amount of debt going  
towards the fire station. He also asked Commissioner Ellertson what he would foresee  
16 going into that specific area. Commissioner Ellertson replied it could be utilized for  
possible parking or possibly a trailhead. It could also provide better access to the city  
18 campus or utilized for expansion of existing buildings. He would suggest asking the  
residents in a public forum how they feel about it. He concluded by encouraging the  
20 Council to give some thought to the potential use of the properties and to remember once  
it is sold the city will have no control and someone else will determine what happens  
22 there.

24 Mayor Acerson called for any further public comments. Hearing none he called  
for a motion to close the public hearing.

26 COUNCILMEMBER POWELL MOVED TO CLOSE THE PUBLIC HEARING.  
COUNCILMEMBER BRODERICK SECONDED THE MOTION. ALL PRESENT  
28 VOTED IN FAVOR. THE MOTION CARRIED.

30 Councilmember Broderick stated he sees the value of keeping the ground and the  
city center campus feel, but also sees the potential for revenue; he sees the pros and cons of  
32 the issue. Councilmember Powell agreed the debt needs to be monitored, however, she will  
maintain her stand that we can't get it back if it is sold and she likes the idea of a campus  
34 feel; she would suggest keeping the options open. Councilmember Hoyt stated his stance  
hasn't changed and he appreciates Commissioner Ellertson's advice, however, in  
36 weighing the pros and cons he still sees the merits of paying down the debt.

38 Councilmember Lundberg expressed that she has been very mixed regarding this  
issue all along. She feels the timing seems fast and she has concerns if we jump to fast we  
won't have very long to deliberate if there is an offer and she would like to see what the  
40 Alpine School District's intentions are first as that could change how we look at this  
property. She went on to say the fact that the bonding mechanism has a non prepayment  
42 penalty and the fact we could pay it down (when and if we do decide to sell) is something  
to consider. She also pointed out that the city may have a great sales tax revenue year to  
44 bring the debt down also. There is also the 40 ft. setback that is a concern because if we  
are potentially thinking about enclosing the pool at some future time it may be a factor.  
46 She noted it is not costing anything to keep the properties; it is about the land and

2 controlling that asset. She is not totally against ever selling but she feels the timing of  
things are hanging in the balance.

4 Councilmember Bean stated he has concerns both ways, but he is leaning towards  
moving ahead to see what offers may come in. He feels the only imminent thing he sees  
6 affecting this would be something the school district might do, but he is not counting on  
anything there for several years; even if it did happen it would be difficult to see how it  
8 could impact those two properties but it possibly could. He is feeling like there is not likely  
to be an imminent capital need in that area and anything the city may do may be years  
10 away; he is leaning towards listing the properties and to allow some offers to come in.

12 Councilmember Powell clarified she sees the assets of listing the properties but  
agrees with Councilmember Lundberg that it's the wrong timing as the school district may  
or may not move quickly, but it won't affect those properties or the need for that land that  
14 may be affected by the school district's decision and how we use it (parking lot or  
trailhead, etc.). She is comfortable with banking that and keeping the assets. She also likes  
16 the campus feel.

18 Mayor Acerson commented that he likes the assets. He noted he was on the  
Council when the property was purchased and the intent was to secure the area for the city  
not knowing what it would become. He would suggest to wait and see what will happen  
20 and pointed out that we can see what it is worth and what the value is without stepping off  
the ledge and making the final decision; he can see the advantages both ways but it is  
22 making a positive cash flow. There was then some general discussion by the Council  
regarding possible uses and options with the property. Mr. Cowie stated there is a meeting  
24 scheduled with the Alpine School District (Rob Smith) in two weeks. There was also  
discussion about continuing the item for further discussion. Councilmember Powell went  
26 on the record stating she is uncomfortable in putting something out there for sale and then  
retracting it; she feels it is a waste of people's time; she would like to continue the  
28 discussion to obtain more information.

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

32 COUNCILMEMBER LUNDBERG MOVED TO CONTINUE THE  
DISCUSSION OF WHETHER OR NOT TO DISPOSE OF REAL PROPERTY  
34 OWNED BY LINDON CITY AT 107 NORTH MAIN AND 119 NORTH MAIN.  
COUNCILMEMBER POWELL SECONDED THE MOTION. THE VOTE WAS  
36 RECORDED AS FOLLOWS:

38 COUNCILMEMBER POWELL	AYE
COUNCILMEMBER BEAN	NAY
COUNCILMEMBER BRODERICK	AYE
40 COUNCILMEMBER HOYT	NAY
COUNCILMEMBER LUNDBERG	AYE

42 THE MOTION CARRIED THREE TO TWO.

44 7. **Discussion Item/Work Session – Anderson Farms; Ivory Homes**

46 ***Development.*** The City Council will discuss various aspects of the proposed  
Master Development Agreement between Lindon City and Ivory Development  
(Ivory Homes) and associated concept plans for the Anderson Farms Residential

2 Development. This is a discussion item and work session for Council members.  
3 No public comment will be taken at this time. Future public meetings will be  
4 held on this item in which public comment will be taken.

6 Hugh Van Wagenen, Planning Director, led this discussion by stating the City  
7 Council has held several joint work sessions with the Planning Commission and Ivory  
8 Homes to discuss the proposed west-side housing development, but they have not held a  
9 work session or discussion item as an individual Council. At the last meeting the Council  
10 expressed a desire to meet together in a work session to discuss the proposal in more  
11 depth and share matters of interest regarding the proposal prior to receiving additional  
12 public comment or feedback from the Planning Commission or the applicant. He noted  
13 that no motion is necessary for this discussion item and public comment will not be  
14 taken. This is just an opportunity for the City Council to discuss the Anderson Farms  
15 Master Planned Community as proposed by Ivory Development.

16 He then referenced the latest exhibits for the draft development agreement and  
17 also the table listing meetings held regarding the project. At this time he opened the  
18 meeting for discussion by the Council.

19 Councilmember Broderick led out the conversation by stating the Council has not  
20 had an opportunity to discuss each other's thoughts and concerns about the project with  
21 no decisions being made or outside input. Councilmember Broderick mentioned that he  
22 likes the idea of respecting people's property rights. He also likes the number of rooftops  
23 coming that is good for economic development and growth along the 700 North Corridor.  
24 He likes that Ivory Development is a good partner and has been pleased with their  
25 responsiveness.

26 Councilmember Broderick then articulated his concerns as this moves forward as  
27 follows: 1) to preserve and protect the businesses in that area with the proper buffer as to  
28 not adversely affect their business 2) building setbacks; he is starting to feel comfortable  
29 with a 7.5 side yard setback but he does not know what the magic number is as he is  
30 trying to avoid the clutter of houses 3) overall density and potential of demographic  
31 change and impact and 4) amount of traffic and how the amount of traffic is determined  
32 (per the traffic study).

33 Mark Christensen, City Engineer, then described the levels of service and how a  
34 traffic study works. He noted the traffic engineer evaluates the level of service (measure  
35 of adequacy) would be after the development is complete (only at peak times). There was  
36 then some general discussion regarding access management and how it improves the  
37 capacity. He also referenced where traffic signals will be located. Mr. Christensen gave  
38 his opinion that the traffic issues are definitely manageable it is just a question of what  
39 has to be done to make it manageable.

40 Councilmember Lundberg stated she appreciates the comments and discussion  
41 tonight and feels that Ivory is a quality partner to bring to Lindon. She mentioned there  
42 are a lot of win-win's overall and they have been very flexible on a lot of points.  
43 However, she would like to see some concrete tangible measures and clearly defined  
44 proven measures for our important industrial users that their interests will be protected.  
45 She mentioned Councilmember Broderick's concerns about the side setbacks stating she  
46 drove around several Ivory neighborhoods where they have smaller side setbacks and  
observed that not all of the property owners maximize their side yards; well over half

2 didn't. She can see the argument that a minimum setback needs to be defined but to also  
4 give some flexibility to the people overall. She mentioned her biggest concern is the  
number of doors on the apartment complexes and she would be willing to trade off  
something for less doors as it affects the culture of Lindon.

6 Councilmember Powell expressed her biggest concern is preserving the 20 ft.  
front setbacks (townhomes and single family) and ensuring that they are appropriate with  
8 availability for cars, parking etc. Councilmember Powell also appreciates Ivory's efforts  
and agreed she would like to see some clearly defined measures that ensure the buffering  
10 in the industrial areas. There was then some general discussion regarding density and  
setbacks.

12 Councilmember Hoyt agreed that Ivory Development is a high quality builder and  
a great team to work with and pointed out they have taken a large piece of property and  
14 created a great synergy and sense of community. He mentioned the key piece of  
information is that we need the rooftops if we want the commercial growth on the 700  
16 north corridor. He added that Lindon City has never taken on or even considered a big  
project like this as our motto has always been "a little bit of country." He mentioned in  
18 the approved budget there is a focus/goal included in the mission statement with a focus  
on low density housing. He then read the mission statement. The budget goal also focuses  
20 on economic development which he feels are two conflicting goals. He noted that  
Pleasant Grove has a moratorium on high density projects with several other cities as well.  
22 He added that some large banks have also stopped financing high density projects.  
Councilmember Hoyt then mentioned his three conclusions/concerns as follows: 1)  
24 apartment density is too high and percentages 2) 5 foot setbacks 3) protecting our business  
community in our industrial areas. Councilmember Hoyt expressed that he thinks this can  
26 be a win-win situation and we are getting closer and it is good to see the different  
perspectives here tonight.

28 Councilmember Bean commented that he appreciates all the work that has gone  
into this project. He pointed out that this is a much different, more ambitious project than  
30 Lindon residents haven't anticipated seeing even in the next 10 years. He also feels the  
units per acre is high and he has concerns along with the other Councilmembers about the  
32 higher density. He feels it is important to recognize that the west side is a different animal  
than the rest of the city meaning there are several issues that would lead us to be more open  
34 to different kinds of development in that area; which has been done. He too wants to  
protect the businesses that are already there although we need to remember that most of the  
36 time (when we talk about buffering commercial or industrial zones from residential) we are  
usually protecting the residential but because the businesses were there first we have turned  
38 that around. He wants to make sure we are careful to remember if we do change the zone  
and land use we are also protecting future residents from the businesses there so it is a more  
40 balanced approach. He also feels that nothing that has been done could be construed that  
we are even implicitly pushing any businesses out of Lindon; he doesn't feel that anyone  
42 can make that case. He would also like to have further discussion about building height on  
the apartments and to make sure there are two car garages as he does have concerns about  
44 on street parking in the high density areas.

46 Councilmember Lundberg brought up Councilmember Hoyt's comments regarding  
other cities enacting a moratorium on high density apartments stating she feels that is  
because they have reached a saturation point or even beyond the percentage they are

2 comfortable with. She stated we should determine what our saturation point is. She agrees  
with Councilmember Bean comments about the west side and the ‘little bit of country’ but  
4 we didn’t have a developer coming here and thinking that ½ acre estates would be  
marketable, and after a decade of sitting idle that is not the direction it is going to go. She  
6 stated that she believes that working with a partner like Ivory gives the opportunity to not  
have a piece meal, random development but to have a beautifully planned community is a  
8 benefit. She would like to find a balance with the percentage of single family homes vs.  
apartment rentals and what it does to the community and how it will look visually and to  
10 still feel like it is part of the community.

Councilmember Powell mentioned that she appreciates Ivory’s willingness to  
12 consider the motif theme of “a little bit of country” in their development. She mentioned, to  
Councilmember Bean’s point, of the west side being a “different animal” stating she  
14 believes this Council would not consider anything similar on the east side of Geneva Road  
as there is existing higher density housing there that has been tested and they are a  
16 community that likes to have their voices heard. She appreciates that the existing  
community is a part of the city and feels this new development will bring fine individuals  
18 that will be great residents and citizens of Lindon. She feels that Ivory is a smart company  
that will do what they need to do to make this profitable and will not over saturate any  
20 more than they need to because they don’t want empty units. She is comfortable overall  
with the way the project sits but she does have some concerns with traffic flow, on street  
22 parking and the high density. She finds Ivory to be quality builder and the fact that this  
coming in as a master planned community is great and she wants to continues to see this  
24 project through.

Councilmember Broderick thanked the Council for their willingness to have this  
26 discussion and he appreciated the conversation and good input as it was very helpful.  
Mayor Acerson mentioned an email sent from UIS. Mr. Cowie stated the email has been  
28 forwarded to the City Attorney to take into consideration. Mayor Acerson called for any  
further comments or discussion from the Council. Hearing none he moved on to the next  
30 agenda item.

32 8. **Review and Action** – *Mayor Pro Tem & Councilmember assignments*  
(*Resolution #2016 -1-R*). This is a request by Mayor Acerson for the Council’s  
34 consent to the appointments of 2016 Mayor pro tem and other Councilmember  
duties and appointments as assigned by the Mayor, including appointment of all  
36 Council members as Board members of the Lindon City Redevelopment  
Agency (RDA). The Mayor pro tem appointment will rotate quarterly among  
38 City Council members as listed in Resolution #2016-1-R.

40 Mr. Cowie opened the discussion by stating this item is a request by Mayor  
Acerson for the Council’s consent to the appointments of 2016 Mayor pro tem and other  
42 Councilmember duties and appointments as assigned by the Mayor, including  
appointment of all Council members as Board members of the Lindon City  
44 Redevelopment Agency (RDA). He noted the Mayor pro tem appointment will rotate  
quarterly among City Council members as listed in Resolution #2016-1-R. He then  
46 referenced the Resolution and Councilmember assignments list. Councilmember Powell  
suggested putting together a list of assignment descriptions in a handbook. Mr. Cowie

2 stated that is a good suggestion and they will put something together and work towards that  
4 end. There was then some general discussion regarding the Council assignment list and the  
Mayor pro tem schedule.

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

8 COUNCILMEMBER HOYT MOVED TO APPROVE RESOLUTION 2016-1-R  
AS PRESENTED. COUNCILMEMBER LUNDBERG SECONDED THE MOTION.

10 THE VOTE WAS RECORDED AS FOLLOWS:

12 COUNCILMEMBER POWELL AYE  
13 COUNCILMEMBER BEAN AYE  
14 COUNCILMEMBER BRODERICK AYE  
15 COUNCILMEMBER HOYT AYE  
16 COUNCILMEMBER LUNDBERG AYE

THE MOTION CARRIED UNANIMOUSLY.

18 9. **Review & Action** – ***BOR Grant & Allocation of Matching Funds (Resolution***  
20 ***#2016-2-R)***. This is a request by staff for the Council’s review and  
21 consideration of Resolution #2016-2-R outlining the grant application submittal  
22 to the Bureau of Reclamation (BOR) Water Conservation Field Services  
23 Program and allocating \$15,000 in matching funds (from the Water enterprise  
24 fund) to assist in a water conservation & cost analysis study for the North Union  
Canal.

26 Mr. Cowie opened the discussion by stating this item is a request by staff for the  
27 Council’s review and consideration of Resolution #2016-2-R outlining the grant  
28 application submittal to the Bureau of Reclamation (BOR) Water Conservation Field  
29 Services Program and allocating \$15,000 in matching funds (from the Water enterprise  
30 fund) to assist in a water conservation & cost analysis study for the North Union Canal.  
31 He then referenced the Resolution and Draft grant application. He explained the future of  
32 secondary water delivery through the North Union Canal is a critical issue and a concern  
33 for the City and will be a significant project. Mr. Cowie noted that Lindon City is not the  
34 canal owner or canal operator but is the largest shareholder. He stated it is a critical piece  
35 of our infrastructure but we do not own it outright. He mentioned they have had several  
36 meetings with Pleasant Grove and Orem City over the last few months and it is a step in  
the right direction if we get this grant approved.

38 Mr. Cowie explained this grant will enable the City to hire qualified engineers to  
39 perform a feasibility and cost analysis on water conservation and piping within the canal  
40 and provide options for water loss. He noted that Debbie Cullimore, Lindon City  
41 Receptionist, assisted in the preparation of this grant application which was very helpful.  
42 He added that the appropriation of matching funds (50%) will be earmarked and only  
43 used of the grant is awarded. There was then some general discussion by the Council  
44 regarding the grant.

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

2 COUNCILMEMBER BRODERICK MOVED TO APPROVE RESOLUTION  
#2016-2-R AUTHORIZING THE SUBMITTAL OF THE GRANT APPLICATION TO  
4 THE BOR, INCLUDING THE APPROPRIATION OF FUNDING NOT TO EXCEED  
\$15,000 FROM THE WATER ENTERPRISE FUND FOR MATCHING FUNDS  
6 TOWARDS THE GRANT. COUNCILMEMBER POWELL SECONDED THE  
MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

8 COUNCILMEMBER POWELL AYE

COUNCILMEMBER BEAN AYE

10 COUNCILMEMBER BRODERICK AYE

COUNCILMEMBER HOYT AYE

12 COUNCILMEMBER LUNDBERG AYE

THE MOTION CARRIED UNANIMOUSLY.

14

10. **Review and Action** – *Lindon Baseball program funding & administration.*

16 This is a request by Parks & Recreation Director, Heath Bateman, for the  
Council’s review and consideration of the 2016 Lindon Baseball program and  
18 whether or not to take the program in-house under full direction and funding of  
Lindon City Parks & Recreation. The program has received past support and  
20 limited funding from Lindon City, but was primarily a self-funded parent run  
organization. The Utah Boys Baseball Association (UBBA) is no longer  
22 accepting teams run by parent organizations to participate with season and  
tournament.

24

Mr. Cowie opened the discussion by stating this item is a request by Parks &  
26 Recreation Director, Heath Bateman, for the Council’s review and consideration of the  
2016 Lindon Baseball program and whether or not to take the program in-house under  
28 full direction and funding of Lindon City Parks & Recreation. He noted the program has  
received past support and limited funding from Lindon City, but was primarily a self-  
30 funded parent run organization. He noted if brought in-house the program is not  
anticipated to be cost self-sufficient. The estimated expenses of about \$18,414 for the  
32 2016 season will potentially be offset by estimated revenues of \$15,480 (this does not  
include overhead costs). Mr. Cowie expressed his opinion that if this action is taken it  
34 will be a significant burden on staff and more that they can handle and would require  
hiring an additional part time employee.

36 Mr. Bateman then addressed the Council by giving some background stating the  
Utah Boys Baseball Association (UBBA) is no longer accepting teams run by parent  
38 organizations to participate with season and tournament play for Mustang, Pinto, and  
Pony leagues. Mr. Bateman then referenced a letter sent from UBBA Board. He noted  
40 this is simply a fact of disorganization and/or unfair play. He stated that UBBA is the  
baseball tournament and we can either not participate or go through other cities and pay  
42 their non-resident fees.

Mr. Bateman then referenced the Program Cost Analysis including total revenues  
44 and expenses followed by discussion. He noted he would like the Council to consider  
having the city have complete financial control if approved. The parents organization  
46 would continue to help as they have in the past albeit the financial aspect. This does not  
include the elementary baseball program which is a recreation league and a very good

2 program. He noted we do have an asset in our great ballfields. Mr. Bateman expressed his  
4 opinion that this can be brought in-house and can be successful. He agreed that a part  
time employee and an intern may be needed to help facilitate and run the program.

6 Mayor Acerson asked Mr. Bateman if this is brought in-house under the Parks &  
Recreation Department umbrella how much the council would need to appropriate to run  
8 the program. Mr. Bateman stated he would need approximately \$18,000 to \$20,000 to  
run it efficiently and to cover expenses. Mr. Cowie stated if the Council is comfortable  
subsidizing the program then he feels the program can be brought in-house.

10 Councilmember Broderick suggested trying it for a year and advertise for an intern.

12 Councilmember Hoyt agreed with that statement. Councilmember Lundberg commented  
that she feels the amount of subsidization for the 91 kids this program would facilitate is  
high and she feels those kids could be absorbed into other city programs easily.

14 Councilmember Powell agreed with Councilmember Broderick's suggestion to try it for a  
year and pointed out it is a long standing Lindon tradition. Councilmember Bean stated  
16 he would also agree to give it a try but feels it would require several years. Mr. Bateman  
concluded by stating he is willing to run it and make it work with the understanding that  
18 the city have full financial control.

20 Following some additional discussion the Council agreed to bring the Baseball  
Program in-house with the conditions discussed listed in the motion.

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

24 COUNCILMEMBER BRODERICK MOVED TO APPROVE BRINGING THE  
LINDON BASEBALL PROGRAM IN HOUSE WITH THE FOLLOWING  
26 CONDITIONS; 1. THAT LINDON CITY WILL HAVE COMPLETE FINANCIAL  
CONTROL AND 2. IF NEEDED TO HIRE A PART TIME EMPLOYEE AND 3. TO  
28 BRING IN AN INTERN IF NEEDED AND 4. TO REPORT BACK TO THE COUNCIL  
AFTER THE FIRST YEAR (SEASON) AND 5. TO APPROPRIATE  
30 APPROXIMATELY \$18,000 TO \$20,000 TO FACILITATE THE PROGRAM PER  
CITY COUNCIL APPROVAL. COUNCILMEMBER POWELL SECONDED THE  
32 MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER POWELL AYE

34 COUNCILMEMBER BEAN AYE

COUNCILMEMBER BRODERICK AYE

36 COUNCILMEMBER HOYT AYE

COUNCILMEMBER LUNDBERG AYE

38 THE MOTION CARRIED UNANIMOUSLY.

- 40 11. **Public Hearing** – **Fee Schedule Change (Resolution #20163-3-R)**. This is a  
42 request by Parks & Recreation Director, Heath Bateman, for fee schedule  
updates to rental rates and rental times at the Veterans Hall, including allowance  
44 of Sunday rentals and rentals to non-residents as listed in Resolution #2016-3-R.

46 COUNCILMEMBER BRODERICK MOVED TO OPEN THE PUBLIC  
HEARING. COUNCILMEMBER POWELL SECONDED THE MOTION. ALL  
PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

2

Mr. Bateman explained this is a request for fee schedule updates to rental rates and rental times at the Veterans Hall, including allowance of Sunday rentals and rentals to non-residents. He then referenced the fee schedule changes noting the highlighted items followed by discussion. Mr. Bateman noted that there is an item that was inadvertently left off the schedule regarding the use of tobacco and alcohol not be allowed at the Veteran’s Hall. Following the discussion the Council agreed to approve the updates to the fee schedule and rental rates at the Veterans Hall with the condition listed in the motion.

Mayor Acerson called for any public comments. Hearing none he called for a motion to close the public hearing.

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

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

COUNCILMEMBER HOYT MOVED TO APPROVE RESOLUTION #2016-3-R OUTLINING CHANGES TO THE VETERANS HALL RENTAL FEES AND STIPULATIONS WITH THE ADDITIONAL CONDITION ADDED TO THE FEE SCHEDULE THAT NO ALCOHOL OR TOBACCO BE ALLOWED. COUNCILMEMBER BRODERICK SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:  
COUNCILMEMBER POWELL            AYE  
COUNCILMEMBER BEAN            AYE  
COUNCILMEMBER BRODERICK      AYE  
COUNCILMEMBER HOYT            AYE  
COUNCILMEMBER LUNDBERG      AYE  
THE MOTION CARRIED UNANIMOUSLY.

12. **Review & Action** – **Planning Commission Appointment.** This is a request by Staff and Councilmember Bean to appoint Charles Keller of 1512 West 540 North, Lindon to fill a vacancy on the Planning Commission. If appointed, Mr. Keller will serve a three-year term which will expire the last day of January 2019, or until his respective successor has been appointed.

Mr. Cowie explained this is a request by Staff and Councilmember Bean to appoint Charles Keller of 1512 West 540 North, Lindon to fill a vacancy on the Planning Commission. If he is approved and appointed tonight, Mr. Keller will serve a three-year term which will expire the last day of January 2019, or until his respective successor has been appointed. Mr. Cowie then referenced the letter of appointment for Mr. Keller. He mentioned that Lindon has had a couple vacancies on the Planning Commission and Mr. Keller has been approached by Staff and has expressed his willingness and interest in the appointment and in serving the city in this capacity.

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

4  
6 COUNCILMEMBER POWELL MOVED TO APPROVE THE APPOINTMENT  
OF CHARLES KELLER AS A LINDON CITY PLANNING COMMISSIONER FOR A  
THREE-YEAR TERM. COUNCILMEMBER BEAN SECONDED THE MOTION.

8 THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER POWELL AYE

10 COUNCILMEMBER BEAN AYE

COUNCILMEMBER BRODERICK AYE

12 COUNCILMEMBER HOYT AYE

COUNCILMEMBER LUNDBERG AYE

14 THE MOTION CARRIED UNANIMOUSLY.

16 13. **COUNCIL REPORTS:**

18 **Councilmember Powell** – Councilmember Powell reported the Little Miss Lindon  
pageant is coming up in March and would encourage the Council to attend. She also  
20 mentioned her concerns about temporary signage.

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

24 **Chief Cullimore** – Chief Cullimore reported they had a police truck hit by an ambulance  
during the recent snowstorm noting Orem City is taking care of the damages. He also  
26 reported they received the \$2,500 grant from Walmart. He reported that the Nova  
graduation is next Friday and Councilmember Powell will be attending.

28  
30 **Councilmember Lundberg** – Councilmember Lundberg had nothing to report at this  
time.

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

34 **Councilmember Broderick** – Councilmember Broderick reported he received some  
citizen comments regarding some cul-de-sacs not getting plowed. Mr. Cowie stated it  
36 may take several days for the plows to get to the cul-de-sacs. Councilmember Broderick  
commented that he liked the correspondence and discussion tonight regarding the Ivory  
38 Development.

40 **Mayor Acerson** – Mayor Acerson reported he will be attending the upcoming Utah Lake  
Commission and MAG meetings. He noted he was pleased to hear that the Walmart grant  
42 came through.

44 **Administrator's Report:**

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

46 **Misc. Updates:**

- 2 • December City newsletter
- Thanks for supporting Employee Christmas party
- 4 • Vehicle damage to Police truck caused by other driver. In process of being repaired.
- 6 • Weekly Legislative Policy Committee meetings start Monday the 11th at the Capital.
- 8 • Misc. Items

**Upcoming Meetings & Events:**

- 10 • January 1st – City offices closed for New Year’s Day
- January 5th – Swearing-in of elected City Council members
- 12 • January 18th – City offices closed for Martin Luther King day
- February 9th at noon – Engineering coordination meeting at Public Works. Councilmember Broderick and Mayor Acerson will attend.
- 14 • February 11th at 6:00pm. – Budget kick-off meeting. Dinner/work session
- 16 • February 15th – City offices closed for Presidents Day
- 18 • April 4th (Monday) – Public Works Director Job interviews. Councilmember Broderick and Mayor Acerson will attend.

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

22

**Adjourn** –

24

26 COUNCILMEMBER POWELL MOVED TO ADJOURN THE MEETING AT 10:31 PM. COUNCILMEMBER BRODERICK SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

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Approved – January 5, 2016

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Kathryn Moosman, City Recorder

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Jeff Acerson, Mayor