

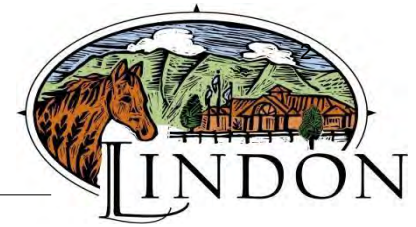
Lindon City Council Staff Report



Prepared by Lindon City
Administration

December 20, 2021

Notice of Meeting of the Lindon City Council



The Lindon City Council will hold a meeting beginning at **5:15 p.m. on Monday, December 20, 2021** in the Lindon City Center Council Chambers, 100 North State Street, Lindon, Utah. Meetings are broadcast live at www.youtube.com/user/LindonCity. The agenda will consist of the following:

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



REGULAR SESSION – 5:15 P.M. - Conducting: Randi Powell; Mayor Pro Tem
Invocation: Jake Hoyt
Pledge of Allegiance: By invitation

1. Call to Order / Roll Call

(Review times are estimates only)
(2 minutes)

2. Approval of Minutes: The minutes of the regular City Council meeting of November 15, 2021 will be reviewed.

(5 minutes)

3. Presentations and Announcements

- a) Comments / Announcements from Mayor and Council members.
- b) Oath of Office: Taryn Harmon has completed her Special Function Officer certification and will be sworn-in as a Reserve Officer in the Lindon City Police Department.

(5 minutes)

4. Council Reports

(10 minutes)

5. Administrator's Report

(5 minutes)

6. Open Session for Public Comment *(For items not listed on the agenda)*

(10 minutes)

7. Consent Agenda — *(Items do not require public comment or discussion and can all be approved by a single motion.)* There are no consent agenda items presented for approval.

(5 minutes)

8. Public Hearing — FY2021-22 Fee Schedule Amendments; Resolution #2021-25-R. The Council will review and consider Resolution #2021-25-R regarding amendments to the FY2021-22 fee schedule.

(15 minutes)

9. Review & Action — Voter Participation Areas; Resolution #2021-26-R. The Council will review and consider Resolution #2021-26-R approving the Voter Participation Areas Map.

(15 minutes)

10. Review & Action — Opioid Settlement Agreement; Resolution #2021-27-R. The Council will review and consider Resolution #2021-27-R approving the Opioid Settlement Agreement.

(15 minutes)

Adjourn

All or a portion of this meeting may be held electronically to allow a council member to participate by video conference or teleconference. Staff Reports and application materials for the agenda items above are available for review at the Lindon City Offices, located at 100 N. State Street, Lindon, UT. For specific questions on agenda items our staff may be contacted directly at (801)785-5043. City Codes and ordinances are available on the City web site found at www.lindoncity.org. The City of Lindon, in compliance with the Americans with Disabilities Act, provides accommodations and auxiliary communicative aids and services for all those citizens in need of assistance. Persons requesting these accommodations for city-sponsored public meetings, services programs or events should call Kathryn Moosman, City Recorder at 801-300-8437, giving at least 24 hours-notice.

CERTIFICATE OF POSTING:

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

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

Date: December 16, 2021; Time: 2:00 p.m.; Place: Lindon City Center, Lindon Police Dept., Lindon Community Development, Lindon Public Works, Lindon Community Center, Lindon Senior Center

Meetings are broadcast live at www.youtube.com/user/LindonCity

REGULAR SESSION – 7:30 P.M. - Conducting: Randi Powell, Mayor pro tem

Invocation: Jake Hoyt

Pledge: By invitation

Item 1 – Call to Order / Roll Call

December 20, 2021 Lindon City Council meeting.

Jeff Acerson

Carolyn Lundberg

Van Broderick

Jake Hoyt

Mike Vanchiere

Randi Powell

Staff present: _____

Item 2 – Approval of Minutes

- Review and approval of City Council minutes: **December 6, 2021 City Council Minutes.**

2 The Lindon City Council regularly scheduled meeting on **Monday, December 6, 2021,**
 4 **at 7:30 pm** in the Lindon City Center, City Council Chambers, 100 North State Street,
 Lindon, Utah.

6 **REGULAR SESSION – 7:30 P.M.**

8 Conducting: Jeff Acerson, Mayor
 Invocation: Mike Vanchiere
 10 Pledge of Allegiance: Jeff Acerson

12 **PRESENT**

EXCUSED

Jeff Acerson, Mayor
 14 Van Broderick, Councilmember
 Carolyn Lundberg, Councilmember
 16 Jake Hoyt, Councilmember
 Randi Powell, Councilmember
 18 Mike Vanchiere, Councilmember
 Adam Cowie, City Administrator
 20 Brian Haws, City Attorney
 Mike Florence, Planning Director
 22 Mike Brower, Chief of Police
 Kathryn Moosman, City Recorder

24
 1. **Call to Order/Roll Call** – The meeting was called to order at 7:30 p.m.

26
 2. **Approval of Minutes** – The minutes of the regular City Council meeting of
 28 November 15, 2021 were reviewed.

30 COUNCILMEMBER BRODERICK MOVED TO APPROVE THE MINUTES
 OF THE REGULAR CITY COUNCIL MEETING OF NOVEMBER 15, 2021 AS
 32 PRESENTED. COUNCILMEMBER POWELL SECONDED THE MOTION. THE
 VOTE WAS RECORDED AS FOLLOWS:

34 COUNCILMEMBER LUNDBERG AYE
 COUNCILMEMBER BRODERICK AYE
 36 COUNCILMEMBER HOYT AYE
 COUNCILMEMBER POWELL AYE
 38 COUNCILMEMBER VANCHIERE AYE
 THE MOTION CARRIED UNANIMOUSLY.

40
 42 **3. Presentations and Announcements:**

44 a) Comments/Announcements from Mayor and Council members.

46 **4. COUNCIL REPORTS:**

2 **Councilmember Hoyt** – Councilmember Hoyt expressed his appreciation for the good
 4 efforts by the Parks and Recreation Dept. on the recent Christmas events. He noted he
 6 attended the Santa Parade that went throughout the city which was such an awesome
 event. He also reported he will be attending the PG/Lindon Chamber of Commerce Board
 meeting this Wednesday.

8 **Councilmember Vanchiere** – Councilmember Vanchiere reported they are in the
 10 process of doing the annual evaluation of Neil Schwendiman (Manager) at the North
 Pointe Solid Waste District noting he is doing a fantastic job as he has set goals and he
 12 has reached or surpassed those goals. They also approved the annual operating budget
 noting they finished with a nice surplus; he was out at the landfill on Saturday and they
 14 are very busy and doing well. Councilmember Vanchiere also mentioned he was called
 to the Orem Utah mission. He noted he has been at the MTC training so he has missed a
 few events recently. He also reported the Planning Department is doing very well and
 16 things are going smoothly there.

18 **Councilmember Broderick** – Councilmember Broderick reported he will be attending
 the next water meeting this Thursday at the Central Utah Water Conservancy District.

20 **Councilmember Powell** – Councilmember Powell gave a summary of the Christmas
 22 events held last week starting with “The Most Wonderful Time of the Year” with the
 lighting of the Lindon tree in the park noting the tree has been there since the mid 1960’s.
 24 She noted several hundred people were in attendance and it was sponsored by Low Book
 Sales. There was a member of the Bonner family who sang that was a very nice addition
 26 to the event. She would encourage anyone to come and build off of that in the future as it
 depicts a spirit of Christmas on Lindon State Street. The Santa Parade was amazing this
 28 year and the “Letters to Santa” is very popular where the kids actually get a letter back
 from Santa. She noted this Saturday is the Santa Extravaganza at the Community Center
 30 which will be a fun family event. The Annual Tree Lighting Ceremony was held tonight
 where the mayor spoke which is a wonderful Lindon tradition.

32 **Councilmember Lundberg** – Councilmember Lundberg reported the employee
 34 Christmas party was wonderful and thanked those who were over the party this year. She
 noted the Pleasant Grove Chamber Youth Choir was fantastic. She also attended a UVU
 36 event where the President shared an update on the new expansion that will be a
 significant entity at the university. She also expressed her appreciation to staff on all the
 38 recent community events that have been wonderful and a great Lindon tradition. She
 appreciates all their efforts and hard work.

40 **Mayor Acerson** – Mayor Acerson had nothing to report at this time.

42 **Administrator’s Report:** Mr. Cowie reported on the following items followed by
 44 discussion.

Misc. Updates:

- 46
- Next regular council meetings: December 20th & January 3rd
 - January 2021 newsletter assignment (due last week of December): Mike Florence

- Mayor's Thanksgiving Day Dinner Recap.
- CUWCD will be holding a workshop for topics associated with secondary water metering and billing on January 27th.
- Officer involved shooting incident in Orem. Incident report being assisted by LIPD officers.
- Snow plowing priorities map:
https://media.rainpos.com/442/2021_Snow_Response_Priority_Map_20211201094219.pdf
- Traffic speed studies:
<https://www.google.com/maps/d/u/0/edit?mid=1oqSG7XDxFSZFHF0zjDYJmR7lpyqsuo3&usp=sharing>
- 2021 Election info:
 - Oath of Office Ceremony for Carolyn, Van, Jake: January 3, 2022
 - Swearing-in of City Engineer, City Attorney, City Recorder and Treasurer (required by State Code to be sworn-in with when there's a new Mayor)
- Misc. Items

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

7. **Consent Agenda Items** – The following consent agenda item was presented for approval.

- a) Employee Merit Increase mid-year evaluation. In the FY2021-22 budget the City Council approved a merit increase for employees (based upon employee performance) and in accordance with the adopted pay scale. The merit increase will be effective January 1, 2022. Per past practice, the City evaluates mid-fiscal year budget constraints and economic indicators to determine if recommended merit increases are still financially prudent. Given a healthy local economic outlook, strong revenues, and healthy General Fund reserves the City Administration recommends the merit increase be applied as approved in the budget.

COUNCILMEMBER POWELL MOVED TO APPROVE THE CONSENT AGENDA ITEM AS PRESENTED. COUNCILMEMBER VANCHIERE SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER LUNDBERG	AYE
COUNCILMEMBER BRODERICK	AYE
COUNCILMEMBER HOYT	AYE
COUNCILMEMBER POWELL	AYE
COUNCILMEMBER VANCHIERE	AYE

THE MOTION CARRIED UNANIMOUSLY.

CURRENT BUSINESS

8. **Review & Action — UDOT Traffic Signal Agreements.** The Council will review and consider approval of agreements with UDOT regarding traffic signal locations and spacing on State Street and 700 North.

Adam Cowie, City Administrator led this agenda item by explaining there are two UDOT agreements included in the staff report. He stated these agreements define that UDOT and the City want to preserve a corridor and establish a traffic signal and access control plan along US-89 from 200 South to 700 North to facilitate traffic flow and also to be in accordance with the City's current transportation master plan and to be in accordance with UDOT's current Access Management standards and practices.

He noted this Agreement will also define current and future traffic signal locations and access management conditions and is made to set out the terms and conditions where future traffic signals may be installed.

He then referenced that the following streets that are identified as existing or proposed traffic signal installations locations along the segment of US-89.

1. 200 South (Existing)
2. Center Street (Existing)
3. 200 North (Proposed)
4. 400 North (Existing)
5. 600 North (Existing)
6. 700 North (Existing)

Mr. Cowie went on to say the intersections not listed above are not anticipated to be considered for signalization in the future. However, an intersection may be considered for signalization following a traffic signal warrant study and, if warranted, with approval of UDOT and the City. Traffic signals at any of the proposed intersections will not be installed until warranted and approved by UDOT and the City. A warranted intersection with spacing to adjacent proposed or existing traffic signals which is less than what is specified and defined in the applicable Access Management category does not guarantee approval for signalization. He noted it is understood that it may be necessary to restrict certain types of traffic movements at any intersection or access in order to maintain good traffic flow and improve safety throughout the corridor.

Mr. Cowie stated the current Access Management category 8 is from 200 South to approximately 100 North, and from category 6 is approximately 100 North to 700 North. Category 8 includes minimum traffic signal spacing of 1,320 feet, minimum street spacing of 300 feet, and minimum access spacing of 150 feet. Category 6 includes minimum traffic signal spacing of 1,320 feet, minimum street spacing of 350 feet, and minimum access spacing of 200 feet. It is obvious there are existing traffic signals, streets, and accesses closer than the minimum distances specified above. He noted these locations are "grandfathered in" based on previous review and approval by the City and UDOT.

Mr. Cowie stated it is understood that the City and UDOT will agree to maintain traffic signal, street, and access spacing according to the current Access Management Standards. He added it states that reasonable exceptions may be reviewed by both agencies and variances may be granted if approved by both agencies. He pointed out this segment of US-89 is currently designated as Regular Right-of-Way and would be unchanged by this Agreement. If there are any changes in the concepts or provisions covered by this Agreement, the modification must be approved in writing by all parties is required to place them into effect.

Mr. Cowie explained that Addendum #1 is also between UDOT and Lindon City. He stated UDOT and the City, along with Pleasant Grove City, American Fork City, Cedar Hills, Highland, and Utah County, entered into agreement #138807 on April 25th 2013 to preserve a corridor and establish a traffic signal plan and access control plan along SR-129 from US-89 in the City to SR-92 in Highland City.

Mr. Cowie noted the City has grown in population and subdivisions have been constructed wherein local streets have either connected or are planned to be connected to SR-129 since the execution of the aforementioned agreements. He indicated one of these new local streets is known as Anderson Blvd and is a planned connection to the Anderson Farms development. The Anderson Blvd connection to SR-129 would be about 1900 feet west of SR-114 (Geneva Rd) and about 2100 feet east of 1700 West Street.

Mr. Cowie then referenced the following streets that are identified as existing, warranted or proposed traffic signal installations along SR-129 within the City limits:

1. US-89 (State Street) (Existing)
2. SR-114 (Geneva Rd) (Existing)
3. Anderson Blvd (Proposed)
4. 2000 West (Warranted)

Mr. Cowie further explained it is understood that the current UDOT Access Management Category remains in place, which in part states traffic signal spacing will be at least 2,640 feet unless reasonable exceptions are granted based on the City's master plan development, changing traffic patterns, and without impeding acceptable traffic flow. He noted these exceptions require that traffic signal spacing will not be less than 1,320 feet.

Following some general discussion regarding the presented agreements the Council was in agreement to approve the UDOT Traffic Signal Agreements as presented by staff.

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

COUNCILMEMBER VANCHIERE MOVED TO APPROVE THE UDOT TRAFFIC SIGNAL AGREEMENTS AS PRESENTED. COUNCILMEMBER HOYT SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER LUNDBERG	AYE
COUNCILMEMBER BRODERICK	AYE
COUNCILMEMBER HOYT	AYE
COUNCILMEMBER POWELL	AYE
COUNCILMEMBER VANCHIERE	AYE

THE MOTION CARRIED UNANIMOUSLY.

9. Presentation & Discussion — Moderate Income Housing Plan. The Council will hear a presentation for discussion on the Moderate-Income Housing Plan.

Mike Florence, Planning Director, was in attendance to present the Moderate-Income Housing Plan. He then gave his power-point presentation.

Mr. Florence stated the Lindon City Moderate Income Housing Plan provides a snap-shot into current demographic trends, sets Lindon City housing goals, and provides estimates into future housing needs. In 2019, the Utah Legislature passed Senate Bill 34 which made changes to Utah Code 10-9a. These changes required municipalities of the first, second, third and fourth classes to develop a “plan for moderate-income housing” to be adopted by December 1, 2019 as part of a general plan amendment and to select 3 recommended strategies to develop moderate-income housing.

Mr. Florence explained the Study Vision is meant to encourage a range of quality housing types and opportunities for individuals and families through all stages of life and incomes while continuing to maintain the City’s unique rural character. In addition, the Utah Department of Workforce Services provided each municipality with a five-year housing needs analysis. He also referenced the goals in the report that Lindon City selected to meet the State requirements as well as progress on each one of those goal.

1. Create or allow for, and reduce regulations related to, accessory dwelling units in residential zones.

- a. The City has approximately 207 legal accessory apartments.
- b. The City has approved 7 new accessory apartments in 2021
- c. Since the Moderate-Income Housing Report was approved in 2019, the city has approved 25 new accessory apartments.
- d. The City has updated the accessory apartment ordinance in 2019, 2020 and 2021 to make it easier to construct accessory apartments.
- e. In 2021 the city updated the accessory apartment code to comply with the new State mandated requirements.
- f. The City is in the process of updating the Accessory Apartment Handbook

2. Reduce Impact Fees, as defined in Section 11-36a-102, related to low- and moderate-income housing.

- a. The City has proactively reduced impact fees to encourage legal accessory apartments.
- a. The City also has a provision within Title 11.04.060 to allow for requests to reduce impact fees.

3. Preserve existing moderate-income housing.

- a. The City owns three homes adjacent to the Community Center. These homes are rented 80% of the Lindon area median income.
- b. The R2 Overlay encourages moderate-income housing within residential neighborhoods. As of 2021, Lindon City has approved 254 R2 residential units.
- b. The R2 ordinance divides the city into 18 districts. Nine of the districts have met their cap with the number of allowed units. The other nine districts will allow up to an additional 20 units of housing between them.

4. Utilize strategies that preserve subsidized low to moderate income units on a long-term Basis.

- a. In 2000, Lindon City and the Housing Authority of Utah County, partnered to provide housing for individuals with disabilities as part of the Housing and Urban Development Section 8 voucher. The City provided the land next to Hollow Park and the Olene Walker Housing Trust Fund provided the original funding, as did the Utah Division of Services for People of Disabilities, the Utah County Home Program and the Housing Authority of Utah County. The home is located at 306

2 East 400 N. and provides housing for three disabled individuals and is on land
 4 leased from the City for 99 years. The residents pay 30% of their income towards
 6 rent and a typical rent is \$473 per month. This goal's intended outcome is to
 provide housing at the lower end of the moderate-income levels for individuals
 with disabilities.

**5. Allow for alternative housing types or moderate-income residential development
 in commercial and mixed-use zones, commercial centers, or employment centers**

- a. The City adopted the Planned Residential Development Zone in 2020. In 2021 the City has entitled 58 townhomes for the Linden Nursery property and changed the zoning for the Norton property that will have 46 townhomes and 19 single family homes.
- c. The City also adopted the 700 N. masterplan which sets out a land use vision for the corridor. The master plan identifies a Transit Oriented Development district in anticipation of Bus Rapid Transit being expanded from Lehi to Orem.

6. Action Items in the Moderate-Income Housing Plan

- Evaluate the effectiveness of the R2 zone and if any regulations should be modified. In 2016 at a “kick-off” meeting to update the general plan, the city council and planning commission held a joint meeting where one of the topics of discussion was putting together a committee to research responsible options for infill development as well as strategic areas and criteria for possible higher density development. Discuss again the opportunities and need for such a committee.
- Evaluate whether the City would allow moderately higher density developments as part of a mixed commercial development that would be located in strategic commercial areas or centers to help with development potential.
- Discuss if impact fees reductions should apply to all affordable housing options, not just accessory apartments, as an incentive to help reduce housing barriers and promote affordable housing.
- Review the Standard Land Use Table to evaluate currently allowed housing options if there are additional opportunities for housing within each land use district
- Meet with the Housing Authority of Utah County and discuss housing needs and partnership opportunities at an upcoming City Council work meeting. Also discuss with the housing authority future opportunities for new affordable housing units.
- Further evaluate the inclusion of moderate-income housing as part of new developments.
- Discuss opportunities for mortgage assistance programs available for qualifying individuals
- Discuss opportunities to work with non-profit housing groups to purchase homes as they become available on the market for re-sale as affordable housing
- Knowing that Light Rail may still be in the future many years, study whether the City should help preserve property for Transit Oriented Development.
- Discuss how to help homeowners bring unapproved accessory apartments into compliance.

- Evaluate needed re-investment into Lindon's older neighborhoods through infrastructure improvements, neighborhood clean-up, and code enforcement.

7.Potential Housing Items Next Year at the Legislature

The Utah League of Cities and Town during the interim has been meeting with stakeholders and are expecting the following housing changes next legislative session:

1. A focus on implementation actions through reporting and timelines
2. Consolidation of the menu items and tightened language
3. Streamlined reporting
4. Increased technical assistance for implementation

Mr. Florence then presented for discussion the following exhibits: 1. Updated Chart of Residential Building Permits 2. Recent Evaluation of Multi-family 3. 2021 Moderate-Income Housing Report 4. 2019 Moderate-Income Housing Plan and General Plan Element.

Following the presentation there was some general discussion regarding the information presented. The Council thanked Mr. Florence for the valuable information presented.

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

Adjourn –

COUNCILMEMBER BRODERICK MOVED TO ADJOURN THE MEETING AT 8:55 PM. COUNCILMEMBER POWELL SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

Approved – December 20, 2021

Kathryn Moosman, City Recorder

Jeff Acerson, Mayor

Item 3 – Presentations and Announcements

- a) Comments / Announcements from Mayor and Council members.
- b) Oath of Office: Taryn Harmon has completed her Special Function Officer certification and will be sworn-in as a Reserve Officer in the Lindon City Police Department.

Item 4 - COUNCIL REPORTS:*(10 minutes)*

- A) MAG, COG, UIA, Utah Lake Comm., ULCT, NUVAS, IHC Outreach, County Board of Health - Jeff Acerson
- B) Police/Fire/EMS, Emergency Mgmt., Irrigation Co. Representative/Board member, City Buildings - Van Broderick
- C) Public Works/Engineering, Historic Commission, Administration, Building Const. & Inspection - Randi Powell
- D) PG/Lindon Chamber of Commerce, Economic Development, Lindon Days - Carolyn Lundberg
- E) Planning Commission/BOA, Planning/Zoning, General Plan, Transfer Station/Solid Waste Board - Mike Vanchiere
- F) Parks, Trails, and Recreation, Cemetery, Tree Advisory Board - Jake Hoyt

Item 5 - ADMINISTRATOR'S REPORT*(10 minutes)***Misc. Updates:**

- Next regular council meetings: January 3rd & February 7th
- January 2021 newsletter assignment (due last week of December): Mike Florence
- January 27th, CUWCD workshop associated with secondary water metering and billing.
- 2021 Election info:
 - o Oath of Office Ceremony for Carolyn, Van, Jake: January 3, 2022
 - o Swearing-in of City Engineer, City Attorney, City Recorder and Treasurer (required by State Code to be sworn-in with when there's a new Mayor)
- Delay of FY2021-22 Audit Report (anticipated adoption in Feb 2022)
- Misc. Items

Item 6 – Open Session for Public Comment *(For items not on the agenda - 10 minutes)*

Item 7 – Consent Agenda – Consent agenda may contain items which have been discussed beforehand and/or do not require significant discussion, or are administrative in nature, or do not require public comment. The Council may approve all Consent Agenda items in one motion, or may discuss individual items as needed and act on them separately.

There are no consent agenda items presented for approval.

- 8. Public Hearing — FY2021-22 Fee Schedule Amendments; Resolution #2021-25-R.** The Council will review and consider Resolution #2021-25-R regarding amendments to the FY2021-22 fee schedule. *(15 minutes)*

Sample Motion: I move to (approve, deny, continue) Resolution #2021-25-R approving the FY2021-22 Fee Schedule Amendments (as presented, or with changes).

ORDINANCE NO. 2021-25-R

AN ORDINANCE AMENDING THE 2021-22(FY2022) LINDON CITY FEE SCHEDULE AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Municipal Council of Lindon City has adopted an annual Fee Schedule to define and identify all fees that may be imposed by Lindon City for various public services and utilities; and

WHEREAS, the City Council finds it is necessary to amend the Fee Schedule from time to time; and

WHEREAS, the fees charged by the City will ensure adequate recovery of costs and continue effective services within the City; and

WHEREAS, on December 20, 2021 the City Council held a duly noticed public hearing to consider the fee schedule changes and has reviewed and approves the updated fees as attached in 'Exhibit A' finding that said fee changes will benefit the city and the public.

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

Section 1. The FY2022 Lindon City Fee Schedule is amended as follows:

(See changes outlined in attached 'Exhibit A')

Section 2. This ordinance shall take effect immediately upon passage and posting as provided by law.

PASSED AND APPROVED AND MADE EFFECTIVE by the City Council of Lindon City, Utah, this _____ day of _____, 2021.

By _____
Jeff Acerson, Mayor

Attest:

By _____
Kathryn A. Moosman, City Recorder

SEAL:

PROPOSED FEE SCHEDULE CHANGES

December 20, 2021

ADDITIONS

Rentals - Veteran's Memorial Hall

Key Return Late Fee (more than 2 business days after event) \$10.00

Lost Key \$100.00

CHANGES

Aquatics Center - Rental Rates

Leisure/Competition Pool and Flow Rider

• Private Rental (after hours) minimum ± 3 hours ~~\$500.00/hr~~ \$600.00/hr

Licenses - Business License

Beer License \$300.00

(Must be Council approved and provide proof of insurance bond)

Rentals - Community Center

Signed agreement, deposit and payment **and rental fee are** due at time of reservation. Community Center room rentals are available 9:00 am - 10:00 pm, Monday through Saturday, and are subject to availability. Rental time **must** includes set up and cleanup time. **Failure to clean as per the Rental Agreement will result in additional charges as determined by Facilities Manager. Saturday rentals have a required 2 hour minimum and will be limited to one group per rental area (room or rooms).** Rental is not available on Sundays nor holidays.

Rentals - Veteran's Memorial Hall

Signed agreement, deposit and rental fee due at time of reservation. Failure to clean as per the Rental Agreement will result in ~~forfeiting the deposit~~ **additional charges as determined by Facilities Manager. One rental group per day.**

Exceeding Rental Time

~~\$15 + 1 hour rental rate~~ **\$25** for every 30 minutes past the scheduled time

DELETIONS

Rentals - Community Center

~~Community Center Fee Rental Waiver and Reduction~~

~~Exceptions to the Community Center Rental rates may only be approved by the Lindon City Council after receipt of a completed Community Center Fee Rental Waiver and Reduction form, and after official review and action is taken by the Council.~~

Rentals - Veteran's Memorial Hall

~~Failure to return key~~ ~~Forfeit Deposit~~

- 9. Review & Action — Voter Participation Areas; Resolution #2021-26-R.** The Council will review and consider Resolution #2021-26-R approving the Voter Participation Areas Map.
(15 minutes)

Sample Motion: I move to (approve, deny, continue) Resolution #2021-26-R approving the Voter Participation Areas Map (as presented, or with changes).

RESOLUTION NO. 2021-26-R

A RESOLUTION ADOPTING THE VOTER PARTICIPATION AREAS MAP AS PREPARED BY THE UTAH COUNTY ELECTIONS OFFICE AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, during the 2019 Legislative General Session HB 119 was adopted relating to Initiatives, Referenda, and other Political Activities; and

WHEREAS, HB 119 included the requirement for municipalities to establish “Voter Participation Areas”; and

WHEREAS, in accordance with State Code §20A-7-401.3, the city shall, no later than January 1, 2022, and January 1 each 10 years after 2022, divide the city into four contiguous and compact voter participation areas of substantially equal population for the purpose of obtaining signatures for initiatives and referenda; and

WHEREAS, the Utah County Elections Office has prepared the Voter Participation Area Maps for each municipality, including Lindon City.

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

SECTION 1.

1. The Voter Participation Area Map (Exhibit A) prepared by Utah County Elections Office is hereby adopted.

SECTION 2.

The provisions of this Resolution shall take effect immediately.

PASSED by the Lindon City Council this 20th day of December, 2021.

Jeff Acerson, Mayor

ATTEST:

Kathryn A. Moosman, MMC
City Recorder

Motion: Council Member _____

Second: Council Member _____

<u>ROLL CALL</u>	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>
Carolyn Lundberg	_____	_____	_____
Van Broderick	_____	_____	_____
Jake Hoyt	_____	_____	_____
Randi Powell	_____	_____	_____
Mike Vanchiere	_____	_____	_____

Lindon Quadrants

Utah County GIS Department

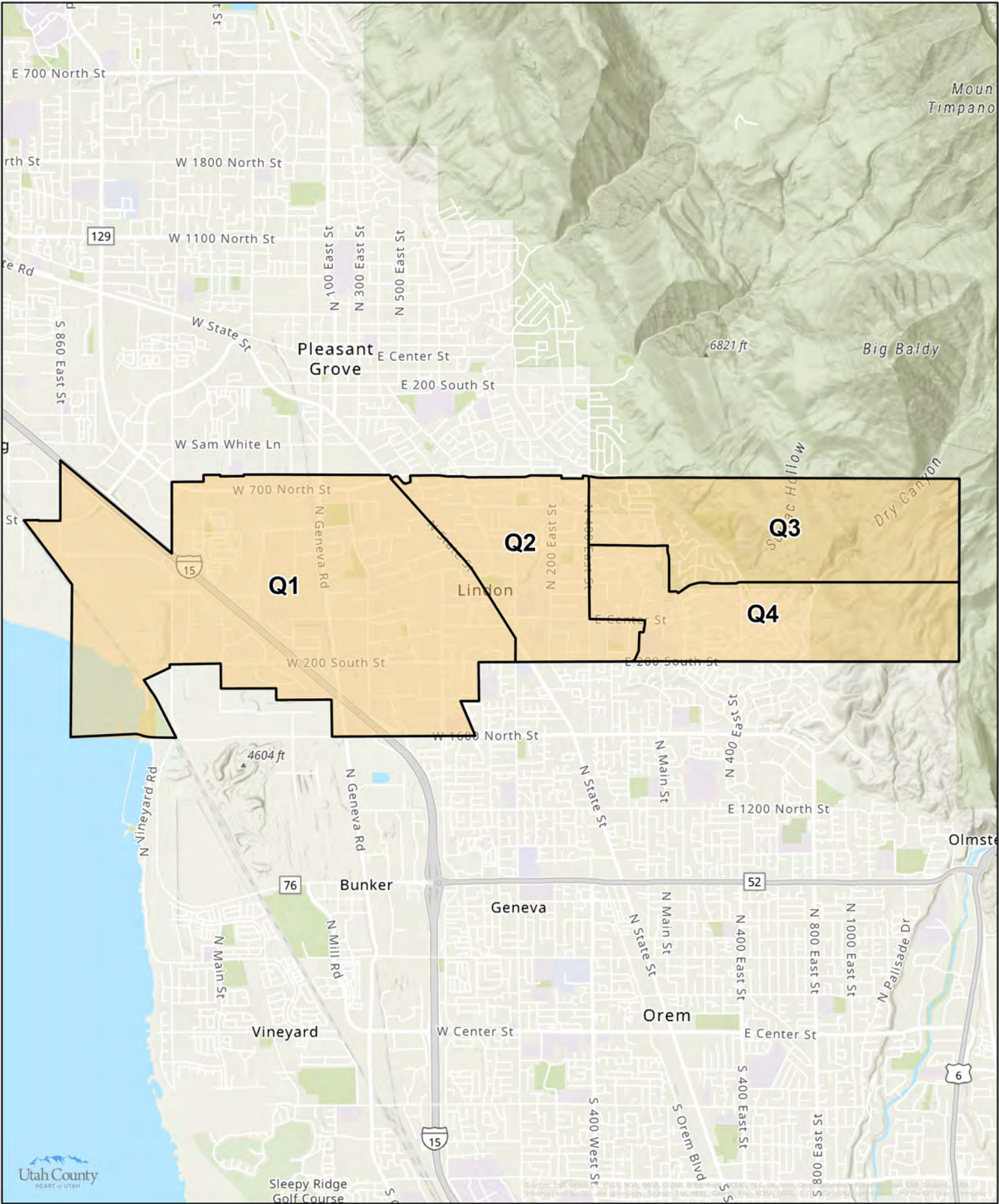
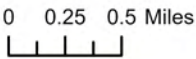
Q1
LI01

Q2
LI02
LI05

Q3
LI06

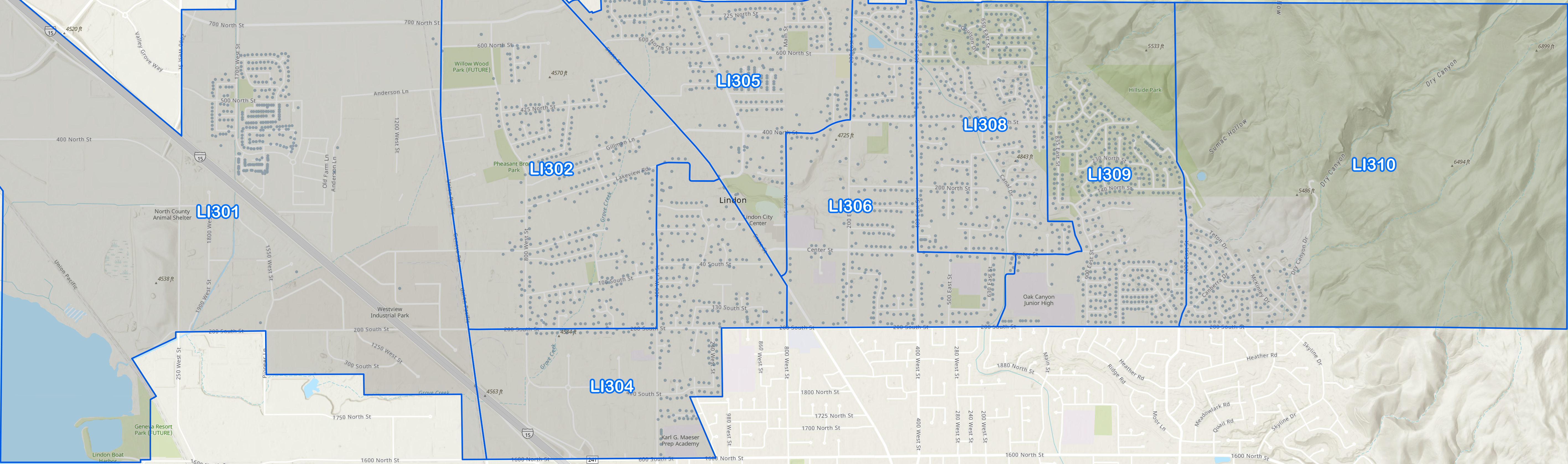
Q4
LI03
LI04

24



Lindon Precincts

(showing active voters)



10. Review & Action — Opioid Settlement Agreement; Resolution #2021-27-R. The Council will review and consider Resolution #2021-27-R approving the Opioid Settlement Agreement.
(15 minutes)

Sample Motion: I move to (approve, deny, continue) Resolution #2021-27-R approving the Opioid Settlement Agreement (as presented, or with changes).

RESOLUTION NO. 2021-27-R**A RESOLUTION OF THE LINDON CITY COUNCIL AUTHORIZING THE CITY'S PARTICIPATION IN SETTLEMENTS WITH PHARMACEUTICAL DISTRIBUTORS AND JANSSEN TO ABATE THE OPIOID EPIDEMIC**

WHEREAS various states and local governments have been engaged in opioid epidemic mitigation litigation against the three largest pharmaceutical distributors of opioids, McKesson, Cardinal Health and AmerisourceBergen (the "Pharmaceutical Distributors") and one manufacturer, Janssen Pharmaceuticals, Inc. and its parent company Johnson & Johnson ("Janssen"); and

WHEREAS after many years of negotiations, those states and local governments have reached nationwide settlements with the Pharmaceutical Distributors and Janssen (the settlements with the Distributors and Janssen are collectively referred to herein as the "Settlements"); and

WHEREAS in addition to certain injunctive relief provisions, the Settlements require the Pharmaceutical Distributors and Janssen to pay at total of \$26 billion dollars to abate the opioid epidemic (the "Settlement Funds"). Of this amount, \$22.7 billion has been earmarked for use by participating states and local governments to remediate and abate the impacts of the opioid crisis; and

WHEREAS the Settlements have been structured to apportion a larger amount of the Settlement Funds to states whose local governments participate in the Settlements at a higher rate; and

WHEREAS the State of Utah has joined the Settlements has encouraged other local governmental entities within the state to participate in the Settlements as well. *See* Notice from the Utah Attorney General's Office attached hereto and Exhibit A; and

WHEREAS Lindon City has not initiated its own litigation against the Pharmaceutical Distributors or Janssen; and

WHEREAS the Lindon City Council acknowledges it may not receive direct funds from the Settlements but nevertheless recognizes the tragic and ill-effects of the opioid crisis in the community, throughout the State of Utah, and the nation, and acknowledges that the City's participation in the Settlements will maximize the amount of Settlement Funds being paid to abate the opioid epidemic within the state of Utah; and

WHEREAS the Lindon City Council finds that participating in the Settlements promotes the health, safety, and welfare of the residents of the Lindon City and the surrounding communities.

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF LINDON CITY AS FOLLOWS:

Part I.

1. The Lindon City Council hereby authorizes Lindon City to participate in the nationwide Settlements with the Pharmaceutical Distributors and Janssen.
2. The Lindon City Council hereby authorizes the City Administrator and City Attorney to take all necessary steps and to sign and execute any agreements or documentation required to effectuate the City's participation in the Settlements.

Part II:

This Resolution shall be effective immediately upon its passage and posting as provided by law.

PASSED, APPROVED, AND MADE EFFECTIVE by the City Council of Lindon City,
Utah, this ____ day of December 2021.

_____,
JEFF ACERSON,
Lindon City Mayor

ATTEST:

_____,
Kathryn Moosman
City Recorder

Historic \$26 Billion Settlement Reached with Opioid Companies

The Settlement will Fund the Treatment and Prevention of Opioid Addiction throughout the United States | Utah to Receive over \$309 Million

AG Reyes: Historic \$26 Billion Settlement Reached with Opioid Companies

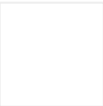
SALT LAKE CITY — Utah Attorney General Sean D. Reyes today announced a historic \$26 billion agreement that will help bring desperately needed relief to people across the country who are struggling with opioid addiction. The agreement includes Cardinal, McKesson, and AmerisourceBergen – the nation’s three major pharmaceutical distributors – and Johnson & Johnson, which manufactured and marketed opioids. The agreement also requires significant industry changes that will help prevent this type of crisis from ever happening again. The agreement would resolve investigations and litigation over the companies’ roles in creating and fueling the opioid epidemic.

Utah’s portion of the settlement is 1.1889%, for a total of \$309,114,000 to be paid over 18 years.

Utah Attorney General Sean Reyes said: “This is a reckoning long overdue. It has taken us years of hard-fought investigation, prosecution and negotiation to arrive at this landmark settlement. But that is nothing compared to the years of suffering from so many in our state.”

“The opioid epidemic has torn apart families and needlessly killed thousands of Utahns,” said AG Reyes. “It continues to ravage lives every day. Families across our state have shared with me their heart-wrenching stories about loved ones struggling with the horrible disease of addiction or who have overdosed and died.”

“On their behalf, it has been my genuine honor to fight back and hold these and other companies accountable for helping to create and fuel this crisis. No amount of money will compensate for even a single life lost. But this settlement would force defendants to pay a historic



amount for much-needed treatment and recovery services in Utah along with programs to prevent future addiction and heartache,” Reyes added.

“Perhaps, most importantly, this puts an end to the business practices and conduct by defendants that brought us to this tragic point. I’m proud of the very bi-partisan and collaborative work among states. America may seem divided in many ways, but this reaffirms our tradition of coming together during disasters and when our nation is under siege, Reyes said.”

“The impacts of the opioid epidemic have been and continue to be devastating to thousands of Utahns and their families, so I appreciate the Department of Commerce and the Attorney General’s Office negotiating these settlements on behalf of Utah,” Gov. Cox said. “I look forward to working with the Legislature to determine the best use of these funds to benefit Utah citizens affected by the opioid crisis.”

“These companies failed to protect consumers from the dangers of opioids, even when they claimed to have systems in place to do so,” said Margaret Busse, executive director of the Department of Commerce. “While the harm to individuals and families in Utah and across the country cannot be quantified, these settlements play an important role in holding these companies accountable for their misconduct. We will work with the governor to ensure that the dollars that come from the settlements will be used to help those impacted by the opioid epidemic.”

The agreement would resolve the claims of both state and local governments across the country, including the nearly 4,000 that have filed lawsuits in federal and state courts. Following today’s agreement, states have 30 days to sign onto the deal and local governments in the participating states will have up to 150 days to join to secure a critical mass of participating states and local governments. States and their local governments will receive maximum payments if each state and its local governments join together in support of the agreement.

Funding Overview:

- The three distributors will collectively pay up to \$21 billion over 18 years.
- Johnson & Johnson will pay up to \$5 billion over nine years with up to \$3.7 billion paid during the first three years.
- The total funding distributed will be determined by the overall degree of participation by both litigating and non-litigating state

and local governments.

- The substantial majority of the money is to be spent on³¹ the treatment and prevention of opioid addiction.
- Each state's share of the funding has been determined by agreement among the states using a formula that takes into account the impact of the crisis on the state – the number of overdose deaths, the number of residents with substance use disorder, and the number of opioids prescribed – and the population of the state.

Injunctive Relief Overview:

- The 10-year agreement will result in court orders requiring Cardinal, McKesson, and AmerisourceBergen to:
 - Establish a centralized independent clearinghouse to provide all three distributors and state regulators with aggregated data and analytics about where drugs are going and how often, eliminating blind spots in the current systems used by distributors.
 - Use data-driven systems to detect suspicious opioid orders from customer pharmacies.
 - Terminate customer pharmacies' ability to receive shipments, and report those companies to state regulators, when they show certain signs of diversion.
 - Prohibit shipping of and report suspicious opioid orders.
 - Prohibit sales staff from influencing decisions related to identifying suspicious opioid orders.
 - Require senior corporate officials to engage in regular oversight of anti-diversion efforts.
- The 10-year agreement will result in court orders requiring Johnson & Johnson to:
 - Stop selling opioids.
 - Not fund or provide grants to third parties for promoting opioids.
 - Not lobby on activities related to opioids.
 - Share clinical trial data under the Yale University Open Data Access Project.

This settlement comes as a result of investigations by state attorneys general into whether the three distributors fulfilled their legal duty to refuse to ship opioids to pharmacies that submitted suspicious drug orders and whether Johnson & Johnson misled patients and doctors about the addictive nature of opioid drugs.

Tragically, just last year, opioid overdose deaths (<https://thehill.com/policy/healthcare/562936-us-drug-overdose-deaths-rose-to-record-93000-last-year>) rose to a record 93,000, a nearly 30 percent increase over the prior year. Many, many more have seen their lives torn apart by the disease of addiction. The damage also impacts their families and friends and their broader communities that suffer the consequences.

A previous version of this deal in principle was announced in 2019 and included the opioid manufacturer Teva. Negotiations with Teva are ongoing and are no longer part of this agreement. Today's deal comes on the heels of previously announced opioid settlements with Purdue Pharma, McKinsey Consulting, Mallinckrodt, and Insys Therapeutics. Combined these earlier matters will generate approximately \$6.7 billion for opioid abatement, which in addition to today's agreement brings the collective opioid efforts of the attorneys general to \$32.7 billion. These opioid cases represent the largest attorney general multi-state enforcement actions in history other than the tobacco master settlement agreement.

[Click here to view the entire settlement agreement.](https://attorneygeneral.utah.gov/wp-content/uploads/2021/07/Final-Distributor-Settlement-Agreement.pdf)
(<https://attorneygeneral.utah.gov/wp-content/uploads/2021/07/Final-Distributor-Settlement-Agreement.pdf>)

[Click here to view a FAQ regarding the opioid deal.](https://attorneygeneral.utah.gov/wp-content/uploads/2021/07/FAQs-full-deal-final.pdf)
(<https://attorneygeneral.utah.gov/wp-content/uploads/2021/07/FAQs-full-deal-final.pdf>)

ADJOURN