

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

6 **REGULAR SESSION** – 7:00 P.M.

7 Conducting: James Dain, Mayor  
8 Pledge of Allegiance: Jennifer Golightly  
9 Invocation: Mark Walker, Councilmember

10 **PRESENT**

**ABSENT**

11 James A. Dain, Mayor  
12 Mark L. Walker, Councilmember  
13 Bret Frampton, Councilmember  
14 Matt Bean, Councilmember  
15 Randi Powell, Councilmember  
16 Jeff Acerson, Councilmember  
17 Ott H. Dameron, City Administrator  
18 Adam Cowie, Planning Director  
19 Cody Cullimore, Chief of Police  
20 Kathryn Moosman, City Recorder

21 The meeting was called to order at 7:10 p.m.

22  
23 **MINUTES** – The minutes of the regular meeting of the City Council of October 16,  
24 2012, were reviewed.

25 COUNCILMEMBER ACERSON MOVED TO APPROVE THE MINUTES OF  
26 THE REGULAR MEETING OF OCTOBER 16, 2012 AS AMENDED.

27 COUNCILMEMBER POWELL SECONDED THE MOTION. THE VOTE WAS  
28 RECORDED AS FOLLOWS:

29 COUNCILMEMBER WALKER AYE  
30 COUNCILMEMBER FRAMPTON AYE  
31 COUNCILMEMBER ACERSON AYE  
32 COUNCILMEMBER BEAN AYE  
33 COUNCILMEMBER POWELL AYE

34 THE MOTION CARRIED UNANIMOUSLY.

35 **OPEN SESSION** – Citizen Comments.

36 Mayor Dain called for any public comment. Roy Shepherd addressed the Council  
37 at this time. Mr. Shepherd voiced his concerns regarding an issue on Center Street. He  
38 noted that there is no berm coming across 900 East and inquired if a large runoff of water  
39 comes down from the mountain on a heavy snow year on a right angle it will go right  
40 down Center Street and hit the storm drain system and it could pose a problem. Mayor  
41 Dain stated that the City Engineer is not here tonight to respond, but they have looked

into the runoff potential and feel they have a solution that works. Mayor Dain directed Mr. Dameron to contact the City Engineer to check into this issue further.

Lawrence Packer then addressed the Council. Mr. Packer asked for a current update on the issues with the Fryer property. Mayor Dain stated that there have been several direct contacts with the Fryers. Councilmember Walker noted that Code Enforcement Officer, Gary Hoglund, went on site and met with Steven Fryer. Mayor Dain further noted that he and Councilmember Walker have also spoken with Gary Fryer and he is aware that if this issue is not rectified the next step will be court action; however, the city would like to resolve this without court action. Mayor Dain directed Mr. Dameron to check with Gary Hoglund regarding a time line and if there was a written or verbal agreement. Councilmember Frampton stated that he has also had two neighbors contact him about this issue. Mr. Packer stated that they are experiencing trailers parked on his property etc. and they feel they have been more than patient. He added that he would like to see significant improvement in 30 days or he will contact legal council and file legal action against the city. Mr. Packer stated this has been going on for years, and it is past time to rectify the situation once and for all. Mrs. Packer stated that she filed an official complaint report on March 12<sup>th</sup> and has not heard anything back since that time. Mr. Dameron noted that Mr. Hoglund has been waiting for directive from the Council regarding this issue. Mayor Dain confirmed the Fryers are aware of the urgency of the situation.

Earl Green then addressed the Council. Mr. Green came to the Council with a proposal to clear the Murdock Trail of snow during the winter months with his snow pusher in exchange for a reduction on his utility bill or some other method of exchange. Mayor Dain said the soonest they will be able to discuss snow removal on the trail is next spring, as the trail will not be officially open until then. Mr. Dameron suggested that Mr. Green submit a proposal to the city. Mayor Dain stated that the staff will look into this issue.

A representative from 7-Eleven was in attendance regarding a permit for a beer license. Mr. Dameron stated that the item is not on the agenda, as the application was not received in time. Mr. Dameron noted as soon as the application is received it will be added as an agenda item for the next meeting. Mr. Dameron stated to contact Dona Haacke regarding the application.

**MAYOR'S COMMENTS/REPORT** – Mayor Dain reported that Center Street is now open. He also reported that he did meet with the principal at Oak Canyon Jr. High School and they have agreed to open the trail to the back of the school for additional access for students. Mayor Dain also noted that he will be hosting the third annual Thanksgiving Day Dinner at the Community Center from 11:00 to 2:00 p.m. on Thanksgiving Day, November 22, 2012. He added that this tradition seems to be favorably received by the residents and the public. Mayor Dain stated that this year Lindon Police Officers will be delivering meals to those who are homebound. He further stated that the dinner is funded strictly from donations from community members and merchant sponsors; no tax payer money is used for this event.

**CONSENT AGENDA** –

No items.

2 **CURRENT BUSINESS** –

4 1. **Public Hearing Continued** – *Ordinance Amendment – Lindon City Code, Title 6*  
6 *(Animal Ordinance)*. The City Council will hear public comment and possibly act  
8 to approve an amendment to LCC, Title 6 (Animal Ordinance). The Planning  
10 Commission has met several times over the past few months and made extensive  
12 updates to help clarify the current language in the ordinance. This item was  
14 continued from the meeting of September 18, 2012 and October 16, 2012.

16 COUNCILMEMBER ACERSON MOVED TO OPEN THE PUBLIC  
18 HEARING. COUNCILMEMBER WALKER SECONDED THE MOTION. ALL  
20 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

22 Adam Cowie, Planning Director, opened the discussion by stating this is a  
24 continued public hearing is to review an ordinance amendment to Lindon City Code  
26 Chapter 6, Animal Ordinance. The proposed changes will help to clarify the current  
28 language within the ordinance. Mr. Cowie noted that a review of the current allotted  
30 amounts of animals permitted within the specific lot sizes in Lindon will also occur. He  
32 further noted that the Planning Commission reviewed the ordinance over multiple public  
34 hearings and recommended a draft ordinance.

36 Mr. Cowie explained that the Council suggested several updates to the draft and  
38 noted staff has clarified a few issues related to “structures” vs. “enclosures”. He added  
40 that changes made since the last presentation are highlighted, and the underlined wording  
42 is new language recommended by the Planning Commission.

44 Mr. Cowie then reviewed the substantial issues page by page to hit the key points  
46 for discussion as follows:

- 28 Page 1: Purpose and Intent language and definitions section.  
(20 additional definitions throughout the code).
- 30 Page 3: Definition for “poisonous” and “venomous”, and “structure”  
definition. “Wildcat vs. Bobcat” definition and strike out of ferrets.
- 32 Page 6: Exemption of certain household pets.
- 34 Page 7: Noise definitions.
- 36 Page 9: Dog regulations (recommendations from the North Utah County  
Animal Shelter).
- 38 Page 12: Wild and Exotic animals.
- 40 Page 16: Animals and land use.
- 42 Page 17: Agricultural accessory buildings and barns.
- 44 Page 18: Setbacks and Pre-existing (uses) setbacks.
- 46 Page 20: Bee Keeping (nuc hives)

48 Mr. Cowie then referenced the tables, animal allowances and restrictions. There  
50 was then some lengthy discussion regarding the tables. At this time Mayor Dain called  
52 for any public comment.

54 A resident in attendance brought up the issue of “whether goats” (male neutered  
56 goats) and expressed his concerns that they should be allowed. He also suggested

2 allowing a breeder to bring in a “billy goat” for perhaps a maximum of 120 hours. Mayor  
Dain thought these were both good points and directed Mr. Cowie to make a note for  
provisions in the ordinance for whether goats.

4 Lawrence Packer brought up the issue of peacocks and he also had a question on  
setbacks with an accessory apartment and if it precludes the neighbor from having animal  
rights. Mr. Cowie stated it is based off of the primary residence. There was then some  
lengthy discussion on setbacks with accessory apartments. Jim Cross, then addressed the  
Council. He noted that he is in support of animal rights, and that has never been an issue  
for him. He stated that he is also in support of taking care of the animals properly. He  
added where subdivisions already exist, the setbacks can infringe on the property owners  
rights to create an addition etc. to their home. Mayor Dain stated that the homeowner  
could build the addition, but would have to accept the animals where they are at, if the  
animals were there first. Mayor Dain further stated that the Council cannot legislate  
where someone builds an addition, and where the 50 ft. circle becomes an impact on the  
neighbor.

16 Mayor Dain then noted some additional numbers as follows:

- 18 ● Add whether goats
- Increase pheasants to 50
- Increase turkeys to 12

20 Mayor Dain asked the Council to look at the numbers (multiples) from a very  
specific standpoint. Chief Cullimore suggested adding a reference to the administrative  
rule (R-657-3) to be applied specifically to raccoons. Mayor Dain commented that he  
received a letter from James Cross and his neighboring group. He noted that the Council  
will take the letter into consideration.

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

28 COUNCILMEMBER FRAMPTON MOVED TO CLOSE THE PUBLIC  
HEARING. COUNCILMEMBER ACERSON SECONDED THE MOTION. ALL  
30 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

32 COUNCILMEMBER FRAMPTON MOVED TO CONTINUE ORDINANCE  
AMENDMENT, LINDON CITY CODE, TITLE 6 (ANIMAL ORDINANCE).

34 COUNCILMEMBER POWELL SECONDED THE MOTION. THE VOTE WAS  
RECORDED AS FOLLOWS:

36 COUNCILMEMBER WALKER AYE  
COUNCILMEMBER FRAMPTON AYE  
38 COUNCILMEMBER ACERSON AYE  
COUNCILMEMBER BEAN AYE  
40 COUNCILMEMBER POWELL AYE

THE MOTION CARRIED UNANIMOUSLY.

- 42
- 44 2. **Public Hearing Continued** – *Ordinance Amendment – Lindon City Code,*  
*Chapters 18.03 (Definitions & Regulations) and Lindon City Code, Chapter 18.04*  
*(Billboard Advertising) Ordinance #2012-14-O.* The City Council will hear  
46 public comment and possibly act to approve an amendment to the above listed

2 chapters of the LCC, Chapter 18.03 and Chapter 18.04 dealing with digital  
billboard advertising. This item was continued from the meeting of September  
4 18, 2012, September 18, 2012 and October 16, 2012. The Planning Commission  
recommended approval.

6 COUNCILMEMBER POWELL MOVED TO OPEN THE PUBLIC HEARING.  
COUNCILMEMBER ACERSON SECONDED THE MOTION. ALL PRESENT  
8 VOTED IN FAVOR. THE MOTION CARRIED.

10 Adam Cowie, Planning Director, opened the discussion by explaining that this is a  
continued public hearing and is a request for approval by Terry Reid for an ordinance  
12 amendment to allow digital face changes on off-premise signs, specifically billboards  
which have been reviewed over several meetings. He noted that staff has added to the  
14 recommended language to include mechanically changeable signs and amend the code  
sections as otherwise necessary. Mr. Cowie further explained that at the last Council  
16 meeting there was some discussion of adding a requirement for illumination devices on  
the electronic display signs. He noted that this has been done. Mr. Cowie noted another  
18 change was recommended to limit ALL electronic display signs (both on and off-  
premise) to static messages only. He added that YESCO signs have expressed concern  
20 regarding the limitation of on-premise displays being static only. Mr. Cowie further noted  
that additional discussion of adopting “community standard” language will be discussed  
22 tonight. Mr. Cowie also referenced the correspondence from the City Attorney regarding  
these issues.

24 Mr. Cowie then referenced some minor wording changes in lighting standards in  
the ordinance draft and made his recommendations. Mr. Cowie noted that he has met in  
26 work sessions with several councilmember’s for discussion. Councilmember Walker  
commented that he feels progress has been made, and it was beneficial to meet with the  
28 City Attorney and discuss the legal aspects of this issue and he feels comfortable with  
where it is at. Mr. Cowie noted that approval of this ordinance will allow billboards to  
30 change the face to an LED display, and will require a building permit, and will now  
become a permitted use.

32 Mayor Dain called for any public comment for discussion from the Council.  
Hearing none he called for a motion.

34  
36 COUNCILMEMBER FRAMPTON MOVED TO CLOSE THE PUBLIC  
HEARING. COUNCILMEMBER ACERSON SECONDED THE MOTION. ALL  
PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

38  
40 COUNCILMEMBER WALKER MOVED TO APPROVE LINDON CITY  
CHAPTER 18.03 DEFINITIONS AND REGULATIONS AND LINDON CITY CODE  
CHAPTER 18.04 BILLBOARD ADVERTISING (ORDINANCE #2012-14-O) .  
42 COUNCILMEMBER POWELL SECONDED THE MOTION. THE VOTE WAS  
RECORDED AS FOLLOWS:

44 COUNCILMEMBER WALKER                    AYE  
COUNCILMEMBER FRAMPTON                AYE  
46 COUNCILMEMBER ACERSON                 AYE

COUNCILMEMBER BEAN AYE  
2 COUNCILMEMBER POWELL AYE  
THE MOTION CARRIED UNANIMOUSLY.

- 4  
3. **Public Hearing Continued** – *Ordinance Amendment – Lindon City Code, Chapter 18 (Definitions & Regulations) Ordinance #2012-15-O.* The City Council will hear public comment and possibly act to approve an amendment to LCC, Section 18.01.010 “Purpose and Scope” and 18.02.090 “Lighting” of the ordinance. The Planning Commission recommended approval.

10 COUNCILMEMBER POWELL MOVED TO OPEN THE PUBLIC HEARING.  
12 COUNCILMEMBER ACERSON SECONDED THE MOTION. ALL PRESENT  
VOTED IN FAVOR. THE MOTION CARRIED.

14  
16 Mr. Cowie opened the discussion by stating this item has been advertised and has  
been through the Planning Commission on the “Purpose and Scope” section. Mr. Cowie  
noted what has been added since the last meeting is the reference to excessive  
18 illumination, community standards, public morals and welfare of the community. He  
also noted under the lighting section some general lighting requirements have been added  
20 along with signage illumination limits which apply within the “T” zone (which is 500 ft.  
on either side of the freeway corridor); which is the recommended illumination limits by  
22 the Outdoor Advertising Association of America. Mr. Cowie also referenced clarification  
on electronic message signs (LED signs).

24 Mayor Dain called for any public comment. Hearing none he called for a motion  
to close the public hearing.

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

30  
32 Mayor Dain called for further discussion or questions from the Council.  
Councilmember Powell questioned how this action will affect all other signs in the city.  
Mr. Cowie stated that it will affect all signs in the “T” zone. Councilmember Powell also  
34 questioned architectural lighting as it relates to holiday lighting. Mr. Cowie noted that  
holiday lighting is not regulated and is exempt. Councilmember Powell inquired about  
36 prohibited “back lit awnings” in all zones. Mr. Cowie confirmed there are several  
existing back lit awning signs in the city and are grandfathered in. Mr. Cowie stated that  
38 was a decision made by a previous Council and noted that it could be stricken from the  
ordinance. Mayor Dain suggested striking the prohibition of back lit awnings from the  
40 ordinance. Mayor Dain called for further comments. Hearing none he called for a  
motion.

42  
44 COUNCILMEMBER POWELL MOVED TO APPROVE THE ORDINANCE  
AMENDMENT TO LINDON CITY CODE CHAPTER 18 – DEFINITIONS AND  
REGULATIONS AND LINDON CITY CODE CHAPTER 18.01.010 “PURPOSE AND  
46 SCOPE” AND 18.02.090 “LIGHTING” WITH THE CONDITION OF STRIKING THE

18.02.090 LETTER “E” “BACK LIT AWNING” LANGUAGE. COUNCILMEMBER  
2 FRAMPTON SECONDED THE MOTION. THE VOTE WAS RECORDED AS  
FOLLOWS:

4 COUNCILMEMBER WALKER AYE  
COUNCILMEMBER FRAMPTON AYE  
6 COUNCILMEMBER ACERSON AYE  
COUNCILMEMBER BEAN AYE  
8 COUNCILMEMBER POWELL AYE  
THE MOTION CARRIED UNANIMOUSLY.

10  
12 4. **Public Hearing** – *Surplus Property (Resolution #2012-15-R)*. The City Council  
will hear public comment and possibly act to approve a resolution declaring  
14 certain property of the city as surplus and approving the disposition of the listed  
property. This declaration does not include real property.

16 COUNCILMEMBER ACERSON MOVED TO OPEN THE PUBLIC  
HEARING. COUNCILMEMBER WALKER SECONDED THE MOTION. ALL  
18 PRESENT VOTED IN FAVOR. THE MOTION CARRIED

20 Mr. Dameron opened the discussion by stating this is a resolution to declare  
certain property of the city as surplus (specifically the pews and two organs at the  
22 Community Center) and to approve the disposition of the listed property as surplus. Mr.  
Dameron noted that a silent auction will be held for the pews. He added that this  
24 declaration does not include real property.

26 Mayor Dain called for any discussion from the Council. Hearing none he called  
for a motion.

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

32 COUNCILMEMBER FRAMPTON MOVED TO APPROVE RESOLUTION  
#2012-15-R SURPLUS PROPERTY. COUNCILMEMBER POWELL SECONDED  
34 THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

36 COUNCILMEMBER WALKER AYE  
COUNCILMEMBER FRAMPTON AYE  
COUNCILMEMBER ACERSON AYE  
38 COUNCILMEMBER BEAN AYE  
COUNCILMEMBER POWELL AYE  
40 THE MOTION CARRIED UNANIMOUSLY.

42 5. **Review and Action** – *Modification of Global Signal Agreement*. This is a request  
44 by City Attorney, Brian Haws to amend the agreement with Global Signal to  
remove the requirement for subcontractors to provide proof of insurance to the  
46 City and other miscellaneous corrections.

2 Brian Haws, City Attorney, opened the discussion by explaining this agreement  
basically removes a paper/reporting requirement that Global Signal would like to see  
4 happen. He noted that their general construction contracts with their subcontractors with  
have an insurance provision that requires the subcontractor to carry insurance similar to  
6 what the city requires, but they would like to modify the agreement so they do not have to  
send over proof of insurance every time someone works on the tower, as they have a high  
8 number of subs that work on the towers and it would be difficult to maintain the proper  
paper work.

10 Mr. Haws further explained that the modification does not eliminate the  
requirement that each subcontractor be insured and if they failed to do this there would be  
12 a breach of contract claim and the city could hold them responsible for any ensuing harm.  
He went on to say that they would like to strike the term “co-locater” as they are  
14 responsible for maintaining the insurance of the towers and equipment, not the co-  
locaters.

16 Mayor Dain called for any discussion from the Council. Hearing none he called  
for a motion.

18 COUNCILMEMBER ACERSON MOVED TO APPROVE THE  
MODIFICATION OF GLOBAL SIGNAL AGREEMENT. COUNCILMEMBER BEAN  
20 SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

22 COUNCILMEMBER WALKER	AYE
COUNCILMEMBER FRAMPTON	AYE
COUNCILMEMBER ACERSON	AYE
24 COUNCILMEMBER BEAN	AYE
COUNCILMEMBER POWELL	AYE

26 THE MOTION CARRIED UNANIMOUSLY.

- 28 6. **Plat Amendment** – *Lindon Gateway II, 217 South 800 West*. This item is a  
30 request by Lindon City Planning Department for approval of a plat amendment  
necessary to show amended subdivision lot boundaries after portions of lots have  
32 been purchased by the City to accommodate the west phase of the Lindon  
Heritage Trail. The new subdivision plat will be titled “Lindon Gateway II. The  
subject property is located in the Single Family Residential Zone (R1-20) zone.  
34 The Planning Commission recommended approval.

36 Adam Cowie, Planning Director, opened the discussion by stating he will be  
presenting an overview of the next three agenda items as they are all similar and all  
38 related to the Heritage Trail Project. He went on to say that this item is a request by the  
Lindon City Planning Department for approval of a plat amendment necessary to show  
40 amended subdivision lot boundaries after portions of lots have been purchased by the  
City to accommodate the west phase of the Lindon Heritage Trail. He noted that the new  
42 subdivision plat will be titled “Lindon Gateway II”. Mr. Cowie stated that the subject  
property is located in the Single Family Residential (R1-20) zone. He then showed aerial  
44 photos of the subject property and the portion that the city is purchasing. He noted that  
the contract has been awarded and construction will begin on the trail no later than April  
46 15, 2013 and should be completed within 90 days. He added that the plans have been



reviewed by JUB Engineers and they have no concerns. He noted that after review the Planning Commission recommended approval to the City Council.

Mayor Dain called for any discussion from the Council. Hearing none he called for a motion.

COUNCILMEMBER FRAMPTON MOVED TO APPROVE THE PLAT AMENDMENT FOR LINDON GATEWAY II. COUNCILMEMBER WALKER SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER WALKER	AYE
COUNCILMEMBER FRAMPTON	AYE
COUNCILMEMBER ACERSON	AYE
COUNCILMEMBER BEAN	AYE
COUNCILMEMBER POWELL	AYE

THE MOTION CARRIED UNANIMOUSLY.

7. **Plat Amendment** – *Freeway Business Park II, 1060 West 200 South.* This item is a request by Lindon City Planning Department for approval of a plat amendment necessary to show amended subdivision lot boundaries after portions of lots have been purchased by the City to accommodate the west phase of the Lindon Heritage Trail. The new subdivision plat will be titled “Freeway Business Park II. The subject property is located in the Single Family Residential Zone (R1-20) zone. The Planning Commission recommended approval.

Mr. Cowie opened the discussion by explaining that this item is similar to the previously approved plat amendment. He further explained that this item is also a request by the Lindon City Planning department for approval of a plat amendment necessary to show amended subdivision lot boundaries after portions of lots have been purchased by the City to accommodate the west phase of the Lindon Heritage Trail. He noted that the new subdivision plat will be titled “Freeway Business Park II”. Mr. Cowie stated that the subject property is located in the Light Industrial (LI) Zone. He went on to say the plans have been reviewed by JUB Engineers and they have no concerns. He noted that after review the Planning Commission recommended approval to the City Council.

Mayor Dain called for any discussion from the Council. Hearing none he called for a motion.

COUNCILMEMBER ACERSON MOVED TO APPROVE THE PLAT AMENDMENT FRO FREEWAY BUSINESS PARK II. COUNCILMEMBER POWELL SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER WALKER	AYE
COUNCILMEMBER FRAMPTON	AYE
COUNCILMEMBER ACERSON	AYE
COUNCILMEMBER BEAN	AYE
COUNCILMEMBER POWELL	AYE

THE MOTION CARRIED UNANIMOUSLY.

8. **Plat Amendment** – *Lindon Harbor Industrial Park II, 1297 West 300 South.*

2 This item is a request by Lindon City Planning Department for approval of a plat  
4 amendment necessary to show amended subdivision lot boundaries after portions  
6 of lots have been purchased by the City to accommodate the west phase of the  
8 Lindon Heritage Trail. The new subdivision plat will be titled “Lindon Harbor  
Industrial Park II. The subject property is located in the Single Family  
Residential Zone (R1-20) zone. The Planning Commission recommended  
approval.

10 Mr. Cowie opened the discussion by stating that as with the previous plat  
12 amendments, this is also a request by Lindon City Planning Department for approval of a  
14 plat amendment necessary to show amended subdivision lot boundaries after portions of  
16 lots have been purchased by the City to accommodate the west phase of the Lindon  
18 Heritage Trail. He noted that as with the previous two plat amendments the owners are in  
20 agreement with the city to purchase the land and construct the trail. He went on to say the  
plans have been reviewed by JUB Engineers and they have prepared the plat amendment  
and they have no concerns. Mr. Cowie stated that the new subdivision plat will be titled  
“Lindon Harbor Industrial Park II”. He also noted that the subject property is located in  
the Light Industrial (LI) zone. Mr. Cowie stated that after review the Planning  
Commission recommended approval to the City Council.

22 Mr. Cowie further explained there was an independent appraisal performed on  
24 each land purchase, and as part of the project funding, that aspect of the property  
negotiation was included and all paid for, as part of the project amounts. He added that  
with the process the City was awarded some grant funding (approximately 3.2 million)  
which was primarily federal transportation grant funds that were allocated to trails. Mr.  
26 Cowie added that this amount of funding will get the trail to the Power Plant (Pioneer  
Lane). He further explained that the ultimate goal is to connect the Bonneville Shoreline  
28 Trail and the Murdock Canal Trail out to Utah Lake.

30 Mayor Dain called for any discussion from the Council. Hearing none he called  
for a motion.

32 COUNCILMEMBER WALKER MOVED TO APPROVE THE PLAT  
AMENDMENT FOR LINDON HARBOR INDUSTRIAL PARK II.  
34 COUNCILMEMBER ACERSON SECONDED THE MOTION. THE VOTE WAS  
RECORDED AS FOLLOWS:  
36 COUNCILMEMBER WALKER AYE  
COUNCILMEMBER FRAMPTON AYE  
38 COUNCILMEMBER ACERSON AYE  
COUNCILMEMBER BEAN AYE  
40 COUNCILMEMBER POWELL AYE  
THE MOTION CARRIED UNANIMOUSLY.

42  
44 Mayor Dain called for a motion to adjourn the City Council meeting and convene  
the meeting of the Redevelopment Agency.

2 **Adjourn the meeting of the Lindon City Council and convene the meeting of the  
Lindon City Redevelopment Agency –**

4 COUNCILMEMBER POWELL MOVED TO ADJOURN THE MEETING OF  
THE LINDON CITY COUNCIL AND CONVENE THE MEETING OF THE LINDON  
6 CITY REDEVELOPMENT AGENCY AT 9:20 P.M. COUNCILMEMBER  
FRAMPTON SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR.  
8 THE MOTION CARRIED.

10 BOARDMEMBER FRAMPTON MOVED TO ADJOURN THE MEETING OF  
THE LINDON CITY REDEVELOPMENT AGENCY AND RE-CONVENE THE  
12 MEETING OF THE LINDON CITY COUNCIL AT 9:30 P.M. BOARDMEMBER  
POWELL SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR. THE  
14 MOTION CARRIED.

- 16 9. **Review and Action** – *Appointment of Member to the Lindon City Community  
Center Advisory Board (CCAB)*. This item is a request by Councilmember Randi  
18 Powell, liaison to the CCAB, for the Council’s consideration and consent to the  
appointment of Jared Schauers as a member of the Community Center Advisory  
20 Board.

22 Councilmember Powell commented that Jared Schauers will be a great addition to  
the Community Center Advisory Board and he is very eager to serve. Mr. Dameron  
24 presented a letter appointing Jared Schauers for the Mayor’s signature.

26 Mayor Dain called for any discussion from the Council. Hearing none he called  
for a motion.

28 COUNCILMEMBER POWELL MOVED TO APPROVE THE APPOINTMENT  
OF JARED SCHAUERS AS A MEMBER TO THE LINDON CITY COMMUNITY  
30 CENTER ADVISORY BOARD. COUNCILMEMBER ACERSON SECONDED THE  
MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

32 COUNCILMEMBER WALKER AYE  
COUNCILMEMBER FRAMPTON AYE  
34 COUNCILMEMBER ACERSON AYE  
COUNCILMEMBER BEAN AYE  
36 COUNCILMEMBER POWELL AYE  
THE MOTION CARRIED UNANIMOUSLY.

- 38 10. **Review and Action** – *2013 Public Meeting Schedule*. This item is a city initiated  
40 item to have the City Council review and possibly approve the proposed 2013  
Public Meeting Schedule.

42 Mr. Cowie opened the discussion by explaining this is a city initiated item to have  
44 the City Council review the proposed 2013 Public Meeting Schedule. He stated that after  
review the Planning Commission recommended approval to the City Council. Mr. Cowie

noted if the Council sees any dates that conflict with holidays or other major events, to let him know so the changes can be made.

Mayor Dain called for any discussion from the Council. Hearing none he called for a motion.

COUNCILMEMBER ACERSON MOVED TO APPROVE THE 2013 PUBLIC MEETING SCHEDULE. COUNCILMEMBER WALKER SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER WALKER	AYE
COUNCILMEMBER FRAMPTON	AYE
COUNCILMEMBER ACERSON	AYE
COUNCILMEMBER BEAN	AYE
COUNCILMEMBER POWELL	AYE

THE MOTION CARRIED UNANIMOUSLY.

### **COUNCIL REPORTS –**

**COUNCILMEMBER POWELL** – Councilmember Powell reported on the silent auction, the “Blue Denim Gala” to be held on January 25<sup>th</sup>. Councilmember Powell asked those who have any connections for auction items to contact her. Councilmember Acerson stated that he will make some contacts regarding Jazz tickets for an auction item. Mayor Dain mentioned pool passes at the Aquatics Center as a possible auction item. Councilmember Powell reported that Valerie Diehl will be starting the Healthy Lindon program “Every little Bit Counts” in February. She will also be implementing a “Lazy Iron Man” competition. Councilmember Powell also reported she will be meeting with the Historical Preservation Commission next Tuesday. Councilmember Powell mentioned the Christmas Tree Lighting Ceremony will be held on December 3<sup>rd</sup> at 6:30 p.m. at the Community Center.

**COUNCILMEMBER WALKER** – Councilmember Walker reported on the firearms training and what a great activity it was. He also reported that Orem City is moving to sign a 5 year extension agreement for the fire station. Councilmember Walker noted that he has been in touch with Gary Fryer and inquired what the next move is regarding this issue. Mr. Dameron noted that he will check with Gary Høglund. Mayor Dain commented that it is important to make sure he complies with the ordinance. Councilmember Walker commented that he appreciated the recent interviews for the City Administrator position.

**CHIEF CULLIMORE** – Chief Cullimore reported the police department is in the process of starting the “Teen Cert” program to be instructed at the Karl Maeser Academy on a test basis and will start January 7<sup>th</sup>. Chief Cullimore also reported that Officer John Lloyd’s father passed away.

**COUNCILMEMBER BEAN** – Councilmember Bean reported that the Planning Commission has been working on a couple of ordinance reviews and will continue with those.

2 **COUNCILMEMBER ACERSON** – Councilmember Acerson reported that Utopia is at  
4 100% build out in Lindon and will be forthcoming in the newspaper. Councilmember  
6 Acerson questioned what direction to give residents regarding the trail and what is the  
8 official statement. Mayor Dain stated that it is still under construction and closed and to  
use at your own risk. Councilmember Acerson stated that he also appreciated the  
interview process and noted that it was a very clear and open process and communication  
was excellent and he felt that they ended up with the top candidates.

10 **COUNCILMEMBER FRAMPTON** – Councilmember Frampton gave an update on the  
12 tree board. He commented on the Tree City USA awards, and suggested nominating  
members of the tree board for the work they have done. Mayor Dain was in agreement  
for the nominations.

14  
16 **MAYOR DAIN** –Mayor Dain reported that he spoke with Dean Adams and he does not  
18 have a need for the offered dinners. Dora Montgomery is the new recipient. The third  
20 annual Thanksgiving dinner will be held on November 22<sup>nd</sup> from 11-2 p.m. Mayor Dain  
22 stated that all are invited to attend. Mayor Dain reported that he attended the  
Mountainland Association of Governments meeting and there is nothing pressing to  
report. Startup business and revolving loan listen to tape. Mayor Dain noted that he met  
with the Oak Canyon Jr. High principle about opening up the trail to the back of the  
school. Mayor Dain agreed that it is the right thing to do and suggested that the city  
covers the improvements.

24 **ADMINISTRATOR’S REPORT** –

26 Mr. Dameron reported on the following items.

- 28 1. The Council reviewed the Project Tracking List.
- 30 2. City offices will be closed on November 22<sup>nd</sup> and 23<sup>rd</sup> for the Thanksgiving  
32 Holiday.
- 34 3. The Christmas Tree Lighting will be held December 3, 2012 at 6:30 pm at the  
Community Center.
- 36 4. Center Street is now open.
- 38 5. The Council has been invited to tour the sewage treatment plant. It was agreed to  
do the tour as a work session on Monday, November 25<sup>th</sup> at 4:00 pm.
- 40 6. Mr. Dameron reported on the Main Street SID. The project for castle park will  
move forward with improvements in the front and the city will do the sump pump.
- 42 7. The Tithing Office will be appraised next week, and then will be declared as  
surplus.
- 44 8. UDOT wants to acquire whole road by the Animal Shelter for the right of way for  
the Vineyard Connector. The agreement will be coming at the next meeting.
9. Fronrunner Grand Opening will be held on December 6, 2012.
10. Heath Bateman has requested that the Council look at the monument signs for  
approval. The Council was in agreement to use the sign without the logo and  
brick.

2 COUNCILMEMBER FRAMPTON MOVED TO APPROVE THE PAY  
VOUCHERS. COUNCILMEMBER ACERSON SECONDED THE MOTION. THE  
VOTE WAS RECORDED AS FOLLOWS:

4 COUNCILMEMBER WALKER AYE  
COUNCILMEMBER FRAMPTON AYE  
6 COUNCILMEMBER ACERSON AYE  
COUNCILMEMBER BEAN AYE  
8 COUNCILMEMBER POWELL AYE  
THE MOTION CARRIED UNANIMOUSLY.

10 **ADJOURN** –

12 COUNCILMEMBER FRAMPTON MOVED TO ADJOURN THE MEETING  
14 AT 10:30 P.M. COUNCILMEMBER POWELL SECONDED THE MOTION. ALL  
PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

16  
18 Approved – December 4, 2012

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Kathryn A. Moosman, City Recorder

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James A. Dain, Mayor