

2 The Lindon City Council held a regularly scheduled meeting on **Tuesday, June 18, 2019,**
4 **beginning at 7:00 pm** 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: Kristen Colson
10 Invocation: Van Broderick

12 **PRESENT** **EXCUSED**

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

22
24 **1. Call to Order/Roll Call** – The meeting was called to order at 7:00 p.m.

26 **2. Presentations/Announcements** –

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

28 a) **Presentation:** Councilmember Matt Bean was recognized with a plaque for
his service on the City Council from January 2012 to June 2019. Mr. Cowie
30 noted this is effectively a leave of absence until November 2019.

32 **3. Approval of Minutes** – The minutes of the regular meeting of the City Council
meeting of June 4, 2019 were reviewed.

34
36 COUNCILMEMBER VANCHIERE MOVED TO APPROVE THE MINUTES
OF THE REGULAR CITY COUNCIL MEETING OF JUNE 4, 2019 AS AMENDED.
COUNCILMEMBER HOYT SECONDED THE MOTION. THE VOTE WAS
38 RECORDED AS FOLLOWS:

40 COUNCILMEMBER BEAN AYE
COUNCILMEMBER LUNDBERG AYE
COUNCILMEMBER BRODERICK AYE
42 COUNCILMEMBER HOYT AYE
COUNCILMEMBER VANCHIERE AYE

44 THE MOTION CARRIED UNANIMOUSLY.

46 **4. Open Session for Public Comment** – Mayor Acerson called for any public
comment not listed as an agenda item.

2 **Aryan Kocherans:** Ms. Kocherans spoke on the proposed Wild Oak Reception Center
off of Gillman Land. She stated she understands the city does not want to be sued, but she
4 feels like something may happen if something is not done in regards to this site and the
potential safety issues. This needs to be taken seriously with either speed bumps or a
6 change on State Street. She further stated with an event center there will be more people
and traffic generated and it will certainly impose more safety concerns. This needs to be
8 addressed so this type of thing doesn't happen in the future. She believes the code needs
to be amended to protect the city legally so they would be covered and also have the
10 ability to say *no* to a similar proposed development. She is here tonight to express her
opinion so at least she knows she did everything possible to ensure the safety of her
12 neighbors.

Councilmember Lundberg stated the Planning Director is already looking at the
14 underlying use being removed from the code and may be a city-initiated action. She
pointed out that typically road improvements are triggered by development and not by the
16 city, but she would like to have discussion as an agenda item at the nexus that there be
some city investments that can happen at that portion of the road.

18 Ms. Kocherans stated there are illegal left turns all the time at the intersection at
State Street and it is a danger all the way around. Mayor Acerson stated this is a very
20 focused issue and the city is aware and looking at ways to mitigate the impacts of this
issue.

22
Greg Lewis: Mr. Lewis stated he has lived in Lindon for 39 years and it is a special
24 place in Utah County to live. He explained he has been working with the city
administrator on an issue in his neighborhood. He noted there are a lot of residents in his
26 neighborhood who take pride in their properties, but unfortunately there are others who
don't and it poses health or fire hazards and is an eyesore and/or a financial loss to others
28 through devaluation of their properties. He noted he lives below Spring Meadows which
is west of Walmart. This is an aggravating issue as he has tried the nice approach and
30 retribution may be coming his way as he has tried to fix the problem.

Adam Cowie, City Administrator, stated Mr. Lewis has been patient over the past
32 couple of years on this issue. He noted the Planning Director spoke with the property
owner and it has come to the point to where they need to get serious to clean up the
34 property. There is junk, debris and the animals are a definite nuisance under the
ordinance. They have made some recent progress but they will keep working to mitigate
36 the issue.

Mr. Lewis stated most of the neighbors take care of their street but those that
38 don't devalue property values for everyone. He questioned if the city could adopt stricter
standards for issues like this as it is very frustrating. Brian Haws, City Attorney, stated
40 they are looking at nuisance ordinance amendments that may have more impact and be
more expedited and efficient.

42
5. Consent Agenda Items – The following consent agenda items were presented for
44 approval.

- 46
- a) Reappointment of Steve Johnson to another 3-year term on the Lindon
City Planning Commission.
 - b) Appointment of Renee Tribe as a new member of the Lindon City

2 Planning Commission.

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

6
8 COUNCILMEMBER BRODERICK MOVED TO APPROVE THE CONSENT
AGENDA ITEMS AS PRESENTED. COUNCILMEMBER LUNDBERG SECONDED
THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

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

16

CURRENT BUSINESS

18

20 **6. Public Hearing — FY 2020 Transfer of Enterprise Funds to General**
Fund. The City Council will accept public comment as it reviews and
21 considers proposed transfer of enterprise funds to the general fund as part of
22 the fiscal year (FY) 2020 budget. The proposed transfers are as follows: Water
23 Fund \$207,856 (6.6% of fund expenditures); Sewer Fund \$131,789 (5.7% of
24 fund expenditures); Solid Waste Collection Fund \$20,400 (4.0% of fund
25 expenditures); and Storm Water Drainage Fund \$82,400 (7.3% of fund
26 expenditures); and Telecommunications Fund \$2,700 (5.0% of fund
27 expenditures). These transfers are primarily intended to cover administrative
28 costs and overhead of operating the enterprise funds but will also be used in
29 supplementing such city services as fire, police, street maintenance, parks &
30 recreation, and other city functions. Similar transfers have been made annually
31 from the enterprise funds to the General Fund in order to help maintain low
32 property taxes in Lindon. No motions will be made as this hearing is to only
33 receive and consider public comment on the proposed enterprise fund
34 transfers.

36 COUNCILMEMBER BRODERICK MOVED TO OPEN THE PUBLIC
HEARING. COUNCILMEMBER VANCHIERE SECONDED THE MOTION. ALL
38 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

40 Kristen Colson, Lindon City Finance Director, was in attendance to explain this is
a public hearing for the transfer of Enterprise Funds to General Fund. Mr. Cowie noted
42 this a common action and done yearly. He noted enterprise activities contract essentially
with Lindon city for services such as, accounting, finance, management, and billing etc.
44 and the enterprise funds benefit from those activities. He pointed out the State requires
we advertise through a public hearing; this year there is an 8% administrative charge.

46 Councilmember Hoyt stated he appreciates the graph from Ms. Colson that
indicates we are using these enterprise funds wisely.

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

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

8
10 Mayor Acerson called for any further comments or discussion from the Council.
Hearing none he moved on to the next agenda item.

- 12 7. **Public Hearing — Budget Adoption for FY2020 Amend FY2019 Budget;**
14 **(Ordinance 2019-11-O)** Kristen Colson, Lindon City Finance Director, will
16 present the final Lindon City Budget documents for fiscal year 2019-2020
18 (FY2020) beginning July 1, 2019. The tentative budget for FY2020 was
20 approved in a public hearing on April 2, 2019. The City Council also held a
22 public meeting on the proposed budget on May 7, 2019 and a public hearing
24 on May 21, 2019 where the proposed budget was adopted and budget issues
were discussed in detail. The City Council will review and adopt the amended
budget for FY2019, will review and adopt the final budget for FY2020, will
review and adopt the agreement for services between the City and the Lindon
City RDA, will set the Certified Tax Rate, and review and adopt the city-wide
fee schedule and compensation programs.

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

28
30 Ms. Colson stated tonight the City Council will review and adopt the final budget
for FY2020, the amended budget for FY2019, adopt the agreement for services between
32 the City and the Lindon City RDA, will set the Certified Tax Rate, and review and adopt
the city-wide fee schedule and compensation programs. Ms. Colson stated she will be
34 reviewing the budget issues as have been discussed in previous public hearings as
follows:

36 **Budget Issue #1: Should Lindon City provide employees with a 2.0% Cost of Living**
38 **Allowance (COLA) increase and provide for a merit increase of 3.0% in January?**

40 Ms. Colson explained the City Council directed staff to proceed with a 1.5% cost
of living (COLA) allowance and a 2.5% merit increase in January.

42 **Budget Issue #2: Should Lindon City increase Water, Sewer, Storm Water, Garbage**
44 **and Recycling utility rates?**

46 Ms. Colson explained recommendations on utility rates were given to the Council
from JUB Engineers after the utility study. Garbage and recycling utility rates are
increasing 3% to cover the contractors cost increase.

2 **Budget Issue # 3: Should Lindon City charge a service fee when customers pay with a**
 4 **credit card?**

6 Ms. Colson explained they will start charging a 3% service fee on all credit card
 8 usage and will also be opening it up for building permits. This will take effect when it
 gets set up through the credit card company and is all in place; it may take up to 60 days
 (this process has been started).

10 Ms. Colson went over the fee schedule changes added since May 21st as follows:

Home Occupation Application Fee \$25.00

One-time fee with Business License, [if required \(see business license application\)](#)

Credit Card Payment Convenience Service Fees

- Court online payments, per transaction \$2.00
- Court telephone payments, per transaction \$1.50
- [Other applicable transactions](#) 3.0%

Document Scanning and CD Creation \$10 per CD + \$1/page after 10 pages

Property Tax Certified Tax Rate (CTR) 0.1392% [0.1241%](#)

12 Ms. Colson also stated the following changes need to be made to the Lindon City
 14 Position Schedule which is part of the “Compensation Programs” Section of the Budget:

- 14 • Municipal Judge should be classified as Exempt and the Range changed from 26
to *
- 16 • Aquatics Center Manager should be changed to Aquatics Coordinator, Exempt,
Range 13, Full-Time
- 18 • The Full-Time Program Coordinator should be changed to Recreation Supervisor,
Range 15
- 20 • The Police Lieutenant should be changed from Non-Exempt to Exempt
- 22 • The Staff Engineer should be changed from Non-Exempt to Exempt

22 **Ms. Colson referenced the Comparison of 2019FY Amended Budget as follow:**

- 24 • Increased Licenses & Permits revenue of \$107,650
- 26 • Increased General Fund Transfer to Road Fund by \$200,000
- 28 • Payment to Ivory for Sewer Lift Station #7 carried forward to 2019-2020 budget
 - However, this payment is for costs which have occurred and will be accrued into
2018-2019 so the Budgets need to change to the following:

Sewer Fund Account	2019FY		2020FY	
Special Projects	\$0	\$480,000	\$480,000	\$0
Use of Fund Balance	\$57,606	\$537,606	\$501,966	\$21,966

30 **Ms. Colson then went over the Proposed Budget vs. Final Budget as follow:**

- 32 • Increased transfer from General Fund to Debt Service for Public Safety Building debt
service by \$316,000 making total principal payment \$657,000 which is:

\$161,000	Normal	2020 payment
\$163,000	Early	2021 payment
\$165,000	Early	2022 payment

- 2 \$168,000 Early 2023 payment
- Added \$150,000 transfer from RDA State Street to Recreation Fund for new slide at
4 Aquatics Center

6 **Ms. Colson then referenced the Public Safety Building Debt Service as follows:**

- Paid off last 5 years of Lindon Public Safety Building (LPSB) Bond in 2019FY with
8 proceeds from the sale of property, saving \$147,297
- 2020FY Budget includes 3 extra principal payments
10 o Regular Principal payments are in March. We can evaluate revenues and the
12 economy at that time to determine if we want to make the payments as budgeted
 or adjust the payment
- This would leave 3 principal payments remaining, totaling \$525,000 which we could
14 budget to pay off in the 2021FY
- If we proceed with this payoff plan,
16 o Lindon City would save 10 years and about \$233,350 in interest

18 The Mayor and Council thanked Ms. Colson and Mr. Cowie for their hard work on the
budget and for all of the time and effort put into the budget. He then called for any public
20 comments. Hearing none he called for a motion to close the public hearing.

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

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

28 COUNCILMEMBER BEAN MOVED TO APPROVE ORDINANCE 2019-11-O
30 ADOPTING THE FY2020 LINDON CITY BUDGET AND AMENDING THE FY2019
LINDON CITY BUDGET AS PRESENTED WITH CHANGES AS DISCUSSED.
32 COUNCILMEMBER HOYT SECONDED THE MOTION. THE VOTE WAS
RECORDED AS FOLLOWS:

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

40 **8. Recess to Lindon City Redevelopment Agency Meeting (RDA)**

42 COUNCILMEMBER HOYT MOVED TO RECESS THE LINDON
44 CITY COUNCIL MEETING AT 7:42 PM AND CONVENE AS THE LINDON CITY
REDEVELOPMENT AGENCY. COUNCILMEMBER BRODERICK SECONDED
46 THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER BEAN AYE
48 COUNCILMEMBER LUNDBERG AYE
COUNCILMEMBER BRODERICK AYE

2 COUNCILMEMBER HOYT AYE
COUNCILMEMBER VANCHIERE AYE
4 THE MOTION CARRIED UNANIMOUSLY.

6 9. **Discussion Item — DRAFT Urban Deer Removal Program.** The City
Council will review and discuss draft proposals for an urban deer removal
8 program and provide feedback for staff’s direction.

10 Chief of Police, Josh Adams, was in attendance to present information on the
urban deer removal program. Chief Adams identified the plan and draft of what the
12 actual removal plan will be. Chief Adams then referenced the 5-Year deer activity overlay
map identifying where deer have been located and also the trap and kill method. He then
14 went over the 5-year deer activity overlay report including carcasses, deer hit by cars on
the state street corridor, and deer that are causing significant damage or threatening public
16 safety.

18 Chief Adams then explained the Urban Deer Management Plan (UDMP) as
follows:

1. Lindon will apply to DWR for a Certificate of Registration (COR) of an Urban
20 Deer Management Plan. As part of this application, Lindon will develop a control
plan, gathering input from DWR, the public, interested businesses and
22 organizations, and other applicable local, state, and federal government agencies.
Lindon will contract with Humphries Archery and Brian Cook to implement the
24 UDMP. The terms of this contract will be for one calendar year, and can be
renewed on an annual basis.
2. Lindon’s UDMP goal is to reduce the population of urban deer inside Lindon.
26 The current estimated deep population is 500. The reduction goal will be 50
28 animals per year.
3. The UDMP will provide that trap and kill will be the only allowed lethal method
30 of reduction the population of urban deer. Humphries will be the sole agent of
Lindon authorized to trap and kill urban deer.
- 32 4. Locations within the boundaries of Lindon City where deer are harvested will be
specified in the control plan and any adjustments will be agreed upon by both
34 parties.
5. Lindon will appoint an agent to oversee the UDMP. Humphries will update the
36 agent on harvest activity and current locations of traps if/when they are moved.
The agent will issue Humphries contractors Lindon UDMP permits for each to-
38 be-harvested deer.
6. Lindon will pay Humphries \$2,500 per trap per year. This price will include
40 provision and maintenance of a trap unit, all associated trail cameras, bait, tie
downs, etc. There is no additional cost to move a trap from one location to
42 another.
7. Lindon will pay Humphries \$_____ per deer trapped and killed. This fee covers
44 the killing, removal, butchering, distribution, and CWD sampling.
- 46 8. For harvest year 2019, all trap locations will be on public property and agreed
upon by the agent of Lindon and Humphries.

2 9. At the end of the 2019 harvest season, Lindon will present to the City Council and
4 official report on the implementation and success rate of the UDMP in 2019.

6 **State Statute and DWR Administrative Rules – Urban Deer Removal**

6 **Municipality must:**

- 8 ○ Demonstrate deer are causing significant damage or threatening public safety.
- 10 ○ Pass an ordinance prohibiting deer, elk and moose feeding.
- 12 ○ Provide proof of \$1,000,000 general liability insurance
- 14 ○ Agree to provisions of the Utah Governmental Immunity Act
- 16 ○ Provide estimate of population of resident deer, and target number of deer after removal efforts.
- 18 ○ Municipality will hold a public meeting to take and consider input on the draft plan before implementation.

16 **Urban deer control plan must address at a minimum:**

- 18 ○ Lethal methods of take that may be used to remove deer and conditions under which each may be employed.
- 20 ○ Conditions and restrictions of baiting and spotlighting.
- 22 ○ Persons eligible to perform deer removal activities and requirements imposed on them.
- 24 ○ Locations and time periods of deer removal activities.
- 26 ○ Tagging requirements.
- 28 ○ Protocols for carcass removal and disposal.
- 30 ○ Procedures for returning antlers to Division of Wildlife.
- 32 ○ Seek Division authorization on any live capture and relocation component of the plan.
- 34 ○ Estimate of current population and target population objective.

30 Mayor Acerson called for any public comment at this time. There were several
32 residents in attendance who addressed the Council as follows:

34 **Kim Bonnett:** Mr. Bonnett commented this seems to be a good starting point to see
36 what the success and effectiveness of the program is. He noted it will be important
where the traps are located and he would agree to contract with Humphries as they are
the experts.

38 **Greg Lupus:** Mr. Lupus pointed out the taxpayers will be paying for this. He also
40 questioned if the city has the funds to pay for a fence on the bench. He indicated he is
not an advocate of this action. Mr. Lupus stated he understands that harvesting animals
42 and traps may help some people, but questioned if this is throwing good money out the
window? He also understands and appreciates the traffic accidents and safety issues, but
44 he also feels like these animals are part of our community as Lindon is a little bit of
country and part of our element. Mr. Lupus expressed that he also understands the
46 problems and the damage to property that deer can do.

2 **Janeal Kallas:** Ms. Kallas stated she is a proponent on doing something to control the
4 deer as they are not very healthy and bring a lot of problems. There are concerns with
6 safety because of the ticks they bring to her property and the concerns and safety issues
8 in regards to the roads. This is certainly an annoyance but more of a safety issue and
they are getting out of control. She believes this is a good proposal and it is great that the
city council is looking at this issue.

10 **Aryan Kocherhans:** Ms. Kocherhans agrees there is definitely a safety issue and she
could get on board with this proposal.

12 **Lynn Sorensen:** Ms. Sorensen stated this looks to be the best course of action as the
14 deer are a nuisance. She noted the food is abundant and will increase the deer
population.

16 **Melanie:** She has done some research and the deer can carry E. Coli which can
18 contaminate vegetable gardens. She appreciates that the council is being responsible and
any effort to solve the problem is appreciated. She understands it will be a process, and
20 will not be easy, but to not do anything is not right either.

22 **Charlotte Iglesias:** Ms. Iglesias mentioned her concerns with the trapping and the safety
around children. She does appreciate all the comments heard tonight.

24 **Gayla Wilhelmsen:** Ms. Wilhelmsen stated she has seen the deer change over the years
and they are more aggressive.

26 **Joe Martel:** Mr. Martel stated he commends the city council for addressing this
28 problem. He has lived in Lindon since 1993 and used to see transitory deer but this
spring they have been really bad on their farm with up to eight deer at a time; there are at
30 least 2 to 4 deer multiple times a day on his property. He feels the trapping idea is
interesting but he likes the idea of removing the urban deer back to the hills.

32
34 Mr. Cowie stated staff is needing direction at this time. He pointed out that using
the meat is required by the state and part of the fee is the requirement to have the glands
tested and the meat distributed to those in need.

36 Councilmember Hoyt commented there are problem areas and we need to take
an approach on these areas. He is in favor of private areas and to keep it as discreet as
38 possible; there needs to be a balance. He added a caveat that he is concerned that we are
the first to implement this program.

40 Councilmember Broderick expressed that this is a complicated issue and there
are many factors to meet to be in compliance with the state. The council chose in the
42 past not to do anything because of the ineffectiveness and there is the fact of killing the
deer. He did a survey in his neighborhood and of seven neighbors all seven are
44 completely opposed to this proposed action, but there are opinions on all ends of the
spectrum. The urban deer are not healthy, and there are more deer than ever and that can
46 be an impact. He would be more inclined to do this on private property for those who

2 want to opt in as he is not comfortable putting in on public property right now. He also
questioned if there should be a buffer for those who are sensitive and opposed to it. He
4 will not vote for it on public property.

6 Councilmember Vanchiere commented this has been an ongoing concern and the
council recognizes this is an issue and they are trying everything to make it right. He
agrees this is a difficult issue as one side is philosophical and the other issue is that the
8 residents like the deer; everyone is going to be partially satisfied. He is prepared to say
he would go either way and go both public and private; to do nothing is irresponsible.

10 Councilmember Lundberg stated she has had numerous discussions with
neighbors and residents and they feel both ways. There are certain areas of the city with
12 properties that habitat deer throughout the city and the sheer population of the deer is a
concern. She believes we should take a targeted approach as it makes sense to do a test
14 pilot in areas with a buffer. She would like to follow the parameters from the DWR with
a test pilot, as she does not want to get others cities or states creating a negative public-
16 relations for Lindon City. She feels if there are residents who are willing to be part of the
pilot program that would be a good place to start.

18 Councilmember Bean stated he is open to either option noting he has also been
approached by residents due to safety issues and concern.

20 Mayor Acerson commented the council is addressing the concerns of the citizens
and doing their due diligence to address the issue.

22 Mr. Cowie stated he is hearing the Council is recommending the private
placement of the cage option with an owner signing a waiver of liability with a \$50
24 application fee (2 cages) and they will readdress it each year. Mr. Cowie then took a
straw poll vote and asked the Council if they support this proposal. The straw poll vote
26 was recorded as follows:

28	Councilmember Hoyt	Aye
	Councilmember Broderick	Aye
	Councilmember Lundberg	Aye
30	Councilmember Bean	Aye
	Councilmember Vanchiere	Aye

32
34 Mr. Cowie stated he will bring this back as an advertised public hearing of the
plan in July. He noted the program has to be in place by August so there is only a month
to have the DWR review it before holding the public hearing.

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

38
40 **10. Public Hearing — Ordinance #2019-12-O; Prohibit Feeding of Wild
Animals.** The City Council will review and consider approval of Ordinance
#2019-12-O prohibiting the feeding of wild deer, elk, and moose within the
42 Lindon City limits.

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

2 Adam Cowie, City Administrator, led this discussion by explaining approval of
4 Ordinance 2019-12-O will prohibit the feeding of wild deer, elk, and moose within the
Lindon City limits.

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

8 COUNCILMEMBER LUNDBERG MOVED TO CLOSE THE PUBLIC
HEARING. COUNCILMEMBER BEAN SECONDED THE MOTION. ALL
10 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

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

14
16 COUNCILMEMBER VANCHIERE MOVED TO APPROVE ORDINANCE
2019-12-O PROHIBITING THE FEEDING OF WILD DEER, ELK, AND MOOSE
18 WITHIN THE LINDON CITY LIMITS AS PRESENTED. COUNCILMEMBER BEAN
SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

20 COUNCILMEMBER BEAN AYE
22 COUNCILMEMBER LUNDBERG AYE
COUNCILMEMBER BRODERICK AYE
COUNCILMEMBER HOYT AYE
COUNCILMEMBER VANCHIERE AYE

24 THE MOTION CARRIED UNANIMOUSLY.

26 **11. Public Hearing – Ordinance Amendment to LCC 17.32.120; Ordinance**
28 **2019-10-O.** Recommendation to the Lindon City Council to amend Lindon
City Code Chapter 17.32.120 regarding subdivisions conforming to the City’s
30 General Plan and Lindon City Street Master Plan Map. Application is made
by Lindon City.

32 COUNCILMEMBER BRODERICK MOVED TO OPEN THE PUBLIC
HEARING. COUNCILMEMBER BEAN SECONDED THE MOTION. ALL
34 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

36 Brian Haws, City Attorney, led this discussion by giving a summary noting they
are trying to adjust the city code regarding subdivisions conforming to the City’s General
38 Plan and Lindon City Street Master Plan Map.

40 Mr. Haws further explained in dealing with Mr. Weldon specifically, they
recognize that sometimes master planned roads are already adequately serviced by
42 existing roads so the city can’t require the developer to put in the whole road. The city is
asking for this amendment to allow the land use authority to approve the subdivision
44 without requiring an amendment to the master plan so the road stays on the master plan
as designed.

46 He pointed out in this case UDOT has the Vineyard Collector going through this
piece of property and they need to modify that piece of road to accommodate the
Vineyard Collector; UDOT will be paying for this not the city. Mr. Haws stated this is

2 drafted with language that states there must be a compelling public purpose to allow the
4 developed road to differ from the master planned road. He noted there will not be a lot of
6 instances for locations where this would come into play and if we don't change the
8 master plan, we would have to purchase Mr. Weldon's property. UDOT has expressed it
is beneficial for them to keep the master planned road where it is at. He noted Mr.
Weldon understands what we are doing and does not have a problem with this action. He
added this is in the best interest of all parties.

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

COUNCILMEMBER BRODERICK HOYT MOVED TO OPEN THE PUBLIC
HEARING. COUNCILMEMBER BEAN 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 BRODERICK MOVED TO APPROVE ORDINANCE
AMENDMENT 2019-10-O AS PRESENTED. COUNCILMEMBER LUNDBERG
SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

COUNCILMEMBER BEAN	AYE
COUNCILMEMBER LUNDBERG	AYE
COUNCILMEMBER BRODERICK	AYE
COUNCILMEMBER HOYT	AYE
COUNCILMEMBER VANCHIERE	AYE

THE MOTION CARRIED UNANIMOUSLY.

12. Discussion Item — Process for filling Council Vacancy. The City Council
will receive information and provide feedback to Staff on how to proceed in
filling the Council vacancy due to Matt Bean's resignation from the City
Council.

Mr. Cowie explained the process for filling a council vacancy left open by
Councilmember Bean's modified resignation effective November 1st. He stated November
5th is the general election and we are required to advertise the vacancy within 30 days with
the assumption that one of the three candidates would take Councilmember Bean's
vacancy; he is assuming they would appoint one of the candidates that ran for office.
Mayor Acerson pointed out that this will protect the candidates that are running for office
and offer an even playing field.

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

COUNCIL REPORTS:

Councilmember Hoyt – Councilmember Hoyt reported the Pleasant Grove/Lindon
Chamber of Commerce held a breakfast where they taught them to day trade. All

2 proceeds went to the Pleasant Grove Deca Club that made \$2,500 dollars. He noted it was
4 a good event held by the Chamber and he appreciates them thinking out of the box.

6 **Councilmember Broderick** – Councilmember Broderick reported he attended the
8 Engineering bi-monthly meeting where they discussed various city projects. He noted he
10 is very appreciative of the Lindon City staff and their expertise as these are complex
12 issues and they are on top of things. He is pleased with what they do to move projects
14 forward in the city.

16 **Councilmember Bean** – Councilmember Bean reported the Planning Commission will
18 be back to a full commission with the appointment of Renee Tribe. He also thanked the
20 Mayor, Council and Staff for the friendships made and appreciates the opportunity to
22 serve. He noted the city has accomplished a lot of good things and he was honored to be a
24 part of it and he will miss working with everyone.

26 **Councilmember Lundberg** – Councilmember Lundberg reported the PG/Lindon
28 Chamber of Commerce pool party last week was a nice evening and a fun event. She
30 noted the weather with the pool has been a record cold year and hopefully the weather
32 will improve so the admissions will increase. She reported the Chamber of Commerce is
34 moving into the basement of the former Pleasant Grove City police building. She also
attended the Police Officer candidate interviews noting there were a lot of great talent and
great applicants and they narrowed it down to four candidates. Councilmember Lundberg
also suggested bringing back the noise ordinance for review and further discussion.

36 **Councilmember Vanchiere** – Councilmember Vanchiere reported the Parks and
38 Recreation Department is still getting ready for the parks and trails master plan
40 committee to be implemented. He noted Lindon Days is moving along and the float is
42 beautiful and very professional and the Little Miss Lindon girls did a great job on it. He
44 reported the Lindon Days Committee is looking at some new events and it will be a good
46 time for all who attend. The North Pointe Solid Waste Transfer Station looked at the
submitted bids and they will be negotiating for green waste disposal and will award a
contract. He mentioned he has gone to the city cemetery numerous times noting it is a
wonderful cemetery and all is going well there with no issues.

36 **Mayor Acerson** – Mayor Acerson reported he heard the Council did a great job in his
38 absence and thanked Councilmember Bean for acting as Mayor pro tem in his absence.
40 He reported the Utah League of Cities and Towns meetings are coming up in September
42 and they are asking for committee members to serve (contact Cameron Diehl the league
44 president if you are interested). He also reported he will be addressing the transportation
46 committee tomorrow on legislative issues. They are also choosing a UTA Director and
are negotiating a contract. He also reported he chairs the Advisory Council with other
mayors that sit on that council noting they do their due diligence. He also mentioned
UIA approved cities that are opting to come under the umbrella and do their own
financing noting the revenue sharing is good for the entity as a whole.

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

4 **Misc. Updates:**

- 6 • June City newsletter
- 8 • July newsletter article: Van Broderick - Article due to Kathy by end of June
- 8 • Lindon Days Grand Marshal discussion
- 10 • Combined Council/Board lunch meeting with Alpine School District Board.
Thursday, August 29th
- 12 • Next meeting July 19th with a work session at 6pm
- 12 • Lindon Days is August 5th through August 10th
- 14 • Misc. Items

14 **Upcoming Meetings & Events:**

- 16 • No Primary Election is needed. General Election November 5, 2019
- 18 • Employee Summer Party – Wednesday, July 17th at 6:30 pm at the Aquatics
Center

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 COUNCILMEMBER BRODERICK MOVED TO ADJOURN THE MEETING
26 AT 10:00 PM. COUNCILMEMBER BEAN SECONDED THE MOTION. ALL
PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

28 Approved – July 16, 2019

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Kathryn Moosman, City Recorder

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36 _____
Jeff Acerson, Mayor