

2 The Lindon City Council held a regularly scheduled meeting on **Tuesday, July 16, 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: Mike Vanchiere
10 Invocation: Jeff Acerson

12 **PRESENT** **EXCUSED**

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

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

26 2. **Presentations/Announcements** –

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

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30 3. **Approval of Minutes** – The minutes of the regular meeting of the City Council
meeting of June 18, 2019 were reviewed.

32 COUNCILMEMBER HOYT MOVED TO APPROVE THE MINUTES OF THE
REGULAR CITY COUNCIL MEETING OF JUNE 18, 2019 AS PRESENTED.

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

36 COUNCILMEMBER LUNDBERG AYE
COUNCILMEMBER BRODERICK AYE
38 COUNCILMEMBER HOYT AYE
COUNCILMEMBER VANCHIERE AYE

40 THE MOTION CARRIED UNANIMOUSLY.

42 4. **Open Session for Public Comment** – Mayor Acerson called for any public
44 comment not listed as an agenda item. There were several in attendance who
addressed the council at this time as follows:

46 **Greg Lupus:** Mr. Lupus mentioned an issue at Hollow Park with the slide being so
hot that it burned his nephew's back. He would suggest putting a cover or a canopy

2 over the slide that would help so other kids won't get hurt. Mayor Acerson said they
will have Heath Bateman, Parks & Recreation Director follow up on this issue.

4
6 **Maggie Grant:** Ms. Grant stated she is here tonight representing Senator Mitt
Romney's office. She noted if there is anything the office can do to help or support
the city in any way or can be of assistance to contact her. Ms. Grant stated she left her
8 business cards for the council to reach out. She noted Senator Romney is doing his
best to represent Utah. Ms. Grant then expressed her thanks for having her here
10 tonight and if there are any federal issues that come up to please let her know. She
noted Senator Romney will be in town the end of August for the summer recess. Mr.
12 Cowie informed Ms. Grant they are welcome to utilize the city council chambers for
a town hall meeting with Senator Romney if they so choose.

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16 **5. Consent Agenda Items** – The following consent agenda items were presented for
approval.

18 a) "Declarations of Restrictions" for wetland mitigation site.

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

22 COUNCILMEMBER HOYT MOVED TO APPROVE THE CONSENT
24 AGENDA ITEM AS PRESENTED. COUNCILMEMBER LUNDBERG SECONDED
THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

26 COUNCILMEMBER LUNDBERG AYE
26 COUNCILMEMBER BRODERICK AYE
28 COUNCILMEMBER HOYT AYE
28 COUNCILMEMBER VANCHIERE AYE
30 THE MOTION CARRIED UNANIMOUSLY.

32 **CURRENT BUSINESS**

34 **6. Public Hearing — Urban Deer Removal Program; Resolution #2019-17-R.**

36 The City Council will review and consider Resolution #2019-17-R and accept
public comment on a proposed

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

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42 Chief of Police, Josh Adams was in attendance to present the finalized documents
to submit to the state (COR) with the approval of the contractor and the agreed upon 3-year
license from the state. He noted the city council will review the agreement annually and
44 amend it if necessary. He pointed out in the agreement they will forward to the state there
are a few language amendments to the agreement as follows:

- 46
1. and/or archery and
 2. present the success of the plan for recommendations in an annual review

2 3. amend the word “harvest”.

4 Chief Adams then went over the Urban Deer Management Plan along with the
6 outline of what the plan entails as previously discussed. He explained that Humphries will
8 be the program contractor and they will go through a background check and will be
10 identified and pre-approved. With the approval from the city council the agreement is to
rent from Humphries two traps at \$2,500 each that includes maintenance, baiting, and the
cameras to track the deer etc.; they are hopeful to harvest 50 animals a year. He noted a
Lindon City permit will be issued and the deer will be tagged.

12 Chief Adams further explained the process of the draft document including the
14 outlined assessment and removal process. The applicant (property owner) will fill out the
16 permit and submit it to the police department and pay the \$50 assessment fee and a deer
removal and processing fee of \$75 per animal harvested. This program can begin as soon as
August 1st and will end December 1st. They will have three days to approve and will then
forward it on to the harvest contractor for their approval. If there are issues it may be put on
hold or forwarded for a property assessment to find the best deer movement and activity.

18 Chief Adams went on to explain the assessment process. He noted the where the
traps are placed and the deer harvested will be a continual process. The applicant will also
provide a waiver to allow Humphries to occupy their property as circumstances dictate.
There was then some general discussion regarding the draft documents presented.

22 Mayor Acerson stated this will be a learning process for everyone and an effort to
24 try and address resident’s concerns based on the information presented. The council may
find there is a better or different way as the program will be assessed yearly. He pointed
out there has been a lot of discussion on this issue and there are many cities that have
implemented similar programs. The city will bear the brunt to get this process started and
where the deer are a real problem the neighborhoods will come together.

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30 Mayor Acerson called for any public comment at this time.

32 **Greg Lupus:** Mr. Lupus stated he understands the concerns with this issue as he has had
34 his property damaged also, but he isn’t interested in paying out \$5,000 in taxpayer money.
He feels the underlying agenda is going back to the idea that 25 years ago Lindon was “a
36 little bit of country” that goes along with the wildlife. If there is an issue based on where
you are at that is one side, but we are in Lindon so it should not be an issue. He feels this
38 action is one step closer to urbanizing Lindon and becoming a city instead of a country
environment that people have grown to love. He also brought up PETA and they will be on
to the city when they find out these animals are being trapped and killed and they pack a lot
of power. He would like to see the city remove themselves from it and recommend
40 remedies to the property owners and let them afford the whole thing rather than the
taxpayer; his vote would be to be able to put the burden on the people.

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44 **George Baker:** Mr. Baker expressed he knows what the foothills are as he grew up in
foothills of California. He moved to Lindon 13 years ago and didn’t consider this as being
in the country. Mr. Baker indicated he has spent more than \$300 repairing fencing on his
46 property. The deer jump in his yard in the middle of the night and cause a lot of damage.

2 He appreciates the concerns regarding the humanity of the animals, but where he lives it is not country, and he is comfortable with this proposal.

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

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

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

14 COUNCILMEMBER VANCHIERE MOVED TO APPROVE RESOLUTION 2019-17-R ADOPTING THE LINDON CITY URBAN DEER REMOVAL PROGRAM AND AUTHORIZE THE MAYOR TO SIGN THE FINAL AGREEMENT WITH HUMPHRIES AS THE CONTRACTOR ON BEHALF OF THE CITY.

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18 COUNCILMEMBER LUNDBERG SECONDED THE MOTION. THE VOTE WAS RECORDED AS FOLLOWS:

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

THE MOTION CARRIED UNANIMOUSLY.

- 26 7. **Public Hearing — Fee Schedule Change; Resolution #2019-18-R.** The City
28 Council will review and consider Resolution #2019-18-R and accept public comment to adopt proposed fees for an Urban Deer Removal Permit.

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

34 Mr. Cowie stated this Resolution is to approve the proposed fees for the Urban Deer Removal Permit in association with the adopted Urban Deer Management Plan
36 which provides that residents may submit a Residential Deer Assessment and Removal Permit Application for the property to be evaluated and a deer trap or cage to potentially
38 be installed on the property. A fee for evaluating the property and for processing the Residential Deer Assessment and Removal Permit Application is found to reasonable and
40 will amend the fee schedule to include the following changes to be paid by the applicant (resident):

- 42
 - Residential Deer Assessment & Removal Permit \$50.00
 - Deer Removal and Processing (per animal) \$75.00

44
46 Mayor Acerson called for any public comments. Hearing none he called for a motion to close the public hearing.

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

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

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10 COUNCILMEMBER BRODERICK MOVED TO APPROVE RESOLUTION
2019-18-R ADOPTING FEES FOR AN URBAN DEER REMOVAL PERMIT AS
PRESENTED. COUNCILMEMBER LUNDBERG SECONDED THE MOTION. THE
12 VOTE WAS RECORDED AS FOLLOWS:

14 COUNCILMEMBER LUNDBERG AYE
14 COUNCILMEMBER BRODERICK AYE
14 COUNCILMEMBER HOYT AYE
16 COUNCILMEMBER VANCHIERE AYE
THE MOTION CARRIED UNANIMOUSLY.

18 **COUNCIL REPORTS:**

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22 **Councilmember Hoyt** – Councilmember Hoyt reported the Pleasant Grove/Lindon
24 Chamber of Commerce will be hosting the Tri-Chamber luncheon at Los Hermanos on
Thursday, July 18th at noon. He noted this is a good way to network and promote Lindon
City businesses.

26 **Councilmember Broderick** – Councilmember Broderick mentioned to Mr. Cowie an
email from Boyd Stewart regarding the plans and access for piping the canal.
28 Councilmember Broderick stated he is taking the approach that until the design is
reviewed by staff and JUB they are in no position to determine the feasibility.

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32 **Councilmember Lundberg** – Councilmember Lundberg reported on the state
announcement that will convert food into methane gas. They have had several ideas with
waste management and it is interesting what may be coming down the pike. She attended
34 an emergency preparedness meeting on active shooters with Kelly Johnson and Chief
Adams where they brought together a lot of school individuals.

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38 **Councilmember Vanchiere** – Councilmember Vanchiere reported he met with Cindy
Hall and Heath Bateman on Lindon Days and the finalized plans are coming along well.
He noted the Mayor has agreed to buy ingredients for the breakfast and to offer the use of
40 his grills. He asked for confirmation from the council if they want to cook and serve
breakfast or mix and mingle? The council confirmed they want to cook the breakfast
42 along with support from volunteers; the breakfast will be held at Wadley Farms. He also
confirmed that the city council and spouses will be riding in a car and will throw candy.
44 He also encouraged the council to help locate donations of “swag” from local businesses
for giveaways. He also reported the Worthington’s have accepted the invitation to be the
46 Lindon Days 2019 Grand Marshals.

2 **Mayor Acerson** – Mayor Acerson mentioned the picture donated to the City from the
4 Utah Lake Commission. He also reported the Utah League of Cities and Towns
conference is coming up in September.

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

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Misc. Updates:

- 10 • July City newsletter
- 12 • August newsletter article: Heath Bateman - Article due to Kathy Moosman by end
of July
- 14 • Combined Council/Board lunch meeting with Alpine School District Board.
Thursday, August 29th at noon
- 16 • Foothill geo-hazard/landslide areas: there has not been any discernible movement
in the surveyed points between October 2006 and May 2019. As such, City will
18 discontinue monitoring areas. Forest Service watering ‘guzzler’ has also been
relocated (see attached memo in staff report)
- 20 • Set a date for Meet the Candidates night in September or October
- Misc. Items

22 **Upcoming Meetings & Events:**

- 24 • July 29th - Combined Council's social at Pleasant Grove City
- Lindon Days – August 5th – 10th
- 26 • Primary Election – August 13th

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

30 **Adjourn** –

32 COUNCILMEMBER BRODERICK MOVED TO ADJOURN THE MEETING
AT 8:30 PM. COUNCILMEMBER VANCHIERE SECONDED THE MOTION. ALL
34 PRESENT VOTED IN FAVOR. THE MOTION CARRIED.

36 Approved – August 20, 2019

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Kathryn Moosman, City Recorder

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Jeff Acerson, Mayor

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