CITY OF OREM
CITY COUNCIL MEETING
56 North State Street, Orem, Utah
January 28, 2025

This meeting may be held electronically
to allow a Councilmember to participate.

3:30 P.M. WORK SESSION - CITY COUNCIL CHAMBERS

1 TOUR - New City Hall Building (60 min)
Presenter: Lane Gray, Capital Projects Manager

2 PRESENTATION - Central Utah Water Conservancy District (CUWCD) Incentives Program Update (30 min)
Presenter: Chris Tschirki, Public Works and CUWCD Representatives

3 PRESENTATION - Proposed Resolution to Allow ASD to Sell CTE Property in Orem (15 min)
Presenter: Aaron McKnight, Assistant City Attorney

4 PRESENTATION - America 250 Resolution (10 min)
Presenter: Aaron McKnight, Assistant City Attorney and Pete Wolfley, Communications Manager, PIO

5 PRESENTATION - Geneva Road Nighttime Construction Exemption (5 min)
Presenter: Gary McGinn, Community Development Director

1. AGENDA REVIEW & PREVIEW OF UPCOMING AGENDA ITEMS

The City Council will review the items on the agenda.

2. CITY COUNCIL/STAFF REPORTS (BOARDS & COMMISSIONS, NEW BUSINESS, ETC.)

This is an opportunity for members of the City Council to raise issues of information or concern and for Staff to give updates and reports.

2.1 David Spencer reports

6:00 P.M. REGULAR SESSION - COUNCIL CHAMBERS

3. CALL TO ORDER

4. INVOCATION/INSPIRATIONAL THOUGHT: Jim Hawks

5. PLEDGE OF ALLEGIANCE: Madeline Komen

6. MAYOR'S REPORT/ITEMS REFERRED BY COUNCIL

6.1 DONATION - Chubby's Restaurant for Gold Star Memorial
Presenter: Debi D'Amico, Community Connection Supervisor and Will Moak, Chubby's

Restaurant

6.2 DISCUSSION - Legislative Priorities
Presenter: Keven J. Stratton, Utah State Senator

6.3 PRESENTATION - City Council 2025 Areas of Focus
Presenter: Peter Wolfley, Communication Manager, PIO

7. PERSONAL APPEARANCES – 15 MINUTES

Time has been set aside for the public to express their ideas, concerns, and comments on items not scheduled as public hearings on the Agenda. Those wishing to speak are encouraged to show respect for those who serve the city. Comments should focus on issues concerning the city. Those wishing to speak should have signed in before the beginning of the meeting. (Please limit your comments to 3 minutes or less.)

8. CONSENT ITEMS

8.1 APPROVAL OF MEETING MINUTES
January 14, 2025

8.2 RESOLUTION - Geneva Road Nighttime Construction Exemption

9. SCHEDULED ITEMS

9.1 RESOLUTION - Consenting to the Sale of Certain Property Owned by Alpine School DIstrict that is Located Within the Boundry of the New Reorganized School District
Presenter: Aaron McKnight, Assistant City Attorney

The City Council moves to approve or deny, by resolution, the consent to the sale of certain property owned by Alpine School District that is located within the booundary of the new reorganized school district consisting of the cities of Lindon, Pleasant Grove, Orem and Vineyard.

9.2 RESOLUTION - Supporting America 250 Utah and Recognizing and Approving the Orem UTAH250 Comunity Committee
Presenter: Pete Wolfley, Communications Manager, PIO and Aaron McKnight, Assistant City Attorney

The City Council moves to approve or deny, by resolution, to support America250 Utah and recognize and approve the Orem Utah250 Community Commitee

10. COMMUNICATION ITEMS

11. CITY MANAGER INFORMATION ITEMS

This is an opportunity for the City Manager to provide information to the City Council. These items are for information and do not require action by the City Council.

12. ADJOURN

THE PUBLIC IS INVITED TO PARTICIPATE IN ALL CITY COUNCIL MEETINGS.
If you need a special accommodation to participate in the City Council Meetings and Study Sessions, please call the City Recorder's Office at least 3 working days prior to the meeting.
(Voice 801-229-7000)

This agenda is also available on the City's webpage at orem.org

CITY OF OREM

CITY COUNCIL MEETING

JANUARY 28, 2025

REQUEST:	APPROVAL OF MEETING MINUTES
APPLICANT:	
NOTICES:	
SITE INFORMATION:	
PREPARED BY:	

REQUEST:

BACKGROUND:

RECOMMENDATION:

CITY OF OREM

CITY COUNCIL MEETING

JANUARY 28, 2025

REQUEST:	RESOLUTION - Geneva Road Nighttime Construction Exemption
APPLICANT:	
NOTICES:	
SITE INFORMATION:	
PREPARED BY:	

REQUEST:

BACKGROUND:

RECOMMENDATION:

RESOLUTION NO. _____

A RESOLUTION BY THE CITY OF OREM CITY COUNCIL AUTHORIZING THE MAYOR TO SIGN A NOISE ORDINANCE EXEMPTION FOR CONSTRUCTION OF 1600 NORTH FROM 1200 WEST (OREM) TO STATE STREET

WHEREAS Section 9-2-9 of the City of Orem Code currently prohibits construction work in or within 200 feet of a residential zone between the hours of 10:30 p.m. and 7:00 a.m., and also prohibits the operation of machinery in a residential zone during the same hours; and

WHEREAS Section 11-1-3(B)(28)(g) of the City of Orem Code defines a nuisance to include "the creation of unreasonable noise which disturbs others"; and

WHEREAS Utah Code 72-6-112.5 provides that where the state highway construction project provides reasonable written notice in advance of nighttime construction, there is a net community benefit to conduct nighttime construction, and the state highway construction project institutes best management noise reduction practices in consultation with local government, the local government shall issue a nighttime construction noise ordinance exemption/permit; and

WHEREAS a construction and improvement project is currently planned for the area of 1600 North and 1200 West to State Street, with construction to conclude by the end of the year 2026;

WHEREAS allowing work to be performed on the project during nighttime hours can greatly reduce the impact on traffic flows by shortening the overall time of construction and by minimizing street closures during peak traffic hours; and

WHEREAS the allowance of nighttime work will increase safety during construction to the traveling public and to the construction crews; and

WHEREAS representatives of the Utah Department of Transportation ("UDOT") project presented to the City of Orem City Council regarding their request for a nighttime construction exemption; and

WHEREAS UDOT requests an exemption for nighttime construction with the following conditions:

a. The UDOT contractor ("the contractor") will provide written notice to the City 15 days prior to beginning construction of the intended schedule for night work for the project;
b. The contractor will not perform/use saw cutting or jackhammering during nighttime hours (10:30 p.m. and 7:00 a.m.);
c. The contractor will not use compression release engine brakes, dynamic braking devices, or Jake Brakes, except to avoid imminent danger;
d. The contractor will provide adequate lighting for performing satisfactory inspection and construction operations;
e. The contractor, or representative, will notify, in writing, neighbors and businesses located within 200 feet of the construction prior to beginning night work; and

WHEREAS allowing nighttime construction work on any particular section of the project will have only a temporary impact on nearby residential dwellings; and

WHEREAS the City Council finds that the public benefit to be gained by allowing nighttime construction work on 1600 North between 1200 West and State Street outweighs any negative impacts to residents who might be temporarily affected by such construction work; and

WHEREAS the matter having been submitted and the City Council having fully considered the proposed amendments as they relate to the health, safety, and general welfare of the City; the effect upon the property owners; and the special conditions applicable to the request.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FO THE CITY OF OREM, UTAH, as follows:

1. The City Council hereby authorizes the Mayor to sign the proposed Orem City Noise Ordinance Exemption for Construction of 1600 North from 400 West (Lindon)/1200 West (Orem) to State Street, attached hereto as Exhibit A.
2. Such Exemption is reasonably necessary as it:
    a. promotes the general welfare of the community; and
    b. is in the interest of the public, in that it will promote a more timely and safe completion of road construction projects and will minimize the impact on traffic from such project; and
    c. will have only a temporary negative impact on property owners in the City.
3. This resolution shall become effective immediately upon passage.

PASSED and APPROVED this 14th day of January, 2025.

_____
David A. Young, Mayor

ATTEST:

_____
Teresa McKitrick, City Recorder

COUNCILMEMBER	AYE	NAY	ABSTAIN
David A. Young	□	□	□
Jeff Lambson	□	□	□
Jenn Gale	□	□	□
Tom Macdonald	□	□	□
LaNae Millett	□	□	□
Chris Killpack	□	□	□
David Spencer	□	□	□

EXHIBIT A

January 9, 2025

RE: Orem City Noise Ordinance Exemption for Construction of
1600 North from 400 West (Lindon) / 1200 West (Orem) to State Street

Dear Mayor Young,

Construction work by UDOT will occur along 1600 North within Lindon and Orem City limits from the intersection 400 North (Lindon) / 1200 West (Orem) to the intersection of 1600 North and US-89 (State Street). UDOT anticipates that the contractor for the “Orem 1600 North; 1200 West to State” project (PIN 18428) will need to perform night work to complete construction of said project.

UDOT anticipates all project construction work will be completed by the end of 2026. Construction activities will occur during daytime hours while maintaining traffic, including with some lane and shoulder restrictions. UDOT plans to allow some nighttime construction activities between 10:00 p.m. and 7:00 a.m. to allow the contractor to perform necessary work operations. Nighttime work may include, but not be limited to, roadway reconstruction and underground drainage work. In the interest of public health and safety, these night construction activities will be allowed to: minimize impacts to higher daytime traffic volumes along 1600 North, increase safety during construction to the traveling public and to construction crews, and to reduce the overall construction duration.

Can you please provide approval for nighttime construction work with the following conditions:

1. The contractor will provide written notice to the city 15 days prior to beginning construction of the intended schedule for night work for the project.
2. The contractor will not perform/use saw cutting or jackhammering during nighttime hours.
3. The contractor will not use compression release engine brakes, dynamic braking device, or Jake Brake, except to avoid imminent danger.
4. The contractor will provide adequate lighting for performing satisfactory inspection and construction operations.
5. The contractor, or representative, will notify neighbors and businesses located within 200 feet of the construction in writing prior to beginning night work.

If in agreement, please provide your signature below to authorize an exemption of the Orem City Code, Section 9-2-9 (Disturbing the peace).

Thank you,

Diego Carroll
Project Manager (Consultant)

Executed Exemption:

Mayor David Young
Orem City

CITY OF OREM

CITY COUNCIL MEETING

JANUARY 28, 2025

REQUEST:	RESOLUTION - Consenting to the Sale of Certain Property Owned by Alpine School DIstrict that is Located Within the Boundry of the New Reorganized School District
APPLICANT:	
NOTICES:	
SITE INFORMATION:	
PREPARED BY:	

REQUEST:

BACKGROUND:

RECOMMENDATION:

RESOLUTION NO. _____

A RESOLUTION BY THE CITY OF OREM CITY COUNCIL CONSENTING TO THE SALE OF CERTAIN PROPERTY OWNED BY ALPINE SCHOOL DISTRICT THAT IS LOCATED WITHIN THE BOUNDARY OF THE NEW REORGANIZED SCHOOL DISTRICT CONSISTING OF THE CITIES OF LINDON, PLEASANT GROVE, OREM AND VINEYARD

WHEREAS on November 5, 2024, voters in Utah County approved Propositions 11 and 14, which approved and initiated a three-way split of the Alpine School District ("ASD"), and as a result of the split, the municipal boundaries of Orem, Vineyard, Lindon, and Pleasant Grove, and contiguous parts of unincorporated Utah County, shall be included in a reorganized new school district ("Reorganized District"); and

WHEREAS, pursuant to Utah Code § 53G-3-302(6), the consent of the municipalities within the Reorganized District boundaries is required prior to ASD transferring or agreeing to transfer title to ASD property that is within the boundary of the Reorganized District; and

WHEREAS ASD owns property located at 765 South 800 West, Orem, UT, which is a student-built home as part of ASD's Career Technical Education ("CTE") program that sells a newly constructed student-built home each year, and said property falls within the boundaries of the Reorganized District; and

WHEREAS ASD has an interested buyer and seeks the consent of all cities within the Reorganized District to sell the property located at 765 South 800 West, Orem, UT; and

WHEREAS the City Council of the City of Orem finds that sale of the aforementioned property is beneficial to the CTE program and to students who are residents of Orem; and

WHEREAS the City Council has no objections to the property disposal.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OREM, UTAH, as follows:

1. The City Council consents to the request by Alpine School District for the sale and transfer of real property located at 765 South 800 West, Orem, UT, which falls within the boundaries of the new reorganized school district.
2. This resolution shall take effect immediately upon passage.

PASSED AND APPROVED this 28th day of January 2025.

_____
David A. Young, Mayor

ATTEST:

_____
Teresa McKitrick, City Recorder

COUNCILMEMBER	AYE	NAY	ABSTAIN
David A. Young	□	□	□
Jeff Lambson	□	□	□
Jenn Gale	□	□	□
Tom Macdonald	□	□	□
LaNae Millett	□	□	□
Chris Killpack	□	□	□
David Spencer	□	□	□

CITY OF OREM

CITY COUNCIL MEETING

JANUARY 28, 2025

REQUEST:	RESOLUTION - Supporting America 250 Utah and Recognizing and Approving the Orem UTAH250 Comunity Committee
APPLICANT:	
NOTICES:	
SITE INFORMATION:	
PREPARED BY:	

REQUEST:

BACKGROUND:

RECOMMENDATION:

RESOLUTION NO. _____

A RESOLUTION BY THE CITY OF OREM CITY COUNCIL SUPPORTING AMERICA250 UTAH AND RECOGNIZING AND APPROVING OF THE OREM UTAH250 COMMUNITY COMMITTEE

WHEREAS Governor Spencer J. Cox and the Utah State Legislature created the America250 Utah Commission (also known as America250 Utah); and

WHEREAS, the mission of America250 Utah is to commemorate, celebrate, and reflect on our nation's past, build community, and look toward the future by educating, engaging, and uniting Utahns and attracting visitors to our state; and

WHEREAS America250 Utah is seeking partnerships with counties and municipalities to further its mission; and

WHEREAS this partnership will be formed by creating a local committee called the Orem Utah250 Community Committee; and

WHEREAS the Orem Utah250 Community Committee will focus on important events, people, and places within Orem to commemorate and celebrate Orem's role in America's 250th anniversary; and

WHEREAS local projects will enhance tourism, community building, and economic development opportunities; and

WHEREAS the City Council finds that partnering with America250 Utah and encouraging civic engagement, learning, economic opportunities, and community unity will promote the health, safety, and welfare of the residents of Orem.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OREM, UTAH, as follows:

1. The City Council hereby establishes and recognizes the Orem Utah250 Community Committee as its official committee for participation in America250 Utah programs and events.
2. The City Council and the City of Orem will partner with America250 Utah.
3. The City Council and the Orem Utah250 Community Committee will support signature programs of the America250 Utah Commission.
4. The City Council will support the Orem Utah250 Community Committee in its local efforts to educate, engage, and unify Utahns and our visitors in the City of Orem.

PASSED AND APPROVED this 28th day of January 2025.

_____
David A. Young, Mayor

ATTEST:

_____
Teresa McKitrick, City Recorder

COUNCILMEMBER	AYE	NAY	ABSTAIN
David A. Young	□	□	□
Jeff Lambson	□	□	□
Jenn Gale	□	□	□
Tom Macdonald	□	□	□
LaNae Millett	□	□	□
Chris Killpack	□	□	□
David Spencer	□	□	□