



CITY OF OREM
CITY COUNCIL MEETING
56 North State Street, Orem, Utah
April 30, 2019

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

3:00 P.M. WORK SESSION - CITY COUNCIL CONFERENCE ROOM

PRESENTATION - Survey Results (30 minutes)

Y2 Analytics has been requested to do some survey research ahead of the budget. They have compiled the results and will be presenting the findings.

Presenter: Kyrene Gibb with Y2 Analytics

DISCUSSION - Review of the Orem City Parking Study (30 min)

Discussion of the final draft of the Orem City Parking Study.

Presenter: Reid Ewing - Metropolitan Research Center

DISCUSSION - CARE Major Grant & Facility Presentations (45 minutes)

Staff will present our annual "major grant reports" and discuss all other arts-related applications/recommendations from the City's CARE advisory commission.

Presenter: Steven Downs

DISCUSSION - Capital Projects - Fitness Center Rebuild (30 min)

Discussion on the scope of the Fitness Center Rebuild in regards to the swimming pool.

1. AGENDA REVIEW

The City Council will review the items on the agenda.

2. PREVIEW UPCOMING AGENDA ITEMS

Staff will present to the City Council a preview of upcoming agenda items.

3. CITY COUNCIL REPORTS (BOARDS & COMMISSIONS, NEW BUSINESS, ETC.)

This is an opportunity for members of the City Council to raise issues of information or concern.

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

4. CALL TO ORDER

5. INVOCATION/INSPIRATIONAL THOUGHT: ISAAC ARNOLDSEN

6. PLEDGE OF ALLEGIANCE: ALLEN ARNOLDSEN & OREM POLICE COLOR GUARD

7. MAYOR'S REPORT/ITEMS REFERRED BY COUNCIL

7.1. UPCOMING EVENTS

For Review

[Upcoming Events 4-30-2019.pdf](#)

8. 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.)

9. CONSENT ITEMS

9.1. APPROVAL OF MEETING MINUTES

Minutes of City Council Meeting - March 26, 2019

[04.09.2019.ccmin DRAFT.pdf](#)

9.2. ORDINANCE – Amending Chapter 7 of the Orem City Code Pertaining to Building, Plumbing, Mechanical, Electrical, Fire and Abatement Codes

State law requires that cities adopt specified versions of the national and international codes pertaining to buildings. The proposed amendment reflects the most recent changes in building and safety standards. These changes are necessary in order to ensure the safety and welfare of Orem's citizens is safeguarded to the best of the City's ability.

[ORD--CityCodeChapter 7 2019.docx](#)

9.3. RESOLUTION - A Resolution Of The City Council Orem City, Utah Authorizing The Chief Administrative Officer to enter into an Interlocal Cooperation Agreement between Utah County and Orem City for the administration Of The 2019 Municipal Elections

The City Recorder recommends the City Council approve a Resolution authorizing the City Manager to sign an Interlocal Agreement with the Utah County Clerks Office to administer the 2019 City of Orem Municipal Elections.

[RES--VoteByMail 2019.docx](#)

[Ut. County 2019 Elections.pdf](#)

10. SCHEDULED ITEMS

10.1. PUBLIC HEARING

ORDINANCE - Amending a portion of Appendix A of the Orem City Code pertaining to Standard Land Use Codes 6371 Climate Controlled Storage Units, 6372 Personal Storage Units, and 6377 Vault Security Storage Units by changing the uses from "permitted" to "not permitted" in the M1 zone

The Planning Commission recommends the City Council, by ordinance, amend a portion of Appendix A of the Orem City Code pertaining to Standard Land Use Codes 6371 Climate Controlled Storage Units, 6372 Personal Storage Units, and 6377 Vault Storage Units by changing the uses from “permitted” to “not permitted” in the M1 zone.

Presenter: Emily Guffin

[Resolution-M1Uses.docx](#)

[SLU Codes 6371_6372_6377_Storage Units_M1 zone.docx](#)

[Report_Storage.pdf](#)

[Map_Zoning.pdf](#)

[Planning Commission Minutes 4.3.19.docx](#)

[Agenda-M1Uses.docx](#)

11. COMMUNICATION ITEMS

11.1. MONTHLY FINANCIAL SUMMARY - March 2019

For Review

[Monthly Financial Summary - Mar 2019.pdf](#)

12. 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.

13. 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

UPCOMING EVENTS

DATE	BUSINESS AND LOCATION	TYPE	
May 2	American Freedom Festival/Orem Summerfest..... Saint Francis Catholic Church – 65 E 500 N, Orem	National Day of Prayer	7pm
May 3	Utah Valley Chamber of Commerce Don A. Christiansen Regional Water Treatment Plant 1120 E Cascade Drive, Provo	First Friday Forum	8am
May 4	City of Orem..... The Orchard, University Place	Centennial Birthday Party	5pm to Dusk
May 11	Miss Orem Organization SCERA Center for the Arts	Scholarship Pageant	7pm
May 14	Fesenius Kidney Care of Utah Valley	Ribbon Cutting	4pm
May 16	City of Orem Police Community Park	Suncrest Police Picnic	5:30pm
May 23	Geneva Elementary 665 W 400 N	Celebrating 70 Years	5:30 -7pm
May 23	City of Orem Planning Division City Council Chambers	Neighborhood Plans Stonewood-Lakeridge & Orem-Sharon-Hillcrest	6:30 pm
May 27	City of Orem Heritage Advisory Commission Orem Cemetery	Memorial Day Program	9am
June 1	City of Orem..... UVU – Sorensen Center Ballroom	Mayor’s Centennial Ball	5:30 pm
June 20	City of Orem Police Hillcrest Park	Hillcrest Police Picnic	5:30 pm
June 21	Canyon Park Tech Center..... Canyon Park Tech Center	Opening Amenity Center	10:30 am

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CITY OF OREM
CITY COUNCIL MEETING
56 North State Street Orem, Utah
April 09, 2019

3:00 P.M. WORK SESSION – CITY COUNCIL CONFERENCE ROOM

CONDUCTING

Mayor Richard F. Brunst

ELECTED OFFICIALS

Debby Lauret, Sam Lentz, Tom Macdonald, Mark
Seastrand, David Spencer, and Brent Sumner

APPOINTED STAFF

Jamie Davidson, City Manager; Brenn Bybee, Assistant
City Manager; Steven Downs, Deputy City Manager; Greg
Stephens, City Attorney; Karl Hirst, Recreation Department
Director; Richard Manning, Administrative Services
Director; Ryan Clark, Development Services Director;
Scott Gurney, Fire Chief; Gary Giles, Police Chief;
Charlene Crozier, Library Director; Jason Bench, Planning
Division Manager; Kena Jo Mathews, Community Services
Manager; JoD'Ann Bates, City Recorder; and Jackie
Lambert, Deputy City Recorder

DISCUSSION – Continued Participation in Utah Valley HOME Consortium

Ms. Mathews invited Dan Gonzalez, Provo Housing and Neighborhood Development Coordinator, to present information regarding continued participation in the Utah Valley HOME Consortium (UVHC). Mr. Gonzalez reviewed the history and goal of the HOME Consortium, which was to provide decent, affordable housing for low-income people. The program allowed the participants to design and implement affordable housing strategies tailored to the individual needs and priorities of each entity. It also mobilized community resources like banks and non-profits toward the Consortium's goal.

Mr. Gonzalez said one of the biggest problems they were facing was the relatively inadequate housing supply available to low-income individuals and families. Often the rental housing available was substandard and in need of rehabilitation and the cost of home ownership was too high.

Mr. Gonzalez said the annual allocation of funds averaged \$1.3 million, plus the program income average of \$665,000. HOME funds used by the UVHC went to:

- Homeownership acquisition/new construction
- Rental acquisition/new construction
- Down payment assistance
- Tenant based rental assistance for special populations
- Homeownership rehabilitation

1 The special populations referred to were typically physically or mentally handicapped
2 individuals and their families, as well as the elderly. Mr. Gonzalez continued that one's income
3 range was used to determine available funding. With down payment assistance they would give
4 "silent second loans" that functioned as second mortgages, and placed a lien on the home but
5 only required the tenant to make loan payments if their situation changed.

7 There was continued discussion on the percentages of funding available for affordable housing,
8 current projects funded by or managed by the HOME Consortium, and the return on investment
9 by participating in the program. Ms. Mathews said they were able to do more while functioning
10 as an interdependent organization rather than individually, and were able to tackle larger housing
11 projects all over the area. Mr. Downs said Orem was not an entitlement city and there was great
12 benefit in going through the HOME Consortium for these projects. It kept the City from having
13 to expand staff and still gave Orem residents access to the services.

15 If the City opted to continue its participation in the Consortium, they would need to renew the
16 interlocal cooperation agreement between Provo, Lehi, Orem, and Utah County. Mr. Gonzalez
17 said they planned to come before the Council sometime in June to hold a public hearing and
18 adopt a resolution reaffirming the City's commitment to its participation in the Consortium.

ANNUAL REPORT – Open Meetings and Ethics Training

23 Mr. Stephens indicated that annual training on open meetings was a state requirement. Utah
24 Code 52-4-104 was the Open and Public Meetings Act, which Mr. Stephens reviewed. He
25 detailed the definition of an open meeting, and discussed the requirement to deliberate and
26 conduct the City's business openly. Non-traditional meetings like workshops, executive sessions,
27 site visits, and traveling tours still had the same requirements. Chance meetings or social
28 gatherings were not considered meetings, for example holiday parties or attending a concert or
29 performance.

31 Mr. Stephens said the general rule was that all meetings were open; meetings were only able to
32 be closed for specific discussions as identified by state code. Such reasons included but were not
33 limited to:

- 34 • Discussion of the character, professional competence, or physical or mental health of an
35 individual;
- 36 • Strategy sessions to discuss:
 - 37 ○ Collective bargaining
 - 38 ○ Pending or reasonably imminent litigation
 - 39 ○ Purchase, exchange or lease of real property,
 - 40 ○ Sale of real property
- 41 • Discussion regarding deployment of security personnel, devices, or systems; and
- 42 • Investigative proceeding regarding allegations of criminal misconduct.

43 Mr. Stephens cautioned that the discussion in closed meetings must be limited to the specific
44 items for which the meeting was closed.

46 There was continued discussion on when meetings could or could not be closed; Mr. Stephens
47 said there were likely things in the state requirements that were now included in response to

issues Orem had experienced in filling a mayoral vacancy. Mr. Stephens said electronic messages were a “hot topic” within cities, and he reminded the Mayor and Council that electronic messages included emails and texts. These were subject to GRAMA and could be requested as public records. Mr. Stephens advised that the elected officials not conduct any city business that way.

Mr. Stephens reviewed requirements for electronic meetings, and said Orem did well meeting those. He also reviewed emergency meetings, rules of conduct for the public and the right to expel disorderly or disruptive persons by a two-thirds majority vote, and when roll call votes were required. Mr. Stephens spoke about requirements for meeting minutes, and said the Orem Records did a very good job in producing an executive summary of the meeting. He said minutes were not supposed to be verbatim or transcripts of the meetings; if people wanted to see the discussion in its entirety the video and audio of City Council meetings was available.

Mr. Stephens said many ethics laws were common sense. He said the use of public office for personal benefit was not allowed, which meant elected officials could not use their position or information they were privy to for their own personal gain or interest. Additionally, they were not to use their positions to secure special privileges or exemptions for themselves or others. Mr. Stephens shared the specifics of improper acceptance of a gift, and said the exceptions were for awards public presented, an occasional non-pecuniary gift having a value of less than \$50, any bona fide loan made in the ordinary course of business, and political campaign contributions. He reviewed things that must be disclosed, and said to contact the Recorder’s office to obtain the necessary forms. There was continued discussion about the recent Utah State Legislative Session and HB-64, which obligated state registered lobbyists to keep records of the engagement and relationship they had with an elected or appointed official of a city.

DISCUSSION – Proposed changes to the City’s Landscaping Ordinance

Mr. Bench said many cities were allowing more flexibility for homeowners when landscaping their property. They worked with the City’s Beautification Advisory Commission and Natural Resources Stewardship Committee, as well as Landmark Design (which helped design the City’s Parks Master Plan). Each group conducted research and presented recommendations. The purpose of the landscaping requirement was:

1. To promote pleasant and attractive surroundings and thereby enhance, conserve and stabilize property values, and create a more pleasant community;
2. To reduce heat, noise, and glare through the proper placement of green plants and trees; and
3. To support landscape treatments that reflected good design principles, and conserve limited resources.

For all developed lots, it was suggested that at least 50% of each contiguous area required to be landscaped shall be planted and maintained with some combination of grass, shrubs, trees, flowers, vines, or other living plants (excluding weeds). Mr. Bench said artificial or synthetic turf that met certain requirements could be used, as well as decorate rocks, bricks, gravel, and native, drought-tolerant plant species, so long as there was deliberate use of these materials. This would give homeowners flexibility in their landscaping options, and help with the conservation of water. Mr. Bench said the proposed changes would help the Neighborhood Preservation Unit

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1 with code enforcement; landscaping issues were among the most common calls they received.
2 He then shared photos of yards with xeriscaping.

3
4 Mayor Brunst said public outreach would be important in implementing water-wise landscaping
5 practices. He felt an issue that would be significant to most residents would be that xeriscaping
6 would help them lower their water bill. Mr. Davidson said if the proposed changes were
7 accepted, they could share information on social media and e-newsletters. He also mentioned
8 that the Central Utah Water Conservancy District taught classes on landscaping and water
9 management.

10
11 Mr. Bench said they hoped to bring the item for consideration at the May 14, 2019 City Council
12 meeting.

13 14 15 DISCUSSION – Rank Choice Voting

16
17 Mr. Lentz said he wanted the opportunity to discuss the option of conducting a Rank Choice
18 Voting (RCV) election in 2019. He reviewed the concerns that were voiced by other City
19 Council members in previous discussions, including:

- 20 • The challenge and costs of educating voters on a new system;
- 21 • Costs for new or specialized election equipment and training;
- 22 • Time lost to vet candidates if there was no Primary Election;
- 23 • Being “guinea pigs” for an untested system; and
- 24 • General dysfunction at the county level

25
26 Mr. Lentz addressed their concerns, and asked if the Council wanted to revisit the discussion in
27 light of the updated information he provided. He reminded them the deadline to notify the Lt.
28 Governor’s Office was April 15, 2019.

29
30 The City Council briefly discussed the option to use RCV. The majority of the Council said they
31 did not want to use RCV for the 2019 elections.

32 33 34 Agenda Review

35
36 The City Council and staff reviewed the items on the evening’s agenda. The Mayor reviewed the
37 upcoming events as listed in the agenda. Mr. Earl told the Council that the agenda item regarding
38 a transfer station and a development agreement with Mike Dunn was withdrawn. It was not a
39 public hearing, so it would not need to be rescheduled.

40 41 42 Preview Upcoming Agenda Items

43
44 The City Council briefly reviewed items that would be coming before the Council in future
45 meetings. Mr. Bench shared information related to upcoming zoning items.

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City Council Reports (Boards and Commissions, New Business, Etc.)

Mrs. Lauret gave a report on her assignments as a City Council liaison to City advisory boards and commissions, including Summerfest, Arts Council, and CARE Advisory. She reviewed details of the upcoming Summerfest celebration, and said the Summerfest concert would feature country artists John Michael Montgomery and Josh Gracin. She said there would be many family activities, and they would be able to pre-sell carnival tickets for Family Night. Mrs. Lauret said there would be some adjustments to some of the annual events, and the fireworks display would be longer than previous years in celebration of the City's centennial year.

Mrs. Lauret gave an update on the Arts Council, including the summer concerts scheduled at the outdoor stage in the City Center Park, and original artwork from local artist Cassandra Barney. She then provided an update about the CARE Advisory deliberations regarding the mini and mid-major grants. She said they had received \$94,820 in total requests, and asked the Council if they were comfortable with a target amount of \$70,000; the City Council consensus was to have \$70,000 as the threshold.

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

CONDUCTING Mayor Richard F. Brunst

ELECTED OFFICIALS Debby Lauret, Sam Lentz, Tom Macdonald, Mark Seastrand, and David Spencer

APPOINTED STAFF Jamie Davidson, City Manager; Brenn Bybee, Assistant City Manager; Steven Downs, Deputy City Manager; Greg Stephens, City Attorney; Karl Hirst, Recreation Department Director; Richard Manning, Administrative Services Director; Ryan Clark, Development Services Director; Scott Gurney, Fire Chief; Gary Giles, Police Chief; Charlene Crozier, Library Director; Jason Bench, Planning Division Manager; Pete Wolfley, Communications Specialist; Kena Jo Mathews, Community Services Manager; and Jackie Lambert, Deputy City Recorder

INVOCATION /

INSPIRATIONAL THOUGHT James Brown, Scout Troop 999

PLEDGE OF ALLEGIANCE Scout Troop 999 Color Guard

MAYOR'S REPORT/ITEMS REFERRED BY COUNCIL

UPCOMING EVENTS

Mayor Brunst reviewed the upcoming events, as listed in the agenda packet.

PERSONAL APPEARANCES

Time was allotted for the public to express their ideas, concerns, and comments on items not scheduled as public hearings on the agenda. Those wishing to speak should have signed in prior to the meeting, and comments were limited to three minutes or less.

Roger Flick said he wanted to speak about the racquetball program at the Orem Fitness Center (OFC). A longtime teacher and coach, he had the opportunity to coach racquetball and teach part-time at the OFC. There were approximately 14 courts currently and in the proposed plans for the OFC rebuild only four courts were planned. He felt that would be inadequate and would take away the ability for successful league play. The OFC was a regional draw, and league players traveled from Salt Lake, Wasatch, Carbon, and Utah counties to play. The courts were still in good shape and he did not see why they could not preserve those courts and incorporate them with the OFC rebuild. He distributed his comments to the City Council.

Shaun Heaton said he was also there to speak on behalf of the sport of racquetball. He said it was an amazing community of players that welcomed all who wanted to join. He invited the Mayor and City Council to come one morning and join with them. Mr. Heaton said they had players ranging from their twenties all the way up to a player who was 88 years old. It was the best sport to be able to play and stay active into one's senior years. He said the concrete courts at the OFC were excellent for racquetball, and the new style of courts, like those at the Provo Recreation Center, diminished the power of the ball as it ricocheted. He agreed with Mr. Flick that four courts would not be adequate, and they would lose the strong racquetball program that had become a hallmark of the OFC. He mentioned that several of the league players were also in attendance, and said they were only a small contingent of the larger racquetball community.

Val Gibson said he too was present to speak about the racquetball community at the OFC. He said the racquetball program at the OFC had more wins, medals, and accolades than many other sports in the area, and agreed with Mr. Heaton that it was a rare sport that allowed players to continue into their 60s, 70s, 80s, and beyond. It seemed to him that those making the decisions for the rebuild disliked racquetball and were making unfair decisions based on that bias. The OFC was a staple of the community, and in his opinion it was still one of the best community fitness centers in the area. It was a 45 year old building that had stood the test of time, and he echoed Mr. Flick's idea of building around the existing courts.

CONSENT ITEMS

- Approval of March 26, 2019 City Council Meeting Minutes
- Reappointment of Kenneth Ransom to the CDBG Advisory Commission, and Appointment of Deborah Shuman and Alan Rex Alan to the Recreation Advisory Commission

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Mayor Brunst moved to approve the Consent Agenda as listed. **Mrs. Lauret seconded** the motion. Those voting aye: Richard F. Brunst, Debby Lauret, Sam Lentz, Tom Macdonald, Mark Seastrand, and David Spencer. The motion **passed**.

SCHEDULED ITEMS

PUBLIC HEARNG

ORDINANCE – The City will receive public comment on the Community Development Block Grant (CDBG) Projected Use of Funds for Fiscal Year 2019-2020

The Community Services Manager Kena Jo Mathews recommend that the City Council hold the first of two public hearings to receive public comment on the projected uses of the funds for the 2019-2020 Community Development Block Grant and review the recommendations of the CDBG Advisory Commission. Commission Chairman Ken Ransom was present to share their recommendations.

During February and March of 2019, the CDBG Advisory Commission reviewed and heard funding proposals from community organizations and others who wish to receive CDBG funding for Fiscal Year 2019-2020. The public hearing would be the first of two opportunities for the public to comment on the recommendations before the City Council officially adopted the Final Statement of Projected Uses of Funds for Orem's 2019-2020 Community Development Block Grant.

The CDBG Advisory Commission allocation recommendations listed below:

Public Service Recommendations - limited by HUD to 15% of new entitlement funding

Community Action Services and Food Bank.....	\$12,500
Friends of the Food and Care Coalition.....	\$8,737
Mountainlands Community Health Center.....	\$5,000
Family Support and Treatment Center.....	\$11,000
Kids on the Move.....	\$5,000
Community Health Connect.....	\$10,000
People Helping People.....	\$0
PERC.....	\$5,000
Friends of the Utah County Children's Justice Center....	\$20,000
Center for Women and Children in Crisis.....	\$28,750
Mary Elliott, LCSW.....	\$0
Boys and Girls Club.....	\$0

Non-Public Service Recommendations

City of Orem Critical Home Repair.....	\$70,000
NeighborWorks.....	\$0
City of Orem Neighborhood Revitalization.....	\$21,549
Collaborative with Entitlements (House of Hope/Family Support).....	\$94,050

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City of Orem Code Enforcement.....	\$155,000
City of Orem – Westmore Park.....	\$200,000
City of Orem – CDBG Administration/Planning.....	\$135,000
City of Orem – Section 108 Loan Repayment.....	\$85,000

Ms. Mathews said they were specifically moving away from any recommendations under \$5,000. The necessary paperwork was such an inconvenience that it was not worth the time and effort it required. She said they were collaborating with other entitlements in the area to serve more people and help the funding stretch farther. This allowed for capital projects to be completed at once, rather than piecemeal over a span of years. Each entitlement would identify a few organizations to which they would focus their funds so there was better distribution.

Mr. Ransom reviewed the requested amounts versus the suggested allocation amounts for each organization. Ms. Mathews said the two non-profit programs Orem would concentrate on were the Family Support and Treatment Center and House of Hope. She said the funding was at about \$94,000.

Mr. Lentz asked about the Mobile Tool Library Ms. Mathews had spoken of, and wondered if it would be possible to use electric or non-gas powered tools and equipment for yard cleanup projects. Ms. Mathews said they could certainly look into those options.

Mr. Macdonald asked if the recommended allocations were within the required legal limits. Ms. Mathews said they were; the allowed percentage for administration costs was 20%, or approximately \$141,000 but the request was for only \$135,000.

Mayor Brunst opened the public hearing. No one came forward to speak, so he closed the public hearing. Ms. Mathews said they would come before the Council again after the 30 day comment period for final recommendations.

PUBLIC HEARING

ORDINANCE – Amending Section 22-11-17(B) of the Orem City Code by adding Standard Land Use Code 7425 Gymnasiums & Athletic Clubs and Standard Land Use Code 7426 Health Spas as permitted uses in the PD-5 zone

Mr. Bench presented the applicant's request to add two new permitted uses in the PD-5 zone. The two uses requested were to add Gymnasiums & Athletic Clubs and Health spas. Currently, SLU Code 7425 Gymnasiums & Athletic Clubs were permitted in the C2, C3, HS, M1, M2, and CM zones. SLU Code 7426 Health Spas were permitted in the C2, C3, M1, and M2 zones. The Planning Commission recommended approval of the request.

Applicant Austin Atkin joined Mr. Bench, and said his organization was brought on by the owner to get the entitlements done. Mr. Atkin said this was a portion of the building Ashley Furniture was in; it would be a second tenant. They were proposing an athletic club/fitness center. Mr. Bench showed a list of the permitted uses in the PD-5 zone.

Mrs. Lauret asked if the footprint of Ashley Furniture would change or shrink at all. Mr. Atkin said it would not change the footprint.

Mayor Brunst opened the public hearing. No one came forward to speak, so he closed the public hearing.

Mr. Lentz moved, by ordinance, to approve amending Section 22-11-17(B) of the Orem City Code by adding Standard Land Use Code 7425 Gymnasiums & Athletic Clubs and Standard Land Use Code 7426 Health Spas as permitted uses in the PD-5 zone. **Mrs. Lauret seconded** the motion. Those voting aye: Richard F. Brunst, Debby Lauret, Sam Lentz, Tom Macdonald, Mark Seastrand, David Spencer. The motion **passed**.

RESOLUTION – Approving conditional use permit for an accessory structure located at 1387 North 430 East in the PD 14 Zone

Mr. Bench presented applicant Dave Rasmussen's request for a conditional use permit for an accessory structure. Mr. Rasmussen was requesting to remove an existing basketball court and add an accessory structure that contained a basketball court, garage, and storage area. The lot contained a total area of 53,579 square feet or 1.23 acres. The accessory building contained a total building area of 7,300 square feet on two levels.

The ordinance required a conditional use permit for accessory structures in the PD-14 zone 1,000 square feet or greater and accessory structures could not be more than 33% of the area of the parcel. The proposed structure was 14% of the lot at 7,300 square feet. The structure was within height requirement of the ordinance at 22 feet, 4.5 inches. The proposed elevations consisted of stucco siding and brick which would match the main dwelling. The proposed landscaping and overall plan complied with the requirements of the PD-14 zone.

Mr. Bench said there was a concrete/masonry fence along 400 East, and the proposed structure met the requirement of a 25 foot setback. They intended to move the tennis court to accommodate the new structure, and only a small portion of the building would be visible from the front of the house. Mr. Macdonald asked if Mr. Rasmussen had discussed the proposal with his neighbors; Mr. Rasmussen said his neighbors were comfortable with the proposal.

Mr. Spencer asked the minimum requirement of separation from the structure to the house. Mr. Bench said was six feet and the proposal was for 10 feet, well within the requirement.

Mr. Lentz asked about the possibility of Mr. Rasmussen using the basketball court to form a league and charge people for the use of the court as a business, and whether that would require a business license. Mr. Bench said that would not be permitted in the zone, though Mr. Rasmussen could have a home occupation business which would require a business license.

Mr. Macdonald moved, by resolution, to approve a conditional use permit for an accessory structure located at 1387 North 430 East in the PD 14 Zone. **Mr. Seastrand seconded** the motion. Those voting aye: Richard F. Brunst, Debby Lauret, Sam Lentz, Tom Macdonald, Mark Seastrand, and David Spencer. The motion **passed**.

RESOLUTION – Authorizing the Mayor to execute a development agreement between the

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1 City and ESAD Investments, LC regarding the operation of a transfer station at
2 approximately 679 North 1500 West

3
4 Mayor Brunst said this item was withdrawn and would not be considered at this time.
5

6 7 **COMMUNICATION ITEMS**

8
9 The Monthly Financial Summaries for January and February 2019 were included in the packets
10 distributed to the Council.
11

12 13 **CITY MANAGER INFORMATION ITEMS**

14
15 Mr. Davidson had no additional items to share.
16

17 18 **ADJOURN**

19
20 **Mr. Spencer moved** to adjourn the meeting. **Mrs. Lauret seconded** the motion. Those voting
21 aye: Richard F. Brunst, Debby Lauret, Sam Lentz, Tom Macdonald, Mark Seastrand, and David
22 Spencer. The motion **passed**.
23

24 The meeting adjourned at 6:52 p.m.



City Council Agenda Item Report

Meeting Date: April 30, 2019

Submitted by: Ryan Clark

Submitting Department: Development Services

Item Type: Ordinance

Agenda Section:

Subject:

ORDINANCE – Amending Chapter 7 of the Orem City Code Pertaining to Building, Plumbing, Mechanical, Electrical, Fire and Abatement Codes

Suggested Action:

State law requires that cities adopt specified versions of the national and international codes pertaining to buildings. The proposed amendment reflects the most recent changes in building and safety standards. These changes are necessary in order to ensure the safety and welfare of Orem's citizens is safeguarded to the best of the City's ability.

Presenter:

Background:

State law requires that cities adopt specified versions of the national and international codes pertaining to buildings. The proposed amendment reflects the most recent changes in building and safety standards. These changes are necessary in order to ensure the safety and welfare of Orem's citizens is safeguarded to the best of the City's ability.

It is recommended Chapter 7 of the Orem City Code be amended to read as follows:

7-1-1. International Building Code Adopted.

The City hereby approves and adopts the International Building Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one, appendix I, and appendix J, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Building Code, 2018 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

7-1-2. International Mechanical Code Adopted.

The City hereby approves and adopts the International Mechanical Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of heating, ventilating, cooling, and refrigeration systems, incinerators, and other miscellaneous

heat-producing appliances in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Mechanical Code, 2018 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

7-1-4. International Plumbing Code Adopted.

The City hereby approves and adopts the International Plumbing Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one and appendix E, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous plumbing in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Plumbing Code, 2018 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

7-1-6. International Fire Code Adopted.

The City hereby approves and adopts the International Fire Code, 2018 Edition, published by the International Code Council, as amended by the Utah State Fire Prevention Board. The City further approves and adopts the following Appendices to the International Fire Code, 2018 Edition, as amended by the Utah State Fire Prevention Board:

Appendix B – Fireflow Requirements for Buildings.

Appendix C – Fire Hydrant Locations and Distribution.

Appendix D – Fire Apparatus Access Roads.

The International Fire Code, 2018 Edition, along with Appendices B, C, and D are on file in the office of the City Recorder and are hereby adopted and made a part hereof as if set out in the ordinance.

7-1-7. International Energy Conservation Code Adopted.

The City hereby approves and adopts the commercial provisions in the International Energy Conservation Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including chapter one, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Energy Conservation Code, 2015/18 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

7-1-8. International Fuel Gas Code Adopted.

The City hereby approves and adopts the International Fuel Gas Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Fuel Gas Code, 2018 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

7-1-9. International Residential Code Adopted.

The City hereby approves and adopts the International Residential Code, 2015 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one, Appendix H, and Appendix K 2015 Edition and Appendix Q 2018 Edition, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the

City's annual budget. The International Residential Code, 2015 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

7-1-10. International Existing Building Code Adopted.

The City hereby approves and adopts the International Existing Building Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction for existing buildings in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Existing Building Code, 2018 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

Potentially Affected Area:

Citywide

Attachments:

[ORD--CityCodeChapter 7 2019.docx](#)

ORDINANCE NO. _____

AN ORDINANCE OF THE OREM CITY COUNCIL AMENDING
CHAPTER 7 OF THE OREM CITY CODE

WHEREAS Chapter 7 of the Orem City Code sets forth building, construction, fire, and safety regulations; and

WHEREAS Chapter 7 adopts nationally and internationally recognized building, plumbing, mechanical, energy, fuel gas, electrical, fire, and abatement codes; and

WHEREAS the State of Utah has preempted cities in these types of regulations and has mandated that cities adopt specified versions of the national and international codes; and

WHEREAS State legislation has taken away the ability of the individual cities to freely make amendments to the national and international codes; and

WHEREAS the City of Orem desires to amend Chapter 7 to come into compliance with State law by adopting specific versions of the national and international codes; and

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

1. The City Council hereby amends Section 7-1-1 of the Orem City Code to read as follows:

7-1-1. International Building Code Adopted.

The City hereby approves and adopts the International Building Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one, appendix I, and appendix J, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Building Code, 2018 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

2. The City Council hereby amends Section 7-1-2 of the Orem City Code to read as follows:

7-1-2. International Mechanical Code Adopted.

The City hereby approves and adopts the International Mechanical Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of heating, ventilating, cooling, and refrigeration systems, incinerators, and other miscellaneous heat-producing appliances in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Mechanical Code, 2018 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

3. The City Council hereby amends Section 7-1-4 of the Orem City Code to read as follows:

7-1-4. International Plumbing Code Adopted.

The City hereby approves and adopts the International Plumbing Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one and appendix E, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous plumbing in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Plumbing Code, 2018 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

4. The City Council hereby amends Section 7-1-6 of the Orem City Code to read as follows:

7-1-6. International Fire Code Adopted.

The City hereby approves and adopts the International Fire Code, 2018 Edition, published by the International Code Council, as amended by the Utah State Fire Prevention Board. The City further approves and adopts the following Appendices to the International Fire Code, 2018 Edition, as amended by the Utah State Fire Prevention Board:

Appendix B – Fireflow Requirements for Buildings.

Appendix C – Fire Hydrant Locations and Distribution.

Appendix D – Fire Apparatus Access Roads.

The International Fire Code, 2018 Edition, along with Appendices B, C, and D are on file in the office of the City Recorder and are hereby adopted and made a part hereof as if set out in the ordinance.

5. The City Council hereby amends Section 7-1-7 of the Orem City Code to read as follows:

7-1-7. International Energy Conservation Code Adopted.

The City hereby approves and adopts the commercial provisions in the International Energy Conservation Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including chapter one, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Energy Conservation Code, 2018 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

6. The City Council hereby amends Section 7-1-8 of the Orem City Code to read as follows:

7-1-8. International Fuel Gas Code Adopted.

The City hereby approves and adopts the International Fuel Gas Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Fuel Gas Code, 2018 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

7. The City Council hereby amends Section 7-1-9 of the Orem City Code to read as follows:

7-1-9. International Residential Code Adopted.

The City hereby approves and adopts the International Residential Code, 2015 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one, Appendix H, and Appendix K 2015 Edition and Appendix Q 2018 Edition, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Residential Code, 2015 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

8. The City Council hereby amends Section 7-1-10 of the Orem City Code to read as follows:

7-1-10. International Existing Building Code Adopted.

The City hereby approves and adopts the International Existing Building Code, 2018 Edition, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter one, with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction for existing buildings in the City of Orem, and for issuing permits therefore. Permit fees shall be in the amount established by the City Council in the City's annual budget. The International Existing Building Code, 2018 Edition, is on file in the office of the City Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

9. This ordinance shall take effect July 1, 2019, upon passage and publication in a newspaper of general circulation in the City of Orem, Utah.

10. If any part of this ordinance shall be declared invalid, such decision shall not affect the validity of the remainder of this ordinance.

11. All ordinances, resolutions, or policies in conflict herewith are hereby repealed.

PASSED, APPROVED and ORDERED PUBLISHED this 30th day of April 2019.

Richard F. Brunst, Jr., Mayor

ATTEST:

Jody Bates, City Recorder

COUNCIL MEMBERS VOTING "AYE"

COUNCIL MEMBERS VOTING "NAY"



City Council Agenda Item Report

Meeting Date: April 30, 2019

Submitted by: Jody Bates

Submitting Department: City Manager' s Office

Item Type: Action Item

Agenda Section:

Subject:

RESOLUTION - A Resolution Of The City Council Orem City, Utah Authorizing The Chief Administrative Officer to enter into an Interlocal Cooperation Agreement between Utah County and Orem City for the administration Of The 2019 Municipal Elections

Suggested Action:

The City Recorder recommends the City Council approve a Resolution authorizing the City Manager to sign an Interlocal Agreement with the Utah County Clerks Office to administer the 2019 City of Orem Municipal Elections.

Presenter:

Background:

The Utah County Clerks Office has indicated their willingness to administer a Vote by Mail process for the 2019 City of Orem Primary and General Elections. The Interlocal Agreement attachment "A" describes the specific duties the City and The County will administer. Utah County has estimated the cost not to exceed \$1.80 per active registered voter, which will be determined 7 days prior to each election day.

Potentially Affected Area:

Attachments:

[RES--VoteByMail 2019.docx](#)

[Ut. County 2019 Elections.pdf](#)

DRAFT

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OREM CITY, UTAH AUTHORIZING THE CHIEF ADMINISTRATIVE OFFICER TO ENTER INTO AN INTERLOCAL COOPERATION AGREEMENT BETWEEN UTAH COUNTY AND OREM CITY FOR THE ADMINISTRATION OF THE 2019 MUNICIPAL ELECTIONS

WHEREAS the City will be conducting the 2019 Municipal Primary Election on August 13, 2019 and the 2019 Municipal General Election on November 5, 2019 for voters to consider candidates for local office; and

WHEREAS Vote by Mail processes have shown a significant increase in voter turnout during the past election cycles and locations within the State of Utah; and

WHEREAS increasing voter turnout improves broader community input on election matters and is in the best interest of the City of Orem; and

WHEREAS Utah County has indicated their willingness to administer a Vote by Mail process for the 2019 Primary and General Elections; and

WHEREAS the City of Orem desires to increase its voter turnout and express its interest through this Resolution to contract with Utah County for these election services; and

WHEREAS pursuant to the provisions of the Interlocal Cooperation Act, Title 11, Chapter 13, Utah Code Annotated 1953, as amended (the “Interlocal Act”) public agencies, including political subdivisions of the State of Utah, are authorized to enter into mutually advantageous agreements for joint and cooperative actions; and

WHEREAS the City and Utah County are “public agencies” for the purposes of the Interlocal Act; and

WHEREAS the City of Orem desires to proceed with a vote by mail process administered by Utah County for the 2019 Municipal Primary and General Elections per the terms of the Interlocal Cooperation Agreement included as “Exhibit A”.

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

1. The City Council authorized the Chief Administrative Officer to enter into the Interlocal Cooperation Agreement between Utah County and the City of Orem for the Administration of the 2019 Municipal Elections as attached in “Exhibit A”.
2. This Resolution shall take effect immediately upon its passage.

DRAFT

3. Any Resolution conflicting with this Resolution is hereby repealed to the extent of the conflict.

PASSED and APPROVED this 30th day of **April** 2019.

Richard F. Brunst, Jr., Mayor

ATTEST:

JoD'Ann Bates, City Recorder

COUNCILMEMBER	AYE	NAY	ABSTAIN
Mayor Richard F. Brunst	☐	☐	☐
Debby Lauret	☐	☐	☐
Sam Lentz	☐	☐	☐
Tom Macdonald	☐	☐	☐
Mark Seastrand	☐	☐	☐
David Spencer	☐	☐	☐
Brent Sumner	☐	☐	☐

DRAFT

EXHIBIT A

Agreement No. 2019 - ____

**INTERLOCAL COOPERATION AGREEMENT BETWEEN UTAH COUNTY
AND OREM CITY
FOR THE ADMINISTRATION OF THE 2019 MUNICIPAL ELECTIONS**

THIS IS AN INTERLOCAL COOPERATION AGREEMENT (Agreement), made and entered into by and between Utah County, a political subdivision of the State of Utah, and Orem City, a Utah municipality and political subdivision of the State of Utah, hereinafter referred to as CITY.

WITNESSETH:

WHEREAS, pursuant to the provisions of the Interlocal Cooperation Act ("Act"), Title 11, Chapter 13, Utah Code, public agencies, including political subdivisions of the State of Utah as therein defined, are authorized to enter into written agreements with one another for joint or cooperative action; and

WHEREAS, pursuant to the Act, the parties desire to work together through joint and cooperative action that will benefit the residents of both Utah County and CITY; and

WHEREAS, the parties to this Agreement are public agencies as defined in the Act; and

WHEREAS, Utah County and CITY desire to successfully conduct the 2019 CITY Municipal Primary (August 13, 2019) and General (November 5, 2019) Elections (collectively "2019 CITY Municipal Elections"); and

WHEREAS, it is to the mutual benefit of both Utah County and CITY to enter into an agreement providing for the parties' joint efforts to administer the 2019 CITY Municipal Elections.

NOW, THEREFORE, the parties do mutually agree, pursuant to the terms and provisions of the Act, as follows:

Section 1. EFFECTIVE DATE; DURATION

This Agreement shall become effective and shall enter into force, within the meaning of the Act, upon the submission of this Agreement to, and the approval and execution thereof by Resolution of the governing bodies of each of the parties to this Agreement. The term of this Agreement shall be from the effective date hereof until the completion of the parties' responsibilities associated with the 2019 CITY Municipal Elections or until terminated but is no longer than 1 year from the date of this Agreement. This Agreement shall not become effective until it has been reviewed and approved as to form and compatibility with the laws of the State of Utah by the Utah County Attorney and the attorney for CITY. Prior to becoming effective, this Agreement shall be filed with the person who keeps the records of each of the parties hereto.

Section 2. ADMINISTRATION OF AGREEMENT

The parties to this Agreement do not contemplate nor intend to establish a separate legal entity under the terms of this Agreement. The parties hereto agree that, pursuant to Section 11-13-207, Utah Code, Utah County, by and through the Utah County Clerk/Auditor Elections Office, shall act as the administrator responsible for the administration of this Agreement. The parties further agree that this Agreement does not anticipate nor provide for any organizational changes in the parties. The administrator agrees to keep all books and records in such form and manner as Utah County shall specify and further agrees that said books shall be open for examination by the parties hereto at all reasonable times. The parties agree that they will not acquire, hold nor dispose of real or personal property pursuant to this Agreement during this joint undertaking.

Section 3. PURPOSES

This Agreement has been established and entered into between the parties for the purpose of administering the 2019 CITY Municipal Elections. This Agreement contemplates basic, traditional primary and general elections for the 2019 CITY Municipal Elections. All other election-related services, including but not limited to services for special elections or elections for subsequent years, will need to be agreed to in a separate writing signed by both parties.

Section 4. RESPONSIBILITIES

The parties agree to fulfill the responsibilities and duties as contained in Exhibit A which is attached hereto and by this reference is incorporated herein for the 2019 CITY Municipal Elections.

CITY agrees to pay to Utah County the actual cost of County's administration of the 2019 CITY Municipal Elections which cost shall not exceed the estimated costs as contained in Exhibit B which is attached hereto and by this reference is incorporated herein. CITY agrees to pay to County the cost as contemplated herein within 30 days of receiving an invoice from County.

Section 5. METHOD OF TERMINATION

This Agreement will automatically terminate at the end of its term herein, pursuant to the provisions of paragraph one (1) of this Agreement. Prior to the automatic termination at the end of the term of this Agreement, any party to this Agreement may terminate the Agreement sixty days after providing written notice of termination to the other parties. Should the Agreement be terminated prior to the end of the stated term, CITY will be responsible for any costs incurred, including costs not then incurred but which are contemplated herein and irreversible at the time of termination such as return mailing costs, through the time of termination. The Parties to this Agreement agree to bring current, prior to termination, any financial obligation contained herein.

Section 6. INDEMNIFICATION

The parties to this Agreement are political subdivisions of the State of Utah. The parties agree to indemnify and hold harmless the other for damages, claims, suits, and actions arising out of a negligent error or omission of its own officials or employees in connection with this Agreement. It is expressly agreed between the parties that the obligation to indemnify is limited to the dollar amounts set forth in the Governmental Immunity Act, Section 63G-7-604.

Section 7. FILING OF INTERLOCAL COOPERATION AGREEMENT

Executed copies of this Agreement shall be placed on file in the office of the County Clerk/Auditor of Utah County and with the official keeper of records of CITY, and shall remain on file for public inspection during the term of this Agreement.

Section 8. ADOPTION REQUIREMENTS

This Agreement shall be (a) approved by Resolution of the governing body of each of the parties, (b) executed by a duly authorized official of each of the parties (c) submitted to and approved by an Authorized Attorney of each of the parties, as required by Section 11-13-202.5, Utah Code, and (d) filed in the official records of each party.

Section 9. AMENDMENTS

This Agreement may not be amended, changed, modified or altered except by an instrument in writing which shall be (a) approved by Resolution of the governing body of each of the parties, (b) executed by a duly authorized official of each of the parties, (c) submitted to and approved by an Authorized Attorney of each of the parties, as required by Section 11-13-205.5, Utah Code, and (d) filed in the official records of each party.

Section 10. SEVERABILITY

If any term or provision of the Agreement or the application thereof shall to any extent be

invalid or unenforceable, the remainder of this Agreement, or the application of such term or provision to circumstances other than those with respect to which it is invalid or unenforceable, shall not be affected thereby, and shall be enforced to the extent permitted by law. To the extent permitted by applicable law, the parties hereby waive any provision of law which would render any of the terms of this Agreement unenforceable.

Section 11. NO PRESUMPTION

Should any provision of this Agreement require judicial interpretation, the Court interpreting or construing the same shall not apply a presumption that the terms hereof shall be more strictly construed against the party, by reason of the rule of construction that a document is to be construed more strictly against the person who himself or through his agents prepared the same, it being acknowledged that each of the parties have participated in the preparation hereof.

Section 12. HEADINGS

Headings herein are for convenience of reference only and shall not be considered any interpretation of the Agreement.

Section 13. BINDING AGREEMENT

This Agreement shall be binding upon the heirs, successors, administrators, and assigns of each of the parties hereto.

Section 14. NOTICES

All notices, demands and other communications required or permitted to be given hereunder shall be in writing and shall be deemed to have been properly given if delivered by hand or by certified mail, return receipt requested, postage paid, to the parties at the addresses of the City Mayor or County Commission, or at such other addresses as may be designated by notice given hereunder.

Section 15. ASSIGNMENT

The parties to this Agreement shall not assign this Agreement, or any part hereof, without the prior written consent of all other parties to this Agreement. No assignment shall relieve the original parties from any liability hereunder.

Section 16. GOVERNING LAW

All questions with respect to the construction of this Agreement, and the rights and liability of the parties hereto, shall be governed by the laws of the State of Utah.

IN WITNESS WHEREOF, the parties have signed and executed this Agreement, after resolutions duly and lawfully passed, on the dates listed below:

UTAH COUNTY

Authorized by Resolution No. 2019 - ____, authorized and passed on the ____ day of _____ 2019.

BOARD OF COUNTY COMMISSIONERS
UTAH COUNTY, UTAH

By: _____
WILLIAM C. LEE, Chairman

ATTEST: AMELIA A. POWERS
Utah County Clerk/Auditor

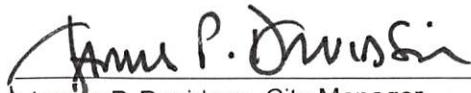
By: _____
Deputy

APPROVED AS TO FORM AND COMPATIBILITY
WITH THE LAWS OF THE STATE OF UTAH:
DAVID O. LEAVITT, Utah County Attorney

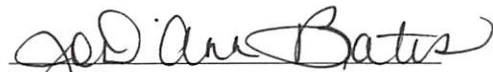
By: _____
Deputy County Attorney

CITY

Authorized by Resolution No. _____, authorized and passed on the _____ day of _____ 2019.


James P. Davidson, City Manager

ATTEST:


NAME
CITY Recorder

APPROVED AS TO FORM AND COMPATIBILITY
WITH THE LAWS OF THE STATE OF UTAH
CITY Attorney

By: _____



Exhibit A
2019 Municipal Elections
Scope of Work for Election Services
Revised 3/26/2019

The County shall provide to the City an Official Register as required by Utah Code Ann. § 20A-5-401, (as amended).

Services the City will provide, but are not limited to:

- All administrative functions related to candidate filing.
- All administrative functions related to financial disclosure required by state code and/or city code.
- Publish Public Notices required by law. The City may work with the County to publish notices jointly with other jurisdictions.
- Accept responsibility to keep candidates and the public up to date and current on all legal requirements governing candidates and campaigns.
- Thoroughly examine and proof all election programming done for the 2019 City Municipal Election. Final approval of ballots and programming will rest with the City.
- Host on the official City web site a link to or copy of the official reported results as hosted on the County Elections web page.
- City will not change the format or otherwise alter the official reported results, only displaying them in the form and format as provided by the County.
- City will canvas the final elections results.

The City will provide the County Clerk with information, decisions, and resolutions and will take appropriate actions required for the conduct of the election in a timely manner.

The City agrees to consolidate all elections administration functions and decisions in the office of the County Clerk to ensure the successful conduct of multiple, simultaneous municipal elections. In a consolidated election, decisions made by the County regarding resources, procedures and policies are based upon providing the same scope and level of service to all the participating jurisdictions and the City recognizes that such decisions, made for the benefit of the whole, may not be subject to review by the City.

Services the County will perform for the City include, but are not limited to:

- Ballot Layout and Design
- Ballot Printing
- Ballot Mailings
- Return Postage
- Ballot Processing
- Printing Optical Scan Ballots
- Program and Test Voting Equipment
- Program Electronic Voter Register
- Poll Worker Recruitment and Training
- Compensate Vote Center Poll Worker
- Delivery of Supplies and Equipment
- Tabulate and Report Election Results on County Website
- Provisional Ballot Verification
- Update Voter History Database
- Conduct Audits (as required)
- Conduct Recounts (as needed)
- Election Day Administrative Support
- Operation of county wide vote centers.
- Provide final, canvass report of Official Election Results. The city is responsible to canvass their municipal election on the date designated by the county.
- Such results will constitute the final Official Results of the Election.

The County will provide a good faith estimate for budgeting purposes. Election costs are based upon the offices scheduled for election, the number of voters, and the number of jurisdictions participating. The City will be invoiced for its share of the actual costs of the elections which will not exceed the estimated rate in Exhibit B.

In the event of a state or county special election being held in conjunction with a municipal election, the scope of services and associated costs, and the method of calculating those costs, will remain unchanged.

The City acknowledges that this Interlocal Agreement relates to a municipal ballot and election and as required by state statute, the City Clerk/Recorder is the Election Officer.

2019 Municipal Elections

Exhibit B

Active Voters for billing purposes, will be calculated 7 days before each Election Day

OREM

Election	Active Voters as of 3/1/19	Not to exceed \$1.80 per voter per election
Primary	42104	\$ 75,787.20
General	42104	\$ 75,787.20
		Estimated Cost as of 3/1/2019
		\$ 151,574.40





City Council Agenda Item Report

Meeting Date: April 30, 2019

Submitted by: Emily Guffin

Submitting Department: Development Services

Item Type: Text Amendment

Agenda Section:

Subject:

PUBLIC HEARING

ORDINANCE - Amending a portion of Appendix A of the Orem City Code pertaining to Standard Land Use Codes 6371 Climate Controlled Storage Units, 6372 Personal Storage Units, and 6377 Vault Security Storage Units by changing the uses from “permitted” to “not permitted” in the M1 zone

Suggested Action:

The Planning Commission recommends the City Council, by ordinance, amend a portion of Appendix A of the Orem City Code pertaining to Standard Land Use Codes 6371 Climate Controlled Storage Units, 6372 Personal Storage Units, and 6377 Vault Storage Units by changing the uses from “permitted” to “not permitted” in the M1 zone.

Presenter:

Emily Guffin

Background:

The applicant is requesting the removal of three permitted uses in the M1 zone. The three uses that are requested to be removed are Climate Controlled Storage Units, Personal Storage Units, and Vault Security Storage.

Currently, SLU Code 6371 Climate Controlled Storage Units are permitted in the M1, M2, and CM zones. A total of two (2) Climate Controlled Storage Units are permitted in the C2 zone. SLU Code 6372 Personal Storage Units are permitted in the M1 and M2 zones. SLU Code 6377 Vault Security Storage is permitted in the M1, M2, and CM zones.

The City currently has a total of nineteen (19) storage facilities. Of these nineteen, none is located within the M1 zone. The total area of these storage facilities is 1.5 million square feet. With an estimated population of 100,171 in the City, this breaks down to 14.97 square feet of storage space per person. This number is considerably higher than the national average of 5.40 square feet per person. These two facts present a strong argument for eliminating storage units from the M1 zone. Exhibit A provides more detail and is attached hereto and incorporated herein by reference.

Potentially Affected Area:

Citywide

Attachments:

[Resolution-M1Uses.docx](#)

[SLU Codes 6371_6372_6377_Storage Units_M1 zone.docx](#)

[Report_Storage.pdf](#)

[Map_Zoning.pdf](#)

[Planning Commission Minutes 4.3.19.docx](#)

[Agenda-M1Uses.docx](#)

ORDINANCE NO.

AN ORDINANCE BY THE OREM CITY COUNCIL AMENDING A PORTION OF APPENDIX “A” OF THE OREM CITY CODE BY CHANGING STANDARD LAND USE CODES 6371 (CLIMATE CONTROLLED STORAGE UNITS), 6372 (PERSONAL STORAGE UNITS), AND 6377 (VAULT STORAGE UNITS) FROM “PERMITTED” TO “NOT PERMITTED” IN THE M1 ZONE.

WHEREAS on March 18, 2019, the Department of Development Services filed an application to amend a portion of Appendix A of the Orem City Code by changing Standard Land Use Codes 6371 *Climate Controlled Storage Units*, 6372 *Personal Storage Units*, and 6377 *Vault Storage Units* from “permitted” to “not permitted” in the M1 zone; and

WHEREAS a public hearing considering the subject application was held by the Planning Commission on April 3, 2019; and

WHEREAS a public hearing considering the subject application was held by the City Council on April 30, 2019; and

WHEREAS the agenda of the Planning Commission meeting and the City Council meeting at which the subject application was heard was posted at the Orem Public Library, on the Orem City webpage and at the City offices at 56 North State Street; and

WHEREAS the matter having been submitted and the City Council having fully considered the request as it relates to the health, safety, and general welfare of the City; the orderly development of land in the City; the effect upon surrounding neighborhoods; and the special conditions applicable to the request.

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

1. The City Council finds this request is in the best interest of the City because the City currently has substantially more storage unit space per person than the national average and eliminating these uses from the M1 zone will preserve areas in the M1 zone for other types of uses such as industrial park development which will help generate jobs in the City.
2. The City Council hereby amends a portion of Appendix A of the Orem City Code by changing Standard Land Use Codes 6371 *Climate Controlled Storage Units*, 6372 *Personal Storage Units*, and 6377 *Vault Storage Units* from “permitted” to “not permitted” in the M1 zone

as shown in Exhibit A which is attached hereto and incorporated herein by reference.

3. This ordinance shall take effect immediately upon passage and publication in a newspaper of general circulation in the City.

4. If any part of this ordinance shall be declared invalid, such decision shall not affect the validity of the remainder of this ordinance.

PASSED and APPROVED this 30th day of April 2019

ATTEST:

COUNCIL MEMBERS VOTING 'AYE'

COUNCIL MEMBERS VOTING 'NAY'

Exhibit "A"

SLU		R5	R6	R6.5	R7.5	R8	R12	R20	OS5 / ROS	PO	C1	C2	C3	HS	M1	M2	CM	BP
6371	Climate Controlled Storage Units * See Section 22-8-17(A)	N	N	N	N	N	N	N	N	N	N	P	N	N	~~NP~~	P	P	N
6372	Personal Storage Units	N	N	N	N	N	N	N	N	N	N	N	N	N	~~NP~~	P	N	N
6377	Vault Security Storage	N	N	N	N	N	N	N	N	N	N	N	N	N	~~NP~~	P	P	N

SLU		R5	R6	R6.5	R7.5	R8	R12	R20	OS5 / ROS	PO	C1	C2	C3	HS	M1	M2	CM	BP
6371	Climate Controlled Storage Units * See Section 22-8-17(A)	N	N	N	N	N	N	N	N	N	N	P	N	N	N	P	P	N
6372	Personal Storage Units	N	N	N	N	N	N	N	N	N	N	N	N	N	N	P	N	N
6377	Vault Security Storage	N	N	N	N	N	N	N	N	N	N	N	N	N	N	P	P	N

Exhibit “A”

City of Orem Storage Unit Statistics:

How does the number and size of storage facilities in the City of Orem compare to national averages?

Prepared by Emily Guffin, Long Range Planner
City of Orem

Storage units can be a difficult business to plan for because they are classified as commercial businesses but generate minimal foot traffic and create a dead zone in the middle of neighborhoods. Because of this, there is often controversy related to the development of new storage facilities. The City of Orem permits personal storage units, climate controlled storage units, and vault security storage in its M1 and M2 zones. It also permits climate controlled storage units in the CM zone and a total of two (2) climate controlled storage units in its C2 zone. However, due to the issues highlighted above, the City is considering eliminating the development of storage facilities in its M1 zone. In order for this to occur, the City needs to ensure that there is adequate storage availability in other zones, such as the M2 zone, and that the elimination of storage facilities within the M1 zone would not decrease storage unit availability per person significantly below the national average. This report quantifies the existing storage facilities within the City by both square footage and zone location and compares these numbers to national standards. Other key facts about storage facility availability and demand in both the City of Orem and the U.S. are also discussed. Figure 1, below, shows a map of the storage facilities within the City. Table 1 shows a summary of storage unit facilities within City zoning districts.

Figure 1: Map of Storage Facilities within City Limits.

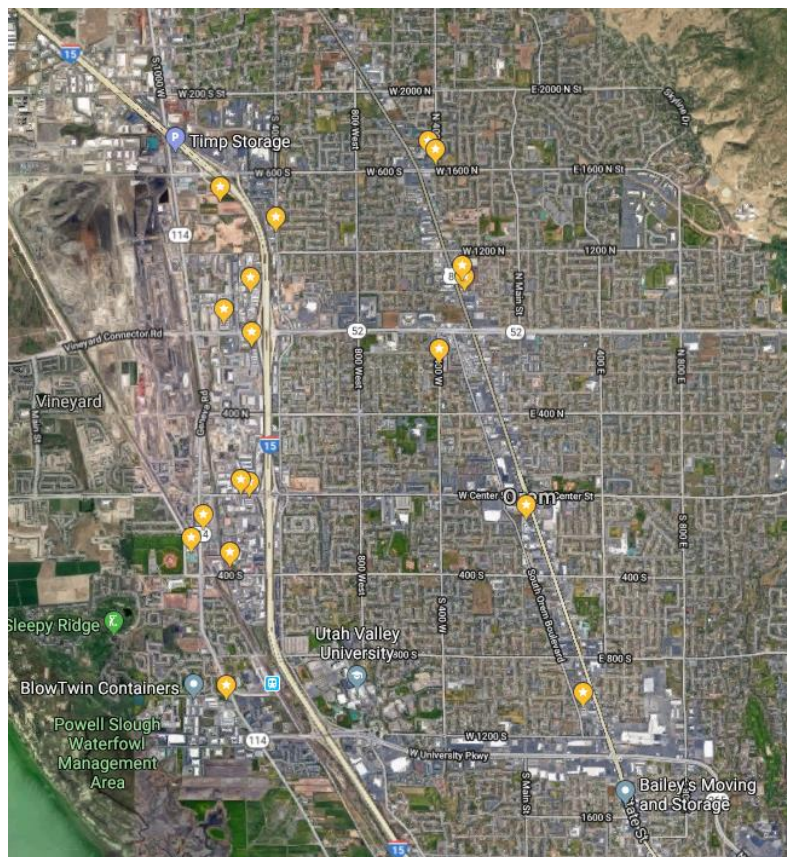
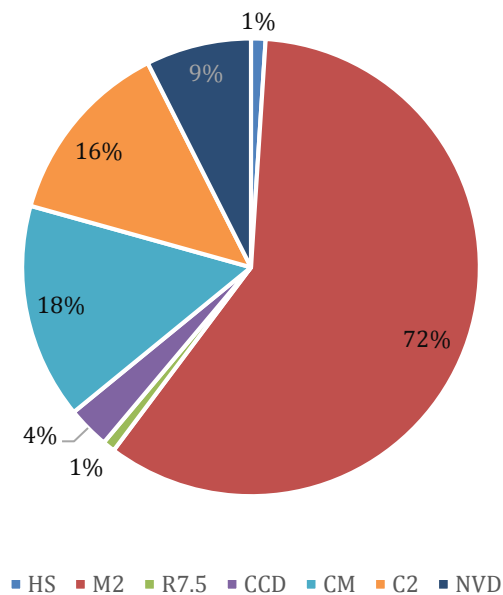


Table 1: Summary of Storage Unit Facilities within Orem City zoning districts

	Zone	Building Area
A-1 Security Storage	HS	15,350
Alamo Business Park and Storage	M2	17,303
Stor'em Self Storage	M2	188663
Alpine Storage	M2	316,243.24
JW Storage	R7.5	13200
Extra Space Storage	M2	57500
Security First Storage	M2	15100
Geneva Self Storage	M2	130,873.10
Storage Corner	M2	40,000
High Horizons Self Storage	CCD-C	44660
Parkway Storage Center	CM	228,572
Orem Storage	C2	44200
Spare Space Storage Orem	M2	26300
Self Storage	C2	88,781
State Street Storage	NVD-C	30,758
Obok Storage	NVD-E	81,000
Superior Storage	C2	62,238
1735 S State	C2	3,200
BC Storage	M2	96,720

The majority of these storage facilities are located within the M2 zone. No storage facilities are located within the M1 zone. See Figure 2 below.

Figure 2: Percentage of storage facilities within each zoning district



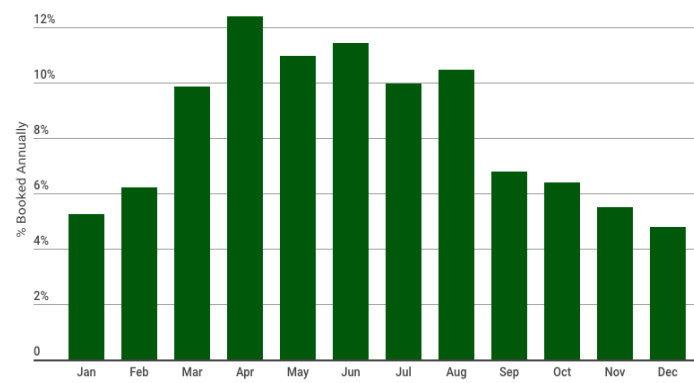
The total number of storage facilities in the U.S. is between 44,149 and 52,000.¹ Small companies own the majority of these storage facilities; only 18% of storage facilities in the U.S. are owned by the six largest public companies (Public Storage, Extra Space Storage, CubeSmart, Life Storage, U-Haul, and National Storage Affiliates Trust.)² The total amount of rentable self-storage space in the U.S. is 1.7 billion square feet, which breaks down to 5.4 square feet per person.³ Approximately 9.4% of households in the U.S. rent a self-storage unit.⁴

The total area of storage facilities in the City of Orem is 1.5 million square feet. With an estimated population of 100,171, this breaks down to 14.97 square feet of storage space per person. This number is considerably higher than the national average of 5.40 square feet per person.

Figures 1 and 2 show storage demand by month in the state of Utah and the City of Orem. These charts show that storage demand is considerably higher in Orem than in the state of Utah, especially during spring time months. However, it is unlikely that these increased demands warrant the extra 10 square feet person above the national average that is currently available in the City.

Storage Demand by Month in Utah

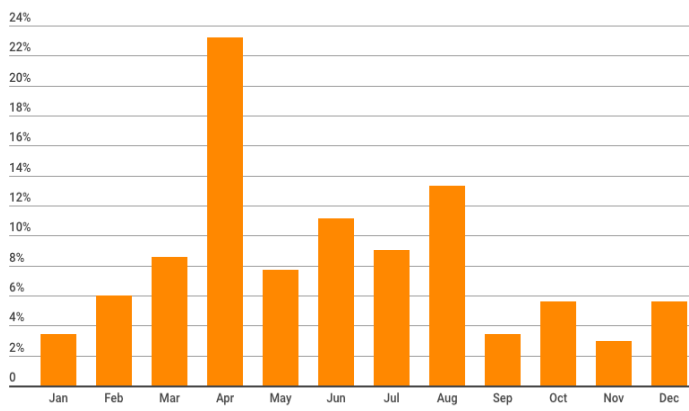
The share of storage unit bookings by month in Utah.



Source: <https://www.sparefoot.com/utah-storage.html>

Storage Demand by Month in Orem

Orem's share of storage unit bookings by month.



Source: <https://www.sparefoot.com/utah-storage.html>

Figure 3 shows the average price of a storage unit in five different Utah cities: Salt Lake City, Orem, Ogden, Layton, and Murray. While the costs do vary, the differences are not significant and do not point to a reason for Orem’s exceptional availability of storage space per person.

¹ Self-Storage Almanac, 2018; Self Storage Association, 2018

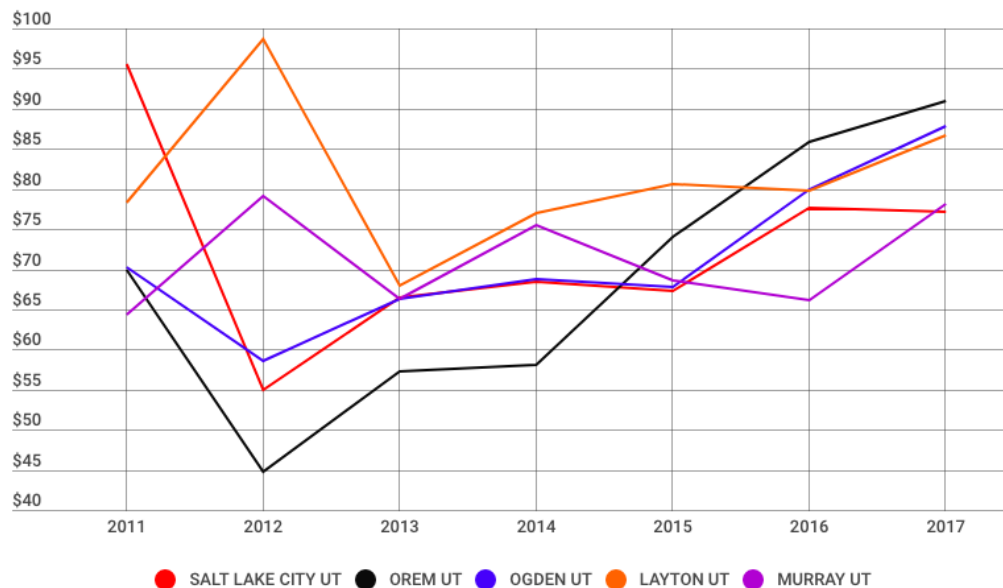
² Self-Storage Almanac, 2018

³ Self-Storage Almanac, 2019

⁴ SSA Self Storage Demand Study, 2017

Average Price of a Storage Unit in Top Utah Cities

The average price consumers have paid for a storage unit over the past few years in Salt Lake City, Orem, Ogden, Layton, and Murray.



Source:

<https://www.sparefoot.com/utah-storage.html>

Summary

As this report shows, the majority of storage facilities in the City of Orem are located within the M2 zone. In fact, none of these storage facilities are located within the M1 zone. In addition, the current availability of storage units per person within the City is significantly higher than the national average (14.97 square feet of storage space per person in Orem vs. to 5.40 square feet per person in the U.S.). These two facts alone present a strong argument for eliminating storage units from the M1 zone.



Planning Commission Minutes – April 3, 2019

Agenda Item 3.3 is a request by Development Services and the City of Orem to request the Planning Commission forward a positive recommendation to City Council to amend a portion of Appendix A of the Orem City Code pertaining to Standard Land Use Codes 6371 *Climate Controlled Storage Units*, 6372 *Personal Storage Units*, and 6377 *Vault Storage Units* by changing the uses from “permitted” to “not permitted” in the M1 zone.

Staff Presentation: The applicant is requesting the removal of three permitted uses in the M1 zone. The three uses that are requested to be removed are *Climate Controlled Storage Units*, *Personal Storage Units*, and *Vault Security Storage*.

Currently, SLU Code 6371 *Climate Controlled Storage Units* are permitted in the M1, M2, and CM zones. A total of two (2) *Climate Controlled Storage Units* are permitted in the C2 zone. SLU Code 6372 *Personal Storage Units* are permitted in the M1 and M2 zones. SLU Code 6377 *Vault Security Storage* is permitted in the M1, M2, and CM zones.

The City currently has a total of nineteen (19) storage facilities. Of these nineteen, none is located within the M1 zone. The total area of these storage facilities is 1.5 million square feet. With an estimated population of 100,171 in the City, this breaks down to 14.97 square feet of storage space per person. This number is considerably higher than the national average of 5.40 square feet per person. These two facts alone present a strong argument for eliminating storage units from the M1 zone. Exhibit A provides more detail and is attached hereto and incorporated herein by reference.

Recommendation: Development Services recommends the Planning Commission forward a positive recommendation to City Council to amend a portion of Appendix A of the Orem City Code pertaining to Standard Land Use Codes 6371 *Climate Controlled Storage Units*, 6372 *Personal Storage Units*, and 6377 *Vault Storage Units* by changing the uses from “permitted” to “not permitted” in the M1 zone.

Chair Spencer asked if the Planning Commission had any questions for Ms. Guffin. Mr. Spencer said this was discussed in the pre-meeting that this is to hopefully attract other uses to this zone that will benefit the City more.

Chair Spencer opened the public hearing and invited those from the audience who had come to speak to this item to come forward to the microphone.

When no one came forward, Chair Spencer closed the public hearing and asked if the Planning Commission had any more questions for the applicant or staff. When none did, he called for a motion on this item.

Planning Commission Action: Mr. Cochran moved to forward a positive recommendation to City Council to amend a portion of Appendix A of the Orem City Code pertaining to Standard Land Use Codes 6371 *Climate Controlled Storage Units*, 6372 *Personal Storage Units*, and 6377 *Vault Storage Units* by changing the uses from “permitted” to “not permitted” in the M1 zone. Mr. Spencer seconded the motion. Those voting aye: Mickey Cochran, Carl Cook, Camille Jensen, David Moulton, Barry Roberts, Ross Spencer and Mike Staker. The motion passed unanimously.

SLU		R5	R6	R6.5	R7.5	R8	R12	R20	OS5 / ROS	PO	C1	C2	C3	HS	M1	M2	CM	BP
6371	Climate Controlled Storage Units * See Section 22-8-17(A)	N	N	N	N	N	N	N	N	N	N	P	N	N	N	P	P	N
6372	Personal Storage Units	N	N	N	N	N	N	N	N	N	N	N	N	N	N	P	N	N
6377	Vault Security Storage	N	N	N	N	N	N	N	N	N	N	N	N	N	N	P	P	N

CITY OF OREM
CITY COUNCIL MEETING
APRIL 30, 2019



REQUEST:	PUBLIC HEARING – Amending a portion of Appendix A of the Orem City Code by changing Standard Land Use Codes 6371 <i>Climate Controlled Storage Units</i> , 6372 <i>Personal Storage Units</i> , and 6377 <i>Vault Storage Units</i> from “permitted” to “not permitted” in the M1 zone.
APPLICANT:	Development Services Department, City of Orem
FISCAL IMPACT:	None

NOTICES:

- Posted in 2 public places
- Posted on City webpage and City hotline
- Faxed to newspapers
- E-mailed to newspapers
- Posted at utah.gov/pmn

SITE INFORMATION:

General Plan Designation:
General Industrial

Current Zone(s):
M1

Acreage:
N/A

Neighborhoods:
City-wide

**PLANNING COMMISSION
RECOMMENDATION**

Vote: 7-0 for approval

PREPARED BY:
Emily Guffin
Orem City Planner

REQUEST: The Department of Development Services requests the City Council amend a portion of Appendix A of the Orem City Code by changing Standard Land Use Codes 6371 *Climate Controlled Storage Units*, 6372 *Personal Storage Units*, and 6377 *Vault Storage Units* from “permitted” to “not permitted” in the M1 zone.

BACKGROUND: The Department of Development Services is requesting the removal of three permitted uses in the M1 zone. The three uses that are requested to be removed are *Climate Controlled Storage Units*, *Personal Storage Units*, and *Vault Security Storage*.

Currently, SLU Code 6371 *Climate Controlled Storage Units* is permitted in the M1, M2, and CM zones. There are currently two *Climate Controlled Storage Units* located in the C2 zone. SLU Code 6372 *Personal Storage Units* is permitted in the M1 and M2 zones. SLU Code 6377 *Vault Security Storage* is permitted in the M1, M2, and CM zones.

The City currently has a total of nineteen (19) storage facilities. Of these nineteen, none are located within the M1 zone. The total area of these storage facilities is 1.5 million square feet. With an estimated population of 100,171 in the City, this breaks down to 14.97 square feet of storage space per person. This number is considerably higher than the national average of 5.40 square feet of storage unit space per person. These two facts present a strong argument for eliminating storage units from the M1 zone. Exhibit A provides more detail and is attached hereto and incorporated herein by reference.

RECOMMENDATION: The Planning Commission recommends the City Council, by ordinance, amend a portion of Appendix A of the Orem City Code by changing Standard Land Use Codes 6371 *Climate Controlled Storage Units*, 6372 *Personal Storage Units*, and 6377 *Vault Storage Units* from “permitted” to “not permitted” in the M1 zone.

SLU		R5	R6	R6.5	R7.5	R8	R12	R20	OS5 / RO5	PO	C1	C2	C3	HS	M1	M2	CM	BP
6371	Climate Controlled Storage Units * See Section 22-8-17(A)	N	N	N	N	N	N	N	N	N	N	P	N	N	<u>N</u> ~~P~~	P	P	N
6372	Personal Storage Units	N	N	N	N	N	N	N	N	N	N	N	N	N	<u>N</u> ~~P~~	P	N	N
6377	Vault Security Storage	N	N	N	N	N	N	N	N	N	N	N	N	N	<u>N</u> ~~P~~	P	P	N

CITY OF OREM
BUDGET REPORT FOR THE MONTH ENDED MARCH 2019

Percent of Year Expired: 75%

Fund	Current Appropriation	Monthly Total	Year-To-Date Total	Encumbrances	Balance	% To Date FY 2019	% To Date FY 2018	Notes
10 GENERAL FUND								
Revenues	52,633,017	3,944,803	37,478,374			71%		
Appr. Surplus - Prior Year	3,293,798		3,293,798			100%		
Std. Interfund Transactions	5,275,308		5,275,308			100%		
Total Resources	61,202,123	3,944,803	46,047,480		15,154,643	75%	75%	
Expenditures	61,202,123	4,073,420	42,348,305	955,153	17,898,665	71%	70%	
20 ROAD FUND								
Revenues	3,130,000	495,750	2,205,769			70%		
Appr. Surplus - Current	424,000		424,000			100%		
Appr. Surplus - Prior Year	1,862,049		1,862,049			100%		
Total Resources	5,416,049	495,750	4,491,818		924,231	83%	78%	
Expenditures	5,416,049	64,234	2,876,392	319,068	2,220,589	59%	59%	
21 CARE TAX FUND								
Revenues	2,075,000	173,754	1,367,435			66%		
Appr. Surplus - Current	100,000		100,000			100%		
Appr. Surplus - Prior Year	3,002,456		3,002,456			100%		
Total Resources	5,177,456	173,754	4,469,891		707,565	86%	82%	
Expenditures	5,177,456	56,413	1,164,339	6,281	4,006,836	23%	24%	
30 DEBT SERVICE FUND								
Revenues	5,706,412	791,594	4,339,213			76%		
Appr. Surplus - Prior Year	6,603		6,603			100%		
Total Resources	5,713,015	791,594	4,345,816		1,367,199	76%	70%	
Expenditures	5,713,015	49,818	1,831,859		3,881,156	32%	36%	
45 CIP FUND								
Revenues	376,019	21,329	480,437			128%		
Appr. Surplus - Prior Year	11,591,434		11,591,434			100%		
Total Resources	11,967,453	21,329	12,071,871		-104,418	101%	101%	
Expenditures	11,967,453	123,335	1,230,819	295,820	10,440,814	13%	28%	1
51 WATER FUND								
Revenues	18,581,062	916,991	14,602,077			79%		
Appr. Surplus - Current Year	1,000,000		1,000,000			100%		
Appr. Surplus - Prior Year	10,973,466		10,973,466			100%		
Total Resources	30,554,528	916,991	26,575,543		3,978,985	87%	86%	
Expenditures	30,554,528	767,348	11,277,153	1,516,601	17,760,774	42%	37%	
52 WATER RECLAMATION FUND								
Revenues	10,603,694	1,214,905	8,849,737			83%		
Appr. Surplus - Current Year	1,005,000		1,005,000			100%		
Appr. Surplus - Prior Year	4,121,693		4,121,693			100%		
Total Resources	15,730,387	1,214,905	13,976,430		1,753,957	89%	82%	
Expenditures	15,730,387	407,266	5,162,730	1,157,437	9,410,220	40%	51%	2
55 STORM WATER FUND								
Revenues	4,638,195	439,161	3,762,236			81%		
Appr. Surplus - Current Year	629,988		629,988			100%		
Appr. Surplus - Prior Year	3,010,281		3,010,281			100%		
Total Resources	8,278,464	439,161	7,402,505		875,959	89%	86%	
Expenditures	8,278,464	90,062	3,499,570	154,489	4,624,405	44%	39%	
56 RECREATION FUND								
Revenues	2,064,500	108,394	1,502,022			73%		
Appr. Surplus - Prior Year	2,061		2,061			100%		
Total Resources	2,066,561	108,394	1,504,083		562,478	73%	80%	
Expenditures	2,066,561	132,877	1,509,640	118,337	438,584	79%	80%	
57 SOLID WASTE FUND								
Revenues	3,794,980	330,523	2,863,992			75%		
Appr. Surplus - Prior Year	248,577		248,577			100%		
Total Resources	4,043,557	330,523	3,112,569		930,988	77%	78%	
Expenditures	4,043,557	224,474	2,646,985		1,396,572	65%	63%	

CITY OF OREM
BUDGET REPORT FOR THE MONTH ENDED MARCH 2019

Percent of Year Expired: 75%

Fund	Current Appropriation	Monthly Total	Year-To-Date Total	Encumbrances	Balance	% To Date FY 2019	% To Date FY 2018	Notes
58 STREET LIGHTING FUND								
Revenues	1,733,000	80,694	1,506,098			87%		
Appr. Surplus - Prior Year	108,170		108,170			100%		
Total Resources	1,841,170	80,694	1,614,268		226,902	88%	90%	
Expenditures	1,841,170	48,781	505,804	233,119	1,102,247	40%	74%	3
61 FLEET MAINTENANCE FUND								
Revenues			1,223			100%		
Appr. Surplus - Prior Year	1,421		1,421			100%		
Std. Interfund Transactions	784,000		784,000			100%		
Total Resources	785,421		786,644		-1,223	100%	100%	
Expenditures	785,421	41,485	588,982	5,986	190,453	76%	73%	
62 PURCHASING/WAREHOUSING FUND								
Revenues		15	135			100%		
Appr. Surplus - Prior Year	227		227			100%		
Std. Interfund Transactions	375,000		375,000			100%		
Total Resources	375,227	15	375,362		-135	100%	100%	
Expenditures	375,227	20,634	311,380	1,457	62,390	83%	84%	
63 SELF INSURANCE FUND								
Revenues	555,000	44,543	456,859			82%		
Std. Interfund Transactions	1,235,000		1,235,000			100%		
Total Resources	1,790,000	44,543	1,691,859		98,141	95%	94%	
Expenditures	1,790,000	143,116	1,621,348	27,734	140,918	92%	94%	
64 INFORMATION TECH FUND								
Revenues		1,356	7,980			100%		
Appr. Surplus - Prior Year	253,755		253,755			100%		
Std. Interfund Transactions	2,380,000		2,380,000			100%		
Total Resources	2,633,755	1,356	2,641,735		-7,980	100%	100%	
Expenditures	2,633,755	150,438	1,754,789	123,702	755,264	71%	65%	
74 CDBG FUND								
Revenues	1,157,917	49,947	374,043			32%		
Appr. Surplus - Prior Year	55,321		55,321			100%		
Total Resources	1,213,238	49,947	429,364			35%	49%	4
Expenditures	1,213,238	53,119	360,217	576	852,445	30%	78%	4
CITY TOTAL RESOURCES	154,313,479	8,531,709	127,281,235		26,248,370	82%	80%	
CITY TOTAL EXPENDITURES	154,313,479	6,247,601	76,429,719	4,558,939	73,324,821	52%	55%	

NOTES TO THE BUDGET REPORT FOR THE MONTH ENDED MARCH 2019:

- 1) The current year expenditures are lower in comparison to the prior year due to the current year encumbrances (\$295,820) being significantly less than in the prior fiscal year (\$1,356,591) at this date in time.
- 2) The current year expenditures are lower in comparison to the prior year due to current year capital projects (\$807,914) being significantly less than in the prior fiscal year (\$171,719) at this date in time. A pipe liner project was the primary reason for the variance as more of the project was completed in the prior year.
- 3) The current year expenditures are lower in comparison to the prior year due to the purchase of a large number of new matching street lights to replace the lights in the old expiring street light districts which occurred in March of the previous fiscal year.
- 4) The City received \$217,650 in HUD grant drawdowns in the previous fiscal year which is higher due primarily to lower reimbursement related to our NPU officers in this fiscal year. The Senior Center HVAC project spent \$57,785 in the previous year by the end of March but no such project has been done so far this fiscal year.

Note: In earlier parts of a fiscal year, expenditures may be greater than the collected revenues in a fund. The City has accumulated sufficient reserves to service all obligations during such periods and does not need to issue tax anticipation notes or obtain funds in any similar manner. If you have questions about this report, please contact Richard Manning (229-7037) or Brandon Nelson (229-7010).