CITY OF OREM
CITY COUNCIL MEETING
56 North State Street, Orem, Utah
August 06, 2019

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

AMENDED AGENDA

3:00 P.M. OREM FITNESS CENTER GROUND BREAKING CEREMONY
The Mayor and City Council will attend a ground breaking ceremony at the Orem Fitness Center (580 W 165 S).

4:30 P.M. WORK SESSION - CITY COUNCIL CONFERENCE ROOM

DISCUSSION - Moderate Income Housing Update (30 min)
Staff will review the goals and objectives of the City's moderate income housing issues and review next steps.
Presenter: Jason Bench

1. PREVIEW UPCOMING AGENDA ITEMS
Staff will present to the City Council a preview of upcoming agenda items.

2. AGENDA REVIEW
The City Council will review the items on the agenda.

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.

Presenter: David Spencer

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

4. CALL TO ORDER

5. INVOCATION/INSPIRATIONAL THOUGHT: BY INVITATION

6. PLEDGE OF ALLEGIANCE: BY INVITATION

7. MAYOR'S REPORT/ITEMS REFERRED BY COUNCIL

7.1. UPCOMING EVENTS
For Review

8-6-19.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 July 16, 2019

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9.2. MOTION - Hold a Special City Council Meeting on August 20, 2019, to hold a Truth in Taxation Public Hearing

The City Council moves to hold a Special City Council Meeting on August 20, 2019, to hold a public hearing regarding the proposal to increase the property tax rate.

9.3. RESOLUTION - Supporting the Utah County Good Governance Advisory Board's recommendations to place a change of form of government question on the November 2019 Ballot

It is recommended that the City Council support the recommendation of the Utah County Good Governance Advisory Board to place a change of form of government question on the November 2019 General Election Ballot.

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10. 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.

11. ADJOURN

OREM POLICE DEPARTMENT'S NATIONAL NIGHT OUT EVENT

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	
Aug. 8	City of Orem/UDOT City of Orem Council Chambers	State Street Open House	5pm
Aug. 19	Alpine School District 450 S 400 E, Orem	Ribbon Cutting Centennial Elementary	4pm
Aug. 21	Stonewood Neighborhood City Center Park	Police Picnic	6pm
Sept. 11-13	ULCT Sheraton Hotel, SLC	2019 Annual Conference	
Sept. 19	Sharon Park Neighborhood Sharon Park	Police Picnic	5:30pm

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CITY OF OREM
CITY COUNCIL MEETING
56 North State Street Orem, Utah
July 16, 2019

3:30 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; Scott Gurney, Fire Chief; Gary Giles, Police Chief; Charlene Crozier, Library Director; Chris Tschirki, Public Works Director; Brandon Nelson, Finance Division Manager; Karl Hirst, Recreation Director Ryan Clark, Development Services Director; Jason Bench, Planning Division Manager; Emily Guffin, Long Range Planner; Neal Winterton, Water Resource Division Manager and JoD'Ann Bates, City Recorder

DISCUSSION – Rooftop Solar Permitting

Mr. Bench stated the City Council had previously discussed this item and he was asked to bring it back with more information regarding violation in regards to this issue. He stated that with the 23 violations over the last 4 years, they varied from setbacks, public utility, easement and building permit issues which caused the home owner to not be approved for a solar permit. Some of the violations could be taken care of but the home owner has chosen not to take care of those issues. Mayor inquired as to setback and easement restrictions. Mr. Bench indicated utility easements are for any public utility infrastructure, the current code requires every home to have an 8 foot utility easement from the home to the property line. This allows utilities to be run without interfering with any structure. There has been time where the easement has been vacated, after it is proven the easement is not needed which is the exception not the rule.

General discussion continued regarding the use and need for public utility easements, building permits and zoning requirements and the responsibility of the city if the need arose for the removal of something built illegally on the easement if it was torn down due needing to access a utility easement.

Mr. Sumner inquired if the home has changed hands and the violation was done 4 owners ago, is it still a violation. Mr. Bench indicated that yes the new owner would take responsibility of any previous violation.

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Mr. Earl stated in order to allow for a solar permit to be issued to a home with a violation, they could add a line that would indicate a violation would not apply to the building permit that was for a solar permit. He then addressed other issues that were brought before the Council.

1) Allow exception in both residential and commercial zones?
2) Allow exception when the violation involves life-changing concerns?
3) Allow exception when violation was created by current owner?
4) State that no part if the power system may be connected to any part of a structure that is not in compliance with City zoning regulations.

General discussion continued regarding how current code violations are handled and if by allowing the permits while violation are still an issue, how that would help or hurt the ability to regulate those violations.

Mr. Spencer feels the code is there for a reason and thought this may open a door to other issues, and he feels the code should remain as is.

Mrs. Lauret stated she likes the idea of allowing and applicants reasonable ability for a solar permit but does have concerns with safety issues brought up.

Mr. Macdonald indicated as long as the building permit is not the part in violation he is ok with allowing solar on the home.

Mr. Lentz stated he feels there should be an exception. He would like to focus on residential homes, if there is a safety concern there should not be an exception. He feels it should not matter rather it was the current or prior owner that caused the violation; it should be about the property. He agreed that the power system should only be placed on a compliant surface.

Mr. Sumner stated he was concerned that they could possibly create a bigger problem by allowing so many exceptions. He questioned if 23 denials due to violations in 4 years was that big of a problem.

Mr. Bench indicated the current code allows the city to resolve some building issues by not allowing a permit to be issued until the violation is brought into compliance. This is an enforcement type of vehicle that helps correct those violations.

Mayor Brunst indicated easement restriction is in the code and are there for a reason and felt that by not adhering to those codes they could create a problem for overall safety and access reasons. Building permits are there for a reason along with setbacks and easements and things built over those easements creates a problem. He is against allowing violations to continue and does not feel they should be giving exceptions. He indicated the codes have been proven, time tested and are there for the safety and well-being of the residents, and they should enforce those codes.

Mr. Lentz stated he agrees the codes are there for a reason but felt they also need to be cleaned up and changed to accommodate with changing of the times. He feels they are addressing this issue not due to it being an issue in the past but a possible one in the future.

It was the majority consensus of the City Council to leave the code in its current edition.

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DISCUSSION – Boards and Commissions

Mr. Downs indicated the city has approximately 15 Boards and Commissions with varying requirements regarding the size, term length, meeting frequency, etc. They are asking the Council to allow each board/commission to look at their own board/commissions and determine what they feel works best for them. He indicated that there are some board/commissions that due to the size of the members have a hard time filling those numbers and often have to cancel meetings due to a lack of quorum. They would refine those issues and bring it back to the City Council for review and ordinance amendments.

General discussion continued regarding the differences of the boards/commissions and the size, meeting frequency, finding people to fill the positions and the term limits that sometimes serves in a positive and negative way.

Mayor Brunst stated he loves the fact they have many different boards/commissions and they involve a lot of residents. He loves the suggestions in the past with their ideas and affords and sees value in those committees. He sees no problem allowing the board/commissions to make some of those determinations themselves and bring those recommendations back to the Council

Mrs. Lauret inquired as to people that has submitted an application to the city and never heard back as to the process or status. Mr. Downs indicated their application is placed on a dashboard and the committees can then access the dashboard when there is a vacancy. He feels they can do a better job as to a response to the applicant.

Mr. Davidson gave an example that when someone submits an application to a board where there is not a vacancy. They can be contacted indicating there is not a vacancy on their preferred board/commission and ask if they are interested in another board/commission that does have a vacancy. There is a departmental responsibility to respond to applicants and keep those boards/commissions filled.

Discussion continued regarding the process of accepting and following-up on those applications. They continued to discuss the availability of flex term limits or the need for defined term limits and some issues they have encountered regarding tenure.

Mayor Brunst stated he would like to see what the boards/committees come back with and feels it would be a benefit to the city.

Mr. Davidson stated he feels there is some wisdom in having some constancy across the boards/committees. These are typically a challenge to fill and if they start providing maximum flexibility, from a management perspective it is next to impossible to maintain consistency and effectiveness in the boards/committees.

DISCUSSION – Water Abatement Assistance

Mr. Spencer stated he was trying to find ways to help seniors that are living in poverty. Orem has approximately 66,370 adults with 8,781 being seniors and 6-8% of those live in poverty. The County has a property tax abatement program for senior with several limitations including

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age and income. He spoke with the Public Works director regarding the water tiers and the possibility of adjusting the program during the 6 months of summer, allowing seniors in poverty some relief with their water bills, along with educating conservation. He felt there are a few different avenues they can consider. He continued to discuss some of the options he has looked into.

Ms. McCandless from Community Action stated they have had some residents use the program but not as many as they would like. They have approximately twenty thousand dollars currently in the program. Some of the changes they have talked about are not having it require a shut off notice. When that notice are received by residents, it seems almost too late in the process to work out a payment plan and teach them about budgeting and how to solve the problem. She continued to state the federal income level or financial hardship where they are financially hard to pay qualify them for this program. She continued to explain the program process and some of the teaching tools they use the help residents in need.

Discussion ensued regarding seniors that are on a fixed income, those in poverty that are not seniors, those with disabilities and concern of discrimination.

Mr. Davidson stated they appreciate their relationship with Ms. McCandless and the Community Action organization. He stated this type of situation is generally a symptom of a bigger problem. It's not just about water bills and water assistance it's probably about some other core basic needs. The relationship Orem has with Community Action addresses the core problem and not just the symptom. If they have money available within the city, and simply treat it as if they qualify we give them the money, does it really address the core issue at hand? Community Action addresses the core problem so it does not become a yearly dependency upon the city.

Discussion continued regarding having regulations that would allow seniors to be helped with their utility bill when utility expenses rise. Legal concerns and how funds can be used rather they are donated or funded by the city, general concerns and ways seniors in need can be addressed to include using the city and other resources. General discussion continued regarding overall low income residents versus just seniors and different options that can be available to all those in need to include other resources they may be in need of in general not just utility bills, and more education as to the available current programs.

Mayor Brunst asked Mr. Downs to continue to look at this with suggestions that were discussed looking at what the need and cost could be and bring that information back to the Council for future review.

Agenda Review

The City Council and staff reviewed items on the agenda.

Preview Upcoming Agenda Items

The City Council briefly reviewed items that would be coming before the Council in future meetings.

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

Mr. Seastrand gave a brief report on his assignments as a City Council liaison to the City, Public Works and Library Advisory Boards and Commissions. He also reported on the Utah Lake Commission and reviewed his work on that Board which includes:

- Removal of carp
- Removal of phragmites
- Increase trail access
- Improved boat access
- Improve awareness of the lake and its amenities
- Working on how to minimize the algae blooms

He stated it is exciting to see where the lake has come from and where it is heading.

Mr. Davidson commented on an accident that had occurred at the golf course on Monday. He relayed the information that the young girl that was injured in that accident had passed away. He continued to explain the situation and the circumstances regarding the accident. Although they were not residents of Orem they hold them in high regard. He commented his appreciation to the police and emergency responders that responded and the professional way they responded and interacted with the family.
Mr. Davidson indicated the new Human Resource Director was now with the city and she would come before the council for introductions in a future meeting.

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

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; Steve Earl, Deputy City Attorney; Scott Gurney, Fire Chief; Gary Giles, Police Chief; Richard Manning, Administrative Services Director; Charlene Crozier, Library Director; Chris Tschirki, Public Works Director; Ryan Clark, Development Services Director: Jason Bench, Planning Division Manager; Emily Guffin, Long Range Planner; Pete Wolfley, Communications Specialist; and JoD'Ann Bates, City Recorder
INVOCATION / INSPIRATIONAL THOUGHT	Sydney Walker
PLEDGE OF ALLEGIANCE	Gavin Walker

MAYOR'S REPORT/ITEMS REFERRED BY COUNCIL

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UPCOMING EVENTS

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

PRESENTATION – Walter C. Orem Award

Mr. Bybee stated he was asked to introduce the American Legion Post 74 due to his interaction he has had with them in relations to the Memorial Day and Veterans Day programs. He has found the more interaction he has the more he observes as to the numerous things they do to serve the city, county and community. They are quietly serving in time, money and in their hearts on a daily basis. With the wide varieties of ways they serve the community the amount of people they then affect has become so broad, it has included his family. Not only is their service worthy of the Walter C. Orem Award, it is fitting they celebrate their 100th year alongside the city as we celebrate our 100th year. It is his honor to present the Walter C. Orem award to the American Legion post 72.

Mayor Brunst read the information regarding the American Legion which included the following:

- Congress chartered the American Legion on September 16, 1919.
- It's one of the most influential nonprofit organizations in the United States.
- Over the years they have influenced social change in American, won hundreds of benefits for veterans and produced important programs for children.
- They administer military rites for deceased veterans all over Utah County, having performed 138 military rites for departed comrades last year.
- They are active in youth groups, providing an oratorical contest for youth and offers patriotic programs in the schools to teach students about freedom and the sacrifice of those in the Armed Forces.
- Serves the City of Orem each year by performing the flag exchange ceremony at the city's Memorial Day and Veterans Day programs.
- They place crosses and flags in the cemetery lawn to represent and honor each veteran buried in the Orem City Cemetery.

Mayor Brunst finished by commenting the City of Orem is proud to serve and associate with such a fine group of true American patriots. He then presented Post 72 with the Walter C. Orem Award.

Mr. Kirkpatrick addressed the Council and expressed their deepest gratitude for the great honor and accepted the award on behalf of all 80 members of the American Legion Post 72.

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.

Ken Astle addressed the City Council with his concerns for the wall at Westmore Park. He had heard the wall was going to be taken down and replaced with a chain-link fence. He indicated

it had served a great purpose as a sound barrier, and stability between the park and their yards and would like to see if it could be repaired or replaced with a high quality fence instead of replacing it with chain-link. There is a portion that is leaning and is used as a cover for drug dealers and would like to petition the council to look at repairing the fence instead of replacing with chain-link.

David Halliday stated he would like to address a sentiment that he is seeing at a local level which is "if they don't like it, they can leave". During his campaign he spends time around the city in conversation with its residents and most residents are friendly and polite even if they do not agree on the issues. He does run into residents that in their frustrations use phrases that reflect "if they don't like it, they can leave". He stated that disagreements can be made on issues but he encourages everyone to refrain from using the line "if they don't like it, they can leave". He feels by using that phrase it is done in anger, is intellectually lazy, and is counterproductive. He concluded that he would encourage everyone to drop this knee jerk response; he believes we are capable of disagreeing without being disagreeable. He asked that residents don't use the line "if they don't like it, they can leave" instead he suggest using the line "I hear your concerns, but I respectfully disagree".

CONSENT ITEMS

- Approval of June 18, 2019 City Council Meeting Minutes
- Appointment of Tanya Harmon to the CDBG Advisory Commission.
  Appointment of Heidi Clark and Paul Dunn to the Natural Resources Stewardship Committee.
  Reappointment to the Beautification Advisory Commission.
- RESOLUTION – Designating a portion of 150 West between 1100 South and 1200 South and 1200 South as both "Wildcat Way" and "150 West".

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

SCHEDULED ITEMS

PUBLIC HEARING
ORDINANCE – Adopt the Geneva Road Area - Wide Plan as Appendix "J" of the Orem General Plan.

Ms. Guffin stated in 2017, the U.S. Environmental Protection Agency (EPA) selected the City of Orem as a Brownfield Area-Wide Plan (AWP) grant recipient. The AWP program assists communities in responding to local brownfield challenges, particularly where multiple brownfield sites are in close proximity, connected by infrastructure, and limit the economic, environmental and social prosperity of their surroundings – areas such as the Geneva Road corridor. Because of the Geneva Road Area's rich industrial heritage, many sites in the corridor are considered brownfields. Orem received $200,000 to work with community stakeholders to

develop an area-wide plan and implementation strategies for brownfields assessment, cleanup, and reuse in the Geneva Road Corridor that are:

- Protective of public health and the environment,
- Economically viable, and
- Reflective of the community's vision for the area.

The revitalization of brownfield sites has the potential to create multiple benefits throughout the community, including cultivation of community involvement in redevelopment of underutilized sites, creation of jobs, an increase in property values once a brownfield site is assessed or cleaned up, and correspondingly, a greater contribution of property taxes by revitalized properties. Implementation of the Imagine Orem: Geneva Road planning process was led by the City of Orem with assistance from the planning firms of BRS and WRT, who served as the consultant team for this project. Together, the planning team hosted two public open houses, conducted site visits, sent out a survey that received over 400 responses, and engaged in robust digital engagement to involve residents, businesses, and property owners in the planning process, share information on plan progress, and receive feedback on redevelopment scenarios. Input from community stakeholders helped to shape the final redevelopment concepts and recommendations contained in the area-wide plan. In addition, a plan steering committee was convened with representatives of various local and state agencies working in the Geneva Road Area. Key partners represented on the steering committee include the Cities of Orem and Vineyard, Utah County, Utah Transit Authority, Utah Department of Transportation, Utah Department of Environmental Quality, US EPA, EDC Utah, and the Mountainland Association of Governments. As part of the Imagine Orem: Geneva Road plan, a set of redevelopment scenarios for brownfield sites and key intersections in the plan area were developed to imagine a possible future for this area. These areas include the Gateway District at 1600 North, the Geneva Center District at 800 North, and Geneva Crossing District at Center Street.

Mr. Lentz inquired as to map of the Brownfield inventory, indicating the southwestern most Brownfield areas were no longer on the map by the time the district had been produced and was wondering why? Mr. Bench responded this was an investigation of potential areas and was just preliminary. They later received another grant that allowed them to get into phases of the assessment and that is where they will get into rather it is or isn't considered Brownfield.

Mrs. Lauret stated it was her understanding that current businesses owners are grandfathered in until at some point they choose to clean up or sale their property, then the funds would be available to assist them in what it is they choose to do. It is not a mandatory process. Mr. Bench agreed with her understanding and reiterated the fact this is not a mandatory process.

Mayor Brunst opened the public hearing at 6:26 p.m. Hearing no comments he closed the public hearing and brought the item back to the City Council for discussion.

Mr. Lentz moved, by Ordinance, adopt the Geneva Road Area - Wide Plan as Appendix "J" of the Orem general Plan. **Mr. Macdonald seconded** the motion. Those voting aye: Richard F. Brunst, Debby Lauret, Sam Lentz, Tom Macdonald, Mark Seastrand, David Spencer, and Brent Sumner. The motion **passed.**

PUBLIC HEARING

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ORDINANCE – Adopt the Stonewood and Lakeridge Neighborhood Plan and the Orem Sharon, and Hillcrest Neighborhood Plan in Appendix "Z" of the Orem General Plan

Ms. Guffin stated the Stonewood and Lakeridge Neighborhood Plan and the Orem, Sharon, and Hillcrest Neighborhood Plan were created by participating neighborhood residents and Orem City planning staff. It was developed to record residents' vision for the neighborhood and potential ways to achieve that vision as well residents' concerns about how the neighborhood is currently developing. While neighborhood plans are not designed to solve all problems immediately, they allow the local community to influence planning in their neighborhood and guide future development in a way that is cohesive with the neighborhood character.

The creation of these two plans was guided by two advisory committees – one for the Stonewood and Lakeridge neighborhoods and one for the Orem, Sharon, and Hillcrest neighborhoods. These advisory committees met eight times over the past several months to hear from City staff members in each department, formulate a vision statement to reflect their aspirations for the future of the neighborhood, and list goals to achieve those aspirations. Many of the themes for the neighborhoods' vision statements included maintaining the single-family, residential character of the neighborhood and ensuring that the neighborhoods stay safe, clean, and family-friendly. Other themes included working to increase pedestrian and bicycle safety and implementing new bike routes as well as looking into new and innovative public transit options that can help reduce the increased traffic congestion the neighborhoods have been experiencing. Lastly, residents expressed desire in ensuring that new development is constructed in a way that respects residents' desires and is limited to areas on the State Street and University Parkway corridors. The plan document itself contains seven different sections: current demographics, land use, transportation, economic development, public works, neighborhood preservation, and implementation strategies. Each of these sections addresses the neighborhoods' current conditions, future projects, and goals for achieving the neighborhoods' vision statement.

Public participation was a key component of this process. In addition to the eight advisory committee meetings that were held, two neighborhood open houses were also held. Notices for these open houses were sent to every resident in the neighborhood and the meetings had over one hundred residents in attendance. Those who participated in the planning process represented a wide range of community stakeholders who may be impacted by decisions regarding development within these neighborhoods, including property owners, business owners and tenants, and residents.

Mayor Brunst commended staff for their work and development of this plan. He appreciates the public communication and participation during the process. He feels the city is a great area for families and neighborhoods to live and to grow and enjoy life. And appreciates the work which maintains, encourages and to promotes great neighborhoods within the city.

Mr. Sumner voiced his appreciation for the work that had gone into putting this together. He inquired if there were any concern as to legal and non-legal accessory apartments. Ms. Guffin responded that it was brought up regarding concerns of non-legal accessory apartment that do not comply with the current code. Most residents that were part of the neighborhood plan process recognizes that accessory apartment are key to bringing more housing units into the city and neighborhoods and that it is alright as long as they comply with the required ordinances.

Discussion ensued regarding the understanding of bike routes in cul-de-sacs, where some routes are unsafe and the creation of a bike path through neighborhoods for safety. Further discussion

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continued regarding utilizing this plan how it would be looked at and reviewed every 5 years in the order they were approved having a review of issues to address and prioritizing those issues.

Mayor Brunst opened the public hearing at 6:38 pm.

Mr. Craig Carlisle stated he was part of the neighborhood committee and voiced his thanks to the staff for taking the time and effort for putting this plan forward. The plan is very comprehensive and does include numerous suggestions from residents, and questioned as to how they now get this information out to the residents. Mayor Brunst suggested he reach out to Mr. Bench and possibly have a follow-up meeting with the staff.

Mayor Brunst hearing no further comments closed the public hearing at 6:42 p.m. and brought the item back to the City Council for discussion.

Discussion continued as to the process they perceive staff will take in the involvement of residents of each area during the follow-up, review and update of the neighborhood plans moving forward.

Mrs. Lauret moved, by Ordinance, to adopt the Stonewood and Lakeridge Neighborhood Plan and the Orem Sharon, and Hillcrest Neighborhood Plan in Appendix "Z" of the Orem General Plan. **Mr. Seastrand seconded** the motion. Those voting aye: Richard F. Brunst, Debby Lauret, Sam Lentz, Tom Macdonald, Mark Seastrand, David Spencer, and Brent Sumner. The motion **passed.**

RESOLUTION – Site Plan approval for Lumber Liquidators Addition located generally at 168 East University Parkway in the PD-5 zone

Mr. Bench stated the applicant is seeking to build a single story addition, measuring at 6,056 square feet. The addition will follow the outline of the current enclosed area attached to the building. The addition complies with the requirements for the PD-5 zone. Building materials include split face CMU block, and E.I.F.S (stucco system). The elevations are consistent with the existing shopping center. The PD-5 zone requires City Council approval for all site plan.

General discussion ensued regarding the loading areas and what would be used for public use versus business deliveries.

Mr. Seastrand moved, by Resolution, for Site Plan approval for Lumber Liquidators Addition located generally at 168 East University Parkway 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, and Brent Sumner. The motion **passed.**

RESOLUTION – Approving an accessory structure for the Smith Residence located at 1311 South 1100 East in the PD18 zone.

Mr. Bench stated the applicant would like to construct a new accessory structure on the subject property. The proposed structure would be two stories tall and have a footprint of 2,625 square

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feet. The structure will include a recreation room, two storage rooms, two porches, and a loft space. The proposed structure complies with the requirements of the PD-18 zone. The PD-18 zone requires a conditional use permit for any accessory structure that is 1,000 square feet in area or greater.

Mayor Brunst moved, by Resolution, approving an accessory structure for the Smith Residence located at 1311 South 1100 East in the PD18 zone. **Mr. Lentz seconded** the motion. Those voting aye: Richard F. Brunst, Debby Lauret, Sam Lentz, Tom Macdonald, Mark Seastrand, David Spencer, and Brent Sumner. The motion **passed.**

CITY MANAGER INFORMATION ITEMS

Mr. Davidson stated he wanted to give an update of some of the capital projects. He indicated that footings for the new library project had finally been poured. He continued to explain the reason for the delay in the process.

Mr. Davidson continued to discussion the Fitness Center stating this is very aggressive construction schedule which is tied to the closing and re-opening of some of the facility specifically the pool which has made them think outside the box when it comes to bid processes. The recommendations of the architect and the construction contractor is they move forward with a design assist process whereby prior to the completion of the design of the facility, the contractor awards a contract for some of the sub-contractors based on a best value basis and not on a price basis. This allows the contractors to be at the table while the design is taking place giving them an ownership in this effort and allowing the city to move in an expeditious way. This is not a new process and not a new process to the City of Orem, this process has also been done on several projects by the state. They feel this is the right direction to follow and acknowledge that as they move through this type of process, they may incur some additional costs. He continued to give an example of what could happen if they contracted individually one at a time versus using the same contractors for all phases of the project. They believe this accelerates construction, makes it a more efficient, it builds additional accountability but also acknowledges it may have additional costs. In getting the project open in time they believe it's the best path to take.

ADJOURN

Mr. Macdonald moved to adjourn the meeting. **Mr. Spencer seconded** the motion. Those voting aye: Richard F. Brunst, Debby Lauret, Sam Lentz, Tom Macdonald, Mark Seastrand, David Spencer, and Brent Sumner. The motion **passed.**

The meeting adjourned at 7:01 p.m.

Agenda Item No: 9.2

City Council Agenda Item Report

Meeting Date: August 6, 2019
Submitted by: Richard Manning
Submitting Department: Administrative Services
Item Type: Action Item
Agenda Section:

Subject:
MOTION - Hold a Special City Council Meeting on August 20, 2019, to hold a Truth in Taxation Public Hearing

Suggested Action:
The City Council moves to hold a Special City Council Meeting on August 20, 2019, to hold a public hearing regarding the proposal to increase the property tax rate.

Presenter:

Background:
When the City Council adopted the Fiscal Year 2019-2020 Tentative budget the Council expressed the desire to consider a property tax increase for the sole purpose of hiring four additional police officers. When a municipality considers a property tax increase a process known as "Truth in Taxation" is followed. The County sets a time and date for a public hearing that will not conflict with a property tax public hearing for any other entity. The County has scheduled the City's public hearing for August 20,2019 at 6:00 pm.

The City can conduct no other business on the date of the property tax public hearing. Consequently, the Council will hold the public hearing on August 20, 2019 then hold a final budget hearing on August 27, 2019.

Potentially Affected Area:

Attachments:

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RESOLUTION NO. _____

A RESOLUTION OF THE OREM CITY COUNCIL SUPPORTING THE UTAH COUNTY GOOD GOVERNANCE ADVISORY BOARD'S RECOMMENDATIONS TO PLACE A CHANGE OF FORM OF GOVERNMENT QUESTION ON THE NOVEMBER 2019 BALLOT

WHEREAS, Strengthen Utah County, a political issues committee (PIC), initiated a petition to place the question of changing Utah County's form of government on the municipal ballots in November 2019; and

WHEREAS the Utah County Commission established the Utah County Good Governance Advisory Board (the Advisory Board) to facilitate research, analysis, public outreach, and provide recommendations to the Commissioners related to a potential modification of Utah County's form of government; and

WHEREAS the Advisory Board presented its finding and six recommendations to the Utah County Board of Commissioners on June 20, 2019, which recommendations are as follows:

1. The Utah County Board of County Commissioners should support a change of Utah County's form of government from its current three-member county commission form to the county executive-council (mayor-council) form of government with a full-time elected at large Mayor, [and] an elected seven-member part-time county council that has five seats elected by districts and two seats elected at large.

2. The Utah County Board of County Commissioners should pass a county ordinance to hire a professionally trained and skilled chief administrative officer (CAO) to aid in the day-to-day management of the county.

3. The Utah County Board of County Commissioners should move expeditiously to hold a special election in November 2019 to seek voter approval for a change in Utah County's form of government to the mayor-council form.

4. The Utah County Board of County Commissioners should establish a non-partisan committee to follow established federal and state judicial criteria and recommend the geographic boundaries for the five district seats of the county council. Public engagement in this process guards against perceptions of self-serving decisions made by county officials.

5. The Utah County Board of County Commissioners should establish a compensation committee comprised of volunteers with expertise in cost analysis and compensation. Public

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engagement in this process guards against perceptions of self-serving decisions made by county officials.

6. The Utah County Board of County Commissioners should educate Utah County voters on the mayor-council form of government and how it holds elected officials accountable, improves representation of all areas and communities within the county, and how the transition will be funded; and

WHEREAS, the Utah County Attorney and Utah County Clerk/Auditor, in comments made to the Utah County Board of Commissioners on June 20, 2019, noted their concerns about timing and need for additional resources to:

- Accommodate a change of government question on the November 2019 ballot, in accordance with recommendations 1, 3, and 6; and
- Subsequently, if the voters vote affirmatively to change the form of government, to establish county council districts, and conduct elections for a mayor and the county council during the 2020 election cycle, in accordance with recommendations 4 and 5; and

WHEREAS, the City of Orem Municipal Council finds that the City of Orem is well governed by a Council-Manager form of government; and

WHEREAS, the City of Orem Municipal Council desires to express support for the recommendations of the Advisory Board and supports placing the decision on the change in the form of government in the hands of the Utah County voters.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OREM, UTAH, that the City of Orem Municipal Council urges the Utah County Board of Commissioners to take all appropriate and necessary measures to fully implement the six recommendations of the Advisory Board, and to appropriately and necessarily fund the additional resources needed to successfully implement them in the timeframe stated in the recommendations.

BE IT FURTHER RESOLVED, that the City Recorder of the City of Orem transmit duly authenticated copies of this resolution to the Utah County Board of Commissioners.

PASSED and APPROVED this **6th** day of **August,** 2019.

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Richard F. Brunst, Jr., Mayor

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ATTEST:

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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	☐	☐	☐