

CITY OF OREM
CITY COUNCIL MEETING
56 North State Street Orem, Utah
June 15, 2021

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

CONDUCTING	Mayor Richard F. Brunst
ELECTED OFFICIALS	Jeff Lambson, Debby Lauret, Tom Macdonald, Terry Peterson, David Spencer, and Brent Sumner.
APPOINTED STAFF	Jamie Davidson, City Manager; Brenn Bybee, Assistant City Manager; Steven Downs, Deputy City Manager; Heather Schriever, City Attorney; Marc Sanderson, Fire Chief; Joshua Adams, Police Chief; Ryan Clark, Development Services Director; Charlene Crozier, Library Director; Jason Bench, Planning Division Manager; and JoD'Ann Bates, City Recorder
EXCUSED	Debby Lauret

NOTE: The referenced report and presentation documents for each discussion may be viewed at orem.org/meetings under “City Council Presentations”

DISCUSSION - North Utah Valley Animal Shelter

Mr. Gettling opened by acknowledging the method of carbon monoxide euthanasia used by the North Utah Valley Animal Shelter. He then ran through a brief history of the animal shelter and mentioned services the center presents. Mayor Brunst asked how many animals the shelter euthanizes per year. Mr. Gettling responded with 86.

Mr. Gettling then talked about why the shelter euthanizes using carbon monoxide. He stated the method is very humane, with the animal losing consciousness painlessly, and expiring shortly after. Mayor Brunst asked about cost advantages. Mr. Gettling responded that all methods present roughly the same cost. Mayor Brunst then asked why so many would be protesting this method if it really was humane. Mr. Gettling responded it was because protesters want to do away with euthanasia entirely. Mr. Gettling stated many shelters do not use this method because

there are so many protesters, and they do not want to deal with the pressure. Mr. Gettling continued they are doing research into the various methods of euthanasia and will present the best perceived method to their board for approval. Mr. Gettling mentioned this research should be done by July of this year. Mayor Brunst requested Mr. Gettling furnish the finished research to the City Council.

General discussion about euthanasia methods.

PRESENTATION - Bridal Veil Falls Park Study

Mrs. Wheadon asked the council about their thoughts on a state park in the Bridal Veil Falls area.

General discussion ensued regarding the Bridal Veil Falls area, including who owns how much of the area, the qualifications that the area would need to meet to be able to become a state park, and state park fees. The council expressed they do not want citizens to have to pay to use the area.

Mayor Brunst asked Mrs. Wheadon when the study of the area would be done and if she could send the study to the council after completion. Mrs. Wheadon responded that the study should be done by October, and she would be happy to send them a final copy of the study.

DISCUSSION - Proposed amendments to Sections 22-24-5(F) and 22-24-5(H) pertaining to design standards and parking standards of the North Village District

General discussion ensued regarding the process of ordinance amendments in regards to the concerns and holding a special meeting where the public and the council could properly voice their concerns and thoughts on the issue to each other.

Mr. Bench's presentation included the following:

- Outstanding Issues
 - Traffic Study
 - Parking
 - Height Restrictions
 - Setbacks

Mr. Bench stated that according to a recent parking study, there is more than enough parking available under the current requirements.

General discussion about parking at high density housing, parking studies, and parking requirements.

DISCUSSION - Sunset Heights Residential Parking Permit Program

Mr. Paraskeva's presented the following information:

- Petition received on April 7th, 2021
- Traffic Study Conclusion
 - Vehicles parking in the neighborhood are mainly from the apartment complexes on 800 South Geneva Road.
- Residential Parking Permit Request
- Orem City Code 19-5-5 (Designation of Residential Permit Parking Areas.)
- Orem City Code 19-5-6 (Designation Criteria)

Mr. Sumner stated that in similar permitted parking areas, the city does not seem to do anything about those who violate the parking limits and asked how this area would be different. Mr. Paraskeva responded that the police are working on a civilian parking enforcement team to help mitigate this problem. Mr. Paraskeva ended by stating that this issue is currently up for vote during the city council meeting on June 29th, 2021.

DISCUSSION - State Drought Declaration

Mr. Davidson reviewed regulations and suggestions from Governor Cox, including suggestions pertaining to water conservation and fireworks.

He continued to review the following:

- Drought 2021/City of Orem's Mitigation Measures
- What is a drought?
- Utah Percent Area in U.S. Drought Monitor Categories
- U.S. Monthly Drought Outlook
- Orem's Water Resources
- Governor Cox's Executive Orders
- State water conservation practices
- Orem's Proposed Practices

General discussion ensued regarding the City of Orem's response to Governor Cox's water suggestions, recognizing wise water users, Alpine School District's water usage, and firework restrictions.

DISCUSSION - Mayor Pro Tem assignment July through December 2021

Mayor Brunst suggested that Mr. David Spencer be appointed as Mayor Pro Tem. The council agreed with the recommendation.

Agenda Review & Preview of Upcoming Agenda Items

The City Council reviewed the evening's agenda. Discussion ensued regarding the scheduled items that would be considered.

City Council Reports (Board and Commissions, New Businesses, ECT)

Mr. Peterson gave updates regarding the committees which he represents.

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

CONDUCTING

Mayor Richard F. Brunst

ELECTED OFFICIALS

Jeff Lambson, Debby Lauret, Tom Macdonald, Terry Peterson, David Spencer, and Brent Sumner

APPOINTED STAFF

Jamie Davidson, City Manager; Brenn Bybee, Assistant City Manager; Steven Downs, Deputy City Manager; Heather Schriever, City Attorney; Marc Sanderson, Fire Chief; Joshua Adams, Police Chief; Ryan Clark, Development Services Director; Charlene Crozier, Library Director; Chris Tschirki, Public Works Director; Brandon Nelson, Finance Director; Jason Bench, Planning Division Manager; Steve Earl, Deputy City Attorney; and JoD'Ann Bates, City Recorder

ABSENT

Debby Lauret

CALL TO ORDER

INVOCATION /

INSPIRATIONAL THOUGHT LaNae Millett

PLEDGE OF ALLEGIANCE Stephanie Visnaw

MAYOR'S REPORT/ITEMS REFERRED BY COUNCIL

Mayor Brunst read a certificate of recognition for the Timpanogos High School Girls Track Team.

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.

John Barrick started by reading a section of the Orem State Street Master Plan regarding the NVD zone. He stated the planned development in this region does not line up with the small-scale developments that are meant to be there. Mr. Barrick then stated he would like to see a meeting take place between the public and council members where they can discuss the issue freely.

Stephanie Visnaw stated that a special city council meeting should be held regarding the NVD zone. Mrs. Visnaw said the proposed development does not line up with that stated in the Orem State Street Master Plan.

Erica Olsen stated that she received over 70 thousand signatures on a petition that she created to protest the use of carbon monoxide euthanasia at NUVAS. Ms. Olsen then asked the council to put an end to the gas chambers at the animal shelter. Ms. Olsen then presented a large roll of paper consisting of over 13 thousand Utah State residents who signed the petition.

Julie Davey stated that she worked at NUVAS. She then said she had been diagnosed with PTSD because of having to euthanize animals using the gas chamber. She then requested that the council make a change and put a stop to this euthanization method.

Taleen Perkins expressed that the gas chamber method is very inhumane, and the city should change methods.

Trevor Bellacomo said the average time it takes to euthanize an animal using a gas chamber is 30 minutes. He stated this is inhumane and they should switch to an injection method.

Kristin Burgi stated that she cannot stand the idea of animals being euthanized using gas chambers in Orem.

Natalia Garcia stated that she owns a dog rescued from a difficult situation. She expressed how important her dog is to her. Ms. Garcia then asked the council members to think about what their family members would think if they did not solve this problem.

Megan Browning expressed that she would like to live in a city where if an animal was found, it would be safe, instead of having it taken to a facility such as NUVAS. Because of this, she feels that she needs to take care of these animals so that they have a safe place. She stated that she should not have to do this.

Launi Bigelow stated that she would like to see a shelter with low cost spay and neuter options and there are not any in Utah County. Ms. Bigelow then expressed how she feels the gas chamber method is outdated at this point.

CONSENT ITEMS

- APPROVAL OF MEETING MINUTES
 - Minutes of City Council Meeting - May 25, 2021
- ORDINANCE - Approving the Amounts to be awarded to the CARE Grant Recipients for the 2021 CARE Granting Round

Mayor Brunst moved to approve the Consent Agenda as listed. **Mr. Macdonald seconded** the motion. Those voting aye: Richard F. Brunst, Jeff Lambson, Tom Macdonald, Terry Peterson, David Spencer, and Brent Sumner. The motion **passed**.

SCHEDULED ITEMS

PUBLIC HEARING - Enterprise Fund Transfers

Mr. Nelson stated on May 11, 2021, the City Council received a draft of the Tentative Budget for the Fiscal Year 2021-2022. This budget contains a proposed transfer of funds from the utilities to cover non-administrative or overhead costs to cover the City's own use of City owned utilities. The State Auditor requires that cities pay the retail rate for their own use of city owned utilities. The City of Orem uses water, sewer, storm water and street lighting to supply its own properties. These properties are primarily parks but also include the Cemetery, City Hall, Police Station, Fire Stations, and other city properties.

The City has long built the cost of supplying these properties into the utility rates. The reasoning behind this decision is that the taxpayers and the utility ratepayers are almost always the same people. Therefore, the simplest way to cover these costs is to include them in the respective utility rates.

Now that the city is required to pay the utilities for these services, the options available to the city are:

- 1) Increase property taxes to cover the cost of these utilities
- 2) Cut services enough to free up the cash to pay for the utilities
- 3) Transfer the funds back to the General Fund.

The first two options involve either paying more for the same services or paying the same for lower service. By making the transfer the city can provide the same level of service for the same fees.

The amount proposed to be transferred are:

Transfer From Amount % of Total Fund Expenditures

Water Fund	\$900,000	5.0%
Sewer	\$16,000	0.1%
Storm Water	\$141,000	2.6%
Street Lighting	\$15,000	1.6%
Total	\$1,072,000	

In the public hearing staff will review

- Specific administrative and overhead costs;
- Specific fund information
- The proposed transfers

Mayor Brunst opened the public hearing at 6:40 pm. Hearing no comments Mayor Brunst closed the public hearing and brought the item back to the City Council for further discussion.

Mr. Macdonald moved to approve the enterprise fund transfer. **Mr. Lambson seconded** the motion. Those voting aye: Richard F. Brunst, Jeff Lambson, Tom Macdonald, Terry Peterson, David Spencer, and Brent Sumner. The motion **passed**.

PUBLIC HEARING / ORDINANCE - Adopt the City of Orem Fiscal Year 2021-2022
Budget

Mr. Nelson stated on May 11, 2021, the City Council received the Tentative Budget for the Fiscal Year 2021-2022. Various budget work sessions were held between January and April 2021. In addition, two public hearings were held to review CDBG budget requests.

The purpose of this hearing is to consider the budget for Fiscal Year 2021-2022, along with the compensation program and the fees, charges, and tax rates of the city.

Property taxes will not be increased, the franchise tax and municipal energy sales and use tax rates remain at 6%, and the transient room tax stays at 1%. The telecommunications license tax remains at 3.5% and the E-911 fee stays at the state allowed maximum rate per month. Various adjustments and/or additions to miscellaneous fees and charges are proposed in many departments.

Mayor Brunst opened the public hearing at 6:59 pm. Hearing no comments Mayor Brunst closed the public hearing and brought the item back to the City Council for discussion.

Mayor Brunst moved to approve by Ordinance the adoption of the City of Orem Fiscal Year 2021-2022 Budget. **Mr. Macdonald seconded** the motion. Those voting aye: Richard F. Brunst, Jeff Lambson, Tom Macdonald, Terry Peterson, David Spencer, and Brent Sumner. The motion **passed**.

COMMUNICATION ITEMS

There were no additional communication items.

CITY MANAGER INFORMATION ITEMS

The City Manager had no additional Information Items.

ADJOURN TO A MEETING OF THE CITY OF OREM REDEVELOPMENT AGENCY (RDA)

Mayor Brunst moved to adjourn to a meeting of the City of Orem Redevelopment Agency. **Mr. Spencer seconded** the motion. Those voting aye: Richard F. Brunst, Jeff Lambson, Tom Macdonald, Terry Peterson, David Spencer, and Brent Sumner. The motion **passed**.

The meeting adjourned at 7:10 PM.

A handwritten signature in cursive script, reading "JoD'Ann Bates", written over a horizontal line.

JoD'Ann Bates, City Recorder



Approved: June 29, 2021