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CITY OF OREM
CITY COUNCIL MEETING
56 North State Street Orem, Utah
March 14, 2023

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

CONDUCTING	Mayor David A. Young
ELECTED OFFICIALS	David Young, Jeff Lambson, Debby Lauret, David Spencer, Terry Peterson and Tom MacDonald.
APPOINTED STAFF	Brenn Bybee, Acting City Manager; Keri Rugg, Management Services Director; Ryan Clark, Acting Assistant City Manager/Development Services Director; Steve Earl, City Attorney; Josh Adams, Chief of Police; Brandon Nelson, Finance Director; Chris Tschriki, Public Works Director; Bryce Merrill, Library and Recreation Director; Amy Peterson, HR Manager; Reed Price, Assistant Public Works Director; Peter Wolfley, Communications Manager, PIO; Lon Myers, Assistant Fire Chief; Jason Bench, Assistant Development Services Director; Jesse Riddle, Director of Legislative Counsel; Carson Hardy, Management Analyst; Trevor Bell, Budget Division Manager; Jennica Jones, Management Analyst; Carlo Okolowitz, IT Division Manager; Teresa McKitrick, City Recorder

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

FY - 2023-2024 BUDGET: Revenue and Compensation: *Presenters: Brandon Nelson, Finance Director, Keri Rugg, Management Services Director and Jennica Jones, Management* Analyst.

This is the first presentation of the budget for 2023-2024. The focus of the presentation was on budget revenue for next fiscal year. The current budget and major revenue sources were presented by Mr. Nelson. He also compared the current budget with prior years' budget. Interest earnings have increased from the prior year. Costs have increased along with the increase in interest earnings. Interest earnings are a significant part of the revenue for the City of Orem.

Other major revenues include sales tax revenue. Mr. Nelson projects a conservative decrease of sales tax revenue for next fiscal year. Property tax is another major revenue source.

Reports for next fiscal year concerning property taxes are not available until mid June 2023. Currently we have surpassed this year's budgeted property tax revenue. Revenue from building permits is currently below budgeted amount. Next year's revenue prediction from permits will be budgeted at the same percentage as current year. CARE tax, water revenues, water reclamation revenues, B&C Road, transportation sales tax, storm water revenues, recreation revenues, solid waste revenues and street lighting revenues make up the major revenue sources.

A new master plan is not reflected in the budget for the upcoming fiscal year. This would be presented to the Council prior to implementation.

Recreation is implementing new fee changes. They want to simplify the sports programming fee schedule, charge per game/class rather than per season and have more consistent costs between the sports programs. At the Orem Family Fitness Center and Scera Pool they want to consolidate park fees, match daily admission, consolidate indoor programing fees and remove deposits/refundable amounts from events and rentals, a flat fee rather than a tiered approach.

Fire is proposing a change in the fire inspection process. Individual rates will decrease, but overall the revenue will increase due to more proactive and efficient Fire Prevention practices and processes.

Ms. Rugg and Ms. Jones led the employee compensation presentation. Key historical compensation program changes were reviewed including implementation of the Public Safety ladder program and Public Works Hybrid Step program. Health insurance and other premiums have not increased for the current year. Turnover in the departments has decreased especially with public work and public safety employees. The plan to increase employee retention and recruitment includes hybrid step programs, introduction of apprenticeship programs, expanded hard to fill incentives and referral bonuses, as well as expanded employee development. Merit and market increases are being increased for employees outside of the step program. Merit increases need to be documented if they are receiving below or above the 3%. Mr. Spencer expressed concern that the percentage increase would be equal across the city. A comparison to sister cities shows that Orem is inline with many of the other comparable cities in Utah.

The next fiscal year the goal is to take care of current employees as well as be fiscally responsible. Global market increases for different positions and groups will be implemented. They are proposing expanding hybrid step programs in key departments. The hybrid step program is both based on time and certification.

<u>DISCUSSION - Review a proposed amendment to the Orem City Code for Pediatric Palliative Care Facility and creation of a new Standard Lane Use Code #6266 Pediatric Palliative Care Facility as a conditional use in the R7.5 zone.</u> *Presenters Jason Bench, Assistant Development Services Director*

Mr. Lambson brought this to the attention of the city council in a prior meeting. Mr. Bench presented on the proposed amendment for a pediatric palliative care facility. The city is proposing that Brades Place be given a conditional use at 370 W 500 N. According to the city

code, the business must be an existing facility and will need approval on its final plan. They will be doing upgrades and repairs. This facility will be a 26 bed facility, the same as the previous facility. This will start in the R7.5 and could expand at a later time. They will be required to be licensed through the state and through the city.

A neighborhood meeting was held and no concerns were raised by the residents. This building was previously empty for a number of years and the new business could be a positive addition to the neighborhood. This proposal will be taken to the planning commission on March 15, 2023.

PRESENTATION - Gold Star Monument *Presenters Jenny Taylor & Carson Hardy*

Mr. Hardy introduced Ms. Taylor and her foundation *The Major Brent Taylor Foundation*. Ms. Taylor presented names of Orem residents who lost their lives while serving in the military. The Gold Star Family Monument was started by *The Woody Williams Foundation*. It pays tribute to the families and friends of those who lost their lives protecting our freedom. It is a granite slab that reflects the community's Gold Star Families. Multiple Utah cities have these monuments.

Three locations have been proposed for the monument placement, Nielsen's Grove Park, Orem City Center Park, and Cemetery Field. The front side of the monument is the same on every monument but the back side will be unique to Orem. Mayor Young asked Mrs.Taylor where she would recommend the monument. She recommended the city center courtyard as her location of choice.

The estimated cost is $75,000, granite is $55,000 and plaza is $20,000. Funding will be a communal fundraising effort. Including 501(c)3 non profit fundraising, in-kind donations of materials/labor, and grants. The foundation will help with the fundraising efforts. Ms. Lauret is proposing using CARE funding to get the $20,000 and fundraise the rest. Ms. Taylor suggests putting some Gold Star Families together to form a committee with the City of Orem.

PRESENTATION - Summerfest Rename *Presenters Peter Brooks & Jacob Brooks with Brooks Advertising*

Mr. Peter Brooks and Mr. Jacob Brooks presented that Summerfest is trademarked and can no longer be used by the City of Orem. There were many ideas but the proposed name is Oremfest. The handout had multiple Oremfest logos.

PRESENTATION - Waste Management Plastic Film Recycling Pilot *Presenter Blake Leonelli with Waste Management*

Mr. Leonelli with Waste Management reported that there is an abundance of contamination from plastic film. Waste Management has bought technology to recover film plastic from the material stream. Orem would be a pilot city for this program. Recyclable items will still not be able to be bagged. It would allow plastic bags and plastic film to be put in the

residential recycling bin. Currently it will not affect the cost of recycling. Mr. Leonelli will give a start date at a future point.

AGENDA REVIEW & PREVIEW OF UPCOMING AGENDA ITEMS

The mayor and city council reviewed the upcoming items on the agenda.

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

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

CONDUCTING	Mayor David A. Young
ELECTED OFFICIALS	David Spencer, Terry Peterson, Jeff Lambson, Debby Lauret, Lanae Millett (by Zoom) and Tom Macdonald..
APPOINTED STAFF	Brenn Bybee, Acting City Manager; Keri Rugg, Management Services Director; Ryan Clark, Acting Assistant City Manager/Development Services Director; Jason Bench, Assistant Development Services Director; Steve Earl, City Attorney; Bryce Merrill, Library and Recreation Director; Chris Tschirki, Public Works Director; Josh Adams, Chief of Police; Peter Wolfley, Communications Manager, PIO; Carlo Okolowitz, IT Division Manager; Carson Hardy, Management Analyst; Trevor Bell, Budget Division Manager; Teresa McKitrick, City Recorder

CALL TO ORDER

INVOCATION / INSPIRATIONAL THOUGHT – Bryton Payne
PLEDGE OF ALLEGIANCE – Bryton Payne, Kallin Payne, Jonas Bowman, Conner Anderson, Aiden Lowe, Payton Whaley and Troop 2020B

MAYOR'S REPORT/ ITEMS REFERRED BY COUNCIL

Beautification Commission Annual Report *Presenters Jared Goble, Beautification Commission Chair; Elaine Parker, Barb Cooper and Sean Orullian, Beautification Committee.*

Their goal is to preserve and enhance the beauty of the City of Orem. Accomplishments from 2022 are an entry in the Summerfest parade, issued Beautification Awards and Holiday Spirit Awards. The signs are now gifted to the winners and not picked up after one month. New

goals are to help residents and businesses beautify their areas and they will continue to promote their commission on Facebook and participation in the Orem Summerfest parade.

PERSONAL APPEARANCES

Mr. John Barrick said that Alpine School District (ASD) has announced the closure of two more schools. He expressed frustration with ASD and claims they have lied to the City of Orem voters. He stated that ASD is moving forward with a new school bond.

Mr. Blyden (unknown) was a supporter of the new Orem School District. He feels he was lied to by many in the community and ASD. He is concerned about the future of Orem schools.

Ms. Stephanie Whyte is concerned about Sharon Elementary School closing near her home. She is concerned that kids will have to walk 2 or 3 miles to their home. She wants the city council to make a commitment to support Orem schools.

Mr. Wayne Young feels the ASD is doing a disservice to Orem schools. He claims that ASD has lied and that they are misappropriating Orem funds. He wants Orem to use resources to protect the Orem Schools.

Ms. Michelle Lee is saddened that ASD has followed through with closing schools. She claims that ASD aided in defaming her when she released a press release. She thanked the city council members who supported an Orem School District.

Mr. Wes Parish read statements from the Stronger Together Facebook page about no school closures. He wants the City of Orem to lodge a formal complaint with ASD.

CONSENT ITEMS

RESOLUTION - North Utah County Aquifer Council

Mr. MacDonald moved to approve the RESOLUTION - Authorizing the Mayor to execute an Inter-local Agreement to join the North Utah County Aquifer Council **. Mrs. Lauret seconded** the motion. Those voting yes: David Young, David Spencer, Debby Lauret, LaNae Millett, Jeff Lambson,Terry Peterson and Tom Macdonald. The motion **passed.**

RESOLUTION - North Pointe Solid Waste Service District Special Service District

Mr. MacDonald moved to approve the RESOLUTION - Appointment of Chris Tschirki to the North Pointe Solid Waste Service District Board of Directors. **Mrs. Lauret seconded** the motion. Those voting yes: David Young, David Spencer, Debby Lauret, LaNae Millett, Jeff Lambson, Terry Peterson and Tom Macdonald. The motion **passed.**

RESOLUTION - Lakeview Parkway Project - Inter-Local Cooperation Agreement

Mr. MacDonald moved to approve the RESOLUTION - Authorizing the Mayor to Execute an Inter-local Agreement with Utah County for the Design and Construction of the Lakeview Parkway Project. Mrs. Lauret **seconded** the motion. Those voting yes: David Young,

David Spencer, LaNae Millett, Debby Lauret, Jeff Lambson,Terry Peterson and Tom Macdonald. The motion **passed.**

SCHEDULED ITEMS

7.1**. PUBLIC HEARING - The City will receive public comment on the Community Development Block Grant (CDBG) Projected Use of Funds for Fiscal Year 2023-2024**

Mr. Macdonald moved to reschedule this item to March 28, 2023 city council meeting, **seconded** by Mr. Lambson. Those voting yes: David A. Young, David Spencer, LaNae Millett, Debby Lauret, Jeff Lambson,Terry Peterson and Tom Macdonald. The motion **passed.**

7.2 **CONDITIONAL USE PERMIT - Approval of an AT&T telecommunications facility co-located on a field light at Orem High School located at 175 South 400 East in the RS zone** *Jason Bench, Assistant Development Services Director*

Orem High School is tearing down and building a new snack shack. They would like to add a telecommunication facility co-located on a field light at Orem High school located at 175 S 400 E next to the snack shack. They will be replacing the current light pole. The planning commission has recommended allowing this conditional use permit. Mr. Peterson has concerns about the placement of cell towers at schools. Discussions were held between the AT&T representative, Mr. Earl, City Attorney, and the city council about both locations. Mr. Peterson suggested that this issue be tabled for further discussion.

Mr. MacDonald moved for the approval of an AT&T telecommunications facility co-located on a field light at Orem High School located at 175 South 400 East in the RS zone, **seconded** by Mrs. Lauret. Those voting yes are Tom Macdonald , Debbie Lauret, David Spencer, and Jeff Lambson. Those voting no are David Young, Terry Peterson and Lanae Millett. The motion **passed**.

7.3 **CONDITIONAL USE PERMIT - Approval of an AT&T telecommunications facility co-located on a field light at Timpanogos High School located at 150 East 1430 North in the RS zone** *Jason Bench, Assistant Development Services Director*

Timpanogos High School would like to add a telecommunication facility co-located on a field light at Orem High school located at 175 S 400 E. The planning commission has recommended allowing this conditional use permit.

Mr. MacDonald moved for the approval of an AT&T telecommunications facility co-located on a field light at Timpanogos High School located at 150 East 1430 North in the RS zone, **seconded** by Mrs. Lauret. Those voting yes are Tom Macdonald , Debbie Lauret, David Spencer, and Jeff Lambson. Those voting no are David Young, Terry Peterson and Lanae Millett. The motion **passed**.

Mr. Bench will lead a discussion at a future meeting about changes to the current ordinance concerning telecommunication facilities.

7.4 **PUBLIC HEARING - Amending portions of Section 22-6-10 *Miscellaneous Regulations for Residential Zones* pertaining to parking and storage of trucks, trailers, and RVs and Section 22-14-7(B)(2) Supplementary Regulations, Conservation of Values in residential zones.** *Jason Bench, Assistant Development Services Director*

Proposed change to city ordinance to allow gravel parking strips in residential zones. The main driveway will be required to be concrete. Gravel would be a second option to concrete. Discussions were held.

Public Comment opened 7:27 PM

An Orem citizen asked questions about other options to cover the area with fencing etc. She suggested giving more options or she asked why parking on grass or dirt is a problem. Simplify the ordinance.

An Orem citizen would like to see the regulations allow more options.

Ms. Karen Turner suggested a weed ordinance.

Public Comment closed 7:33 PM

Mr Dave Spencer would like to see a 2" gravel level not 4"

Mrs. Millett moved to amend portions of Section 22-6-10 *Miscellaneous Regulations for Residential Zones* pertaining to parking and storage of trucks, trailers, and RVs and Section 22-14-7(B)(2) Supplementary Regulations, Conservation of Values in residential zones, **seconded** by Debbie Lauret. Those voting yes are Tom Macdonald , Debbie Lauret, Lanae Millett, and Jeff Lambson. Those voting no are David Young, Terry Peterson and David Spencer. The motion **passed**.

7.5 **PUBLIC HEARING - Amending the Current Fiscal Year 2022-2023 Budget** *Brandon Nelson, Finance Director*

Amend the current budget in part due to technical corrections that any organization of this size would expect to encounter during an operating year. Other amendments are needed for grants or donations received to aid various programs, funds collected by the Public Works department to rent their parking lot to UPS, projects eligible for impact fees, interest earned on unspent funds, and increased wages due hiring difficulties in janitorial staff. Adjustments to various library and recreation fees and/or descriptions were also proposed.

Public Comment opened at 7:48 PM

No comments

Public Comment closed 7:48 PM

Mr Lambson moved to amend the current fiscal budget year 2022-2023 Budget, **seconded** by Mr. Macdonald. Those voting yes: David Young, David Spencer, LaNae Millett, Debby Lauret, Jeff Lambson,Terry Peterson and Tom Macdonald. The motion **passed.**

7.6 **ORDINANCE - Proposed Ordinance Amendment Creating the Management Services Department** *Steve Earl, City Attorney*The proposal is to create a new Management Services Department. Brenn Bybee reported the consolidation of the executive staff and city manager

department. This negates the need to replace the deputy city manager position. He also reported that the staff has been supportive of the change. As job descriptions were evaluated and if responsibilities were increased then the pay was compensated.

Mr Lambson moved to amend the current fiscal budget year 2022-2023 Budget, **seconded** by Mr. Macdonald. Those voting yes: David Young, David Spencer, LaNae Millett, Debby Lauret, Jeff Lambson,Terry Peterson and Tom Macdonald. The motion **passed.**

7.1**. PUBLIC HEARING - The City will receive public comment on the Community Development Block Grant (CDBG) Projected Use of Funds for Fiscal Year 2023-2024**

Mr. Earl received notification during the meeting that item 7.1 needs to be moved to April 11, 2023. **Mr. Lambson moved** to reschedule this item to the April 11, 2023 city council meeting, **seconded** by Ms. Lauret. Those voting yes: David Young, David Spencer, LaNae Millett, Debby Lauret, Jeff Lambson,Terry Peterson and Tom Macdonald. The motion **passed.**

CITY MANAGER INFORMATION ITEMS

Groundbreaking invitations have been sent out. In celebration for Ms. Lauret's birthday and Pi Day there will be pie in the conference room following this meeting.

ADJOURNED

Mr. Lambson moved to adjourn the meeting, **seconded** by Ms. Lauret

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