

CITY OF OREM
CITY COUNCIL MEETING
56 North State Street Orem, Utah
May 9, 2023

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

CONDUCTING	Mayor David A. Young
ELECTED OFFICIALS	David Young, Jeff Lambson, David Spencer, LaNae Millett, Debbie Lauret
APPOINTED STAFF	Brenn Bybee, Acting City Manager; Ryan Clark, Acting Assistant City Manager/Development Services Director; Steve Earl, City Attorney; Brandon Nelson, Finance Director; Chris Tschirki, Public Works Director; Keri Rugg, Management Services Director; Bryce Merrill, Library and Recreation Director; Marc Sanderson, Fire Chief; Jason Bench, Assistant Development Services Director; Peter Wolfley, Communications Manager, PIO; Jesse Riddle, Director of Legislative Counsel; Trevor Bell, Budget Division Manager; Mark Sorensen, Police Captain; Carlo Okolowitz, IT Division Manager; Tyler Peay, Public Services Division Manager; Taylor Forbush, Traffic Operations Section Manager; Jared Weech, COP Detective; Kathi Lewis, Economic Development Division Manager; Kena Mathews, Community Service Division Manager; Michael Paraskeva, Police Lieutenant; Carson Hardy, Management Analyst; 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”

Care Allocation Discussion: *Presenters: Brandon Nelson, Finance Director & Trevor Bell, Budget Manager*

Mr. Nelson reported on the CARE meetings for 2023. This year there were 32 applicants that applied for the CARE tax. The total amount asked for is \$1,174,175 the available budget is \$1,177,333. Discussions were held about how the organizations were chosen and the amount of money each business was awarded. Mr Spencer and Mr Lambson serve on the committee and explained the process.

Mr. Nelson wants to discuss the major grants and the money that would go to parks and recreation. SCERA theater is one of the major grants. Mr. Bybee spoke about some improvements to the fencing and lighting at the SCERA shell. Mr. Bybee would also like to see improvements to the signage for the theater including digital sign sharing with the SCERA pool. Many council members showed support for the continual backing of the SCERA theater. Other organizations were discussed including the Timpanogos Symphony Orchestra.

Mr. Nelson next spoke of the Recreation Grants for the Lakeside Sports Complex, SCERA park and co-sponsored groups. Mr. Bybee spoke of the addition of a trackless train in the SCERA park. Ms. Lauret encouraged the group to speak about the CARE tax and the good it does to the Orem Community.

Proposed Policy Concerning City Flag Poles and City Social Media Sites: *Presenter: Steve Earl, City Attorney*

Mr. Earl said this policy is to direct the type of flags that would be appropriate to be flown on City-owned flag poles. The list includes the United States Flag, the Armed Forces Flags, the POW/MIA Flag, the State Flag, the Ceremonial State Flag, the UVU Flag and the Orem City Flag. The City shall have exclusive control over which of the said flags are displayed on any City Flagpole at any given time. This policy will include banners as well as flags. The City Council recommended adding Oremfest banners to the policy. Mr. Adam Robertson, from SCERA, asked about how an art district banner might work in the policy. Mr. Earl explained that these banners could be added by resolution. Discussions were held about an arts addition to the policy.

Mr. Earl moved on to the policy concerning social media accounts. The policy would limit the logo and emblems used in city social media. The policy states that the profile picture should be limited to the approved City logos and emblems. No logos, emblems, or flags may be displayed as part of the City's profile picture on any City Social Media Account other than the Orem City Flag, the City Logo, the City Seal, the United States Flag, the State Flag, the Ceremonial State Flag, the Armed Forces Flags, the POW/MIA Flag, the UVU Flag, the official Orem Police and Fire Department badges and other Orem City logos and badges approved in the Orem City Brand Usage and Style Guide approved by the City Council. This provision is limited to the profile picture on Orem Social Media Accounts and does not apply to posts made by Covered Persons on City Social Media Accounts (as opposed to the profile picture display) or to comments made by individuals in connection with any such posts. This policy does not apply to posts, it is specific to the profile picture. This helps protect the Orem City brand.

Mr. Earl will bring this resolution to the next city council meeting on May 16, 2023. The council members were supportive of the resolution.

Orem Logo at Intersections: *Presenter: Taylor Forbush, Traffic Operations Section Manager and Tyler Peay, Public Service Division Manager*

Mr. Peay introduced a new possible branding effort for the City of Orem. Mr. Forbush discussed the thermoplastic branding that can be installed in intersections. The product is melted down into the road and will last about 5 years. UVU has some thermoplastic branding currently in Orem. Five designs were shown and the size and amount of colors will determine the cost. A 20 ft X 20 ft size with 2 colors would cost about \$5,300. They are proposing 3 intersections State & 800 N, State & Center St. and State and University Pkwy.

Mr. Spencer is suggesting adding more locations near entrances to our city. Discussions were held about possible locations, colors, logo choices and budget. Mr. Bybee gave an update on the new signs that have been installed and those that are awaiting installation. The product would be purchased and the traffic division would install it. The team will put together some concepts for a future meeting.

Rental Dwelling Licensing: *Presenter: Ryan Clark, Acting Assistant City Manager/Development Services Director*

Mr. Clark has written up the Rental Dwelling Code for Rental Dwelling Licensing at the recommendation of the City Council. 12-9-6 License Fee-The proposed change is that the owner of a house with a legal Accessory Dwelling Unit (ADU) is required to pay the licensing fee for the initial license application and is not required to pay the licensing fee on an ongoing basis. If a house with a legal ADU is sold to a new owner, the new owner is required to apply for a new license and pay the initial application fee. This ordinance change will be presented to the City Council on May 16, 2023.

Business Safety & Neighborhood Refresh Grant: *Presenters: Jared Weech, COP Detective, Kathi Lewis, Economic Development Division Manager, and Kena Mathews, Community Service Manager*

Mr. Weech is here with Ms. Lewis and Ms. Mathews to talk about the Business Safety and Security Grant. The Neighborhood In Action had funds left over and this group is proposing using these funds to give grants to businesses for security. The program will allow businesses to improve the safety and security of Orem businesses.

The Neighborhood Refresh Grant Program will be available for Orem residents for improvements at their homes and would be allotted \$20,000. The Business Safety and Security Grant Program would be allotted \$40,000 for Orem businesses to use for security upgrades.

The Orem Neighborhood Commission recommended that the management and leadership fund the new grant programs with the outstanding matching grant program funding. No CDBG funds will be used for the Business Safety and Security Grant Program. Many benefits were presented for these programs.

Possible future program funding could be matching grants, utilize volunteer support to help make project dollars go further, research possible supplemental grant funding, and leverage CDBG funding and other federal and state dollars and programs whenever possible.

The council members had questions and discussions about the two programs and how they will be implemented and communicated. Updates on the program have been requested by the city council.

Appoint Kris Pease to NUVAS Special Service District: *Presenter: Michael Paraskeva, Police Lieutenant*

Mr. Paraskeva is currently serving on the NUVAS Special Service District Board. Mr. Paraskeva is proposing making Mr. Pease the NUVAS Special Service District Board Representative. Mr. Paraskeva will remain on the NUVAS board with Mr. Pease.

Mr. Spencer suggested that the City council members arrange a tour of the Animal Shelter. This would help them better answer questions that arise from citizens. Mr. Paraskeva and Mr. Earl will have a resolution ready for the May 16, 2023 city council meeting.

AGENDA REVIEW & PREVIEW OF UPCOMING AGENDA ITEMS

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

Presenter: LaNae Millett

Ms. Millett serves on 6 commissions. 1. CDBG is led by Kena Mathews and it is going well. 2. The Public Works Commission highlight is that the Public Works department is coordinating the Capital Improvement project.. 3. The Library Advisory Commission highlights are the start of their summer reading program, the library traffic has increased by 25%, and there is a new library program at Hillcrest Park. It will be lockers where books will be delivered for residents in that area. 4. The UCC board has been communicating via email and going over financial statements. 5. The Historic Preservation Advisory Commission is working to preserve the information concerning many of the historic buildings in the City. They are also talking about guided tours of historic areas. The commission is also looking into an idea for a Women and Children's monument. 6. The Neighborhood Advisory Commission where she works with Mr. Lambson. Ms. Millett is impressed with the Neighborhood Improvement Team (NIT).

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

CONDUCTING

Mayor David A. Young

ELECTED OFFICIALS

David Spencer, Jeff Lambson, Debby Lauret, and LaNae Millett

APPOINTED STAFF

Brenn Bybee, Acting City Manager; Ryan Clark, Acting Assistant City Manager/Development Services Director; Steve Earl, City Attorney; Keri Rugg, Management Services Director; Chris Tschirki, Public Works Director; Mark Bryce Merrill, Library and Recreation Director; Marc Sanderson, Fire Chief; Mark Sorensen, Police Captain; Jesse Riddle, Director of Legislative Counsel; Peter Wolfley, Communications Manager, PIO; Carlo Okolowitz, IT Division Manager; Carson Hardy, Management Analyst; Teresa McKitrick, City Recorder

CALL TO ORDER

INVOCATION / INSPIRATIONAL THOUGHT – Jacqueline Candland
PLEDGE OF ALLEGIANCE – Taylor Candland

MAYOR’S REPORT/ ITEMS REFERRED BY COUNCIL

PERSONAL APPEARANCES

No personal appearances

CONSENT ITEMS

Approval of Meeting Minutes for April 11 & April 25

Ms. Millett moved to approve the April 11, 2023 and April 25, 2023 minutes. Mr. Lamson **seconded** the motion. Those voting yes: David Young, David Spencer, Debby Lauret, LaNae Millett, and Jeff Lambson. The motion **passed**.

SCHEDULED ITEMS

Public Hearing: Amending Section 22-11-49(C) Permitted Uses in the PD36 zone to add SLU Code 7233 Go-Cart Tracks (Indoor Only) as a permitted use in the PD36 zone located generally at 1439 N 1380 W *Presenter: Jason Bench, Assistant Development Service Director*

Mr. Bench is presenting an amendment to the PD36 Zone to add SLU code 7233 Go-Cart Tracks. This business will be consistent with other businesses in the area. The recommendation from City staff is to add this SLU Code to the list of permitted businesses in that zone. Discussions were held about parking, noise, and possible downsides.

Public Hearing opened at 6:21 pm

No Comments

Mr. Spencer moved to amend Section 22-11-49(C) Permitted Uses in the PD36 zone to add SLU Code 7233 Go-Cart Tracks (Indoor Only) as a permitted use in the PD36 zone located generally at 1439 N 1380 W. Mr. Lambson **seconded** the motion. Those voting yes: David Young, David Spencer, Debby Lauret, LaNae Millett, and Jeff Lambson. The motion **passed**.

Resolution: Request for conditional use permit for a Pediatric Palliative Care Facility located at 370 W 500 N for Brades’ Place *Presenter: Jason Bench, Assistant Development Service Director*

Mr. Bench is here with the owner of Brades’ Place, Ms. Rebecca Oakley. Ms. Oakley is requesting a resolution for a conditional use permit for a Pediatric Palliative Care Facility.

Mr. Spencer moved to approve a resolution request for a conditional use permit for a Pediatric Palliative Care Facility located at 370 W 500 N for Brades’ Place. Ms. Lauret **seconded** the motion. Those voting yes: David Young, David Spencer, Debby Lauret, LaNae Millett, and Jeff Lambson. The motion **passed**.

Public Hearing/Resolution: Adopting the City of Orem Fiscal Year 2023-2024 Tentative Budget *Presenter: Brandon Nelson, CIP, Finance Director*

Mr. Nelson is presenting the Tentative Budget today for Fiscal Year 2023-2024. The proposed budget will total \$152,344,861. The budget has been reviewed on multiple occasions. The highlights are:

- Projected FY 2023-2024 revenues increased \$11,724,998 over FY 2022-2023 budgeted revenues, primarily due to sales tax, property tax, and interest earnings revenues.
- Funded the city's compensation program including step adjustments and merit increases for all other benefited employees.
- Funded market adjustments for employees based on a market analysis completed by the city's HR division.
- Health Insurance increase at 8%
- Fleet Replacement totaled \$2,939,000
- Capital Projects totaled \$14,094,298
- Created new Development Fees Fund

Our budget over the past 4 years has grown from \$125,326,548 in FY 2021 to the current \$152,344,861. Mr. Nelson went over the revenues to Orem City including sales tax, property tax and franchise tax. In answer to Ms. Lauret's question, if the revenues are lower than expected there are 3 ways to adjust for this. First, evaluate other revenues sources, are they doing better than expected. Second, there is contingency money in the budget. Third, we would use the surplus money.

Mr. Nelson continued on to City-Wide Expenditures. This included personnel, operations and capital. The additions to the general fund were also presented by Mr. Nelson. He also went over the expenditures in the fleet and street departments. Mr. Tschirki reported that 950 North street reconstruction will need to wait for utilities installed but issues will be addressed as needed. Mr. Ryan reported on 400 West in the 1600 N area. This project is funded and at design. The project should start this fall. Mr. Nelson continued to explain debt services funds, internal service funds, and the water fund. In a comparison of water fees, Orem City is \$47.82. The average is \$74.43. In a comparison of sewer fees, Orem City is at \$35.79 and the average is \$42.70. In a comparison of storm water fees, Orem City is at \$8.20 and the average is at \$8.48.

Mr. Nelson spoke on the recreation fund and that the new facility is covering their own cost. Solid Waste through Waste Management will have a minimal increase in rates from \$12.55 to \$12.95 for trash and from \$4.40 to \$4.65 for recycling. In a comparison of solid waste fee, Orem City is \$17.60 and the average is \$18.29. In total utilities, excluding gas and electric, Orem is at \$109.41 and the average is at \$143.90. Mr. Earl informed the group that a date needs to be set for the final budget as part of adopting the tentative budget.

Public Hearing opened at 7:09 pm

No Comments

Mr. Spencer moved to adopt the City of Orem Fiscal Year 2023-2024 Tentative Budget and schedule a public hearing on June 13, 2023 to consider passage of the final budget . Ms. Millett **seconded** the motion. Those voting yes: David Young, David Spencer, Debby Lauret, LaNae Millett, and Jeff Lambson. The motion **passed**.

Resolution: Notifying Utah County of Orem’s Intent to Submit Opinion Questions to Orem Voters regarding Renewal of CARE *Presenter: Steve Earl, City Attorney*

Mr. Earl informed the Council that state law requires us to enact a resolution informing Utah County of the City’s intent to put the CARE tax on the ballot. The County will have 60 days to reply to the resolution.

Ms. Millett moved to adopt the resolution notifying Utah County of Orem’s Intent to Submit Opinion Questions to Orem Voters regarding Renewal of CARE. Ms. Lauret **seconded** the motion. Those voting yes: David Young, David Spencer, Debby Lauret, LaNae Millett, and Jeff Lambson. The motion **passed**.


CITY MANAGER INFORMATION ITEMS

Celebration after the meeting for the 104th Birthday of Orem and for Jeff Lambson’s birthday.

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

Ms. Millett moved to adjourn to a meeting of the Orem Redevelopment Agency (RDA) meeting, **seconded** by Ms. Lauret..Those voting yes: David Young, David Spencer, Debby Lauret, LaNae Millett, and Jeff Lambson. The motion **passed**.

PASSED and APPROVED this 16th day of May, 2023.


David A. Young, Mayor

ATTEST:


Teresa McKittrick, City Recorder



COUNCILMEMBER	AYE	NAY	ABSTAIN
Mayor David A. Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jeff Lambson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Debby Lauret	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Macdonald	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
LaNae Millett	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Terry Peterson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
David Spencer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>