

CITY OF OREM
CITY COUNCIL MEETING
56 North State Street Orem, Utah
June 13 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, Terry Peterson, Debbie Lauret (by phone for closed session)

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; Josh Adams, Police Chief; 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; Carlo Okolowitz, IT Division Manager; Paul Ashton, Chief Building Official; Derek Spencer, Fire Marshall; Kena Mathews, Community Service Division Manager; 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”

Adjourn to a Closed Meeting: *To discuss pending or reasonably imminent litigation; the character or professional competence of an individual; or the purchase or lease of real property*

Mr Macdonald moved to adjourn to a closed session to discuss pending or reasonably imminent litigation; the character or professional competence of an individual; or the purchase or lease of real property to room 107. Mr. Spencer **seconded** the motion. Those voting yes: David Young, David Spencer, Tom Macdonald, Terry Peterson, LaNae Millett, and Jeff Lambson. The motion **passed**.

Adoption of Building and Fire Codes Governing Building Construction of the Orem City code to update the building codes from 2018-2021: *Presenter: Paul Ashton, Chief Building Official*

Mr. Ashton explained that the Building and Fire Codes need to be updated from the 2018

to the 2021 state codes. He also explained that the city code will be updated to refer to the state building codes. Ms. Millett asked if there are any codes that should be monitored in upcoming legislative sessions. Mr. Ashton spoke of the energy code being a code to watch.

Year End School Safety Presentation: Presenter: Josh Adams, Police Chief

Chief Adams is recapping some of the programs the police department was involved in. They had a reading program at Cherry Hill, Bonneville, Westmore and Windsor. They also had 28 visits to 325 3rd graders, as well as brought those students school supplies. They participated in Cookies with Cops at Cherry Hill. Cookies were donated by Crumbl. The officers also helped with the mobile school pantry program with the Utah Food Bank. In the secondary schools, the officers participated in Donuts with Police at Orem Jr High and the donuts were donated by Macey's Grocery Store.

Chief Adams also discussed the significant Police interventions at the schools in Orem this school year. He also went over accomplishments of the police department. Chief Adams reported all officers are NASRO certified and this year another SRO officer was assigned to the schools. Chief Adams also met with each of the administrators at all Orem schools. Rapid Response Plans were executed at each of the schools. The police have also partnered with many groups such as ASD, United Way, Boys and Girls Club, and various other public and private businesses and philanthropic organizations.

Amending Article 2-34 of Orem City Code- Orem Neighborhood Commission: Presenter: Kena Mathews, Community Service Manager and Steve Earl, City Attorney

Ms. Mathews explained that she has been working with Mr. Earl, Ms. Millett, and Mr. Lambson on changing the Orem Neighborhood Commission to allow for 2 representatives for each district. This would require a change to the city code. This will increase the commission to 18 members. Mayor Young asked for a description of the responsibilities of the commission. Ms. Mathews explained that they meet about quarterly when an issue arises. For example NIT (Neighborhood Improvement Team) was discussed with this commission before it was started and recently the new grant program (Neighborhood Refresh and Business Safety and Security grant) was also taken to the commission prior to being presented to City Council. The city has 9 neighborhood districts. Mr. Bybee explained this will be presented in the next City Council meeting on June 27th.

Mayor Pro Tem for July 2023-December 2023: Presenter: Teresa McKittrick, City Recorder

Ms. McKittrick presented the next city councilmember to serve as Mayor Pro-Tem from July 2023-December 2023 to be Debby Lauret. The Mayor and Council members supported this decision. This will be on the consent items for June 27, 2023.

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

Presenter: Terry Peterson

Mr. Peterson explained that the planning commission has been very involved in the Imagine Utah project. He has invited the council and other concerned citizens to the June 22, 2023 Imagine Utah meeting at the UVU library. The Planning Commission has also been looking over the Transportation Plan. They have highlighted things they like and don't like about the plan. Terry recommends that the Planning Commission make their recommendations to the City Council and then the City Council will discuss the transportation plan. Instead of both groups meeting together. The Utah Lake Authority is another area that has been very active and Mr. Peterson represents the city on that board.

AGENDA REVIEW & PREVIEW OF UPCOMING AGENDA ITEMS

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

CONDUCTING

Mayor David A. Young

ELECTED OFFICIALS

David Spencer, Jeff Lambson, Tom Macdonald, LaNae Millett, Terry Peterson and Debby Lauret (on Zoom)

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; Bryce Merrill, Library and Recreation Director; Marc Sanderson, Fire Chief; Michael Paraskeva, Police Lieutenant; Jesse Riddle, Director of Legislative Counsel; Peter Wolfley, Communications Manager, PIO; Carlo Okolowitz, IT Division Manager; Trevor Bell, Budget Division Manager; Carson Hardy, Management Analyst; Teresa McKittrick, City Recorder

CALL TO ORDER

INVOCATION / INSPIRATIONAL THOUGHT – Phil Murphy

PLEDGE OF ALLEGIANCE – Miriam Murphy

MAYOR'S REPORT/ ITEMS REFERRED BY COUNCIL

Recognition: Crossing Guards: *Presenter: Josh Adams, Police Chief and Michael Paraskeva, Police Lieutenant*

Chief Adams described the crossing guards as our quietest and most efficient workers in our city. The crossing guards make sure children are safe. Orem has 37 crossing guards in the

city that staff 29 crossing stations. He explained they are doing their jobs no matter the weather or danger. They are the quiet unsung heroes of Orem. Mr. Lambson echoed the sentiments of Chief Adams and expressed his gratitude for their cheerful diligence.

PERSONAL APPEARANCES

Mr. Vic Morris spoke about the support he was given from the CDBG for the business of Rocky Mountain University Foundation. He is appreciative of that support for the rehabilitation clinic.

Ms. Gloria Herndon is concerned about the water prices rising each year. She worries that the water bill will be too high for many families in Orem, including her own. Mayor Young recommended that she meet with Mr. Tschirki to receive information on possible programs that might be available to her.

CONSENT ITEMS

Approval of Meeting Minutes for May 16, 2023

Mr. Lambson moved to approve the May 16, 2023 minutes. Ms. Millett **seconded** the motion. Those voting yes: David Young, Terry Peterson, David Spencer, Debby Lauret, LaNae Millett, and Jeff Lambson. The motion **passed**.

SCHEDULED ITEMS

ITEM: Discussion and vote on a personnel matter *Presenter: Steve Earl, City Attorney*

Mayor Young is presenting the possibility of making Mr. Brenn Bybee the full-time City Manager. Mr. Peterson, Ms. Millett, Mr. Lambson, Mr. Spencer, Ms. Lauret, Mr. Macdonald and Mayor Young all expressed their appreciation and support of Mr. Bybee being Orem City Manager. The resolution presented will appoint Mr. Bybee as the Orem City Manager.

Mr. Spencer moved by resolution to appoint Brenn Bybee as the City Manager of the City of Orem. Mr. Macdonald **seconded** the motion. Those voting yes: David Young, David Spencer, Debby Lauret, Tom Macdonald, Terry Peterson, LaNae Millett, and Jeff Lambson. The motion **passed**.

Mr. Bybee was humbled and grateful to be named the Orem City Manager. He promised to do his best and continue in a spirit of collaboration. He also expressed gratitude for the City of Orem employees.

Public Hearing/Resolution: Community Development Block Grant (CDBG) Projected Use of Funds for Fiscal Year 2023-2024 *Presenter: Ken Ransom, CDBG Advisory Commission Chairperson and Kena Mathews, Community Service Manager*

Mr. Ransom is representing the CDBG Advisory Commission with the recommendations for the CDBG fund allocations. The organizations they have chosen are Orem Police

Department Victim Services, Orem Police Department Homeless services, Community Health Connect, Kids on the Move, Rocky Mountain University, and Family Haven. The non-public Services include MAG, Section 108, Code Enforcement, Critical Home Repair and Home Rehabilitation, Neighborhood Preservation, Target Park Signage and Mountain Country Homes Solutions. City Council members asked Ms. Mathews about MAG taking over future management of the CDBG daily duties. Ms. Mathews supports MAG taking over these duties and said they have the skills and employees to handle the management of duties.

Public Hearing opened at **6:51 pm**

Ms. Charlene Wilde, Executive Director of Mountain Country Home Solutions with Mr. Eric Jorgensen, Operations Manager. They wanted to publicly thank the City Council for their consideration of a \$30,000 contribution towards the infrastructure of their Senior Project.. That contribution is the tipping amount to get this project started. This project supports low to moderate income seniors.

Public Hearing closed at **6:53 pm**

Ms. Millett moved to adopt by resolution the Community Development Block Grant projected uses of the funds for FY 2023-2024 . Mr. Lambson **seconded** the motion. Those voting yes: David Young, Tom Macdonald, Terry Peterson, David Spencer, LaNae Millett, and Jeff Lambson. The motion **passed**. Ms. Lauret recused herself.

Public Hearing: Enterprise Funds for Fiscal Year 2023-2024 *Presenter: Brandon Nelson, Finance Director*

Mr. Nelson addressed the Enterprise transfer of funds back to the General Fund. A notice was sent to the citizens of Orem as required by the State. The City provides basic services of water, sewer, storm drainage, street lighting to all residents, businesses and City owned properties. The State Auditor requires Cities to charge themselves the retail rate of these services and pay for these services from the general fund. To pay from the general fund the City has three choices 1) raise taxes, 2) cut services or 3) transfer funds. The City has opted to transfer funds from the utilities since the cost of servicing City owned property is already encompassed in the utility rates. The General Fund pays the utility funds for the services provided as follows: \$900,000 for the Water used for parks, cemetery, and internal building usage. \$16,000 for Water Reclamation/Sewer, \$141,000 for Storm Water and \$15,000 for Street lighting fees.

Public Hearing opened at **7:00 pm**

Ms. Mitchell is worried about the price of water in the City of Orem, she had questions about the budget and transferring of funds. Mr. Nelson and Mayor Young explained that this is an allowed action by the State to help balance the budget by moving funds.

Public Hearing closed at **7:07 pm**

Public Hearing: Approving and Adopting the Fiscal Year 2023-2024 Budget *Presenter:*
Brandon Nelson, Finance Director

Mr. Nelson is presenting the City Council with the final budget that has been presented to the City Council over the past few months. The Proposed budget amount for the Fiscal Year 2023-2024 is \$152,344,861. Some budget highlights include projected FY 2023 revenues over FY 2022-2023, the funding of the city's compensation program for benefited employees, the funding of market adjustments for employees based on a market analysis, funding for health insurance increases, funding for fleet replacement, funding for capital projects and creating a new Development Fees fund. Mr. Nelson continued to speak on revenues and expenditures for the City of Orem FY 2023-2024. The slides are available at <https://orem.org/city-finances/>. Mr. Peterson is interested in the city doing a study to compare departments to other cities, in order to make sure our departments are running efficiently. Mr. Nelson replied that there is a study for Management Efficiency that the city plans to do but it will be difficult to compare our city departments to other cities because cities do not have the same fees or function the same way.

Public Hearing opened at **7:28 pm**

Ms. Heather Fry asked for the budget slide show to be made available to the public. Ms. Fry is also wondering about the problems with recycling. Mr. Nelson said that the presentation will be on the City Website on the Finance Department page. Mr. Bybee spoke to the higher standards that have been put in place for recycling and the upgrades made by WM in their recycling program to meet these standards.

Public Hearing closed at **7:32 pm**

Mr. Spencer moved to recommends to the City Council by ordinance to approve and adopt the Fiscal Year 2023-2024 Budget, adopt the compensation programs, adopt the fees and charges schedule, set the property tax, franchise tax, municipal energy sales and use tax, telecommunications license tax, transient room tax and E-911 fee rates. Mr. Macdonald **seconded** the motion. Those voting yes: David Young, Terry Peterson, David Spencer, Debby Lauret, Tom Macdonald, LaNae Millett, and Jeff Lambson. The motion **passed**.

CITY MANAGER INFORMATION ITEMS

Mr. Bybee let the council know that there will be treats after the meeting in celebration of the Mayor's birthday. He also spoke of Oremfest and invited the City Council to give feedback on their experiences at Oremfest this year. Finally, Mr. Bybee informed the City Council that the Candidate Orientation for all candidates running this year is planned for Thursday, June 15 at 5:30 pm.

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

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

PASSED and APPROVED this 27th day of June, 2023.


David A. Young, Mayor

ATTEST:


Teresa McKittrick, City Recorder



COUNCILMEMBER	AYE	NAY	ABSTAIN
Mayor David A. Young	☒	☐	☐
Jeff Lambson	☒	☐	☐
Debby Lauret	☒	☐	☐
Tom Macdonald	☒	☐	☐
LaNae Millett	☒	☐	☐
Terry Peterson	☒	☐	☐
David Spencer	☒	☐	☐

