

CITY OF OREM
CITY COUNCIL MEETING
56 North State Street Orem, Utah
June 27, 2023

3:30 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 and Tom Macdonald
APPOINTED STAFF	Brenn Bybee, City Manager; Ryan Clark, 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; Jason Bench, Assistant Development Services Director; Peter Wolfley, Communications Manager, PIO; Jesse Riddle, Director of Legislative Counsel; Carlo Okolowitz, IT Division Manager; Derek Spencer, Fire Marshall; 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”

Hillcrest Park Tour:

Those who attended the tour are Jason Bench, Debby Lauret, Mayor Dave Young, Brenn Bybee, Lane Gray, David Spencer, Terry Peterson, Bryce Merrill, Tom Macdonald, Jeff Lambson, Ryan Clark, and LaNae Millett.

Mr. Brent Potter and Mr. Cory Shupe with Blu Line started the exterior tour. They explained the plans for Hillcrest Park including a splash pad, pickleball courts, walking path, and open grass area. Mr. Bruce Fallon with WPA led the tour through the building. This building will have a basketball court, snack bar and lounge area. Also involved with the tour is Gary Williams with Bud Mahas Construction. The tentative completion date is October 31, 2023.

Fraud Risk Questionnaire: *Presenter: Brandon C. Nelson, Finance Director*

Mr. Nelson presented the Fraud Risk Assessment that is required by the State Auditor's office. The City of Orem scored 335/395. This puts them in the low risk level. Mr. Nelson feels comfortable with our risk level. The Risk Assessment also goes over the Basic Separation of Duties.

Resolution to Place Renewal of Care Tax on Ballot: Presenter: Steve Earl, City Attorney

Mr. Earl explained that the current Care Tax will expire this year. The plan is to present this in the August 1st General Session of City Code. Mr. Earl explained that the Care Tax is allocated 50% to recreation and 50% to cultural arts. The funds are used for City Owned facilities and operations but only operations cost for privately owned businesses.

There were discussions about protecting the allocated 50%. Mr. Earl explained that changes could be made to the resolution before it goes to vote, but once it has been voted on the City will be bound by the resolution. The resolution is for 10 years.

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

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

APPOINTED STAFF

Brenn Bybee, City Manager; Ryan Clark, 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; Jesse Riddle, Director of Legislative Counsel; Peter Wolfley, Communications Manager, PIO; Carlo Okolowitz, IT Division Manager; Trevor Bell, Budget Division Manager; Paul Ashton, Chief Building Official; Matt Taylor, Senior Planner; Carson Hardy, Management Analyst; Teresa McKitrick, City Recorder

CALL TO ORDER

INVOCATION / INSPIRATIONAL THOUGHT – Spencer Rands

PLEDGE OF ALLEGIANCE – Kelly Kirkpatrick

MAYOR'S REPORT/ ITEMS REFERRED BY COUNCIL

Utah Valley Earth Forum Award: Presenter: Jim Westwater, Chairman of Utah Valley Earth Forum and Matt Taylor, Senior Planner

Mr. Taylor introduced Dr. Westwater with the Utah Valley Earth Forum. Dr. Westwater explained that his group encourages cities and towns to get involved in sustainability work. They send a survey to cities and towns to see which cities and towns are being conservative with their natural resources. The Earth Forum group gave awards to cities and towns for their conservative work. The award reads "In recognition of exemplary efforts to help the Earth's environment, which we all share, achieving important advances in Leadership & Community Involvement, Energy Conservation, EV Charging, Efficient Construction, Recycling, Water Conservation & Xeriscaping."

PERSONAL APPEARANCES

Mr. Andrew Jackson is a citizen of Orem. Mr. Jackson gave the city council a copy of the Utah Code 54-3-27 Public utility easement. He discovered that in 2009 the code was changed for public easements. He says the code allows for structures to be built in the utility easement area.

Ms. Cathy Young wanted to express her gratitude for the new benches in the community park along the walking path and she reported she has seen Orem seniors using them.

Mr. Bennett Cookson had two concerns. First, he would like to see green waste cans back in use and second, he is concerned about the parking tickets that were issued in his cul-de-sac. The residents in that cul-de-sac are parking perpendicular to the curb and the code only allows for parallel parking.

CONSENT ITEMS

Approval of Meeting Minutes from the June 13, 2023 meeting

Appointment of Debby Lauret as Mayor Pro-Tem from July 2023-January 2024

Appointment of Crystal Muhlestein to the Historic Preservation Advisory Commission

Reappointment of Nathan Christiansen to the Cultural Advisory Commission

Ordinance-Amending Article 7-1 Adoption of Building and Fire Code Governing Building Construction of the Orem City Code to update the building code from 2018-2021

Ordinance-Amending Article 2-34 Orem Neighborhood Commission of the Orem City Code

Ms. Millett moved to approve the consent items. Mr. Lambson **seconded** the motion. Those voting yes: David Young, Terry Peterson, David Spencer, Debby Lauret, Tom Macdonald, LaNae Millett, and Jeff Lambson. The motion **passed**.

SCHEDULED ITEMS

Public Hearing: Amending City of Orem FY 2022-2023 Adopted Budget *Presenter: Brandon C. Nelson, Finance Director*

Mr. Nelson presented that there are several items on the current budget that need to be amended. The water fund was more expensive than previously planned and more funds were needed. Orem's general fund had exceeded the ceiling amount allowed and needed to be reallocated. The funds are now in the capital project fund. The presentation noted other budget amendments needed.

Public Hearing opened at **6:35 pm**

No comment

Ms. Millett moved to amend the City of Orem FY 2022-2023 Adopted Budget. Ms. Lauret **seconded** the motion. Those voting yes: David Young, Tom Macdonald, Terry Peterson, David Spencer, Debby Lauret, LaNae Millett, and Jeff Lambson. The motion **passed**.

Public Hearing: Amending Article 22-5-3(A) and the zoning map of the City of Orem by rezoning portions of the property located generally at 883 N State Street to either the C2 zone or C3 zone and amending Appendix A of the Orem City Code to make Standard Land Use Code 1283 Transitional Treatment Homes a permitted use in the C3 zone. *Presenter: Jason Bench, Assistant Development Services Director*

Mr. Bench is talking about the property at 883 N State. The property has C2 zones and C3 zones and it is proposed that the front will be C3 zone and the back of the lot would be C2 zone. This will make the lots only one zone instead of 2 different zones in one lot. The council asked clarifying questions about what this change will mean for the area. The SLU code for the C3 zone will allow Transitional Treatment Homes to be a permitted use. The council had concerns about what other Transitional Treatment Homes could be permitted.

Mr. Paul Washburn and Ms. Ashley Turner were present at the meeting and they represent the Refuge Center For Women and Children in Crisis. They are wanting to expand their shelter for Orem and Provo women and children. This expanded facility will help them meet the need. This location is located close to many services the residents will need. Matt Nielson is here with Evergreen Development. Evergreen Development will be purchasing the property and

selling a portion to the Refuge Center. He believes the Refuge Center coming in will address many of the concerns neighbors expressed about the development of that area.

Public Hearing opened at **7:06 pm**

Greg Durden is speaking in support of the Refuge Center in this location. He believes it is a need in our community.

Cory Miller lives in the area of the Refuge Center and he is concerned about what happens if a different treatment center were to come in.

Public Hearing closed at **7:10 pm**

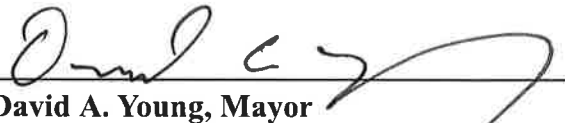
Mr. Spencer moved to amend Article 22-5-3(A) and the zoning map of the City of Orem by rezoning portions of the property located generally at 883 N State Street to either the C2 zone or C3 zone and amending Appendix A of the Orem City Code to make Standard Land Use Code 1283 Transitional Treatment Homes a permitted use in the C3 zone . Mr. Macdonald **seconded** the motion. Those voting yes: David Young, Tom Macdonald, Terry Peterson, David Spencer, Debby Lauret, LaNae Millett, and Jeff Lambson (by Zoom). The motion **passed**.

CITY MANAGER INFORMATION ITEMS

ADJOURN

Ms. Millett moved to adjourn the meeting, **seconded** by Mr. Peterson. Those voting yes: David Young, David Spencer, Debby Lauret, LaNae Millett, Tom Macdonald, and Terry Peterson. The motion **passed**.

PASSED and APPROVED this 11th day of July, 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	☒	☐	☐