

CITY OF OREM
CITY COUNCIL MEETING
56 North State Street Orem, Utah
May 28, 2024

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

CONDUCTING	Mayor David A. Young
ELECTED OFFICIALS	David Young, David Spencer, LaNae Millett, Jeff Lambson, Chris Killpack and Tom Macdonald-by Zoom (absent Jenn Gale)
APPOINTED STAFF	Brenn Bybee, City Manager; Ryan Clark, Assistant City Manager/Development Services Director; Steve Earl, City Attorney; Keri Rugg, Management Services Director; Brandon Nelson, Finance Director; Marc Sanderson, Fire Chief; Bryce Merrill, Library and Recreation Director; Josh Adams, Police Chief; Taggart Bowen, Acting City Engineer; Jason Bench, Assistant Development Services Director; Ty Peay, Assistant Public Works Director-Public Service; Carlo Okotowitz, IT Division Manager; John Dorny, Traffic Engineer; Peter Wolfley, Communications Manager, PIO; Melanie Varela, Communications Specialist, Deputy PIO; Teresa McKitrick, City Recorder

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

<https://www.youtube.com/live/MJzlsOwZT5Q?t=0s>

City Hall Chair Sit Test *Presenter: Ryan Clark, Assistant City Manager and Method Studios*

The City Council was invited into the Council Chambers to look at a sample of chairs for the new City Hall building.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=1010s>

1600 North 400 East Intersection Study *Presenter: John Dorny, Transportation Engineer and JUB Engineers*

Mr. Dorny introduced Craig Friant and Hollee Wood from JUB Engineers who have been working on the 1600 N 400 East intersection. Mr. Friant will be reporting on the findings for the

intersection. The Murdock Trail goes through this intersection. The trail was enclosed in 2011 and 2012, it was completed in May 2013, and a trail was built over the, now enclosed Murdock Canal. This trail is a 17 mile continuous route from Orem to Lehi and the annual rider count exceeds 170,000 riders in Orem.

Mr. Friant explained that the purpose of this project is to identify solutions to improve compliance and safety for vehicles and trail users. The project started by brainstorming ideas and from this brainstorming JUB came up with 12 development alternatives. The evaluation criteria they used was vehicular road safety, trail user safety, cost, vehicle level of service, trail level of service and compliance. They used this criteria to score each of the alternatives. All 12 alternatives were presented to the Transportation Advisory Commission (TAC). After the meeting with the TAC, the alternatives were narrowed to 5 options to present to the community: 1) at-grade improvements at intersection, 2) at-grade improvements with relocated crossing, 3) grade separation crossing, 4) roundabout, and 5) pedestrian scramble.

Mr. Friant continued to give details about the different alternatives. Alternative A gives directional crosswalks with no right turn lanes. Alternative B relocates the crossing to 350 E and the addition of a hawk signal. Alternative C proposes a grade separated crossing at 400 East and 1600 North. Alternative D is a roundabout with rectangular rapid flashing beacons at all crosswalks. Alternative E is a pedestrian scramble that stops all traffic in the intersection at once. During the process, JUB was asked to look at different grade separated alternatives. First option is an underpass north of the Murdock Canal Aqueduct. The estimated cost would be \$10 million. Second option is a pedestrian bridge over the intersection. Estimated cost is over \$14.5 million.

Ms. Wood spoke about the public outreach part of the study. They asked residents to complete a survey, they held a public open house, they posted lawn signs near the intersection/trail, they sent postcards invitations to all residents within ½ mile of intersections and they used social media posts. The public open house was held at Timpanogos High School. There were 111 attendees and 29 written comments from the open house. The survey was open from October 27 to November 13. It was 16 questions and 518 responses were received. The survey ranked the alternatives. Alternate C was ranked most safe followed by Alternate A, B, E, no change and then D. The survey asked if residents were supportive of increased safety for pedestrians and cyclists, knowing that it would likely increase delay time for drivers. Sixty percent were supportive. Some additional public feedback is a drinking fountain, bench or bike repair station as potential amenities at the south west corner. Another alternative is to do E now and the plan for C in the future.

Mr. Friant spoke about short and long term recommendations. The short term would be to add directional crossing with no right hand turns allowed, alternative A. There is also an option to do alternative A and keep right hand turns. The other short term recommendation is Pedestrian Scramble, alternative E. The long term recommendation is the grade separated crossing, alternatives C. The key takeaways are focus on project purpose and encourage creativity in brainstorming, include the TAC to help, open and transparent public involvement to gain

community support, and public comment were not favorable toward pedestrian crossings at roundabout.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=4923s>

1600 North Widening Project Design Update *Presenter: John Dorny, Transportation Engineer, Marty Asay, Diego Carroll, and Eric Rasband, UDOT*

Mr. Dorney introduced the UDOT representatives that will be presenting today on the 1600 North Widening Project, Marty Asay, Diego Carroll and Eric Rasband. Mr. Carroll explained that this project is on 1600 North from 1200 West to State Street. This will provide 1600 North with a five lane cross section from I-15 to State Street with bike lanes. This project is generally widening to the south of 1600 and will require right of way. This is a total of 34 properties that need to be acquired. They are currently at 60% designed. The timeline to start construction is the spring of 2025 and work will hopefully be completed in about 2 years. There were discussions between the city council and the UDOT representatives about the upcoming project.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=6128s>

Waste Water, Pretreatment, and Local Limits Code Updates *Presenter: Reed Price, Assistant Public Works Director*

Mr. Price is presenting on the Water Reclamation Code, Pretreatment and Local Limits. In previous works sessions the discussion was to have the Pretreatment Ordinance be in a new and stand alone section. There were also discussions about moving portions from chapter 20 to chapter 11 and updates to Water Reclamation Code, chapter 12. Today will be a review of the code before adoption in the general session in June.

Mr. Price began with the pretreatment section. He explained that it's a federally required program that regulates pollutants from certain industrial users to reduce pollution at the source, protecting the environment and extending the life of Orem's infrastructure. Orem's program was developed nearly 30 years ago and it was patterned after the state's model ordinance. The new update will simplify the reporting process and should not adversely affect businesses.

Local limits are part of pretreatment and are required by the EPA. The code defined the amount of certain pollutants allowed in wastewater discharge by certain industrial and commercial users. The changes will protect our workers, protect Orem's infrastructure, and publicly owned treatment works (POTWs) must elevate the local limits. These proposed changes should not adversely affect businesses. Developing local limits is a process and includes determining pollutants of concern, sampling and lab analysis, calculating how much the treatment facility can handle, and dividing amongst the industrial users. Mr. Price reviewed the EPA's 15 national pollutants of concern and the Orem Water Reclamation Facility also regulates the following pollutants of concern: ph, phosphorus, aluminum and phenol. The new local limits

were displayed. The effects on the industry is that new users must comply upon approval, existing users will have 60 days to comply. This should not be a concern for existing industrial users. The final steps for local limits was to reach out to all industrial users informing them of this change and a public comment period was opened and has now closed. No public comments were received. The DEQ has reviewed and approved the proposed changes to both the ordinance and local limits. Currently, they are awaiting the final approval from the Director of the Division of Water Quality (DWQ). Once that is received then we can adopt the ordinance. This is expected to be voted on June 18, 2024.

Mr. Price spoke about the changes to the water reclamation code. These include updated definitions, standardized correct terminology, removed references to pretreatment regulations and defined sewer requirements for ADU's. The changes to the code include the discharging flushable wipes is specifically prohibited, it provides requirements for acceptance of a private sewer main to public ownership, and regulates restaurants and auto shops discharge of fats, oils and grease. The next step is to approve this in the general meeting on June 18, 2024.

Municipal Wastewater Planning Program (MWPP) *Presenter: Reed Price, Assistant Public Works Director*

Mr. Price is speaking about the annual update of the municipal wastewater planning program (MWPP). The MWPP uses an annual survey to assist owners of municipal wastewater collection systems and treatment facilities to evaluate and summarize the technical, operational, and financial conditions. It helps communities better understand business operations and can identify and resolve potential problem areas before they become serious and costly. There are three areas of evaluation, 1) financial evaluation, 2) collections system, and 3) treatment facility. Mr. Price reviewed the questions from the survey.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=7463s>

One Kind Act a Day *Presenter: Jennica Jones, Strategic and Innovations Division Manager, Curtis Bennett, One Kind Act a Day*

Ms. Jones introduced Curtis Bennett from One Kind Act a Day. Mr. Bennett is here to speak about his organization. He would like to supplement and strengthen Orem's Kindness program, already in action. The organization's hope is that their initiatives will make a difference in the homes. He explained that this organization is fully funded and no monetary compensation from the city is needed. The program will be tailored to the Orem community. Ms. Millett attended the Kindness Summit. She was impressed with the presentations. Mr. Bennett presented Ms. Jones with a Kindness coin for her kindness in this process. The idea is to give that coin to someone else who has shown kindness to you.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=8694s>

Appointment of Karalee Johnson to North Utah Valley Animal Shelter (NUVAS) Board

Presenter: Josh Adams and Karalee Johnson, Police Lieutenant

Chief Adams explained that Lt. Johnson will be assuming the role on the NUVAS board as part of her current job responsibilities. The City of Orem, along with other cities in northern Utah County, is part of the special service district for NUVAS and serves on the board. This will be a consent item at today's council meeting.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=8940s>

Amended City Council Schedule *Presenter: Teresa McKittrick, City Recorder*

Ms. McKittrick presented an updated City Council Schedule for 2024. The September 10 meeting has been canceled. This will be a consent item at today's council meeting.

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

AGENDA REVIEW & PREVIEW OF UPCOMING AGENDA ITEMS

ADJOURN WORK SESSION

Mr. Killpack moved to adjourn the work session. **seconded** by Ms. Millett. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Tom Macdonald and Chris Killpack. The motion **passed**.

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

CONDUCTING	Mayor David A. Young
ELECTED OFFICIALS	David Young, David Spencer, LaNae Millett, Jeff Lambson, Chris Killpack and Tom Macdonald-by Zoom (absent Jenn Gale)
APPOINTED STAFF	Brenn Bybee, City Manager; Ryan Clark, Assistant City Manager/Development Services Director; Steve Earl, City Attorney; Marc Sanderson, Fire Chief; Josh Adams, Police Chief; Jason Bench, Assistant Development Services Director; Keri Rugg, Management Services Director; Bryce Merrill, Library and Recreation Director; Brandon Nelson, Finance Director; Reed Price, Assistant Public Works Director; Jon Ditto, Assistant City Attorney; Peter Wolfley, Communications Manager, PIO; Melanie Varela,

Communications Specialist, Deputy PIO; Teresa
McKittrick, City Recorder

CALL TO ORDER

INVOCATION / INSPIRATIONAL THOUGHT – Eksayn Anderson

PLEDGE OF ALLEGIANCE – Katie Anderson and kids

MAYOR'S REPORT/ ITEMS REFERRED BY COUNCIL

<https://www.youtube.com/live/MJzlsOwZT5Q?t=11233s>

Oremfest Preview Report *Presenter: Karina Eckern, City Events Manager, Sydney Wong, Events Coordinator Heather Cox, Management Analyst, and Melanie Etchells, Oremfest Commission Member*

Ms. Eckern introduced Ms. Wong, Ms. Cox and Ms. Etchells. They will each speak about the upcoming 2024 Oremfest. Ms. Eckern presented Val Peterson as the grand marshal for the parade. He currently serves as VP of Administration and Strategic Relations. The theme for this year's Oremfest is Honor, Hope and Healing. This year's Oremfest theme pays tribute to all of our military veterans, both living and passed, as well as to the Gold Star families who have made such immense sacrifices for our nation. A Gold Star Family is a designation reserved for those that have lost an immediate family member in the line of duty.

Ms. Etchells highlighted many of the events for Oremfest 2024, such as the pickleball and cornhole tournaments, a children's entrepreneurship market, carnival, boutiques, and parade. She explained that there are 22 food vendors and 68 boutiques scheduled for the City park.

Ms. Cox spoke about the sponsors for the event. Lead sponsors include Servpro and Timpanogos Regional Hospital. The total cash donations is \$81,250 and 27 businesses donated in-kind for a total of 57 sponsors.

Ms. Wong highlighted the new events added for Oremfest 2024. Orchard's Jam will be at University Place and will include the entrepreneur market and the Jersey Streets concert on Wednesday, June 5th. Sportsfest was added this year at the new Hillcrest Park, with a pickleball tournament running June 5-7 and Cornhole tournament on June 6th. The Orem Express will be at Hillcrest on Thursday evening. There is also a kickball tournament at Lakeside Park on Friday evening. Oremfest Fit was added and this will include the BeatBus and high fitness in the parking lot of the Orem Fitness Center.

Ms. Eckern spoke about the grand parade and the new entertainment that includes Rogue Souls motorcycle club, Coalicion Argentina De Utah, Roots Hair Salon and the BeatBus Utah. She explained that there will be an emphasis on parade safety.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=11959s>

Summer Reading Preview/Invitation *Presenter: Bryce Merrill, Library and Recreation Director, Jaime Bartlett, Library Division Manager, and Meghan Flinders-Peay, Associate Librarian*

Mr. Merrill introduced Ms. Bartlett and Ms. Flinders-Peay to speak about the summer reading program. The theme is “Adventure Begins At Your Library.” Ms. Bartlett explained the goals for the program are to encourage children and families to read over summer break, to lessen a decline in reading skills during summer break, and to encourage children to read a minimum of 10 hours during June & July.

Ms. Flinders-Peay discussed the kick off celebration on June 1, 2024 from 5-9 PM. This will be an after hours campout in the library. Families can bring sleeping bags and read with their children. July 15-17 will be an adventure escape room. There will be Monday night movies at the Library Hall. The finale will be August 2 at the SCERA pool from 6:30-10 PM. In 2024, the library was able to get higher quality prizes thanks to the support of the City of Orem and their sponsors.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=12413s>

Best in State Recognition *Presenter: Keri Rugg, Management Services Director*

Ms. Rugg spoke about the Best of State Awards and presented that Orem City has been honored with four Best of State winners: Best Mayor for Mayor Young, Best City Councilmember for LaNae Millett, Best Park and Recreation Division, and Best Human Resource Division.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=12801s>

Kindness Awards *Presenter: Jennica Jones, Innovations and Strategic Division Manager and Jenny Scribner, Chair, Neighborhood Advisory Commission*

Ms. Jones is honored to be here to speak about Kindness Week and to present the kindness awards reviewed and chosen by the Neighborhood Advisory Commission. Ms. Scribner presented the winners of this year’s Ambassadors of Kindness award, the Kindest Business award and Kindest School award. The Ambassador of Kindness award recognizes an individual, couple, or family who has impacted the community positively. This year’s winner is Ballard and Leah Mary Peed. The Kindest Business award recognizes a business that has a positive impact on the community. This year's winner is Cutler’s. The Kindest School award recognizes a school that values and prioritizes kindness. This year’s winner is Noah Webster.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=13436s>

New Miss Orem Royalty Introduction

The new Miss Orem is Chloe Henry. Her community service initiative (CSI) is “confidence in me, building confidence through the arts”. Riley Ramsey is Miss Orem's first attendant. Her CSI is “survivor's mindset initiative”, to support victims of violent crimes. Brooke Hendrickson is the second attendant and her CSI is the “sky project”, starting kindness young. Hailey Johnson is the third attendant and her CSI is “lending aid to first aid”, aiding first responders.

The new Miss Orem Teen is Kamryn Fenn. Her CSI is “art is smart”. Harlee Wilde is the first attendant and her CSI is “keep it green by staying clean”. Raychel Peck is the second attendant and her CSI is “recycle today for a better tomorrow”.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=13644s>

PERSONAL APPEARANCES

Opened at 6:47 PM

Donna Boyd is here to discuss nuisances as written in the Orem City code. She has a petition of over 60 names. The petition is asking the city to enforce the code on the hillside located at 1000 West from Center Street to 100 South.

Karen Turner has emailed the City Council about Alpine School District’s decision to pull title-one funding from Cascade Elementary. She is asking the citizens to request that ASD take care of these students.

Closed at 6:54 PM

<https://www.youtube.com/live/MJzlsOwZT5Q?t=14019s>

CONSENT ITEMS

Approval of Meeting Minutes - May 7, 2024 (Special Meeting) and May 14, 2024

Approval of Updated City Council Schedule for 2024

Resolution to Appoint Karalee Johnson to the North Utah Valley Animal Shelter (NUVAS) Board

Re-approval of three Boundary Adjustment Ordinances with Provo City

Mr. Lambson moved to approve consent items. **Seconded by** Mr. Killpack. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Tom Macdonald, and Chris Killpack. The motion **passed**.

SCHEDULED ITEMS

<https://www.youtube.com/live/MJzlsOwZT5Q?t=14097s>

Ordinance - Notice Requirement Updates *Presenter: Jon Ditto, Assistant City Attorney*

Mr. Ditto explained the City Code and City Council policies and procedures need to be updated to conform to the updated noticing requirements of state code. The state code no longer requires cities to notice in the newspaper.

Ms. Millett moved to adopt a resolution amending the City Council policies and procedures updates. **Seconded by** Mr. Killpack. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Chris Killpack, and Tom Macdonald. The motion **passed**.

Ms. Millett moved to adopt an ordinance amending the notice requirements to the Orem City Code. **Seconded by** Mr. Killpack. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Chris Killpack, and Tom Macdonald. The motion **passed**.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=14265s>

Resolution - Tier 2 Pick Up for Public Safety *Presenter: Keri Rugg, Management Services and Jon Ditto Assistant City Attorney*

Mr. Ditto explained that the City participates in the Utah Retirement System (URS) benefits for their employees, included in that are the employees that are included in the Public Safety Retirement. These employees have a retirement contribution rate that's equal to a certain percentage of their salary. Legislature gives any entity that participates in URS the option to pick up the maximum portion of the employee contribution rate. The City believes it is in the best interest of the City to continue to pick up this option. It shows support for public safety and it helps attract and maintain public safety employees.

Mr. Spencer moved to approve by resolution the Tier 2 pick up for Public Safety and Firefighter Hybrid employees. **Seconded by** Mr. Killpack. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Tom Macdonald, and Chris Killpack. The motion **passed**.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=14447s>

Public Hearing - Resolution - Community Development Block Grant (CDBG) *Presenter: Heather Cox, Management Analyst, Ken Ranson, CDBG Advisory Commission, and Debby Lauret, MAG*

Ms. Cox is introducing the second presentation on the CDBG funding. She gave updates on the funding since the last time they presented. The actual numbers are \$33,000 less than last year. Due to this the Joint CDBG projects will receive less funding. This means the Orem programs still got their funding. The Refuge will get a reduction of funds but will continue to fund raise. This does allow them to purchase the land needed for the project. The total recommended allocation is \$630,037.05. Mr. Ransom is recommending that the services, both public and non-public be funded.

Mr. Millett moved to support the funding recommendations and adopt the resolution approving the City of Orem annual action plan for FY 2024-2025 in the amount of \$630,037.05. **Seconded by** Mr. Lambson. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Tom Macdonald, and Chris Killpack.. The motion **passed**.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=14862s>

Ordinance - CARE Tax Allocation for FY 2024-2025 *Presenter: Brandon Nelson, CPA, Finance Director and Laura Lewis, LRB*

Mr. Nelson is representing the CARE advisory committee and the approval of the CARE tax allocations for FY 2024-2025. He presented the proposed grants for non profit art programs and City recreation programs and improvements. The total CARE tax is \$3,420,550.

Mr. Spencer moved to approve by ordinance the CARE tax allocation for FY 2024-2025. **Seconded by** Mr. Lambson. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Tom Macdonald, and Chris Killpack. The motion **passed**.

<https://www.youtube.com/live/MJzlsOwZT5Q?t=15095s>

Bond Resolution - Authorizing the Sale of Bonds *Presenter: Brandon Nelson, CPA, Finance Director, Laura Lewis, LRB and Shenelle Salcido, Gilmore and Bell*

Mr. Nelson introduced Laura Lewis from LRB and Shenelle Salcido from Gilmore and Bell. Ms. Lewis explained that the resolution before them for consideration is super parameter resolution. Through the adoption of this resolution, the council will appoint any one of three members, the mayor, the city manager or finance director to finalize everything that needs to be done with this financing as long as we stay within the bounds of what the council adopts in this parameter resolution. Those bounds are not to exceed \$11 million dollars, not to exceed 21 years, and not to exceed 5 ½% interest rate with 3% discount. Part of this resolution is approving a future public hearing on July 9, 2024. Mayor Young confirmed this bond is to build the fire

training center and remodel the Public Safety building. Mr. Nelson explained the upcoming budget plans for this bond. Mr. Bybee updated the council on Utopia and the increase in funds that Orem is receiving as a surplus from Utopia.

Ms. Millett moved to approve by resolution authorizing the issuance and sale of not more than \$11,000,000 aggregate principal amount of sales tax revenue bonds, series 2024; fixing the maximum aggregate principal amount of the bonds, the maximum number of years over which the bonds may mature, the maximum interest rate which the bonds may bear and the maximum discount from par at which the bonds may be sold, authorizing the posting of a notice of public hearing and bonds to be insured proving for the running of a contest period, authorizing and approving an indenture a bond purchase agreement and other documents required in connection therewith, approving an official statement authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by this resolution and related matters at a July 9 public hearing . **Seconded by** Mr. Spencer. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Tom Macdonald, and Chris Killpack. The motion **passed**.

CITY MANAGER INFORMATION ITEMS

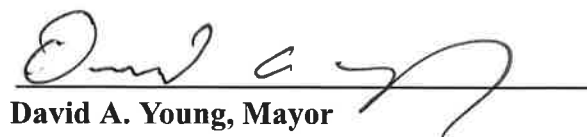
Mr. Bybee reminded the council that the Oremfest dinner is this Friday and there will be calendar invites to the various Oremfest events. He spoke about the Memorial Day program and that he was inspired by the program. Mr. Bybee had a friend, Major Brent Taylor, who passed away in the service of his country. Mr. Bybee and his wife are pledging a donation of \$10,000 to the Goldstar monument..

ADJOURN TO A CLOSED SESSION IN ROOM 107

To discuss pending or reasonably imminent litigation; the character or professional competence of an individual; or the purchase or lease of real property.

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

PASSED and APPROVED this 18^h day of June 2024.


David A. Young, Mayor

ATTEST:


Teresa McKittrick, City Recorder



COUNCIL MEMBER

AYE NAY ABSTAIN

Mayor David A. Young	☒	☐	☐
Chris Killpack	☒	☐	☐
David Spencer	☒	☐	☐
Jeff Lambson	☒	☐	☐
Jenn Gale	☒	☐	☐
LaNae Millett	☒	☐	☐
Tom Macdonald	☒	☐	☐