

CITY OF OREM
CITY COUNCIL MEETING
56 North State Street Orem, Utah
June 18, 2024

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

CONDUCTING	Mayor David A. Young
ELECTED OFFICIALS	David Young, David Spencer, LaNae Millett, Chris Killpack, Jenn Gale, and Tom Macdonald Jeff Lambson (by Zoom)
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; BJ Robinosn, Deputy Police Chief; Jason Bench, Assistant Development Services Director; Taggart Bowen, Acting City Engineer; Carlo Okotowitz, IT Division Manager; 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/VHLlqzdFDtA?t=735s>

Utah Renewable Communities (URC) Programs *Presenter: Christopher Thomas and Dan Dugan, URC Board*

Mr. Dugan is a council member from Salt Lake City. He introduced himself and Mr. Thomas, the chair for Utah Renewable Communities. Mr. Thomas explained that the Utah Renewable Communities (URC) is a coalition of 18 communities partnering with Rocky Mountain Power to design a new clean energy program. The URC program aims to offer customers a choice to supplement their current energy mix with additional clean energy at a minimal cost increase, with a goal to achieve net-100% by 2030. They work to empower the communities to be the change for a sustainable tomorrow.

Mr. Thomas continued to explain the reason why it is important to join the URC. It gives energy choices, it will help make climate progress by 2030, it supports clean energy development, it reduces air pollution and no other program is as impactful for as many. When a

community has new clean energy as part of the power system it reduces pollution because it means that other power plants don't have to produce as much. By adding 400 metric tons of solar that would prevent 700,000 metric tons of carbon dioxide. In Utah County, it would prevent 1,500 lbs of PM_{2.5}, NO_x, SO₂, and VOC pollution (est.) annually. Mr. Thomas moved on to how the program will accomplish these things. The program will acquire utility-scale clean energy, it will match consumption with clean energy by 2030, it will host a competitive solicitation this year, it will resource connect to PacifiCorp transmission, and it will be online by December 2029. The program could acquire 1,200,000 annual MWh. In the communities that have been included, 80% of the residents are part of it, 30% of the commercial and 5% of industrial.

Mr. Thomas discussed potential projects that include solar, wind, and geothermal battery storage in Utah, Idaho and Wyoming. Between the program and the grid, it is believed that they could achieve net 100% renewable energy by 2023. The City Council asked questions about funding for the program. Mr. Thomas and Mr. Dugan explained that there is some federal grant money available. They spoke about the cost to participating customers. The estimated cost for the program is between \$2 and \$7 extra per month, on average, for the typical household. There is a plan to offer enhanced bill credit for up to \$7 per month for qualifying households. The initial rate will be set by the Utah Public Service Commission and may be adjusted once per year. There were discussions about the opt out vs opt in choices.

Mr. Thomas explained who would part of this program, which is the 18 URC communities, Rocky Mountain Power and State of Utah agencies (ie. Utah Public Service Commission, the Division of Public Utilities and Office of Consumer Services). In the 2024 Utah legislative session, SB214 S1 made changes to the Community Renewable Energy Act, removing the requirement that a municipality or county adopt a resolution no later than December 31, 2019, stating a net-100% renewable energy goal. At its June 2024 meeting, the URC board adopted Resolution 24-05, laying out a pathway for communities to join the URC effort. The pathway to join the URC includes a final payment by August 31, 2024, adopting the required participation ordinance within 90 days of program approval by the Utah PSC and Orem's cost would be \$71,474.52 paid over two fiscal years. After these costs, the program should be self-sustaining, meaning that administrative costs will be covered through the program rate paid by participating customers.

<https://www.youtube.com/live/VHLlqzdFDtA?t=3409s>

UTOPIA Presenter: Roger Timmerman, Utopia

Mr. Timmerman is the Executive Director for Utopia. He reviewed the history of UTOPIA. UTOPIA is a Utah interlocal entity and political subdivision of the State of Utah. However, it has expanded outside the state of Utah and has governmental partnerships in Idaho, Montana and California. Orem City was one of the founding cities. Orem belongs to both the Utopia board and UIA board. Mr. Timmerman spoke about the Utopia Accomplishments which

include the largest open-access network in the United States, the fastest speeds, the most competitive open-access network, the awardee from 2021-2024 Utah Education Network, the number 1 provider of air quality sensors in Utah, the number 1 provider of smart city solutions in Utah, the net promoter score of +63, the google rating score of 4.6 stars, the smart 50 award from Smart Cities Connect Foundation and US Ignite, and ongoing Broadband Communities top 100 FTTH award.

Mr. Timmerman explained that UTOPIA doesn't provide the service, they provide the connectivity. Orem residents have the choice of over 15 different service providers. UTOPIA provides 10Gbps across its residential fiber and 100 Gbps for businesses. The technology is continually updating, but the fiber is still good and will be for the next 30-40 years. Mr. Timmerman showed the subscribers chart which has risen from 10,000 subscribers in 2014 to over 60,000 subscribers in 2024. The Orem City build out has increased from 10,000 in 2014 to over 25,000 in 2024. Mr. Timmerman showed the increase in revenues from \$500,000 in 2014 to almost 3.5 million in 2024. Orem will be getting a check for \$958,136 for the bond repayment for 2024.

<https://www.youtube.com/live/VHLlqzdFDtA?t=5418s>

North Pointe Waste Special Service District *Presenter: Neil Schwendiman, North Pointe Solid Waste District*

Mr. Tschirki introduced Mr. Schwendiman from the North Pointe Solid Waste Special Service District. Mr. Schwendiman gave a history of North Point. The services operations include municipal solid waste (residential curbside, commercial front load, roll off, small commercial and public self haul), construction and demolition waste, green waste, clean concrete, household hazardous waste and recycling. He reviewed Orem statistics and costs over the years. The future of North Pointe Solid Waste is an updated master plan from 2021 and completion of the master plan in 2022. The master plan scope included determining the feasibility to expand current location vs. building a second transfer station within the district, determining the condition of the facility and recommend improvements, and provide estimates of all aspects of the master plan. The master plan findings were the installation of new stormwater infrastructure and paving repairs, replace damaged siding to the transfer station buildings, repair structural issues in transfer station buildings, conduct an engineering assessment of concrete tipping floor, make site operational improvements to workflow and customer services, study the two viable options to expand the current facility, and expanding the current site remains the most cost-effective option.

Mr. Schwendiman spoke about the Northern Utah Environmental Resource Agency (NUERA) which includes in 2022 lining a new cell which is 26 acres and should last about 5 year, in 2022 installing a gas collection system, recently acquired an additional 140 acres with the SITLA lease for the Bayview landfill, the SITLA lease extended through December 31, 2082 and the current estimated life of the landfill is 99+ year. He summarized his presentation with

the following points: the estimated costs of the transfer station expansion is in the range of 10 to 15 million dollars, the district board is in the process of evaluating timing for expansion improvements and working with the county to obtain bonding authority, the Bayview landfill's capacity allows us (NUERA) to control our disposal rate for the foreseeable future - \$10.50/ton, and he wanted to thank the Orem city staff on a great relationship.

Fraud Assessment Questionnaire *Presenter: Brandon Nelson, CPA, Finance Director*

Mr. Nelson explained that this is a yearly questionnaire that needs to be completed by the finance department. This is the same questionnaire as last year. He has completed this for 2024.

<https://www.youtube.com/live/VHLlqzdFDtA?t=7033s>

2023-2024 School Year Safety in Review *Presenter: Scott Spieth, Police Captain and Neil Skougard Police Sergeant*

Captain Speith reported on the 2023-2024 school year safety review. He began with a chart showing the upward trend in general youth arrests over the last 3 years, but despite the trend, data shows that our schools continue to remain safe locations. He believes that officers in the school are the first line of defense for safety in the school. The emerging crime trends are youth as both perpetrators and victims in sextortion cases, increased use of open source social media in gang investigations, prevalence of AI in creating and distributing harmful materials and a great presence of gang-type behavior and criminal activity. Captain Speith reviewed the important cases from the school year.

Captain Speith spoke of the school resource officers (SRO) accomplishments, which are the NASRO Model Agency award winner in 2024, Detective Hansen's bicycle recovery program for underprivileged youth and Detective Christensen's food pantry at Canyon View Junior High. He spoke about the police school outreach programs. The goal is to strengthen relationships with and serve our city's youth while reducing crime. They coordinated and executed dozens of events at Orem Schools, they have a Cookies with Cops program that provides positive interactions with law enforcement, and the COP reading program for classes from kindergarten to 3rd grade.

<https://www.youtube.com/live/VHLlqzdFDtA?t=8403s>

Interlocal Agreement Provo 2000 South *Presenter: Taggart Bowen, Acting City Engineer*

Mr. Bowen is presenting on the interlocal agreement with Provo City on 2000 South. He reviewed a map of the south west area projects currently in Orem and Provo. He showed cross sections of Geneva Road and Lakeview Parkway. This 2000 South project was designed by Provo and they have bid out for this utility project. The utility bid includes 54" and 48" shared storm drain lines, 12" Orem Water line, 12" Provo water line and bid alternate Geneva road utilities. Mr. Bowen displayed a drawing of the various lines that will be installed. The 2000

South Roadway project was bid out in March of 2024, but the bids were higher than expected. Provo rebid the project and the bid result from June 11, 2024 was for \$2,074,125. Provo will work with the contract to install and that is the reason to finalize the interlocal agreement with Provo. Mr. Clark explained that this project has already been put in the budget. Mr. Bowen explained that this is part of our master plan. Mayor Young explained that this will be a consent item in today's City Council meeting.

Victim Assistance *Presenter: Renee Flitton, Victim Advocate Supervisor; Heidi Francis, Victim Advocate and Aiza Stevens, Victim Advocate*

Ms. Flitton introduced herself and her department, Ms. Francis and Ms. Stevens. She explained the purpose of the victim assistance department. They work with victims of crime, those from police reports and those who walk in that need resources. They help with housing, finances, and safety. Since July 1, 2023, the department has assisted 886 people in the community. Of those, they have helped 138 assault victims, 621 domestic violence victims, 89 child physical or sexual victims, and 90 stalking victims. They refer victims to resources, including shelters, housing, and the transient bishop. Ms. Flitton explained that the numbers are on the rise, which is a concern for them.

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 Young, David Spencer, LaNae Millett, Chris Killpack, Jenn Gale, and Tom Macdonald Jeff Lambson (by Zoom)
APPOINTED STAFF	Brenn Bybee, City Manager; Ryan Clark, Assistant City Manager/Development Services Director; Steve Earl, City Attorney; Marc Sanderson, Fire Chief; BJ Robinson, Deputy Police Chief; Keri Rugg, Management Services Director; Bryce Merrill, Library and Recreation Director; Brandon Nelson, Finance Director; Reed Price, Assistant Public Works Director; Trevor Bell, Budget Division Manager; Carson Hardy, Management Analyst; Melanie Varela, Communications Specialist, Deputy PIO; Teresa McKitrick, City Recorder

<https://www.youtube.com/live/VHLlqzdFDtA?t=10166s>

CALL TO ORDER

INVOCATION / INSPIRATIONAL THOUGHT – Douglas Olauson

PLEDGE OF ALLEGIANCE – Perry Carter

MAYOR'S REPORT/ ITEMS REFERRED BY COUNCIL

City Manager Report *Presenter: Brenn Bybee, City Manager*

Mr. Bybee received a report from the Government Finance Officers Association. The City was awarded a Certificate of Achievement for Excellence in Financial Reporting for the fiscal year ending June 30th, 2023. This was judged by an impartial panel. This certificate is the highest form of recognition in the area of governmental accounting and financial reporting. Its attainment represents a significant accomplishment by a government and its management. This is an accomplishment for Mr. Nelson, our financial director and his staff.

<https://www.youtube.com/live/VHLlqzdFDtA?t=10442s>

BABO Ambassador Scholarships *Presenter: Keri Rugg, Management Services Director and Amy Peterson, Human Resources Division*

Ms. Rugg introduced the 2024 Build a Better Orem (BABO) ambassador scholarships. The winners are McKenzie MacArthur, Matt Kammerer, Jett Buxton, Jeremy Jamison, David Manzo, Brandon Stevens, Anealiese Langs, and Kevin Criman.

<https://www.youtube.com/live/VHLlqzdFDtA?t=10753s>

Senior Center Report *Presenter: Gena Bertelsen, Recreation Operations Supervisor*

Ms. Bertelsen expressed gratitude for the City Council in relation to the Senior Center. She explained that the Orem Senior Center is the largest most active senior center in Utah. They have crusted 4,000 members. She presented a highlight video of the Senior Center activities.

<https://www.youtube.com/live/VHLlqzdFDtA?t=11274s>

Oremfest Wrap Up *Presenter: Bryce Merrill, Library and Recreation Director, Karina Eckern, Events Coordinator, and Melanie Varela, Communication Specialist*

Mr. Merrill introduced the Oremfest Wrap Up and the wonderful team that made Oremfest successful. Ms. Varela showed a video of the 2024 Oremfest experience. She highlighted an experience at the Orem's Got Talent event. One of the contestants, Aaron, is using music to turn his life around. He decided to use this event to propel his mental health forward in

a positive manner. He competed and took 2nd place in the talent contest. Ms. Varela reviewed the Oremfest feedback from this year.

Ms. Eckern highlighted the collaboration with many different departments in the City for Oremfest. She showed images from the car show, pool party, Orchard's Jam, Sportsfest, Oremfest Fit, Orem's Got Talent, Baby Contest, Hot Dog and Pie eating contest, the carnival, and the grand parade. Mr. Merrill reported there were 25 business sponsors that resulted in over \$80,000 in cash donations, as well as in-kind donations. The parade had over 20,000 residents, the car show had 3,500 residents, and tens of thousands participated across the event. He explained that the feedback they receive will be reviewed and be used to continue to improve Oremfest.

<https://www.youtube.com/live/VHLLqzdFDtA?t=12276s>

Passing of Steve Brown *Presenter: Chris Tschirk, Public Works Director*

Mr. Tschirki spoke about the passing of Mr. Brown who served as the chairman of the Orem Metropolitan Water Board. He passed away two weeks ago at the age of 66. He was born in Provo and went to high school at Orem High. His passions included animals, canyoneering, hiking, and biking. He was a civil engineer and worked as a geothermal energy executive. He was married for 35 years and served in our community for a good portion of his life, 12 years on the Orem Metropolitan Water Board.

<https://www.youtube.com/live/VHLLqzdFDtA?t=12530s>

PERSONAL APPEARANCES

Opened at 6:49 PM

Holly Sweeten is a resident of Orem. She is married to Rod Sweeten who runs the Orem Youth Baseball program. She is a candidate for House District 58 and hopes to be the representative. She currently works for Congressman Burgess Owens and has been for over four years. She works in Salt Lake, Juab and Sanpete counties on their local issues.

Closed at 6:52 PM

<https://www.youtube.com/live/VHLLqzdFDtA?t=12688s>

CONSENT ITEMS

Approval of Meeting Minutes - May 28, 2024

Approval of Updated City Council Schedule for 2024

Ordinance - Water Reclamation, Pretreatment and Local Limits Code

Resolution - Interlocal Agreement Provo 2000 South

Re-appointment to Transportation Advisory Commission - Kathleen Turner

Appointment to Planning Commission - Rod Erickson

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

SCHEDULED ITEMS

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

Public Hearing - Ordinance - Amend Current Fiscal Year 2023-2024 Budget *Presenter:*

Brandon Nelson, CPA, Finance Director

Mr. Nelson presented the final budget amendments for the current FY 2023-2024 budget. His amendments include grant money that was received, surplus funds from capital project funds, interest earnings, fire station safety issues that needed to be addressed, Hillcrest funds for the newly opened park, IT needed upgrades, Senior Monday meals and revenues for charging stations.

PUBLIC HEARING OPENS 7:05 PM

No comments

PUBLIC HEARING CLOSED 7:05 PM

Mr. Macdonald moved to amend and approve by ordinance the current FY 2023-2024 budget as shown in exhibit A.. **Seconded by** Ms. Millett. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Chris Killpack, Jenn Gale and Tom Macdonald. The motion **passed**.

<https://www.youtube.com/live/VHLlqzdFDtA?t=13528s>

Public Hearing - Enterprise Fund Transfer Budgeted for FY 2024-2025 *Presenter: Brandon Nelson, CPA, Finance Director*

Mr. Nelson explained that the state legislature requires a public hearing for all Enterprise fund transfers that get made out of the Enterprise funds and into any other fund, particularly into our general fund. The Enterprise fund provides basic services. The cost of supplying these services to City properties is included in the utility rates. 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. The City is now recording that as revenue to those particular Enterprise funds. The net result to both the general fund and the enterprise fund is zero. Mr. Nelson reviewed these funds and transfers in his slideshow presentation.

PUBLIC HEARING OPENS 7:13 PM

No comments

PUBLIC HEARING CLOSED 7:13 PM

<https://www.youtube.com/live/VHLlqzdFDtA?t=13941s>

Public Hearing - Ordinance - Local Government Officers Compensation *Presenter: Brandon Nelson, CPA, Finance Director*

Mr. Nelson explained that a new bill (SB91) was passed that requires municipalities to pass an ordinance outlining what the expected pay increases for various executive officer positions. He displayed a proposed 3% merit increase for the various executive officers, excluding the City Manager who will not receive the increase, as he has recently signed a new agreement with the City of Orem.

PUBLIC HEARING OPENS 7:17 PM

No comment

PUBLIC HEARING CLOSED 7:17 PM

Mr. Macdonald moved to approve and adopt an ordinance enacting compensation increases for specific City officers as shown in exhibit A. **Seconded by** Ms. Gale. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Tom Macdonald, Jenn Gale and Chris Killpack.. The motion **passed**.

<https://www.youtube.com/live/VHLlqzdFDtA?t=14189s>

Public Hearing - Ordinance - Adopt the City of Orem FY 2024-2025 Budget *Presenter:*

Brandon Nelson, CPA, Finance Director

Mr. Nelson is presenting the final budget proposal for FY 2024-2025 in the amount of \$160,124,695. He reviewed the budget calendar which included the following dates: January 5-6 Council determined goals and area of focus at the retreat, in the March 12 work session revenues and compensation was reviewed, in the March 28 work session operational, fleet, and IT changes were reviewed, in the April 23 work session capital items were reviewed, in the May 14 city council meeting the City Council approved the tentative budget and June 18 is the final approval of the budget. The budget highlights include: 1) projected FY 2024-2025 revenues increased \$7,779,834 over FY 2023-2024 budgeted revenues, primarily due to franchise taxes, ambulance fees, water user fees, water reclamation user fees, and interest earnings revenues. 2) funded the city's compensation program including step adjustments and merit increases for all other benefited employees. 3) Funded market adjustments for employees based on a market analysis completed by the city's HR division. 4) No health insurance increase. 5) Fleet replacement totaled \$3,475,500. 5) Capital projects totaled \$17,139,261.

Mr. Nelson displayed the following budget items in comparison to previous years. The FY 2024-2025 budget revenue overview is revenues \$135,375,910, transfers \$24,706,785, and appropriation of surplus \$42,000. For a total of \$160,124,695. He explained the major revenue funds and the general fund revenue. The FY 2024-2025 budget expenditure overview is personnel \$63,726,954, operations \$71,415,243, and capital \$24,982,498. For a total of \$160,124,695. He explained the expenditure by fund, general fund additions, fleet replacements, capital projects and debt services funds. Mr. Nelson gave a summary of the enterprise funds, which include the water fund for \$19,645,573, water reclamation for \$15,648,864, storm water for \$6,492,002, recreation fund for \$4,556,200, and solid waste fund for \$5,457,000. In comparison with other cities, Orem has the lowest total utilities by comparison. Orem's average cost is \$117.48 and the average is \$149.42.

PUBLIC HEARING OPENS 7:39 PM

No comments

PUBLIC HEARING CLOSED 7:39 PM

Mr. Killpack moved to approve and adopt by ordinance the budget for FY 2024-2025, adopting the compensation programs, adopting fees and changes, setting the property tax, municipal energy sales and use tax, telecommunications license tax, transient room tax and E-911 fee rate. **Seconded by** Mr. Macdonald. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Tom Macdonald, Jenn Gale and Chris Killpack. The motion **passed**.

<https://www.youtube.com/live/VHLlqzdFDtA?t=15633s>

CITY MANAGER INFORMATION ITEMS

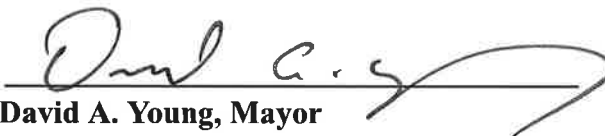
Mr. Bybee invited the city council to a ribbon cutting for SFC Energy AG. This is a sizable entity that has been attracted from Germany that specializes in supplying hydrogen and methanol fuel cells. Governor Spencer Cox is planning to attend. He also invited the council to the initial Timpanogos Bluegrass Music Festival going on the following Saturday.

Mr. Bybee gave each councilmember a copy of the sample fundraising brochure for the Gold Star Family Monument to share and he expressed his gratitude for the support his family has received from the council and executive staff.

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

Mr. Macdonald moved to adjourn to a meeting of the Orem RDA. **seconded** by Ms. Gale. Those voting yes: David Young, LaNae Millett, David Spencer, Jeff Lambson, Tom Macdonald, Jenn Gale and Chris Killpack. The motion **passed**.

PASSED and APPROVED this 9th day of July 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	☒	☐	☐

