

Chapter 2.43

GOLF ENTERPRISE FUND ADVISORY BOARD

2.43.010 Purpose.

- A. The mayor and the Salt Lake City council, hereinafter city council, declare it to be a policy of the city that the city be a provider of golf course facilities and golf programs in Salt Lake City, under the direction of the golf division of the Salt Lake public services department. The division shall coordinate all golf related activities funded by the city's golf enterprise fund.
- B. The golf division may direct, operate and maintain all golf courses maintained by Salt Lake City.
- C. This chapter is enacted and intended for the purpose of establishing a Salt Lake City golf enterprise fund advisory board for the general purpose of establishing criteria and guidelines for assessing the city's golf program needs, and to recommend priorities or the golf program, as well as to monitor any joint golf agreements between the city and other entities. The more specific powers and duties of the board shall be set forth in Section [2.43.120](#) of this chapter, or its successor. (Ord. 77-96 ? 2 (part), 1996)

2.43.020 Definitions.

"Board" means the Salt Lake City golf enterprise fund advisory board created under this chapter.

"City" means and refers to Salt Lake City, a municipal corporation of the state of Utah.

"Council" means the Salt Lake City council.

"Director of the department of public services" means a person appointed by the mayor with the advice and consent of the council who is duly qualified and acting head of the department of public services.

"Fund" or "golf enterprise fund" means the golf enterprise fund referred to in this chapter or its successor.

"Golf director" means a person appointed by the director of the department of public services to serve as the director of the division of golf within the department of public services.

"Mayor" means the duly elected or appointed, and qualified mayor of Salt Lake City.

"Member" means a person appointed by the mayor who is duly qualified and an acting, voting member of the board.

"Person" means an individual. (Ord. 77-96 ? 2 (part), 1996)

2.43.030 Board created.

There is created the Salt Lake City golf enterprise fund advisory board, hereinafter referred to as "board," which body shall consist of seven appointed voting members. The mayor, the golf director, the city attorney, and the city engineer shall be ex officio members. (Ord. 77-96 ? 2 (part), 1996)

2.43.040 Appointment of members-Oath of office.

All appointments of members of the golf enterprise fund advisory board shall be made by the mayor with the advice and consent of the city council. In making initial appointments, the mayor shall, with the advice and consent of the council, designate two members to serve two years, three members to serve three years, and two members to serve four years. Any fraction of a year in the initial appointment shall be considered a full year. Thereafter, all appointments shall be made for a four-year term. Each member's term of office shall expire on the applicable third Monday in July. Each member shall perform service on a voluntary basis without compensation, and on such basis shall be immune from liability with respect to any decision or action taken during the course of those services as provided for by Utah Code Annotated, Section 63-30-1 et seq. (1953) as amended, or successor sections. Vacancies occurring in the membership of the board shall be filled by appointment by the mayor with the advice and consent of the city council for the unexpired term. (Ord. 77-96 ? 2 (part), 1996)

2.43.050 Removal from office.

Any member may be removed from office by the mayor for cause, prior to the normal expiration of the term for which such member was appointed. (Ord. 77-96 ? 2 (part), 1996)

2.43.060 Members' ethics.

Members shall be subject to and bound by the provisions of the city's conflict of interest ordinance, Chapter 2.44 of this code, or its successor. Any violations of the provisions of said chapter, or its successor, shall be grounds for removal from office. (Ord. 77-96 ? 2 (part), 1996)

2.43.070 Eligibility for membership.

A person, to be eligible to be appointed as a member of the board, shall meet the following prerequisites:

- A. Be not less than twenty-one years of age;
- B. Six of the seven members of the board must be residents of the state of Utah and of Salt Lake City;
- C. One member of the board must be a resident of the sate of Utah and of Salt Lake County; and
- D. No person shall be eligible to serve on the board as a member while actively engaged or employed in any commercial venture on or with Salt Lake City golf courses.

- E. It is the intent of the city to have membership on the board to provide business oversight and insights into the operation of the golf courses (banking, finance, marketing, merchandising, etc.). (Ord. 77-96 ? 2 (part), 1996)

2.43.080 Meetings.

- A. The board shall convene for regular meetings to be held not less than monthly throughout the year. To the extent that the meetings of the board are governed by Chapter 4 of Title 52, Utah Code Annotated, 1953 as amended, or its successor, said meetings shall be conducted in compliance with state law. Special meetings may be called by a majority of the board, the chairperson, or the mayor. The call for a special meeting must be signed by the member calling such meeting and, unless waived in writing, each member not joining in the order for such special meeting must be given not less than three hours' notice. Said notice shall be served personally or left at the member's residence or business office. Meetings shall be held at the Forest Dale Golf Course Club House, Community Room, or at such other public place as may be designated by the board. Four members of the board shall constitute a quorum for the transaction of business. The board may act officially by an affirmative vote of any four of the members.
- B. The board shall cause a written record of its proceedings to be kept which shall be available for public inspection in the office of the city recorder. The board shall record the ye and nay votes on any action taken by it.
- C. The board shall adopt a system of rules of procedure under which its meetings are to be held. The board may suspend the rules and procedures by unanimous vote of the members of the board who are present at the meeting. The board shall not suspend the rules of procedure beyond the duration of the meeting at which suspension of the rules occurs.
- D. Unless otherwise advised in writing, the meeting place for the golf enterprise fund advisory board will be Forest Dale Golf Course Club House, 2375 South 900 East, Salt Lake City, Utah. (Ord. 77-96 ? 2, 1996)

2.43.090 Election Of Officers:

Each year, the board at its first regular meeting after the third Monday in July, shall select one of its members as chairperson and another of its members as vice chairperson, who shall perform the duties of the chairperson during the absence or disability of the chairperson. No member shall serve more than two (2) consecutive terms as chairperson. The golf director shall make available a secretary to the board when required. (Ord. 77-96 ? 2, 1996)

2.43.100 Review Of Action?Powers Of Mayor:

All actions that are motioned and voted upon by the board shall constitute recommendations to the golf director and shall not constitute official action. The mayor shall have the power to review, ratify, modify or disregard any recommendation submitted by the board, or refer the matter to the city council, if appropriate. No action shall be implemented until the board is notified in writing that it has been ratified by the mayor, or, if referred to the council, that the council has adopted an ordinance implementing the recommendation of the board, or that the recommendation was modified and adopted by the mayor or council, as appropriate, and in

such event it shall be implemented as modified. (Ord. 77-96 ? 2, 1996)

2.43.110 Committees:

The board may designate such committee or committees as it desires to study, consider and make recommendations on matters which are presented to the board. In the event the board desires nonboard members to serve on such a committee, the board may request the golf director to make such appointments. Members of such committees shall also serve without compensation. (Ord. 77-96 ? 2, 1996)

2.43.120 Powers And Duties:

The board shall have the following powers and duties:

- A. Determine and establish such rules and regulations for the conduct of the board as the members shall deem advisable; provided, however, that such rules and regulations shall not be in conflict with this chapter or its successor, or other city, state or federal law;
- B. Recommend the adoption and alteration of all rules, regulations, procedures and ordinances which it shall from time to time deem in the public interest and most likely to advance, enhance, foster, and promote activities, for the conduct of the business of, and the use and operation of golf facilities within Salt Lake City and for the purposes of carrying out the objects of this chapter; provided, however, that such rules and regulations shall not be in conflict with this chapter or its successor, or other city, state or federal law;
- C. Recommend planning, establishment and approval of all construction and expansion projects for city golf programs and facilities. The approval required in this section shall be in addition to all other approval of other city departments required by law or city policy;
- D. Recommend broad matters of policy regarding the operation and management of city golf programs and facilities which may include, but need not be limited to, the following:
 - 1. Expansion of city golf facilities,
 - 2. Timing of such expansion,
 - 3. Establishing rate structures for golf fees to the public or to any person, firm or corporation, public or private, and for leasing of space or facilities, or for granting rights, privileges or concessions at city golf facilities, and
 - 4. Determination of the number or type of concessionaires, services, or facilities at city golf facilities;
- E. Review and make recommendation annually on the budget for the division of golf within the department of public services;
- F. Assist the golf director in the continuing orderly development and promotion of city golf facilities in order to best serve the citizens of Salt Lake City. (Ord. 77-96 ? 2, 1996)

2.43.130 Attorney?Engineer:

The city attorney and the city engineer shall be the attorney and engineer, respectively, for the board. (Ord. 77-96 ? 2, 1996)