

# ORDINANCE NO. 12-01-2020

## AN ORDINANCE ESTABLISHING A COMMUNITY SERVICES BOARD AND REPEALING THE RECREATION BOARD, MUSEUM BOARD AND MODIFYING THE RAP TAX COMMITTEE IN AN EFFORT TO CONSOLIDATE AND STREAMLINE THE ACTIVITIES AND EFFORTS OF SAID BOARDS

**WHEREAS**, the City of Santaquin recognizes and appreciates the services of its various boards, committees and volunteers within the Community Services Functional Area; and

**WHEREAS**, to enhance the effectiveness of its volunteers and city staff members, and to streamline the administrative requirements of each of the various boards (i.e. posting of agendas, recording of minutes, and video streaming of meetings), the Santaquin City Council desires to create an overarching Community Services Board which will consolidate the efforts of the Recreation Board, Museum Board as well as the various ad hock committees for arts, events, etc.; and

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF SANTAQUIN CITY, UTAH, AS FOLLOWS:**

### SECTION I.

#### Establishment of Title 2, Chapter 22

#### COMMUNITY SERVICES BOARD

#### **2.22.010: COMMUNITY SERVICES BOARD ESTABLISHED; MANAGEMENT:**

The community services board is hereby established to be kept and maintained for the purpose of enhancing the sports, recreation, culture, heritage and general welfare of the community. The community services board shall be managed and operated pursuant to the provisions of this article.

#### **2.22.020: BOARD ESTABLISHED; TERMS OF OFFICE; BYLAWS:**

A. Board Members: There is hereby created and established a community services board, which shall consist of seven (7) members who shall be residents of the city. It is hereby established that one member of the board

shall be a member of the city council. All board members, and the chair of the community services board, shall be appointed by the mayor, with the advice and consent of the city council, for terms as set forth below or until their respective successors are appointed. If any member is an elected official, he or she shall be deemed replaced by his or her successor in office. Subject to the above, any vacancy on the board will be filled by appointment by the mayor, with the advice and consent of the city council.

- B. Terms of Office: The mayor shall initially appoint two (2) community services board members for one (1) terms, two (2) community services board members for two (2) year terms, and two (2) community services board members for three (3) year terms, subject to confirmation by the city council. Annually thereafter the mayor shall, before January 1 of each year, or as soon thereafter as possible, appoint for three (3) year terms, subject to confirmation by the city council, board members to take the place of board members whose terms are ending.
- C. Bylaws: The board shall govern itself by a set of bylaws that it shall prepare and have approved by the city council. A current copy of the bylaws shall be maintained in the office of the city recorder for public use. The bylaws may be amended by a majority vote of all members of the board, provided written notice of the proposed amendments shall have been mailed to all board members at least ten (10) days prior to the meeting at which such action proposed will be taken. The board shall appoint, under the procedures outlined in the bylaws, any board officers designated in those bylaws with the exception of the chair of the board, who will be appointed by the mayor with the consent of the city council. The bylaws shall include provision for training of the board members.

**2.22.030: VACANCIES:**

Vacancies in the board occasioned by removals, resignations or otherwise, shall be filled for the unexpired term in the same manner as original appointments.

**2.22.040: COMPENSATION:**

Board members shall serve without compensation, but their actual and necessary expenses incurred in the performance of their official duties may be paid from the various community services department's funds.

**2.22.050: CHAIRPERSON DUTIES:**

Following their appointment, the chairperson shall present the agenda, as



hereinafter provided, of all matters pertaining to the community services board to be considered at each and every meeting of the board.

**2.22.060: SPACE FOR BOARD MEETINGS, EQUIPMENT:**

The city administration shall establish and furnish suitable space for the meetings and business of the community services board.

**2.22.070: SECRETARY AND OTHER EMPLOYEES:**

The community services director shall provide a city staff member to serve as the secretary to the community services board and other such employees as may be necessary to carry on the duties and functions thereof. Upon request by the board, the mayor, or designee, as approved by the city council, the community services director shall provide the board with city employees and employee management, pursuant to the pay range tables and other employee policies established for city employees. The funding for said employees shall come from the various community services departments.

**2.22.080: MEETINGS; ABSENCE:**

The board shall meet in regular meetings at a time designated by the board. Special meetings may be convened at any time as determined by the city council or the chairperson of the board, upon giving notice to all members of the board. Absence of a member of the board from three (3) regular meetings in any four (4) month period shall have the effect of vacating the office of the member, unless such absence is authorized or approved by board action. All meetings must comply with Utah Code Annotated title 52, chapter 4, as amended, relating to open and public meetings.

**2.22.090: AGENDA; POWERS:**

- A. Preparation of Agenda: The agenda for each meeting of the board shall be prepared by the chairperson or the chairperson's designee, and said agenda may cover all matters pertaining to the community services functional areas.
- B. Minutes: Written minutes shall be kept of all regular and special meetings and shall be transmitted to board members following such meetings. A permanent set of minutes shall be maintained. All records of the board shall be open to inspection during normal business hours.

- C. Authority to Recommend Policies: The board has the authority, consistent with city and state statute, to recommend policies and procedures for the various community services departments.
- D. Administrative Control Reserved To Mayor: Except as set forth in this article or by resolution, all other administrative control with respect to the various community services departments is reserved to the mayor, or designee.
- E. Advisory Board to City Council: The community services board shall act as an advisory board to the city council on all policy and budgetary matters pertaining to the community services functional area and to the mayor in respect to the administrative powers reserved to the mayor in this title.

#### **2.22.100: BOARD COMMITTEES:**

Matters of business for the board should, when suitable, go through committees and should be brought to the board by the committees. Referrals for study and recommendations should be made by the board to committees. Appropriate records should be made of all committee meetings and action, and recommendations to be made to the board shall represent clearly the committee decision and recommendation. Committees shall be established by the board as needed.

#### **2.22.110: ANNUAL REPORTS:**

The community services board shall make an annual report to the city council on the condition and operation of the various community services departments, projects and initiatives.

### **Repeal of Title 2, Chapter 24**

#### **MUSEUM BOARD**

#### **~~2.24.010 MUSEUM ESTABLISHED; MANAGEMENT:~~**

~~The city museum, known as the Chieftain Museum, is hereby established to be kept and maintained for the purpose of enhancing the culture, heritage and general welfare of the community. The museum shall be managed and operated by the museum board pursuant to the provisions of this chapter. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~

#### **~~2.24.020 BOARD ESTABLISHED; TERMS OF OFFICE; BYLAWS~~**



- A. ~~Board Of Directors: There is hereby created and established a museum board of directors of the city museum, which shall consist of seven (7) members who shall be residents of the city. It is hereby established that one member of the board shall be a member of the city council. All directors shall be appointed by the mayor, with the advice and consent of the city council, for terms as set forth below or until their respective successors are appointed. If any member is an elected official, he or she shall be deemed replaced by his or her successor in office. Subject to the above, any vacancy on the board will be filled by appointment by the mayor, with the advice and consent of the city council.~~
- B. ~~Terms Of Office: The mayor shall initially appoint a museum board member for one, two (2), or three (3) year terms, subject to confirmation by the city council. Annually thereafter the mayor shall, before July 1 of each year, or as soon thereafter as possible, appoint for three (3) year terms, subject to confirmation by the city council, directors to take the place of retiring directors.~~
- C. ~~The board shall govern itself by a set of bylaws that it shall prepare and have approved by the city council. A current copy of the bylaws shall be maintained in the office of the city recorder for public use. The bylaws may be amended by a majority vote of all members of the board, provided written notice of the proposed amendments shall have been mailed to all board members at least ten (10) days prior to the meeting at which such action proposed will be taken. The board shall appoint, under the procedures outlined in the bylaws, any board officers designated in those bylaws. The bylaws shall include provision for training of the board members as well as the museum staff. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~

#### **2.24.030 VACANCIES**

~~Vacancies in the board of directors occasioned by removals, resignations or otherwise, shall be filled for the unexpired term in the same manner as original appointments. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~

#### **2.24.040 COMPENSATION**

~~Directors shall serve without compensation, but their actual and necessary expenses incurred in the performance of their official duties may be paid from museum funds. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~

#### **2.24.050 CHAIRPERSON DUTIES**

~~Following their appointment, the directors shall meet and elect a chairperson and vice chairperson, and such other officers as they deem necessary, for one year terms. The chairperson shall present the agenda, as hereinafter provided, of all~~



matters pertaining to the museum to be considered at each and every meeting of the board. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)

#### **~~2.24.060 SPACE FOR BOARD MEETINGS, EQUIPMENT~~**

~~The city administration shall establish and furnish suitable space for the meetings and business of the museum board. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~

#### **~~2.24.070 SECRETARY AND OTHER EMPLOYEES~~**

~~The museum board shall appoint a secretary to the museum board and such other employees as may be necessary to carry on the duties and functions thereof. Upon request by the board, the mayor, or designee, shall provide the board with city employees and employee management, pursuant to the pay range tables and other employee policies established for city employees. The funding for said employees shall come from the museum budget. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~

#### **~~2.24.080 MEETINGS; ABSENCE~~**

~~The board shall meet in regular meetings at a time designated by the board. Special meetings may be convened at any time as determined by the city council or the chairperson of the board, upon giving notice to all members of the board. Absence of a member of the board from three (3) regular meetings in any four (4) month period shall have the effect of vacating the office of the member, unless such absence is authorized or approved by board action. All meetings must comply with Utah Code 52-4, as amended, relating to open and public meetings. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~

#### **~~2.24.090 AGENDA; POWERS~~**

- ~~A. Preparation Of Agenda: The agenda for each meeting of the board shall be prepared by the chairperson or the chairperson's designee, and said agenda may cover all matters pertaining to the operation of the museum.~~
- ~~B. Minutes: Written minutes shall be kept of all regular and special meetings and shall be transmitted to board members following such meetings. A permanent set of minutes shall be maintained. All records of the board shall be open to inspection during normal business hours.~~
- ~~C. Maintenance, Operation Of Museum: The museum board shall:
  - ~~1. Maintain and care for the museum; and~~
  - ~~2. Establish policies for its operation.~~~~
- ~~D. Authority To Adopt Policies: The board has the authority, consistent with city and state statute, to adopt policies and procedures for the city museum.~~
- ~~E. Powers: Upon the approval of the city council, the board may:~~



- ~~1. Have control of the expenditures of the museum fund, in coordination with the mayor, or designee, and within the purchasing policies and budgets established by the city council;~~
- ~~2. Have control of the construction, lease or sale of museum buildings and land; and the operation and care of the museum;~~
- ~~3. Purchase, lease or sell land and purchase, lease, erect or sell buildings for the benefit of the museum; and~~
- ~~4. Solicit gifts or bequests from any person or source, on behalf of the city, for the development or improvement of the museum or for the acquisition of artifacts, equipment or materials for the museum. Such gifts or bequests shall be received by the city treasurer and shall be put in a special fund for the purpose for which the money was received.~~

~~F. Administrative Control Reserved To Mayor: Except as set forth in this chapter or by resolution, all other administrative control with respect to the museum is reserved to the mayor, or designee.~~

~~G. Advisory Board To City Council: The museum board shall act as an advisory board to the city council on all policy and budgetary matters pertaining to the museum and to the mayor in respect to the administrative powers reserved to the mayor in this title. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~

#### **~~2.24.100 APPOINTMENT OF MUSEUM DIRECTOR AND OTHER PERSONNEL~~**

~~The museum board of directors shall recommend a competent person as museum director to have immediate charge of the museum with such duties and compensation for his/her services as it shall fix and determine. The mayor and city council will appoint the museum director upon the recommendation of the board. The museum director shall act as the executive officer for the museum board. The board shall appoint, upon the recommendation of the museum director, other personnel as needed. Upon request by the board, the mayor, or designee, shall provide the museum with city employees and employee management for museum purposes, pursuant to the pay range tables and other employee policies established for city employees. Upon request by the board, the museum director shall also be deemed a city employee. The funding for said employees shall come from the museum budget. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~

#### **~~2.24.110 BOARD COMMITTEES~~**

~~Matters of business for the board should, when suitable, go through committees and should be brought to the board by the committees. Referrals for study and recommendations should be made by the board to committees. Appropriate records should be made of all committee meetings and action, and recommendations to be made to the board shall represent clearly the committee~~



decision and recommendation. Committees shall be established by the board as needed. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)

#### **2.24.120 ANNUAL REPORTS**

The museum board of directors shall make an annual report to the city council on the condition and operation of the museum, including a financial statement. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)

#### **2.24.130 ADOPT RULES FOR MUSEUM USE; FREE USE OF MUSEUM**

- A. ~~Required: The museum board of directors shall make and adopt rules and regulations, not inconsistent with law, for the governing of the museum. Subject to such rules and regulations, the museum shall be free to the use of the citizens of the city.~~
- B. ~~Violators Excluded: The board may exclude from the use of the museum any and all persons who shall wilfully violate such rules.~~
- C. ~~Use By Residents Outside City: The board may extend the privileges and use of the museum to persons residing outside of the city on such terms and conditions as it may prescribe by its regulations. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~

#### **2.24.140 UNLAWFUL ACTS**

- A. ~~Destruction: It shall be unlawful for any person to mark, tear or in any manner injure, deface, mutilate or destroy any artifact or other property of the museum.~~
- B. ~~Penalty: Any person violating any provision of this section shall be guilty of a class C misdemeanor and upon conviction, subject to penalty as provided in SCC 1.16.010. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~

#### **2.24.150 FUNDING**

- A. ~~Budget: Beginning in February of each year, a preliminary budget shall be prepared by the museum director and staff for the following fiscal year, which runs from July 1 to June 30. After review and approval of the board, the draft shall be presented to the city manager, or designee, along with other city budgets, by the month of April, for the public hearing and final approval of the city council.~~
- B. ~~Credit To Museum Fund: All tax monies received for the museum, as well as donated monies, shall be deposited in the city treasury to the credit of the museum fund and shall not be used for any other purpose except that of the city museum. Said fund shall be drawn upon by the authorized officers of the city upon presentation of the properly authenticated vouchers. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)~~



## **2.24.160 HOURS OF OPERATION**

The museum board of directors shall establish the hours of operation. The museum board may allow for the closure of the museum for limited periods of time for cleaning, maintenance, technological upgrades, or other temporary purposes deemed appropriate by the board. (Ord. 04-02-2013, 4-3-2013, eff. 4-4-2013)

## **Repeal of Title 2, Chapter 28**

### **RECREATION BOARD**

#### **2.28.010 RECREATION ESTABLISHED; MANAGEMENT**

The Santaquin City recreation board is hereby established to be kept and maintained for the purpose of promoting community health and well being through fun and memorable recreation experiences and activities for everyone. The recreation department shall be managed and operated by the recreation coordinator under the direction of the mayor, or designee, and under the broad policy guidance established by the recreation board. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)

#### **2.28.020 BOARD ESTABLISHED; TERMS OF OFFICE; BYLAWS**

- A. Recreation Board Members: There is hereby created and established the Santaquin City recreation board, which shall consist of seven (7) members who shall be residents of the city. It is hereby established that one member of the board shall be a member of the city council. All members shall be appointed by the mayor, with the advice and consent of the city council, for terms as set forth below or until their respective successors are appointed. If any member is an elected official, he or she shall be deemed replaced by his or her successor in office. Subject to the above, any vacancy on the board will be filled by appointment by the mayor, with the advice and consent of the city council.
- B. Terms Of Office: The mayor shall initially appoint a recreation board member for one, two (2), or three (3) year terms, subject to confirmation by the city council. Annually thereafter the mayor shall, before July 1 of each year, or as soon thereafter as possible, appoint for three (3) year terms, subject to confirmation by the city council, board members to take the place of retiring board members.
- C. Bylaws: The board shall govern itself by a set of bylaws that it shall prepare and have approved by the city council. A current copy of the bylaws shall be maintained in the office of the city recorder for public use. The bylaws may be amended by a majority vote of all members of the

board, provided written notice of the proposed amendments shall have been mailed to all board members at least ten (10) days prior to the meeting at which such action proposed will be taken. The board shall appoint, under the procedures outlined in the bylaws, any board officers designated in those bylaws. The bylaws shall include provision for training of the board members as well as the recreation staff. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)

#### **2.28.030 VACANCIES**

Vacancies in the board occasioned by removals, resignations or otherwise, shall be filled for the unexpired term in the same manner as original appointments. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)

#### **2.28.040 COMPENSATION**

Board members shall serve without compensation, but their actual and necessary expenses incurred in the performance of their official duties may be paid from recreation funds. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)

#### **2.28.050 CHAIRPERSON DUTIES**

Following their appointment, the board members shall meet and elect a chairperson and vice chairperson, and such other officers as they deem necessary, for one-year terms. The chairperson shall present the agenda, as hereinafter provided, of all matters pertaining to the recreation department to be considered at each and every meeting of the board. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)

#### **2.28.060 SPACE FOR BOARD MEETINGS, EQUIPMENT**

The city administration shall establish and furnish suitable space for the meetings and business of the recreation board. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)

#### **2.28.070 SECRETARY AND OTHER OFFICERS**

The recreation board shall appoint a secretary of the recreation board and such other officers as may be necessary to carry on the duties and functions thereof. Upon request by the board, the mayor, or designee, may provide the board with city employees and employee management, pursuant to the pay range tables and other employee policies established for city employees. The funding for said employees shall come from the recreation budget. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)



## **2.28.080 MEETINGS; ABSENCE**

The board shall meet in regular meetings at a time designated by the board. Special meetings may be convened at any time as determined by the city council or the chairperson of the board, upon giving notice to all members of the board. Absence of a member of the board from three (3) regular meetings in any four (4) month period shall have the effect of vacating the office of the member, unless such absence is authorized or approved by board action. All meetings must comply with Utah Code 52-4, as amended, relating to open and public meetings. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)

## **2.28.090 AGENDA; POWERS**

- A. Preparation Of Agenda: The agenda for each meeting of the board shall be prepared by the chairperson, or the chairperson's designee, and said agenda may cover all matters pertaining to the operating policies of the recreation department.
- B. Minutes: Written minutes shall be kept of all regular and special meetings and shall be transmitted to board members following such meetings. A permanent set of minutes shall be maintained. All records of the board shall be open to inspection during normal business hours.
- C. Maintenance, Operation Of Recreation Facilities And Fields: The recreation board shall:
1. Oversee the maintenance and care of the recreation facilities and fields; and
  2. Establish policies for its operation.
- D. Authority To Adopt Policies: The board has the authority, consistent with city and state statute, to adopt policies and procedures for the city's recreation facilities, fields, operations, programs and events.
- E. Powers: Upon the approval of the city council, the board may have the following powers:
1. Recommendation of expenditures of the recreation fund, in coordination with the mayor, or designee, and within the purchasing policies and budgets established by the city council;
  2. The construction, lease or sale of recreation buildings and land; and the operation and care of the recreation facilities and fields;
  3. Purchase, lease or sell land and purchase, lease, erect or sell buildings for the benefit of the recreation department; and
  4. Solicit gifts or bequests from any person or source, on behalf of the city, for the development or improvement of the recreation department. Such gifts or bequests shall be received by the city treasurer and shall be put in a special fund for the purpose for which the money was received.
- F. Administrative Control Reserved To Mayor: Except as set forth in this chapter or by resolution, all other administrative control with respect to the recreation board is reserved to the mayor, or designee.



~~G. Advisory Board To City Council: The recreation board shall act as an advisory board to the city council on all policy and budgetary matters pertaining to the recreation department and to the mayor in respect to the administrative powers reserved to the mayor in this title. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)~~

## **~~2.28.100 RECREATION COORDINATOR AND OTHER PERSONNEL~~**

~~The recreation board shall recommend a competent person as recreation department coordinator to have immediate charge of the recreation department with such duties and compensation for his/her services as it shall fix and determine. The recreation coordinator shall act as the executive officer for the recreation board. Upon request by the board, the mayor, or designee, shall provide the recreation board with city employees and employee management for recreation purposes, pursuant to the pay range tables and other employee policies established for city employees. The funding for said employees, including the recreation coordinator, shall come from the recreation budget. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)~~

## **~~2.28.110 BOARD COMMITTEES~~**

~~Matters of business for the board should, when suitable, go through committees and should be brought to the board by the committees. Referrals for study and recommendations should be made by the board to committees. Appropriate records should be made of all committee meetings and action, and recommendations to be made to the board shall represent clearly the committee decision and recommendation. Committees shall be established by the board as needed. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)~~

## **~~2.28.120 ANNUAL REPORTS~~**

~~The recreation board shall make an annual report to the city council on the condition and operation of the recreation department, its fields, facilities, programs, events and operations, including a financial statement. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)~~

## **~~2.28.130 ADOPT RULES FOR RECREATION FACILITY USE~~**

- ~~A. Required: The recreation board shall make and adopt rules and regulations, not inconsistent with law, for the governing of the recreation department.~~
- ~~B. Violators Excluded: The board may exclude from the use of the recreation facilities, fields, programs and events any and all persons who shall wilfully violate such rules established by the board.~~
- ~~C. Use By Residents Outside City: The board may extend the privileges and use of the recreation facilities, fields, programs and events to persons~~



residing outside of the city on such terms and conditions as it may prescribe by its regulations. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)

#### **2.28.140 UNLAWFUL ACTS**

- A. ~~Destruction: It shall be unlawful for any person to mark, tear or in any manner injure, deface, mutilate or destroy any property of the recreation department.~~
- B. ~~Penalty: Any person violating any provision of this section shall be guilty of a class C misdemeanor and upon conviction, subject to penalty as provided in SCC 1.16.010. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)~~

#### **2.28.150 FUNDING**

- A. ~~Budget: Beginning in February of each year, a preliminary budget shall be prepared by the recreation coordinator and staff for the following fiscal year, which runs from July 1 to June 30. After review and approval of the board, the draft shall be presented to city manager, or designee, along with other city budgets, by the month of April, for the public hearing and final approval of the city council.~~
- B. ~~Credit To Recreation Fund: All tax monies received for recreation, as well as donated monies, shall be deposited in the city treasury to the credit of the recreation fund and shall not be used for any other purpose except that of the city recreation. Said fund shall be drawn upon by the authorized officers of the city upon presentation of the properly authenticated vouchers. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)~~

#### **2.28.160 ESTABLISHMENT OF PROGRAMS AND EVENTS**

~~The recreation board shall establish, at the advice of the recreation coordinator, all recreational programs and events. The recreation board may allow for the closure of the recreation facilities and/or fields for limited periods of time for cleaning, maintenance, technological upgrades, or other temporary purposes deemed appropriate by the board. (Ord. 09-01-2014, 9-3-2014, eff. retroactive to 3-21-2013)~~

### **Modification of Title 3, Chapter 36, Section 030 (D) –**

#### **RAP TAX**

##### **3.36.030 RAP TAX**

- D. The Mayor, with the advice and consent of the Council, shall appoint a Citizens Committee consisting of **seven (7)** ~~nine (9)~~ members. The members shall be made up of an elected official, the **Community**

~~Services Parks and Recreation~~ Director, the Chair of the ~~Community Services Board Recreation Committee~~, and ~~four (4) six (6)~~ at large members who are residents of Santaquin City. The elected official and the ~~Community Services Parks and Recreation~~ Director shall have no vote. (Ord. 12-01-2018, 12-18-2018, eff. 12-19-2018)

## **SECTION II. Codification, Inclusion in the Code, and Scrivener's Errors**

It is the intent of the City Council that the provisions of this ordinance be made part of the City Code as adopted, that sections of this ordinance may be re-numbered or re-lettered, that the word *ordinance* may be changed to *section*, *chapter*, or other such appropriate word or phrase in order to accomplish such intent regardless of whether such inclusion in a code is accomplished, sections of the ordinance may be re-numbered or re-lettered. Typographical errors which do not affect the intent of this ordinance may be authorized by the City without need of public hearing by its filing a corrected or re-codified copy of the same with the City Recorder.

## **SECTION III. Severability**

If any part of this ordinance or the application thereof to any person or circumstances shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this ordinance or the application thereof to other persons and circumstances, but shall be confined to its operation to the section, subdivision, sentence or part of the section and the persons and circumstances directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the City Council that this section would have been adopted if such invalid section, provisions, subdivision, sentence or part of a section or application had not been included.

## **SECTION IV. Effective Date**

The City Recorder shall deposit a copy of this ordinance in the official records of the City on December 1<sup>st</sup>, 2020, and before 5:00 p.m. on that same day, shall place a copy of this ordinance in three places within the City. This ordinance shall become effective at 5:00 p.m. on December 2<sup>nd</sup>, 2020.

Passed and duly adopted this 1<sup>st</sup> day of December, 2020.

  
\_\_\_\_\_  
KIRK F. HUNSAKER, Mayor



ATTEST:

*K. Aaron Shirley*  
K. AARON SHIRLEY  
Santaquin City Recorder

Council Member Nick Miller	<u>yes</u>
Council Member Betsy Montoya	<u>yes</u>
Council Member Lynn Mecham	<u>yes</u>
Council Member Dave Hathaway	<u>yes</u>
Council Member Jenn Bowman	<u>yes</u>

STATE OF UTAH                    )  
  ) ss.  
COUNTY OF UTAH                )

I, K. AARON SHIRLEY, City Recorder of Santaquin City, Utah, do hereby certify and declare that the above and foregoing is a true, full, and correct copy of an ordinance passed by the City Council of Santaquin City, Utah, on the 1<sup>st</sup> day of December, 2020, entitled

**“AN ORDINANCE ESTABLISHING A COMMUNITY SERVICES BOARD AND REPEALING THE RECREATION BOARD, MUSEUM BOARD AND MODIFYING THE RAP TAX COMMITTEE IN AN EFFORT TO CONSOLIDATE AND STREAMLINE THE ACTIVITIES AND EFFORTS OF SAID BOARDS”**

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of Santaquin City Utah this 1<sup>st</sup> day of December, 2020.

(SEAL)



  
\_\_\_\_\_  
K. AARON SHIRLEY  
Santaquin City Recorder



AFFIDAVIT OF POSTING

STATE OF UTAH )  
 ) ss.  
COUNTY OF UTAH )

I, K. AARON SHIRLEY, City Recorder of Santaquin City, Utah, do hereby certify and declare that I posted in three (3) public places the ordinance, which is attached hereto on the 1<sup>st</sup> day of December, 2020.

The three places are as follows:

- 1. Zions Bank
- 2. Post Office
- 3. City Office

I further certify that copies of the ordinance so posted were true and correct copies of said ordinance.

K. Aaron Shirley  
K. AARON SHIRLEY  
Santaquin City Recorder

The foregoing instrument was acknowledged before me this 2 day of December, 2020, by K. AARON SHIRLEY.

My Commission Expires:

Shannon Hoffman  
Notary Public

Residing at: Utah County

