

## SALT LAKE COUNTY ORDINANCE

ORDINANCE NO. \_\_\_\_\_, 2020

### **REVISION TO SECTION 3.07.060 TO ALLOW UP TO TWO ADDITIONAL AT-LARGE MEMBERS ON THE TIER II (SMALL CULTURAL) ADVISORY BOARD**

AN ORDINANCE AMENDING SECTION 3.07.060 OF THE SALT LAKE COUNTY CODE OF ORDINANCES, 2001, ENTITLED “DETERMINATION OF OPERATING EXPENSES.”

The Legislative Body of Salt Lake County ordains as follows:

SECTION I. The enactments made here are designated by underlining the new words.

Words being deleted are designated by brackets and interlineation.

SECTION II. Section 3.07.060 of the Salt Lake County Code of Ordinances, 2001, is amended to read as follows:

Section 3.07.060 - Distribution of revenues—Determination of operating expenses.

- A. The distribution of revenues and determination of operating expenses shall be in accordance with Section 59-12-701 et seq. and the provisions of this chapter and shall be subject to the policies and procedures adopted by the council.
- B. An advisory board known as the Tier I (large cultural organizations) advisory board shall be appointed by the council in accordance with statutory requirements.
- C. An advisory board known as the Tier II (small cultural organizations) advisory board shall be appointed by the council in accordance with the following:
  - 1. Two mayors from municipalities within Salt Lake County; and
  - 2. An un-even number of representatives, at least seven but no more than nine [~~Seven representatives~~] from the community at large, one of which is recommended (but not required) to be a member of the Salt Lake County Arts and Culture advisory board.
- D. An advisory board known as the recreational facilities advisory board shall be appointed by the council in accordance with the following:
  - 1. Five representatives from the community at large, at least one community representative shall reside in unincorporated Salt Lake County;
  - 2. Four mayors from municipalities within Salt Lake County;

3. Two representatives from the division of the Salt Lake County parks and recreation advisory board;
  4. One member of the county open space trust fund committee;
  5. The division director (or his designee) of Salt Lake County parks and recreation;
  6. Additional members may be added at the discretion of the council as desired.
- E. The director of the community service department (or his designee) and the zoo, arts and parks program director shall serve as nonvoting members to each of the advisory boards. Staff assistance to the Tier I and II advisory boards shall be provided by the department of community services. Staff assistance to the recreational facilities advisory board shall be provided by the council. A deputy district attorney shall provide legal assistance as necessary.
- F. It is the intent of the council that to the extent practicable, advisory board members shall be evenly divided by council district.
- G. Terms of Board and Committee Members.
1. Except for the terms of office of the members of the first board to be established, the term of office of each member shall be three years and until the appointment and qualification of his/her successor. The terms of members of the first board established shall be staggered.
  2. Upon the expiration of a member's term, his/her successor shall be appointed for a full term of three years.
  3. The expiration date of the term of office of each board member shall be the first Monday in January in the year in which the person's term expires.
  4. The chair of the board or committee shall be selected by the members yearly or at such time as a vacancy occurs.
- H. The members of each board shall be appointed by the council.
- I. By July 1st of each year, the council may index the threshold amount(s) in Subsection 59-12-704(1), Utah Code Annotated, as permitted by Subsection 59-12-704(5). Any change shall be rounded off to the nearest one hundred dollars.
- J. The administration of this chapter shall be further governed by policies and procedures to be established for this purpose by the county.
- K. Except as provided in Subsections 1 and 2 below, in addition to the definitions found in Section 59-12-702 and the distribution of revenues found in Subsection 59-12-704(1)(b), to be eligible to receive a portion of the ZAP revenue as a zoological facility or organization, such facility or organization must be accredited by a national or international independent accrediting organization for zoos and/or aquariums approved from time to time by the Tier I advisory board, such as the Association of Zoos and Aquariums.
1. If any accredited zoological facility or organization that has previously received ZAP funding subsequently loses accreditation, said facility or organization shall provide, with its next ZAP funding application, a written notice explaining the reasons for the loss of accreditation and proposing curative measures to be taken by the facility or

organization to address the reasons for the loss of accreditation. The Tier I advisory board may consider the explanation and proposed curative measures in making a recommendation to the county council to award ZAP funds to said zoological facility or organization. After considering the recommendation of Tier I advisory board, the county council may continue to award ZAP funds to the unaccredited facility or organization for a period of time. However, in no event will a zoological facility or organization be eligible to receive ZAP funds once it has been unaccredited for more than five years.

2. With respect to a zoological organization having as its primary purpose the operation of an aquarium or a zoological facility that is part of or integrated with an aquarium, for the five-year period commencing on January 1, 2017 and ending on December 31, 2021, such facility or organization need not be accredited to be eligible to receive a portion of the ZAP revenue as a zoological facility or organization, but must be in the process of obtaining accreditation from a national or international independent accrediting organization for zoos and/or aquariums approved by the Tier I advisory board, as provided in this Section. However, if a zoological organization having as its primary purpose the operation of an aquarium or a zoological facility that is part of or integrated with an aquarium fails to apply for its initial accreditation from an approved accrediting organization on or before May 31, 2020 or fails to receive its initial accreditation from an approved accrediting organization on or before December 31, 2021, then, after May 31, 2020 or December 31, 2021, whichever is triggered first, such zoological facility or organization will not be eligible to receive a portion of the ZAP revenue as a zoological facility or organization under Subsection 59-12-704(1)(b) until the zoological facility or organization obtains accreditation from an approved accrediting organization, unless the Tier I advisory board makes a recommendation to the county council that an extension to the application or accreditation deadline is warranted. If the Tier I advisory board recommends to the county council that an extension is warranted, then the county council may award ZAP funds to such zoological facility or organization for a period of time. However, in no event will such zoological facility or organization be eligible to receive ZAP funds once it has remained unaccredited for more than two years beyond the December 31, 2021 deadline.

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APPROVED and ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2020.

SALT LAKE COUNTY COUNCIL

By \_\_\_\_\_  
\_\_\_\_\_, Chair

ATTEST:

\_\_\_\_\_  
Salt Lake County Clerk

Approved as to Form:

By: Megan Smith  
Megan L. Smith  
Deputy District Attorney

ORDINANCE HISTORY:

Council Member Bradley voting \_\_\_\_  
Council Member Bradshaw voting \_\_\_\_  
Council Member Burdick voting \_\_\_\_  
Council Member DeBry voting \_\_\_\_  
Council Member Ghorbani voting \_\_\_\_  
Council Member Granato voting \_\_\_\_  
Council Member Jensen voting \_\_\_\_  
Council Member Snelgrove voting \_\_\_\_  
Council Member Winder Newton \_\_\_\_

Vetoed and dated this \_\_\_\_ day of \_\_\_\_\_, 2020.

By: \_\_\_\_\_  
Mayor Jennifer Wilson or Designee

(Complete As Applicable)

Veto override: Yes \_\_\_\_ No \_\_\_\_ Date: \_\_\_\_\_

Ordinance Published in Newspaper: Date: \_\_\_\_\_

Effective date of Ordinance: \_\_\_\_\_

## SUMMARY OF

On the \_\_\_\_\_ day of \_\_\_\_\_, 2020, the County Council of Salt Lake County adopted Ordinance No. \_\_\_\_\_, which amends Section 3.07.060, entitled “Distribution of revenues—Determination of operating expenses” of the Salt Lake County Code of Ordinances, 2001,

A complete copy of Ordinance No. \_\_\_\_\_ is available in the office of the Salt Lake County Clerk, 2001 South State St., N2-100, Salt Lake City, Utah.

SALT LAKE COUNTY COUNCIL

By: \_\_\_\_\_

, Chair

ATTEST:

Sherrie Swensen  
Salt Lake County Clerk