

ORDINANCE NO. 89-O-458

AN ORDINANCE CREATING THE BROOKINGS HARBOR GOLF BOARD; PRESCRIBING ITS DUTIES; PRESCRIBING A TERMINATION DATE; CREATING THE GOLF COURSE FUND; AUTHORIZING SOLICITATIONS; AND REPEALING ORDINANCE NO. 87-O-413.

Recitals.

The purpose of the repeal of Ordinance No. 87-O-413 and the adoption of Ordinance No. 89-O-458 is to delete all references to the use of public funds for the purpose of development and operation of a golf course.

Sections:

- Section 1. Creation of Brookings Harbor Golf Board.
- Section 2. Duties.
- Section 3. Termination.
- Section 4. Creation of Golf Course Fund.
- Section 5. Solicitations.
- Section 6. Repeal of Ordinance No. 87-O-413.

The city of Brookings ordains as follows:

Section 1. Creation of Brookings Harbor Golf Board. The Brookings Harbor Golf Board comprised of five members is hereby created. Four of the members shall be electors who are owners of property within the Brookings Harbor area. The four members shall be nominated by the mayor and confirmed by the council. The fifth member of the board shall be the mayor or a member of the city council designated by the mayor. The board members, by a majority vote, shall elect a chairman and such other officers as are deemed necessary to conduct business from its membership.

Section 2. Duties. The Brookings Harbor Golf Board shall:

- A. Prepare for city council consideration, a development plan for the construction of a golf course on property donated to the city of Brookings for that purpose. The development plan shall include:
 - 1. Estimates and projections of construction, operating and maintenance costs together with revenues from all sources.
 - 2. Methods of financing the construction, operation and maintenance of the golf course using private financing including venture capital, grants, donations and other methods of financing which may prove feasible.

3. Recommendations regarding the on-going maintenance and operating of the facility by private developers and operators.
 4. The master plan and preliminary design of the golf course.
- B. Develop for council approval a timetable and strategy for implementing the construction of the proposed golf course.
 - C. Review plans and make recommendations concerning the land use review and approval procedures.
 - D. Make recommendations to the city council regarding selection of developers and methods of contracting to develop the golf course.
 - E. Develop policies for the operation of a golf course for adoption and implementation by the City Council.
 - F. Perform other duties assigned by the city council.

Section 3. Termination. The Brookings Harbor Golf Board shall terminate four years from the enactment of this ordinance or upon completion of construction of the proposed golf course, whichever first occurs.

Section 4. Creation of Golf Course Fund. There is hereby created the Golf Course Fund which shall be used as follows:

- A. To receive, invest and account for the public and private funds budgeted, donated or received for the construction and operation of a municipal golf course and activities related thereto.
- B. All funds donated for the construction, maintenance or operation of the golf course shall be deposited to this fund. The city manager is authorized to accept conditioned or unconditioned gifts for the purpose of the fund created by this section provided the conditions are consistent with the purposes of this fund and the policies of the city council.
- C. The city manager may accept gifts conditioned upon the donor's request for confidentiality. To the maximum extent allowed by law, the city will honor such requests for confidentiality from individual donors.

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Section 5. Solicitations. The City Council is hereby authorized to seek and to accept on behalf of the City public and private grants and donations for the construction and operation of the golf course and after conferring with the Brookings Harbor Golf Board, designate places and facilities within the golf course upon which memorial plaques may be posted acknowledging individual donors or donors' designees. No funds shall be expended in the performance of the duties enumerated in this section except by lawful appropriation.

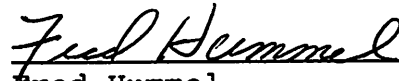
Section 6. Repeal of Ordinance No. 87-O-413. Ordinance No. 87-O-413 is hereby repealed in its entirety.

First Reading: _____ October 9, 1989

Second Reading: _____ October 9, 1989

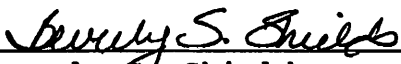
Passage: _____ October 9, 1989

Effective Date: _____ November 7, 1989



Fred Hummel
Mayor

ATTEST:



Beverly S. Shields
City Recorder