

**TOOELE COUNTY
ORDINANCE 2021-05**

**AN ORDINANCE AMENDING CHAPTER 13, TOURISM TAX
ADVISORY BOARD, OF TITLE 4, BOARDS AND COMMITTEES, OF
THE TOOELE COUNTY CODE**

WHEREAS, the Tooele County Commission established a Tourism Tax Advisory Board by adopting Ordinance 2001-20 in 2001; and

WHEREAS, the board composition requirements in Ordinance 2001-20 complied with the board composition requirements set forth in Utah Code Section 17-31-8 at that time; and

WHEREAS, the board composition requirements set forth in Utah Code Section 17-31-8 were amended in 2006; and

WHEREAS, the board composition requirements of Ordinance 2001-20 have been out of compliance with state law since 2006; and

WHEREAS, the Tooele County Council desires that the board composition requirements for the Tooele County Tourism Tax Advisory Board comply with current state law;

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE BODY OF TOOELE COUNTY, UTAH AS FOLLOWS:

SECTION I – CHAPTER AMENDED. Chapter 13, *Tourism Tax Advisory Board*, of Title 4, *Boards and Committees*, of the Tooele County Code is amended to read as attached hereto, which attachment is, by this reference, made a part hereof.

SECTION II – REPEALER. Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

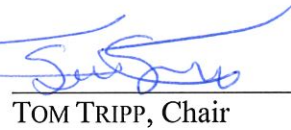
SECTION III – EFFECTIVE DATE. This ordinance shall become effective fifteen (15) days after its passage, provided it has been published, or at such publication date if more than fifteen (15) days after passage.

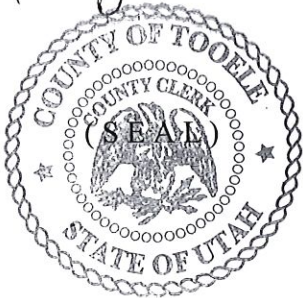
IN WITNESS WHEREOF the Tooele County Council, which is the legislative body of Tooele County, passed, approved and enacted this ordinance this 16th day of February, 2021.

ATTEST:

TOOELE COUNTY COUNCIL:


Marilyn K. Gillette, Clerk


Tom Tripp, Chair



Council Member Hamner voted aye
Council Member Hoffmann voted aye
Council Member Thomas voted aye
Council Member Tripp voted aye
Council Member Wardle voted aye

APPROVED AS TO FORM:


COLIN R. WINCHESTER
Deputy Tooele County Attorney

TOOELE COUNTY CODE
TITLE 4
BOARDS AND COMMITTEES

CHAPTER 13
TOURISM TAX ADVISORY BOARD

Section

4-13-1. Re-establishment of the board.

4-13-2. Membership.

4-13-3. Term in office - Compensation.

4-13-4. Duties.

4-13-5. Administrative support.

4-13-1. Re-establishment of the board.

The Tooele County Tourism Tax Advisory Board (“board”) is hereby re-established.

4-13-2. Membership.

- (1) Board members shall be appointed by the council.
- (2) The board shall consist of five members, each of whom must reside in the county. The council may from time to time, by resolution, increase the number of board members.
- (3) A majority of board members shall be current employees of entities in the county that are subject to the taxes referred to in Utah Code Sections 59-12-301 or 59-12-603.
- (4) The remaining board members shall be employees of recreational facilities, convention facilities, museums, cultural attractions, or other tourism related industries located within the county.

4-13-3. Term in office - Compensation.

- (1) For initial terms, three board members shall be appointed to four-year terms and two board members shall be appointed to two-year terms. Subsequently, all board members’ terms shall be four-year terms.
- (2) Board members shall not receive compensation for their service but may receive per diem and travel expenses incurred in the performance of their official duties.

4-13-4. Duties.

The board shall advise the council on the best use of revenues collected from the tax allowed under Utah Code Section 59-12-301 by providing the council with a priority listing for proposed expenditures based on projected available tax revenues supplied to the board by the council on an annual basis.

4-13-5. Administrative support.

The Community Development Department shall provide administrative support to the board.

**TOOELE COUNTY CODE
TITLE 4
BOARDS AND COMMITTEES**

**CHAPTER 13
TOURISM TAX ADVISORY BOARD**

Section

4-13-1. ~~Establishment~~ Re-establishment of the board.

4-13-2. Membership.

4-13-3. Term in office - Compensation ~~—Removal.~~

4-13-4. Duties.

4-13-5. Administrative support.

4-13-1. ~~Establishment~~ Re-establishment of the board.

~~There is hereby created the~~ The Tooele County Tourism Tax Advisory Board (“board”) is hereby re-established. (Ord. 2001-20, 4/24/01)

4-13-2. Membership.

~~(1) The tourism tax advisory board shall be composed of any of the following members that are residents of the county and who represent the local:~~

~~(a) hotel and lodging industry;~~

~~(b) restaurant industry;~~

~~(c) recreational facilities;~~

~~(d) convention facilities;~~

~~(e) museums;~~

~~(f) cultural attractions; or~~

~~(g) other tourism related industries.~~

~~(2) The tourism tax advisory board shall consist of at least five members.~~

~~(1) Board members shall be appointed by the council.~~

~~(2) The board shall consist of five members, each of whom must reside in the county. The council may from time to time, by resolution, increase the number of board members.~~

~~(3) A majority of board members shall be current employees of entities in the county that are subject to the taxes referred to in Utah Code Sections 59-12-301 or 59-12-603.~~

~~(4) The remaining board members shall be employees of recreational facilities, convention facilities, museums, cultural attractions, or other tourism related industries located within the county. (Ord. 2001-20, 4/24/01)~~

4-13-3. Term in office - Compensation ~~—Removal.~~

~~Each member appointed to the tourism tax advisory board shall serve a four-year term of office. Three members shall be appointed to an initial term of two years. They shall serve without compensation and benefits. They may receive per diem and expenses incurred in the performance of the member's official duties. Members may be removed for cause. Any vacancy which occurs on the board shall be filled by appointment for the unexpired term of the vacated member.~~

(1) For initial terms, three board members shall be appointed to four-year terms and two board members shall be appointed to two-year terms. Subsequently, all board members' terms shall be four-year terms.

(2) Board members shall not receive compensation for their service but may receive per diem and travel expenses incurred in the performance of their official duties. (Ord. 2001-20, 4/24/01)

4-13-4. Duties.

~~The tourism tax advisory board shall advise the county legislative body on the best use of revenues collected from:~~

- ~~(a) the transient room tax allowed under Utah Code Annotated Section 59-12-301; and~~
- ~~(b) the tourism, recreation, cultural, and convention facilities tax allowed under Section 59-12-603, Utah Code Annotated.~~

The board shall advise the council on the best use of revenues collected from the tax allowed under Utah Code Section 59-12-301 by providing the council with a priority listing for proposed expenditures based on projected available tax revenues supplied to the board by the council on an annual basis. (Ord. 2001-20, 4/24/01)

4-13-5. Administrative support.

The Community Development Department shall provide administrative support to the board.