

ORDINANCE NO. O-5 -2026

AN ORDINANCE OF EAGLE MOUNTAIN CITY, UTAH,
REPEALING CHAPTERS 2.30 (PARKS AND RECREATION ADVISORY BOARD),
CHAPTER 2.40 (RECREATION SPORTS BOARD), CHAPTER 2.55 (CEMETERY
BOARD), CHAPTER 2.60 (MILITARY AND VETERANS ADVISORY BOARD), AND
CHAPTER 2.70 (ECONOMIC DEVELOPMENT BOARD) OF THE EAGLE MOUNTAIN
MUNICIPAL CODE; AND ENACTING CHAPTER 2.80 ESTABLISHING A
COMMUNITY SERVICES BOARD.

PREAMBLE

WHEREAS, Eagle Mountain City has a longstanding practice of utilizing citizen advisory boards to provide input and guidance to City staff and the City Council; and

WHEREAS, the City has grown, its organizational structure has evolved, creating a need to realign advisory boards to better match current operations and priorities; and

WHEREAS, the City Council finds that consolidating existing advisory boards into a single Community Services Board will streamline resident participation and provide a clear, centralized advisory structure for community wellbeing; and

WHEREAS, the proposed Community Services Board will advise on matters related to sports, recreation, culture, arts, heritage, cemetery services, events, and overall community wellbeing and will serve as the Recreation, Arts, and Parks (RAP) Tax Advisory Committee; and

WHEREAS, the City Council finds that repealing Chapters 2.30 (Parks and Recreation Advisory Board), Chapter 2.40 (Recreation Sports Board), Chapter 2.55 (Cemetery Board), Chapter 2.60 (Military and Veterans Advisory Board), and Chapter 2.70 (Economic Development Board) realigns the Eagle Mountain Municipal Code with current operations and priorities.

BE IT ORDAINED by the City Council of Eagle Mountain City, Utah:

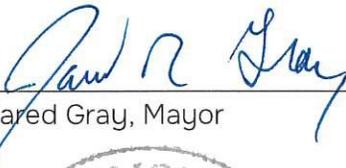
1. The City Council finds that all required notices and procedural requirements have been satisfied.
2. Chapters 2.30 (Parks and Recreation Advisory Board), 2.40 (Recreation Sports Board), 2.55 (Cemetery Board), 2.60 (Military and Veterans Advisory Board), and 2.70 (Economic Development Board) of the Eagle Mountain Municipal Code are hereby repealed.

3. Chapter 2.80 of the Eagle Mountain Municipal Code is hereby enacted and adopted as set forth in Exhibit A, attached hereto and incorporated herein by reference.

4. This Ordinance shall take effect upon its first posting or publication.

ADOPTED by the City Council of Eagle Mountain City on the 17th day of February 2026.

EAGLE MOUNTAIN CITY, UTAH



Jared Gray, Mayor

ATTEST:



Lacie Messerly
City Recorder



CERTIFICATION

The above Ordinance was adopted by the City Council of Eagle Mountain City, Utah on the 17th day of February 2026.

Those voting yes:

Those voting no:

Those excused:

Those abstaining:

Melissa Clark

Melissa Clark

Melissa Clark

Melissa Clark

Zachory Huish

Zachory Huish

Zachory Huish

Zachory Huish

Craig Whiting

Craig Whiting

Craig Whiting

Craig Whiting

Rich Wood

Rich Wood

Rich Wood

Rich Wood

Brett Wright

Brett Wright

Brett Wright

Brett Wright



Lacie Messerly

Lacie Messerly
City Recorder

Posted on 2/18/2026 by SA

Exhibit A

Chapter 2.30
PARKS AND RECREATION ADVISORY BOARD

~~2.30.010 Membership—Appointments—Terms of office.~~

~~The Eagle Mountain City parks and recreation advisory board (the “board”) is hereby authorized and shall consist of seven members in accordance with Chapter 2.27 EMMC for terms of three years. Initial members of the board shall be appointed to stagger the initial terms of office on the board as follows: two members to a one-year term, three members to a two-year term and two members to a three-year term of office. Notwithstanding the automatic expiring of a board member’s term of office, a board member will continue to serve in office until a successor is appointed. Board members may be appointed to successive terms on the board. Except for five members of the initial board appointed to terms of less than three years, all board members shall serve full terms unless a member of the board voluntarily resigns or is removed by the mayor and city council based on disqualification under EMMC 2.30.100 or for malfeasance or nonfeasance of duty. Board members shall hold no other elected or appointed office in the city nor be employees of the city and must be residents of Eagle Mountain City. [Ord. 05-2021 § 2 (Exh. A); Ord. 08-2008 § 1].~~

~~2.30.020 Vacancies.~~

~~Vacancies occurring other than by expiration of term shall be filled by appointment by the mayor, with the consent of the city council, for the unexpired term and shall be filled in the same manner as original appointments. [Ord. 08-2008 § 2].~~

~~2.30.030 Service without pay.~~

~~The members of the board shall serve without pay but may be reimbursed by the city for reasonable expenses incurred in performing their duties at the sole discretion of the mayor and city council. [Ord. 08-2008 § 3].~~

~~2.30.040 Officers and directors of the parks and recreation advisory board.~~

~~The board shall elect its own chair, vice chair, secretary, and any other officers deemed necessary, to serve for a period of one year. [Ord. 08-2008 § 4].~~

~~2.30.050 Authority of the board.~~

~~A. City staff shall be administratively responsible for implementing the policies and programs recommended by the board, but only if approved by the city council. All such policies, upon recommendation for approval by the board, shall be referred to the city council for consideration. No policy or action recommended by the board shall be final or effective until approved by the city council.~~

~~B. The board may initiate, provide, and recommend to the mayor and city council, from time to time, plans for the acquisition, construction, maintenance, equipping, operation, programming, management, financing, and regulation of any public parks, parkways, playgrounds, play fields, and other recreational~~

programs and facilities owned by the city which would be a benefit to residents. To facilitate these recommendations, the board shall keep an inventory of all open space and recreation facilities owned by the city.

C. The board may cooperate with one or more municipalities, school districts, and/or regional organizations for these purposes. Any agreement, understanding or arrangement by the board which would or may have the effect of being legally binding upon the city must first be approved by the city council.

D. The board shall have no jurisdiction or authority to enter into any contract or to incur any obligation or expense which is binding upon the city. [~~Ord. O-08-2008 § 5~~].

~~2.30.060 Rules and regulations.~~

The board shall make and revise, when necessary, rules and regulations for its organization, subcommittees, if any, and procedures; provided, that said rules and regulations shall be consistent with the ordinances of the city, the laws of the state of Utah and shall be approved by the city council. [~~Ord. O-08-2008 § 6~~].

~~2.30.070 Budget.~~

The board, as necessary and at such times as directed by the mayor, shall annually review the proposed budgets for parks and recreation facilities and services for the ensuing year as prepared by city staff to be submitted to and approved by the city council. [~~Ord. O-08-2008 § 7~~].

~~2.30.080 Meetings.~~

Meetings of the board shall be held at such times and at such places as shall be determined by the rules and regulations of the board but no less than on a quarterly basis. [~~Ord. O-08-2008 § 8~~].

~~2.30.090 Records to be kept – Annual report.~~

The board shall keep records of meetings and activities and shall make an annual report which shall be printed in the annual municipal report and/or other public forum acceptable to the mayor and city council. [~~Ord. O-08-2008 § 9~~].

~~2.30.100 Disqualification.~~

The board may, by a majority vote, recommend removal of a member to the city council by a majority vote of the board, for any reason, including:

A. Failure to attend more than 25 percent of the board's scheduled meetings during any 12-month period without having been excused in advance from attendance at board meetings by the chair of the board.

B. A member's office automatically becomes vacant if the member establishes residence outside of the city, or lives outside of city boundaries for a continuous period of more than 60 days. [~~Ord. O-08-2008 § 10~~].

Chapter 2.40
RECREATION SPORTS BOARD

2.40.010 Created.

The Eagle Mountain City recreation sports board is hereby ratified and confirmed as constituted under Ordinance No. O 08 2002 and under the terms of this chapter to operate and administer recreation sports programs for the citizens of Eagle Mountain City and other qualified participants and to recommend to the city council the establishment of policies, budget and program authority necessary to the accomplishment of a citywide recreation sports program for the youth and adults of Eagle Mountain City. [Ord. O 03 2004 § 1; Ord. O 08 2002 § 1].

2.40.020 Membership—Terms—Compensation.

The Eagle Mountain City recreation sports board (“the board”) shall be comprised of six persons appointed in accordance with Chapter 2.27 EMMC. One member of the board shall be appointed by the city council as chair of the board and director of sports programs and shall serve for a term of four years. The chair of the board shall conduct meetings of the board as a nonvoting member of the board but shall be entitled to vote to decide an issue in case of a tie vote. Three of the initial board members shall be appointed for terms of two years and the balance of the initial members of the board shall be appointed for terms of four years. All members of the recreation sports board shall serve terms of four years after the initial terms of office expire. Members of the recreation sports board shall serve without compensation. [Ord. O 05 2021 § 2 (Exh. A); Ord. O 03 2004 § 2; Ord. O 08 2002 § 2].

2.40.030 Powers and duties.

Members of the board shall meet as often as necessary and shall define the recreation sports programs to be offered by the city, propose a budget to the city council for each sport deemed appropriate by the board, recruit volunteer program supervisors, coaches, and other personnel necessary to the operation of the sports programs and encourage financial sponsorship and donations from private organizations to assist in the operation of the sports programs. [Ord. O 03 2004 § 3; Ord. O 08 2002 § 3].

2.40.040 Funds.

Funds budgeted by the city for the recreation sports programs shall be expended in accordance with the program recommendations after approval by the city council. All funds raised by the sports program operations shall be used exclusively for the purpose for which the funds were solicited, paid or otherwise received by the city or the sports program. [Ord. O 03 2004 § 4; Ord. O 08 2002 § 4].

2.40.050 Volunteer personnel deemed agents of the city.

Volunteer personnel serving as members of the board, program supervisors and coaches, and other volunteers working directly under the authority of the board shall be deemed agents of Eagle Mountain City for the limited purpose necessary to the operation of the recreation sports program and for no other purpose. [Ord. O 03 2004 § 5; Ord. O 08 2002 § 5].

~~2.40.060 Supervised recreation programs — Use of city parks without charge.~~

~~Recreation programs supervised and administered by the Eagle Mountain City recreation sports board shall have the use of city recreation parks and fields without charge or compensation to the city; provided, however, that all direct cost for field preparation, cleanup and solid waste and sanitation disposal associated with the recreation sports program activities shall be attributed to the budget for such activities established from time to time by the Eagle Mountain city council. [Ord. O-03-2004 § 6; Ord. O-08-2002 § 6].~~

Chapter 2.55
CEMETERY ADVISORY BOARD

Code reviser's note: Ord. ~~O 33 2008 § 9~~ provides: "Resolution 12 2006 and Resolution 19 2006 are hereby rescinded, provided, however, that the Cemetery Board appointments made under authority of Resolutions 12 2006 and 19 2006 are hereby ratified to continue as approved by prior City Council resolution."

~~2.55.010 Created.~~

~~A cemetery advisory board for Eagle Mountain City is hereby created and comprised of five members appointed in accordance with Chapter 2.27 EMMC. Board members shall hold no elected office in the city nor be an agent or employee of development applicants in the city, and must be residents of Eagle Mountain City. [Ord. ~~O 05 2021 § 2 (Exh. A); Ord. ~~O 01 2011 § 1; Ord. ~~O 33 2008 § 1~~~~~~.~~

~~2.55.020 Terms.~~

~~The members appointed to the cemetery advisory board shall serve for terms of four years. The initial term of each member shall be designated by the mayor to stagger the terms of office to provide one two-year first term, two three-year terms, and two four-year terms. [Ord. ~~O 33 2008 § 2~~~~.

~~2.55.030 Duties.~~

~~Members of the cemetery advisory board are authorized to consider, investigate and report to the city council on all aspects of cemetery issues as may relate to a future cemetery in Eagle Mountain, and make recommendations to the city council for the planning of a city cemetery in accordance with the general plan. The board may also establish contact with state and federal authorities to provide funding, expertise or other assistance for cemetery facility planning, operation, construction, construction and development, but may not conduct any negotiations on behalf of the city. [Ord. ~~O 33 2008 § 3~~~~.

~~2.55.040 Chairperson.~~

~~The cemetery advisory board will select annually a chairperson from among its members by majority vote. The chairperson will be responsible for arranging convenient times and places for meetings of the board, providing notice of such meetings to all members. The board may, in its discretion, schedule public hearings for the purpose of receiving comments and information regarding cemetery related issues. Public hearings will be advertised to the community by posting at the City Hall and by notice in a paper of general circulation not less than 14 days in advance of public hearing. [Ord. ~~O 33 2008 § 4~~~~.

~~2.55.050 Vacancies – Removal.~~

~~Vacancies occurring other than by expiration of term shall be filled by appointment by the mayor, with the consent of the city council, for the unexpired term and shall be filled in the same manner as original appointments. A member may be removed with or without cause by the mayor with the consent of the city council. [Ord. ~~O 33 2008 § 5~~~~.

~~2.55.060 Reimbursement.~~

~~The members of the board shall serve without pay but may be reimbursed by the city for reasonable expenses incurred in performing their duties at the sole discretion of the mayor and city council. [Ord. O-33-2008 § 6].~~

~~2.55.070 Recommendation for member removal.~~

~~The board may recommend removal of a member to the city council by a majority vote of the board, for any reason, including:~~

~~A. Failure to attend more than 25 percent of the board's scheduled meetings during any 12-month period without having been excused in advance from attendance at board meetings by the chair of the board.~~

~~B. A member's office automatically becomes vacant if the member establishes residence outside of the city, or lives outside of city boundaries for a continuous period of more than 60 days. [Ord. O-33-2008 § 7].~~

~~2.55.080 Records—Annual report.~~

~~The board shall keep records of meetings and activities and shall make an annual report which shall be printed in the annual municipal report and/or other public forum acceptable to the mayor and city council. [Ord. O-33-2008 § 8].~~

Chapter 2.60
MILITARY AND VETERANS ADVISORY BOARD

2.60.010 Membership, appointment and term of office.

The Eagle Mountain City military and veterans advisory board is hereby authorized and shall consist of seven members appointed in accordance with Chapter ~~2.27~~ EMMC for terms of four years. Initial members of the board shall be appointed to stagger the initial terms of office on the board as follows: one member to a one-year term, two members to a two-year term, two members to a three-year term, and two members to a four-year term of office. Notwithstanding the automatic expiration of a board member's term of office, a board member will continue to serve in office until a successor is appointed. Board members may be appointed to successive terms on the board. All board members shall serve full terms unless a member of the board voluntarily resigns or is removed by the mayor and city council based on disqualification. Board members must be residents of Eagle Mountain City and shall not hold any other elected or appointed office in the city or be an employee of the city. Whenever possible, board members shall be selected to represent active duty military, veterans, military reserves, National Guard, and spouses of military personnel. Applications for appointment to the board shall be in writing, including a resume of the applicant's profession, employment, education and experience. [~~Ord. 0-05-2021 § 2 (Exh. A); Ord. 0-15-2013 § 1~~].

2.60.020 Vacancies.

Vacancies other than by expiration of term shall be filled by appointment by the mayor, with the consent of the city council for the unexpired term and shall be filled in the same manner as original appointments. A member may be removed with or without cause by the mayor with the consent of the city council. [~~Ord. 0-15-2013 § 1~~].

2.60.030 Service without pay.

The members of the board shall serve without pay but may be reimbursed by the city for reasonable expenses incurred in performing their duties at the sole discretion of the mayor and city council. [~~Ord. 0-15-2013 § 1~~].

2.60.040 Chairperson.

The board shall elect its own chair, and any other officers deemed necessary, to serve for a period of one year. [~~Ord. 0-15-2013 § 1~~].

2.60.050 Duties.

The board may consider, investigate and report to the mayor and city council with respect to any issues involving active military and veterans, including changes in state and federal laws and regulations, utility payment deferral and relief, enhancing/strengthening community support programs designed to address the safety and well-being of veterans and military families, educational initiatives, consumer protection, organizing volunteers and contributions for appropriate ceremonies and activities to honor the sacrifices

and the return home of residents of Eagle Mountain City, and such other matters as directed by the council. The board shall act as liaison between the city and the Eagle Mountain City yellow ribbon committee. [Ord. O 15 2013 § 1].

~~2.60.060 Recommendations and reports.~~

~~Any recommendations or reports to the city council shall be voted on by the board prior to being presented to the council, and the board shall advise the council whenever an opinion or recommendation is not a unanimous opinion or recommendation of the board. [Ord. O 15 2013 § 1].~~

~~2.60.070 Rules and regulations.~~

~~The board shall make and revise, when necessary, rules and regulations for its organization, if any, and procedures provided that all rules and regulations shall be consistent with the ordinances of the city, the laws of the state of Utah and shall be approved by the city council. [Ord. O 15 2013 § 1].~~

~~2.60.080 Meetings.~~

~~Meetings of the board shall be held at the request of the city council at such times and at such places as shall be determined by the board but no less than on a quarterly basis. All meetings of the board shall be open to the public. [Ord. O 15 2013 § 1].~~

~~2.60.090 Records – Annual report.~~

~~The board shall keep records of meetings and activities and shall make an annual report which shall be printed in the annual municipal report and/or other public forum acceptable to the mayor and city council. [Ord. O 15 2013 § 1].~~

~~2.60.100 Disqualification.~~

~~The board may, by a majority vote, recommend removal of a member to the city council by a majority vote of the board, for any reason, including:~~

~~A. Failure to attend more than 25 percent of the board's scheduled meetings during any 12-month period without having been excused in advance from attendance at board meetings by the chair of the board.~~

~~B. A member's office automatically becomes vacant if the member establishes residence outside of the city. [Ord. O 15 2013 § 1].~~

Chapter 2.70
ECONOMIC DEVELOPMENT BOARD

2.70.010 Created—Membership.

There is hereby created an advisory board to the city council which shall be known as the Eagle Mountain City economic development board (referred to herein as the board). The board shall be comprised of five individual residents of Eagle Mountain City appointed in accordance with Chapter 2.27 EMMC. [Ord. 05-2021 § 2 (Exh. A); Ord. 00-03 § 1. Formerly 2.20.010].

2.70.020 Terms.

Members of the board shall hold office for a period of three years or until a successor for a member whose term has expired is appointed by the city council. Initial terms for members of the board shall be staggered to provide that all terms of office do not expire at the same date. To establish staggered terms of office for the initial board, one member shall be appointed for a term of one year, two members of the board shall be appointed for terms of two years and two members shall be appointed for terms of three years. [Ord. 05-2021 § 2 (Exh. A); Ord. 00-03 § 2. Formerly 2.20.020].

2.70.030 Records.

The board shall not be required to conduct its meetings in accordance with the Utah Open and Public Meetings Act. The written documents prepared by the board in its official capacity shall be public documents in their final form. [Ord. 05-2021 § 2 (Exh. A); Ord. 00-03 § 3. Formerly 2.20.030].

2.70.040 Meetings—Compensation—Purpose.

The board shall meet as often as necessary and shall serve without compensation. The board shall investigate methods of economic development in the city and propose to the city council for official confirmation and authorization such actions as may be lawful and deemed appropriate by the board to encourage economic development in the city. [Ord. 05-2021 § 2 (Exh. A); Ord. 00-03 § 4. Formerly 2.20.040].

2.70.050 Recommendations to city council.

All recommendations and proposals from the board shall be to the city council in writing and shall be considered by the city council in open public meetings. The city council may invite the members of the board to meet with the city council at regularly scheduled meetings or special meetings from time to time in compliance with the provisions of the Utah Open Meetings Act. [Ord. 05-2021 § 2 (Exh. A); Ord. 00-03 § 5. Formerly 2.20.050].

2.70.060 Chairperson.

After the initial appointment of a chairperson, the board shall annually elect one of its members as chair of the board and the chair of the board shall be the contact agent with the board to the city council. [Ord. 05-2021 § 2 (Exh. A); Ord. 00-03 § 6. Formerly 2.20.060].

~~2.70.070 Removal of member—Vacancies.~~

~~A. Any board member may be removed by the city council for misconduct or neglect of duty.~~

~~B. Vacancies in the board shall be filled for the unexpired term of office by the city council. [Ord. O-05-2021 § 2 (Exh. A); Ord. 00-03 §§ 7, 8. Formerly 2.20.070].~~

Chapter 2.80

Community Services Board

2.80.010 Community Services Board Established

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

2.80.020 Board Members – Terms of Office

The mayor, with the advice and consent of the city council, shall appoint the community services board. The Eagle Mountain City community services board shall consist of seven members and with terms of three years. Terms shall expire on March 31, and new terms shall begin on April 1 of each applicable year.

Initial members of the board shall be appointed to stagger the initial terms of office on the board as follows: two members to a one-year term, two members to a two-year term, and three members to a three-year term of office. Board members may be appointed to successive terms on the board.

All members shall serve full terms unless they voluntarily resign or are removed in accordance with EMMC 2.27.050, malfeasance, or nonfeasance of duty.

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.

2.80.030 Vacancies

Vacancies that occur for reasons other than expiration of term, shall be filled by appointment by the mayor, with the advice and consent of the city council, for the remainder of the unexpired term and shall be filled in the same manner as original appointments.

2.80.040 Chair

Annually, the community services advisory board will select a chair and vice-chair from among its members by majority vote. The chair will be responsible for presenting the agenda of all matters pertaining to the community services board to be considered at every meeting of the board. In the absence of the chair, the vice-chair shall perform the duties of the chair.

2.80.050 Secretary

Annually, the community services chair may select a secretary from among the members of the board to assist in the preparation of the agenda and meeting minutes.

2.80.060 Powers & Duties

A. Preparation of Agenda: The agenda for each meeting of the board shall be prepared by the chair or the chair's designee. The agenda may cover any and 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. Administrative Control Reserved: 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 and city council, or designee as applicable in the regular proceedings of the city as established in the Eagle Mountain Municipal Code.

D. Advisory Board: The community services board shall act as an advisory board to the city on all policy and budgetary matters pertaining to the community services functional area which include but are not limited to parks, recreation, arts, cemetery, events, heritage and culture.

E. RAP Tax Board: The board shall receive and review applications for funding for projects eligible for RAP Tax monies. The board shall make a recommendation to the city council for projects and amounts to be funded and serve as a citizens advisory committee regarding RAP Tax expenditures.

2.80.070 Rules and Regulations - Board Committees

The Community Services Board may, by majority vote, create subcommittees as needed.

The board shall make and revise, when necessary, rules and regulations for its organization provided, that said rules and regulations shall be consistent with the ordinances of the city, the laws of the state of Utah and shall be approved by the city council before they become effective.

2.80.080 Records to be kept – Semi-Annual report.

The board shall keep records of meetings and activities and shall make a semi-annual report to the mayor and city council by February 28 and August 31.

2.80.090 Compensation – None

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, as allocated by the city's officially adopted budget.

2.80.100 Removal

A. The board may recommend removal of a member to the city council by a majority vote of the board, for the following reasons:

1. Failure to attend more than 25 percent of the board's scheduled meetings during any 12-month period without having been excused in advance from attendance at board meetings by the chair of the board.

2. The member establishes residence outside of the city, or lives outside of city boundaries for a continuous period of more than 60 days.

B. The mayor may recommend removal of a member to the city council for any reason.