

**ORDINANCE NO. 015-13**

**AN ORDINANCE AMENDING CHAPTER 955 OF THE CODIFIED CODE OF THE CITY OF NAPOLEON TO ADJUST THE RECREATIONAL FEES AND TO ESTABLISH RECREATION PROGRAM PARTICIPATION FEES, AND DECLARING AN EMERGENCY**

WHEREAS, the overall year 2013 proposed City budget has been reviewed by the City administration and said administration deems it imperative that park and recreational fees in relation to the golf course be adjusted in an effort to avoid the cutting of programs and/or services; and,

WHEREAS, the matter was addressed with the Parks and Recreation Board who deferred to the City Council for their determination and where an independent body did recommend to adjust the current park and recreational fees relating to the golf course; and,

WHEREAS, this Council has considered all recommendations, and given the total economic climate of the City, now deems appropriate that the current park and recreational fees for certain areas of the golf course be adjusted; Now Therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NAPOLEON, OHIO:**

**Section 1.** That, Section 955.09 of the City of Napoleon's Codified Code is hereby amended and enacted as follows:

"955.09 GOLF PRIVILEGE FEES.

Golf privilege fees for the municipal golf course shall be as follows:

(a) Adult person, **CURRENT MEMBER ("CURRENT MEMBER" MEANS ANY PERSON WHO PURCHASED ANY GOLF PRIVILEGE CARD FOR THE PREVIOUS SEASON)** annual golf privilege card fee:

Resident:	<del>\$270.00</del>	<b>\$340.00</b>
Nonresident:	<del>\$330.00</del>	<b>\$400.00</b>

(B) **ADULT PERSON, NEW MEMBER ("NEW MEMBER" MEANS ANY PERSON WHO DID NOT PURCHASE ANY GOLF PRIVILEGE CARD FOR THE PREVIOUS SEASON) ANNUAL GOLF PRIVILEGE CARD FEE:**

<b>RESIDENT:</b>	<b>\$290.00</b>
<b>NONRESIDENT:</b>	<b>\$350.00</b>

Each immediate family member of a person holding a valid annual golf privilege card to the municipal golf course may be included thereon for an additional annual amount of ~~\$200.00~~ **\$270.00** (for resident) and ~~\$240.00~~ **\$310.00** (for non-resident), **FOR CURRENT MEMBERS AND \$220.00 (FOR RESIDENT) AND \$260.00 (FOR NON-RESIDENT), FOR NEW MEMBERS.** An annual family golf privilege card which includes one adult person, the adult person's spouse, and all children meeting the

definition of the immediate family that are between the ages of 6 and 11 years old at time of purchase, shall be at the rate of \$550.00.

- (C) Student annual golf privilege card fee **FOR CURRENT MEMBERS:**  
Resident: ~~\$140.00~~ **\$210.00**  
Non-Resident: ~~\$180.00~~ **\$230.00**

- (D) **STUDENT ANNUAL GOLF PRIVILEGE CARD FEE FOR NEW MEMBERS:**  
**RESIDENT: \$160.00**  
**NONRESIDENT: \$180.00**

- (E) Senior citizen annual golf privilege card fee **FOR CURRENT MEMBER:**  
Resident: ~~\$220.00~~ **\$290.00**  
Non-Resident: ~~\$250.00~~ **\$320.00**

- (F) **SENIOR CITIZEN ANNUAL GOLF PRIVILEGE CARD FEE FOR NEW MEMBERS:**  
**RESIDENT: \$240.00**  
**NONRESIDENT: \$270.00**

A spouse of a senior citizen who purchased an annual golf privilege card from the municipal golf course, regardless of age, may be included on the annual golf privilege card for an additional ~~\$140.00~~ **\$210.00** (for resident) and ~~\$160.00~~ **\$230.00** (for non-resident), **FOR CURRENT MEMBERS AND \$160.00 (FOR RESIDENT) AND \$180.00 (FOR NON-RESIDENT), FOR NEW MEMBERS.**

(G) To utilize privileges under an annual golf privilege card, fees shall be paid in full before a person plays golf on the course for the season (unless greens fees are paid). Upon full payment of an annual golf privilege card, a person may play golf on the course for the remainder of the season, without paying an additional greens fee.

(H) All applications for an annual golf privilege card shall be presumed non-resident applications and considered as such until "resident" status is established by the person applying for an annual golf privilege card. Establishment of residency shall be in accordance with the policy established and adopted by the Parks and Recreation Board and approved by motion of Council. Any person purchasing an annual golf privilege card as a non-resident may, within twenty days from date of purchase, obtain a refund for the difference in cost between resident and non-resident should a change in status be established.

- (I) Daily greens fees shall be as follows:

(1) Generally.

Weekdays:

9 holes \$9.00  
18 holes \$13.00

Saturday, Sunday and nationally recognized holidays:

9 holes \$11.00

18 holes \$15.00

(2) Junior Greens Fees.

Weekdays:

9 holes \$5.00

18 holes \$10.00

Weekends and Nationally Recognized Holidays:

9 holes \$7.00

18 holes \$14.00

Prepaid Discount Card For Greens fees

9 holes, for ten rounds \$75.00

(J) Fee for motorized cart use shall be as follows:

(1) Motorized cart fee - The privilege of using a non-City motorized cart on the course is restricted to persons holding a valid annual golf privilege card. The cart shall be used only by the holder of such card or his or her immediate family, and guests accompanied by the holder or a member of the holder's immediate family. The annual privilege fee is ~~\$210.00~~ **\$260.00 IF GAS POWERED**, with an additional \$20.00 being charged if the motorized cart is electrically powered.

(2) Motorized cart rental 9 holes \$6.00 per person with a maximum of two carts per group.

(3) Motorized cart rental 18 holes \$9.00 per person with a maximum of two carts per group.

(4) Prepaid discount motorized cart rental for 10 rounds of 9 holes \$50.00 per person

(K) Pull cart fee shall be as follows:

(1) Pull fee - No charge for using one's own cart

(2) Pull cart rental \$ 1.50 (up to 18 holes)

(L) Golf clubs rental \$ 2.00 (up to 18 holes)

(M) Greens privilege fee and cart use fee shall be for the golfing season from April 1 through October 31, both dates inclusive, ***SUBJECT TO THE EXTENSION OF THE SEASON BY DIRECTOR OF THE PARKS AND RECREATION DEPARTMENT.*** The City has the right to close the course at anytime for special events, unplayable conditions, or for other cause deemed appropriate by the Parks and Recreation Department.

(N) The daily greens fee and daily cart rental fees during "off peak times" of the annual golf season for promotional reasons shall be reduced in an amount of thirty percent (30%) of the herein established rates. What constitutes and is declared "off peak times" is in the sole discretion of the Parks and Recreation Director.

(O) Discounts shall apply to senior citizens as follows: \$3.00 off regular greens fees and \$2.00 off per person motorized cart rentals, both during the times of 8:00 a.m. through 1:00 p.m. on days of weekdays only, excluding nationally recognized holidays.

(P) Nothing in this section shall be construed as to limit City Council's authority to adjust daily, weekly, monthly, or annual rates."

Section 5. That, Sections 955.09 of the Codified Ordinances, as existed prior to the enactment of this Ordinance, is repealed.

Section 6. That, it is found and determined that all formal actions of this City Council concerning and relating to the adoption of this Ordinance were adopted in open meetings of this City Council, and that all deliberations of this City Council and any of its committees that resulted in such formal actions were in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code and the Codified Ordinances of Napoleon Ohio.

Section 7. That, if any other prior Ordinance or Resolution is found to be in conflict with this Ordinance, then the provisions of this Ordinance shall prevail. Further, if any portion of this Ordinance is found to be invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or any part thereof.

Section 8. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that this Ordinance is required to be immediately effective in order to timely process the fees prior to the golf season beginning; wherefore, this Ordinance shall be in full force and effect immediately upon its passage..

Passed: 3/18/13 [Signature]  
John A. Helberg, Council President *Plu - Tem*  
Approved: March 18, 2013 [Signature]  
Ronald A. Behm, Mayor

VOTE ON PASSAGE 5 Yea 0 Nay 0 Abstain

Attest:

[Signature]  
Gregory J. Heath, Clerk/Finance Director

I, Gregory J. Heath, Clerk/Finance Director of the City of Napoleon, do hereby certify that the foregoing Ordinance No. 015-13 was duly published in the Northwest Signal, a newspaper of general circulation in said City, on the \_\_\_\_\_ day of \_\_\_\_\_; & I further certify the compliance with rules established in Chapter 103 of the Codified Ordinances Of Napoleon Ohio and the laws of the State of Ohio pertaining to Public Meetings.

\_\_\_\_\_  
Gregory J. Heath, Clerk/Finance Director