

Chapter 67.05 EAGLECREST SKI AREA¹

67.05.010 Board of directors.

The board of directors of the Eaglecrest ski area shall consist of seven members appointed by the assembly to serve without compensation for staggered three-year terms. Members of the board of directors of the Eaglecrest ski area shall serve at the pleasure of the assembly. Terms shall commence on July 1. No board member, or member of a board member's immediate family or household, may be employed by the Eaglecrest ski area. Appointments to fill vacancies shall be for the unexpired term. In the event a seat has six months or less remaining to the unexpired term, the assembly, at its discretion, may choose to appoint the member to the remainder of the current term as well as to the full term immediately following the expiration date of the unexpired term. No member of the Eaglecrest ski area board of directors who has served for three consecutive terms or nine years shall again be eligible for appointment until one full year has intervened, provided, however, that this restriction shall not apply:

- (1) If there are no other qualified applicants at the time reappointment is considered by the assembly human resources committee, or
- (2) To qualified board members serving in board seats for which a specific occupation or expertise is set forth by ordinance.

(Serial No. 81-76, § 2, 1981; Serial No. 87-26, § 2, 1987; Serial No. 87-71, § 2, 1987; Serial No. 2004-08, § 8, 3-22-2004; Serial No. 2005-03(d), § 7, 6-13-2005; Serial No. 2005-21, § 2, 8-8-05)

Charter reference(s)—Ski area board, § 3.20.

67.05.020 General powers.

- (a) Subject to state laws and borough ordinances, the board of directors of the Eaglecrest ski area shall be responsible for the operation of the ski area according to the best interests of the public, shall make and enforce all rules and regulations necessary for the administration of the ski area under their management, shall prescribe the terms under which persons and groups may use the ski area, and shall establish and enforce standards of operation.
- (b) The Eaglecrest ski area shall conform to the City and Borough Personnel Management Code, the City and Borough Personnel Rules, Personnel Classification Plan, and the City Manager's policies relating to personnel. The Eaglecrest ski area shall utilize the services of the Personnel Department when hiring or terminating any employee, when responding to grievances, in labor agreement negotiation, and in substantial disciplinary matters. The City and Borough Personnel Director shall annually certify that the Eaglecrest ski area Classification Plan conforms to that utilized for employees of the City Manager.

(Serial No. 81-76, § 2, 1981; Serial No. 2006-22, § 4, 7-31-2006)

¹**Administrative Code of Regulations cross reference**—Eaglecrest ski area, part IV, § 11 CBJAC 07.010 et seq.

67.05.030 Adoption of regulations.

The board of directors of the Eaglecrest ski area shall adopt regulations under chapter 01.60 for the administration of the ski area.

(Serial No. 81-76, § 2, 1981; Serial No. 96-41, § 23, 1996)

67.05.040 Organization.

The board of directors of the Eaglecrest ski area shall elect annually from its members a president and secretary and such other officers as it deems necessary. The board of directors of the Eaglecrest ski area may establish an executive committee with authority to act on behalf of the board and may appoint such other committees as it deems necessary.

(Serial No. 81-76, § 2, 1981)

67.05.050 Vacancies.

- (a) A vacancy in the Eaglecrest ski area board shall exist under the following conditions:
 - (1) If a person appointed to membership fails to qualify and take office within 30 days of appointment;
 - (2) If a member departs from the City and Borough with the intent to remain away for a period of 90 or more days;
 - (3) If a member submits his or her resignation to the board or assembly;
 - (4) If a member is unable to attend regular board meetings for a period of more than 90 days;
 - (5) If a member misses more than 40 percent of the regular board meetings in a 12-month period; or
 - (6) If a member is removed by the assembly, in its sole discretion, for the convenience of the City and Borough.
- (b) For the purposes of counting attendance, a member participating telephonically in accordance with the Assembly Rules of Procedure shall be counted as present.
- (c) The chair of the Eaglecrest ski area board shall notify the clerk's office of any vacancy on the Eaglecrest ski area board. Upon notification, the assembly shall appoint a new member for the unexpired term.

(Serial No. 81-76, § 2, 1981; Serial No. 2005-03(d), § 8, 6-13-2005)

67.05.060 Meetings.

The board of directors of the Eaglecrest ski area shall meet at least once each month at a place and time to be designated by the board.

(Serial No. 81-76, § 2, 1981)

67.05.070 Membership in associations.

The board of directors of the Eaglecrest ski area may maintain membership in any local, state or national group or association organized and operated for the promotion of skiing or for the safety of ski areas or the advancement of the efficiency of ski area administration and, in connection therewith, pay dues and fees thereto.

(Serial No. 81-76, § 2, 1981)

67.05.080 Manager designated; appointment.

The chief executive officer of the Eaglecrest Ski Area shall be the ski area manager appointed by the board of directors of the Eaglecrest Ski Area only upon the affirmative vote of a majority of the entire board. For purposes of Chapter 44.05, the ski area manager shall have the status of a department head. Personnel actions regarding the ski area manager, including hiring, evaluation, discipline, and termination, shall be after consultation with the city manager.

(Serial No. 81-76, § 2, 1981; Serial No. 2005-32(b), § 4, 10-10-2005)

67.05.090 Ski area manager; duties and responsibilities.

The ski area manager is responsible for the overall supervision of the affairs of the ski area. The ski area manager's authority and duties shall include the following:

- (1) To be responsible for carrying out all applicable laws and ordinances;
- (2) To be responsible for carrying out policies established by the board of directors of the Eaglecrest ski area;
- (3) [Reserved.]
- (4) To prepare an annual budget as required by City and Borough ordinance;
- (5) No employee of the ski area may be a member of the board of directors of the Eaglecrest ski area or the spouse or a member of the immediate family of a member of the board;
- (6) To prepare such reports as may be required on any phase of ski area activity;
- (7) To attend all meetings of the board of directors of the Eaglecrest ski area and of standing committees except where otherwise specified;
- (8) To perform any other duty that may be necessary in the best interest of the ski area.

(Serial No. 81-76, § 2, 1981; Serial No. 2006-22, § 5, 7-31-2006)

67.05.100 Schedule of fees and charges.

- (a) A schedule of fees and charges for use of the ski area and its facilities shall be approved by the board of directors of the Eaglecrest ski area annually or more often as the need may arise. All such board approvals shall be forwarded immediately to the City and Borough municipal clerk who shall transmit them to the assembly.
- (b) All charges approved by the board of directors of the Eaglecrest ski area shall become effective upon board approval unless the board of directors sets a later effective date. The assembly, by motion or resolution, may change any fee or charge approved by the board of directors of the Eaglecrest ski area.

(Serial No. 81-76, § 2, 1981)

67.05.110 Preparation and submission of budget.

The ski area manager shall prepare the budget in accordance with approved City and Borough procedure and shall submit it to the board of directors of the Eaglecrest ski area for approval. The board of directors of the Eaglecrest ski area shall make its recommendations and submit the budget to the City and Borough manager for transmittal to the assembly in the same manner as general government departments.

(Serial No. 81-76, § 2, 1981)

67.05.120 Other fiscal matters.

All other fiscal matters including custody of and expenditure of funds, accounting and collection shall be governed by general City and Borough ordinance.

(Serial No. 81-76, § 2, 1981)