

ORDINANCE NO. _____, SERIES 2022

AN ORDINANCE AMENDING CHAPTER 42 OF THE LOUISVILLE/ JEFFERSON COUNTY METRO CODE OF ORDINANCES (“LMCO”) TO PERMIT A MANAGER TO MANAGE 9 HOLE COURSES, ~~TO SET A MAXIMUM NUMBER OF GOLF COURSES PERMITTED WHICH MAY BE MANAGED BY NONPROFIT ENTITIES,~~ AND TO REQUIRE A REQUEST FOR PROPOSAL FOR ANY GOLF COURSE MANAGED BY THE METRO GOVERNMENT FOR LONGER THAN ONE YEAR (AS AMENDED).

SPONSORED BY: COUNCIL MEMBERS FOWLER, FOX, KRAMER, PARKER, AND HOLTON STEWART

~~**WHEREAS,** Metro Council believes it is in the best interest of Metro Government to amend Chapter 42 to set a maximum number of golf courses which may be managed by nonprofit entities; and~~

WHEREAS, Metro Council believes the community’s interest in preserving golf may be best served by authorizing experienced golf course managers without a PGA Pro certification to operate certain golf courses.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (“COUNCIL”) AS FOLLOWS:

SECTION I: LMCO Section 42.43(A) is hereby amended as follows:

(A) The person or entity must be or employ a Class A PGA Member (“Pro”) to manage each Metro-owned public golf course, or, for Metro-owned nine-hole courses only, an entry level PGA Pro, who: (1) shall have commenced the process to acquire Class A PGA Membership prior to the execution of any Metro golf course management contract; and (2) shall provide sufficient evidence of continued enrollment in the PGA program to Metro Parks on a biannual basis; and (3) shall complete such accreditation within two years of execution of the contract. PGA Professionals shall be provided the opportunity to submit

proposals on all individual Metro-owned public golf courses. Pros in the process of acquiring Class A PGA Membership as outlined herein may submit proposals on Metro-owned nine-hole golf courses; provided, however, and for nine-hole courses only, if no satisfactory proposal is received from a Pro or Entry-Level Pro, Metro may contract with a person or entity who employs an experienced manager who demonstrates qualifications to manage a public golf course;

SECTION II: LMCO Section 42.43 is hereby amended to add the following:

~~(K) Only two Metro-owned golf courses may be managed by entities formed under Chapter 273 of the Kentucky Revised Statutes or the equivalent nonprofit corporation laws of another state. The remaining Metro-owned golf courses shall be managed by for-profit entities.~~

~~(L) If Metro Parks has managed a golf course for longer than one year, it then Metro Parks shall let a Request for Proposal soliciting proposals from third party entities to manage that golf course as a golf course.~~

SECTION III: This Ordinance shall take effect upon passage and approval or otherwise becoming law.

Sonya Harward
Metro Council Clerk

David James
President of the Metro Council

Greg Fischer
Mayor

Approval Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

By: _____

O-166-22 Golf Course Ordinance Nonprofit Limitation and Management Change V.3 pr-hh 6-9-22