

RECORD OF ORDINANCES

VILLAGE OF MCCONNELSVILLE

Ordinance No. 18-07 Passed 20th day of March 2018

AN ORDINANCE CREATING A JOINT RECREATION BOARD PURSUANT TO OHIO REVISED CODE SECTION 755.14, ESTABLISHING THE NUMBER OF MEMBERS, MANNER OF APPOINTMENT AND METHOD OF GOVERNANCE.

WHEREAS, for the past forty years Malta and McConnelsville have engaged in several joint endeavors including the operation of a sewage treatment plant, swimming pool, and water treatment plant; and

WHEREAS, it is in the best interest of the citizens of both Malta and McConnelsville for the villages to expand their joint endeavors to include a community park; and

WHEREAS, Malta and McConnelsville joint are developing a community park on eighteen (18) acres of land acquired by the villages from the Morgan County Community Improvement Corporations; and

WHEREAS, Ohio Revised Code Section 755.14 (b) (1) provides that two or more municipal corporations may form a joint recreation board; and

WHEREAS, Malta and McConnelsville desire to form a joint recreation board to manage and operate the community park.

NOW THEREFORE, BE IT ORDAINED by the Councils of Malta and McConnelsville, Morgan County, Ohio as follows:

1. Pursuant to Ohio Revised Code section 755.14 (B) (1) there is hereby created a joint recreation board which shall possess all the powers and be subject to all the responsibilities of a recreation board as set forth in sections 755.12 to 755.18 of the Revised Code.
2. The joint recreation board shall construct, operate, and maintain the joint community park and any other recreational facility jointly assigned to it by the councils of Malta and McConnelsville.
3. The joint recreation board shall consist of eight (8) members and the members shall be residents of Morgan County.
4. Four (4) of the members shall be appointed by the Mayor of McConnelsville with the four (4) remaining members appointed by the Mayor of Malta; however, no member of the board also shall be a current member of either village council.
5. All members of the board shall serve terms of four (4) years, except that the members first appointed shall be appointed for such terms that the term of two members shall expire annually thereafter. Vacancies in the board, occurring otherwise than by expiration of term, shall be for the unexpired term and shall be filled in the same manner as original appointments.
6. Members of the board shall serve without pay.
7. The members of the board shall elect their own chairperson, fiscal officer, and secretary and select all other necessary officers to serve for a period of one year and may employ such persons as are needed. The compensation of the employees; however, shall be fixed by the two village councils.

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VILLAGE OF MCCONNELSVILLE

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8. Malta and McConnelsville jointly or individually may procure and pay all or any part of the cost of a policy or policies insuring such officers or employees against liability on account of damage or injury to persons or property arising from the performance of their official duties.
9. The joint recreation board shall not incur debt without the prior approval of both village councils.
10. The joint recreation board shall meet at least once each quarter at a set date, place, and time (for example: 6:00 P.M. on the third Monday of the first month of the quarter). Special meetings may be called by the chairman of the committee by giving public notice as required by law and by giving at least 48 hours written notice to all committee members.
11. Five (5) members of the board shall constitute a quorum. Any action by the board must be by a concurring vote of the majority of the total board membership. The meetings of the board shall be public; however, the board may go into executive session, as permitted by ORC Section 121.22, as amended, for discussion (but not for vote on) any issue before it for which an executive session is allowed by law.
12. The board shall adopt from time to time such rules and regulations as it may deem necessary.
13. The board shall keep minutes of its proceedings, showing the vote of each member on each question; or, if absent or failing to vote, indicating such fact; and shall keep records of its official actions, all of which shall be immediately filed in the two village offices and shall be a public record.
14. The fiscal year of the joint recreation board shall be the calendar year.
15. By September 1 each year the two village councils shall agree on an amount, not to be less than two thousand dollars (\$2,000.00), each shall pay to and appropriate for the benefit of the joint recreation board the next calendar year.
16. By November 1 each year the joint recreation board shall prepare a budget for the next calendar year and submit it to both village councils for approval.
17. The joint recreation board shall report all of its expenditures for the preceding quarter to each village fiscal officer not more than 30 days after the end of the quarter. The two village fiscal officers jointly or individually may audit the joint recreation board's records at any time. Any joint recreation board member, who fails to cooperate, refuses to cooperate, or unreasonably delays any audit of the joint recreation board's records by the fiscal officers or other authorized governmental agency shall be removed from the joint recreation board.
18. That is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were passed in an open meeting of the Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

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19. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and general welfare of the people of the Village of McConnelsville, Ohio, and therefore this Ordinance shall be in full force and in effect immediately after its passage.

Passed this 20th day of March, 2018.

John W. Finley
Mayor

Attest:

Ellen M. Hemry
Fiscal Officer