

AGENDA REPORT

TO: Mayor & City Commission
FROM: Ken Hibl, City Manager
DATE: February 24, 2009
RE: Board & Committee Member Appointments – Parks & Recreation Advisory Board



For the Agenda of March 1, 2010

Background. The City Commission has been discussing the appointment of membership to the City's various boards and committees for approximately six weeks without resolution. A request was made at the most recent Commission meeting to place the appointment of membership to the Parks & Recreation Advisory Board on the March 1st agenda for possible consideration and appointment; consequently, we have done so.

This matter is now once again left to the discretion of the City Commission in respect to action. The Clare Ordinance Codes (*see copy of applicable extract*) pertaining to the appointment of members to the Parks & Rec Board specifically stipulates that the Mayor appoints qualified individuals to this Board with confirmation of the City Commission. Consequently, making an appointment to this particular Board without appointment(s) by the Mayor would be in violation of this particular ordinance code. Concurrently, the City Staff was directed by the City Commission to publicly notice all current vacancies on the City's various boards and committees; we have done so (see copy of att'd notice). The notice asked that all applications be submitted to the City not later than March 11th.

Issues & Questions Specified. Should the Clare City Commission make appointments to the City of Clare Parks & Recreation Advisory Board?

Alternatives.

1. Make the appointments.
2. Do not make the appointments.
3. Set the matter aside for consideration at a later-scheduled commission meeting.

Financial Impact. Indeterminable

Recommendation. I recommend that the Clare City Commission comply with the City's Ordinance Codes in respect to making the appointments to the City's Parks & Recreation Advisory Board and concurrently comply with existing ordinance codes, applicable state enabling acts, and other existing laws, regulations, or rules in respect to appointing individuals to all boards and committees of the City – or take the necessary actions required to change the ordinance codes and/or rules that are within the authority of the City Commission to change to reflect or accommodate the Commission's desires in respect to these appointments.

Attachments.

1. Ordinance Code Extract.
2. Notice.

ARTICLE I. IN GENERAL**Sec. 30-1. Definitions.**

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Campground means any park or area within a park licensed by the state and designated for the purpose of public camping.

Camping means an overnight residence in a temporary sleeping structure tent, tent trailer, motor home, pickup camper, travel trailer, van or any other vehicle or camping unit.

Facility means any structure, road, area or any other recreational oriented entity within a park boundary.

Motor vehicle means every self-propelled vehicle, gas, electric or other, requiring registration, licensing and/or a valid driver's license or certificate for operation upon a city street, including all offroad vehicles.

Park means any plot of land owned or operated by the city, including all facilities within the boundaries of any park, that is provided for recreational activities and the benefit of the public.

Parking means standing a vehicle, occupied or unoccupied, loading or unloading, except when making necessary repairs.

Parking lot means any off-street area within a park provided for parking any motor vehicle.

Written permission means a written authorization for activities or uses ordinarily prohibited by this Code or parks and recreation department policy. Proper written permission is the responsibility of, and may be obtained from, the recreation director of the city.

(Code 1985, § 3.1)

Cross reference—Definitions generally, § 1-2.

Secs. 30-2—30-30. Reserved.**ARTICLE II. PARKS AND RECREATION ADVISORY BOARD*****Sec. 30-31. Created; qualifications to serve.**

There is hereby created a parks and recreation advisory board consisting of seven members. The composition of such board shall include six members appointed by the mayor and confirmed by the city commission, and one member appointed by the city school system. All appointees shall meet the qualifications set forth in sections 5.1 and 5.8 of the city Charter.

(Code 1985, § 3.10)

***Cross reference**—Boards and commissions, § 2-91 et seq.



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AIRPORT

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MAIN STREET MANAGER

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PUBLIC NOTICE

The Clare City Commission is accepting applications for appointments to the following Boards/Commissions:

Parks and Recreation Advisory Board
Downtown Development Authority
Cemetery Advisory Board
Zoning Board of Appeals

Board and commission members are typically appointed to serve for a period of 1-3 years. Applications and information about the City's boards and commissions are available at Clare City Hall or on our website at www.cityofclare.org. Please forward applications to the attention of Mayor Patrick Humphrey, 202 W. Fifth Street, Clare, MI. Applications will be accepted through 4:00 p.m., March 11, 2010.

Diane Schmidt
City Clerk