

ORDINANCE #2005-55

AN ORDINANCE TO CREATE A PARK AND RECREATION BOARD FOR MARION TOWNSHIP, COUNTY OF CENTRE, PENNSYLVANIA.

WHEREAS, the Recreation Enabling Legislation, enacted by the General Assembly of the Commonwealth of Pennsylvania, provides that:

- a. Every municipality of the Commonwealth shall have a general plan of its parks and playgrounds;
- b. Every municipality may acquire lands, property, and buildings for the purpose of establishing and maintaining public parks, parkways, playgrounds, playfields, gymnasiums, public baths, swimming pools, or indoor recreation centers.
- c. Every municipality may provide for supervising, programming, equipping, and maintaining public recreation areas and facilities through any existing body or through a park and recreation board.

WHEREAS, it is the considered judgment of the Marion Township Board of Supervisors that adequate public recreation programs and facilities for the Township of Marion can best be advanced by placing the recreation system under the supervision and direction of a legally constituted recreation and park board authorized by the Recreation Enabling Legislation of Pennsylvania; therefore, be it

RESOLVED, by the Township of Marion,

Section 1. That there is hereby created a recreation and park board known as the Marion Township Park and Recreation Board.

Section 2. That the Board shall be composed of five members, to be appointed by the Township Supervisors, with the power to provide and conduct recreation and cultural activities and maintain public recreation areas, facilities, and centers subject to all the responsibilities of the Recreation Enabling Legislation. The Board members shall serve for terms of five years or until their successors are appointed, except that the members first appointed shall be so appointed that the term of one member shall expire annually thereafter. Vacancies shall be filled in the

same manner as original appointments and for the unexpired term. Members shall serve without Pay.

Section 3. That the Park and Recreation Board shall appoint from its membership a chairman and such other officers as it may deem necessary for the orderly procedure of its business, and may adopt by-laws, rules, and regulations covering its procedure not consistent with the provisions of the State laws. The Park and Recreation Board shall, from time to time, make rules governing the operation and conduct of the recreational facilities operated by the Board. The Board shall hold regular meetings at such time and place as it may designate.

Section 4. That the Park and Recreation Board shall maintain, operate, and supervise the public parks, playfields, and all outdoor and indoor recreation areas and facilities owned or controlled by the Township of Marion.

Section 5. That the Park and Recreation Board may accept any grant, gift, bequest, or donation of services, equipment, real estate, or money from any individual or group, to be used as specified by the donor, or by the terms of the acceptance. The Park and Recreation Board shall have no authority to enter into any contract or incur any obligation binding upon the Township of Marion other than current obligations or contracts to be fully executed within the then current fiscal year, and all within the budget appropriations made by the governing body of the Township of Marion.

Section 6. That funds appropriated by the governing body of the Township of Marion and budgeted to the Park and Recreation Board shall be disbursed by the financial disbursing officer of the Township of Marion upon vouchers issued by the Park and Recreation Board and within the budget appropriations made. Funds received by the Park and Recreation Board from sources other than budget appropriations shall be deposited by the Township to the credit and for the use of the said Board and disbursed as the above budget funds are disbursed, except that funds received by gift, bequest, or otherwise shall be disbursed in accordance with time terms of the acceptance thereof.

Section 7. That the Park and Recreation Board shall submit a bi-annual report in February and September and such other reports as needed to the governing body at such times as may be designated or requested by the governing body. The fiscal year of said Park and Recreation Board shall conform to that of the Township.

Section 8. That such powers that are now or may hereafter be provided by statute of the Commonwealth of Pennsylvania, or by ordinances of the Township relating to the development and operation of recreation system, public parks, and playgrounds, are hereby vested in the Park and Recreation Board, to be exercised by it subject to any and all restrictions contained in such powers and ordinances.

Section 9. That all resolutions and ordinances of the Township of Marion in conflict herewith are hereby repealed.

Section 10. That this resolution shall be in force and effect three (3) days after its Passage.

Adopted this 14th day of June, 2005