

1st Reading:
2nd Reading:

SPONSOR: HUELS

ORDINANCE NO. ____

BILL NO. 22-85

**AN ORDINANCE REPEALING AND ENACTING A NEW
CHAPTER 130 RELATING TO PUBLIC PARKS.**

WHEREAS, Chapter 130 of the Municipal Code creates and provides regulations regarding the Parks and Recreation Committee; and

WHEREAS, Staff desires to amend Chapter 130 to clarify such regulations and update the same with current operations and practices, including but not limited to duties and responsibilities; and

WHEREAS, at the October 13, 2022 Board of Aldermen Committee Meeting, the Board of Aldermen reviewed staff's recommendation to amend Chapter 130 and finds it in the best interest of the City and now desires to amend Chapter 130 as recommended.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF FENTON, MISSOURI, AS FOLLOWS:

Section 1. Chapter 130, Parks and Recreation Committee, of the Municipal Code is hereby amended by repealing Chapter 130 in its entirety and enacting a new Chapter 130 to read as follows:

**Chapter 130
Fenton Parks and Recreation Committee**

Section 130.010 Fenton Parks And Recreation Committee Created — Membership.

There is hereby created a Parks and Recreation Committee consisting of two (2) citizens from each ward of the City of Fenton, Missouri, and one (1) member of the Board of Aldermen of the City of Fenton shall serve as an ex officio member selected as set out herein, known and designated as the "Fenton Parks and Recreation Committee" (herein "Committee").

Section 130.020 Qualifications — Terms — Tenure — Vacancy.

- A. Qualifications. A person appointed to the Committee shall be a qualified voter of the City of Fenton and a resident of the ward for which he or she is appointed.
- B. Terms — Citizen Members. The Mayor shall appoint, subject to confirmation by the Board of Aldermen, the first citizen members for terms as follows: Four (4) members shall serve

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for a term of two (2) years commencing on February 28, 1994, and four (4) members shall serve for a term of one (1) year commencing on February 28, 1994. As the term of a member expires, the Mayor shall appoint a successor for a term of two (2) years, subject to confirmation by the Board of Aldermen, except as provided below in Subsections **(D)** and **(E)**.

- C. Ex Officio. The Board of Aldermen shall designate an ex officio member of the Committee from among its members. The ex officio member shall act as the liaison for the Mayor and Board of Aldermen but shall not have a vote in the decisions of the Committee nor count towards quorum.
- D. Vacancy. If a vacancy occurs on the Committee, the Mayor shall fill the vacancy by appointing a new member, subject to confirmation by the Board of Aldermen, to serve the balance of the unexpired term.
- E. Attendance. If a member is unable to attend a meeting, he or she must contact the Parks and Recreation Director, Chairman of the Committee, or Aldermanic Liaison. Two (2) unexcused absences within twelve (12) consecutive months is cause for automatic removal from the Committee. The Mayor shall fill the vacancy created by such action by appointing a new member, subject to confirmation by the Board of Aldermen, to serve the balance of the unexpired term.

Section 130.030 Meetings — Bylaws.

The Committee shall have regular meetings and meeting times and dates shall be set by the Committee. The City Administrator or his/her designee shall notify the Mayor, Board of Aldermen, and City Clerk of the times and dates of all Committee meetings. The meetings shall be conducted in accordance with the Roberts Rules of Order. Other Bylaws may be adopted by the Committee as policy, with approval by the Board of Aldermen.

Section 130.040 Officers.

- A. The Committee shall meet each year during the month of February and elect a Chairman, Vice Chairman, and a Secretary to serve one-year terms.
- B. In the absence of the Chairman, the Vice Chairman shall conduct the meetings.

Section 130.050 Duties and Responsibilities.

- A. Recommending Body. The Committee shall act as a recommending body to the Mayor and Board of Aldermen to full its duties and responsibilities prescribed herein.
- B. Duties and Responsibilities. Duties and responsibilities of the Parks and Recreation Committee shall be:

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1. Monitoring the City's parks and reporting identified problems or concerns. Each member of the Committee shall be assigned a minimum of one (1) park area to monitor and provide a written or oral report regarding the assigned park at each Committee meeting.
 2. Recommending to the Board needed policies, procedures, rules, and regulations relating to the City's parks and park system, excluding the Fenton Sports Complex, RiverChase YMCA, and recreational programs.
 3. Recommending to the Board needed events, additions, projects, improvements or enhancements, and/or expansions in the City's parks and park system, excluding the Fenton Sports Complex, RiverChase YMCA, and recreational programs.
- C. Subject To Direction Of Mayor And Board Of Aldermen. In carrying out the duties and responsibilities designated to the Committee, the Committee shall be subject to directives of the Mayor and Board of Aldermen; all directives to be presented at a Board of Aldermen meeting or Committee meeting. The action of the Committee shall not bind the City in any respect.

Section 130.060 Budget.

The Committee may, on or before the October Committee meeting each year, submit to the Mayor and Board of Aldermen for approval, a proposed budget for parks and recreation projects. In establishing the budget for the City, the Board of Aldermen shall utilize the Committee budget, if submitted, as an advisory document.

Section 2. The portions of this ordinance shall be severable. If any clause, word, paragraph, section, or other part or portion of this ordinance is held to be invalid, illegal, or unconstitutional for any reason, the Board of Aldermen hereby declares it would nevertheless have enacted the remaining portions thereof and such remaining portions shall remain in full force and effect.

Section 3. This ordinance shall be in full force and effect after the date of its passage and approval.

PASSED this 27th day of October, 2022.

JOE MAURATH, MAYOR

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APPROVED this 27th day of October, 2022.

JOE MAURATH, MAYOR

ATTEST:

Jane Hungler, City Clerk

Motion to approve. Roll Call vote:

Ayes:

Abstain:

Nays:

Absent:

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