

## **ORDINANCE 2010 – 06**

### **An Ordinance to Establish a Monroe County Access To Recreation Endowment Advisory Committee**

**WHEREAS**, the Community Foundation of Bloomington and Monroe County, Inc. received monies from the W.K. Kellogg Foundation which monies were put in an endowment fund; and

**WHEREAS**, this endowment fund requires these monies to be used for the purpose of maintenance of the Karst Farm Park Playscape or on accessible recreation improvements and projects; and

**WHEREAS**, Monroe County, through its Parks and Recreation Department, contributed \$50,000 to the endowment fund as a portion of the matching grant monies used to obtain the W.K. Kellogg Foundation grant; and

**WHEREAS**, Monroe County's provision of this money to the endowment fund make the proper use of all monies in the endowment fund in accordance with the specified purposes a matter for which the County has a particular interest, and

**WHEREAS**, Monroe County Commissioners have determined that establishment of an advisory committee comprised of persons with knowledge and interest in accessible recreation will assure that the monies in the endowment fund will be appropriately used for the specified purposes of the endowment fund.

**NOW THEREFORE**, be it ordained by the Commissioners of Monroe County, Indiana that an advisory committee of the County be established subject to the following provisions:

#### **Monroe County Access to Recreation Endowment Advisory Committee**

**Section 1** The name of the advisory committee shall be the Monroe County Access to Recreation Endowment Advisory Committee (Committee).

**Section 2** The Committee's purpose is to make recommendations to the Community Foundation of Bloomington and Monroe County, Inc. (Community Foundation) for the distribution of the Monroe County Access to Recreation Endowment Fund's (Endowment Fund) spendable income.

**Section 3** The Committee may recommend distributing the Endowment Fund's spendable income on the maintenance of the Karst Farm Park Playscape, and/or on accessible recreation improvements, and/or on future accessibility projects. All accessibility improvements and projects must be constructed on public property in Monroe County and the recreation opportunity must be open to the public. The Committee's power is limited to an advisory capacity.

**Section 4** Committee Members shall have an interest in accessible recreation.

**Section 5** The number of Committee Members shall be no more than 7 and not less than 5. Each Committee Member is designated by a number one (1) through seven (7). The Monroe County Board of Commissioners shall appoint all Committee Members. The initial term for Committee Members 1-7 shall have their terms staggered 1-4 years. As a term expires, each new Committee Member's appointment is for a four (4) year term. All terms expire on the first Monday in January, but a member continues in office until his or her successor is appointed. Committee Members may be appointed to successive terms.

	<b>Committee Members</b>	<b>Initial Term</b>
1.	Monroe County Parks and Recreation Board representative	4 years
2.	Options representative	4 years
3.	Community Foundation of Bloomington and Monroe County representative	3 years
4.	Individual with a disability or his/her family member, or an advocate for an individual with a disability	3 years
5.	Medical/therapeutic recreation professional, an individual with a disability or his/her family member, or an advocate for an individual with a disability	2 years
6.	Parks and Recreation professional	2 years
7.	Medical/therapeutic recreation professional, an individual with a disability or his/her family member, or an advocate for an individual with a disability	1 year

**Section 6** A Committee Member may resign at any time by informing the Committee's President or Vice-President/Secretary. A Committee member may be removed with or without cause by the Monroe County Board of Commissioners. If a Committee Member resigns or is removed before his or her term expires, the replacement Committee member shall serve out the remaining term. The Monroe County Board of Commissioners shall fill the vacancy.

**Section 7** No Committee Member shall receive any salary or compensation in his or her capacity as a Committee Member or Officer.

**Section 8** A Committee member who is a party to a transaction with the Monroe County Accessible Recreation Endowment Fund shall disclose in writing the material facts of the transaction and his or her interest in or relationship to such transaction to the Committee and to the Community Foundation. A Committee Member who has a conflict of interest in a matter shall not vote upon that transaction. A Committee Member who has a conflict of interest in a matter may be counted in determining the presence of a quorum at a meeting of the Committee in which the transaction is being voted upon.

**Section 9** The officers of the Committee shall consist of a President and Vice-President/Secretary. All officers shall be chosen from among the Committee Members.

**Section 10** The officers of the Committee shall be elected annually by the Committee's Members at the annual meeting. Any vacancies may be filled at any meeting of the Committee. Each officer shall hold office until his or her successor has been duly elected.

**Section 11** The President shall be the principal executive officer of the Committee and shall, in general, supervise and conduct the meetings and activities of the Committee. He or she shall have general supervision of the affairs of the Committee, and shall keep the Committee fully informed and shall freely consult with them concerning the activities of the Committee. He or she shall report annually to the Community Foundation the Committee's recommendations for the distribution of the available funds for granting.

**Section 12** The Vice-President/Secretary shall, in general, perform the duties of the President in his or her absence, disability, or under the direction of the President. The Vice-President/secretary shall record the minutes of the Committee's meetings and forward these minutes to the Community Foundation.

**Section 13** An annual meeting of the Committee shall be held each year upon the call of the President for the purpose of electing officers, and for the transaction of such other business as may come before the meeting. The President may call for additional meetings throughout the year. Notice of meetings of the Committee shall be given in accord with Indiana Code 5-14-1.5-5.

**Section 14** A majority of the Committee Members in office immediately before a meeting begins constitutes a quorum. However, when filling vacancies occurring on the Committee, a majority of the remaining directors shall constitute a quorum. The affirmative vote of a majority of the Committee Members present at any meeting at which a quorum is present shall be the act of the Committee. Each Committee Member shall have one vote on all matters presented to the Committee. No Committee Member may act by proxy on any matter.

**Section 15** There shall be kept at the office of the Community Foundation a record of the minutes of the activities of the Committee. All records of the Committee may be inspected by any Committee Member or by the Monroe County Board of Commissioners, for any proper purpose at any reasonable time. The Community Foundation will separately account for the Endowment Fund and notify the President of the Committee of the funds available for granting.

**Section 16** Monroe County Parks and Recreation Department and Options, Inc. will be available to provide technical support for the Committee.

Adopted this 12<sup>th</sup> day of February, 2010.

**MONROE COUNTY BOARD OF COMMISSIONERS**


“YEAS”



Patrick Stoffers, President



Iris F. Kiesling, Vice-President



Mark Stoops, Member

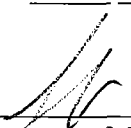
“NAYS”

Patrick Stoffers, President

Iris F. Kiesling, Vice-President

Mark Stoops, Member

ATTEST: Feb. 16, 2010



Amy Gerstman, Monroe County Auditor