

ORDINANCE NO. 01-2007**AN ORDINANCE CREATING AN ADVISORY RECREATION COMMISSION;
ESTABLISHING THE NUMBER AND TERM OF MEMBERS; AND
DESIGNATING DUTIES AND POWERS OF THE COMMISSION.**

The Board of Supervisors of Hamiltonban Township, Adams County, Pennsylvania, does hereby ordain the following:

Article 1. ESTABLISHMENT. Pursuant to the authority granted under the Recreation Enabling Legislation of the Commonwealth of Pennsylvania, it is the considered judgment of the Board of Supervisors of Hamiltonban Township that adequate public recreation programs and facilities for Hamiltonban Township ("Township") would be best advanced by the establishment of a Parks and Recreation Commission ("Commission").

Article 2. APPOINTMENTS, TERMS, VACANCY. The Parks and Recreation Commission shall consist of seven (7) members, appointed by the Board of Supervisors and shall serve a term of five (5) years, except that members first appointed shall be appointed so that no more than two (2) members expire annually. All persons appointed shall serve their full term unless they voluntarily resign or are removed by the Board of Supervisors for malfeasance, misfeasance or nonfeasance in office or for other just cause by a majority vote of the Board of Supervisors after the member has received fifteen (15) days advance notice of the intent to take such a vote. Any appointment made to fulfill a vacancy shall be only for the unexpired term.

Article 3. GEOGRAPHIC CONSIDERATION. Whenever possible, due consideration will be given to representation from various geographic sections within the Township so that all members shall not be from the same general area.

Article 4. COMPENSATION. Commission members shall serve without compensation but may be reimbursed by the Township for expenses incurred in performing their duties upon approval by the Board of Supervisors.

Article 5. ORGANIZATION OF THE COMMISSION. The members of the Commission shall elect a Chairperson and Vice-Chairperson and create and fill such other offices as it may determine to serve for a period of one (1) year, to be reorganized annually. The Commission may adopt rules and regulations for the conduct of all business within its jurisdiction and exercise powers and functions concerning parks and recreation facilities as may be delegated by the Board of Supervisors.

Article 6. COMMISSION AUTHORITY. The Commission shall have the following Powers and Duties:

- A. Identify the open space, recreation, park and trail needs of the Township.
- B. Advise and assist in the development and adequate financial support for park and recreation facilities and programs.
- C. Recommend plans, programs and policies regarding the provision of recreation and park services that complement the County and Township Parks, Recreation and Greenways Plans.

- D. Advise the Board of Supervisors on how to maintain equip and operate parks and other recreational facilities.
- E. Develop, plan, supervise and evaluate recreation activities and services designed the leisure time interests of all residents.
- F. Periodically review programs and facilities and advise the Board of Supervisors of successes or failures.
- G. Advise the Board of Supervisors in acquisition and development of parklands.
- H. Undertake recreation and park tasks as requested by the Board of Supervisors.

Article 7. DONATION, GRANTS, GIFTS. The Commission may not accept any grant, gift, bequest, donation of services, equipment, real estate or money from any individual or group, to be used as specified by the donor, by the terms of acceptance or contract without the approval of the Board of Supervisors. The Commission shall have no authority to incur any obligation binding upon the Township.

Article 8. REPORTING AND BUDGETING. The Commission shall keep minutes of its meetings, which it shall submit to the Board of Supervisors. The Commission shall submit an Annual Report to the Board of Supervisors, including an analysis of the adequacy and effectiveness of community recreation areas and facilities. The Commission shall submit by October 15th of each year an annual proposed budget for the ensuing year, setting forth all expenditures, salaries and programs with sufficient justification. The Commission shall not in any manner obligate the Board of Supervisors for the payment of any Township funds until the Board of Supervisors appropriates the same.

ADOPTED this 1 day of MAY, 2007. The ordinance shall become effective five (5) days after adoption.

BOARD OF SUPERVISORS OF HAMILTONBAN TOWNSHIP
BY:

James E. Benner
Chairperson

William E. Heit
Vice-Chairperson

Jay Edward Deardorff
Supervisor

Colleen H. Reamer
Supervisor

Robert Z. Gorden
Supervisor