

Ordinance Number: 2024-5E

AMENDED ORDINANCE ESTABLISHING A BOARD OF PARKS AND RECREATION  
AND REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF HANCOCK COUNTY,  
INDIANA,

**Section I - Established**

Under the provisions of I.C.36-10-3-3 and I.C. 36-10-3-3.1(d)(2) there is hereby created by the Hancock County Board of Commissioners a County Department of Parks and Recreation.

**Section II – Composition**

Under the provision of I.C.36-10-3-4.2, the Hancock County Board of Parks and Recreation shall be appointed as follows:

- A. The Hancock County Board of Commissioners shall appoint two (2) members. The members must be affiliated with different political parties.
- B. The Hancock County Council shall appoint two (2) members. The members must be affiliated with different political parties.
- C. The Hancock County (elected official) may/shall appoint one (1) member.
- D. The county cooperative extension coordinator/the county extension educator/member selected by the board of supervisors of a soil and water conservation district may/shall serve as an ex officio member of the county board in addition to the members provided.

**Section III - Term**

Upon establishment of the board, terms shall be as follows:

- A. Board of Commissioners and County Council Appointees: The term of office for the members appointed by the Commissioners or County Council shall be four (4) years, except for those bodies' initial appointments, such that one of the initial appointees from each appointing body shall have a term of two (2) years and the other initial appointee from each appointing body shall have a term of four (4) years.
- B. Hancock County (elected official) Appointee: The term of office shall be one (1) year.
- C. As a term expires, each new appointment is for a four (4) year term. All terms expire on the first Monday in January, but a member continues in office until the member's successor is appointed.
- D. An appointing authority shall make initial appointments within ninety (90) days after the creation of the department.
- E. If an appointment for any new term is not made by the first Monday in April, the incumbent shall serve another term.
- F. If a vacancy on the board occurs, the appointing authority shall appoint a person to serve for the remainder of the unexpired term.

**Section IV – Officers and Duties**

- A. At its first regular meeting each year the board shall elect a president and a vice president. The vice president may act as president during the absence or disability of the president. The board may select a secretary either from within or outside its membership.
- B. A majority of the members constitutes a quorum. The action of the board is not official unless it is authorized by at least three (3) members present and acting.
- C. The Board shall have the power to perform all acts necessary to acquire and develop sites and facilities and to conduct such programs as are generally understood to be park and recreation functions. In addition, the board shall have all the powers and duties delineated in I.C.36-10-3-11.

#### **Section V – Meetings and Powers**

- A. All meetings of the board are open to the public. The board shall fix the time and place of its regular meetings, but it shall meet at least quarterly.
- B. Special meetings of the board may be called by the president or by any two (2) members by written request to the secretary. The secretary shall send to each member, at least two (2) days before a special meeting, a written notice fixing the time, place, and purpose of the meeting. Written notice of a special meeting is not required if the time of the special meeting is fixed at a regular meeting or if all members are present at the special meeting.
- C. The Board shall have the power to perform all acts necessary to acquire and develop sites and facilities and to conduct such programs as are generally understood to be park and recreation functions. In addition, the board shall have all the powers and duties delineated in I.C.36-10-3-11.

#### **Section VI - Budget**

The Board shall prepare and submit an annual budget in the same manner as other departments of county government as prescribed by the State Board of Accounts. The Board may accept gifts, donation, and subsidies for park and recreation purposes. I.C.36-10-3

#### **Section VII – Additional Considerations**

The Board may create an advisory council and/or special committees composed of citizens interested in parks and recreation in accordance with I.C. 36-10-3.

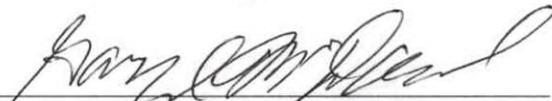
#### **Section VIII – Enactment and Enforcement**

All other ordinances, resolutions, or parts thereof in conflict with the provisions and intent of this ordinance are hereby repealed. I.C.36-10-3-3.

This ordinance shall be in full force and effect from and after its passage, and approval, according to the laws of the State of Indiana. I.C.36-10-3.

Passed by the Board of Commissioners of HANCOCK County, Indiana, this 21<sup>st</sup> day  
of May, 2024.

  
\_\_\_\_\_  
Commissioner Bill Spalding, President

  
\_\_\_\_\_  
Commissioner Gary McDaniel, Vice-President

  
\_\_\_\_\_  
Commissioner John Jessup

Attest:  
  
\_\_\_\_\_  
Auditor Debra Carnes, of Hancock County, Indiana *hb*

Prepared By: Scott Benkie, Attorney at Law, Benkie & Crawford

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