

**BOIS BLANC TOWNSHIP
MACKINAC COUNTY, MICHIGAN**

(Ordinance No. 44)

At a regular meeting of the Township Board for Bois Blanc Township held at the Township Hall on Nov 8, 2017, the following Ordinance was offered for adoption by Township Board Member Tom Wybranowski and was seconded by Township Board Member Louise Sullivan:

AN ORDINANCE TO ESTABLISH A TOWNSHIP OF BOIS BLANC PARKS AND RECREATION COMMISSION UNDER THE MICHIGAN RECREATION AND PLAYGROUNDS ACT, BEING PUBLIC ACT 156 OF 1917, MCL 123.51, ET SEQ. AND THE TOWNSHIP PARKS AND PLACES OF RECREATION ACT, BEING PUBLIC ACT NO. 157 OF 1905, MCL 41.421 ET SEQ; TO PROVIDE FOR THE COMPOSITION OF THAT COMMISSION; AND TO PROVIDE FOR THE POWERS, DUTIES AND LIMITATIONS OF THAT COMMISSION.

THE TOWNSHIP OF BOIS BLANC ("TOWNSHIP"), MACKINAC COUNTY, MICHIGAN,
ORDIANS:

Section 1: Scope, Purpose and Intent

This Ordinance is adopted pursuant to the authority granted to the Township Board under the Recreation and Playgrounds Act, Public Act 156 of 1917, MCL 123.51, *et seq.*, and also the Township Parks and Places of Recreation Act, being Public Act No. 157 of 1905, MCL 41.421 *et seq.*, to establish a parks and recreation commission with certain of the powers, duties and limitations provided by such statutes and subject to the terms and conditions of this Ordinance.

Section 2: Establishment

The Township Board hereby establishes under the Recreation and Playgrounds Act, Public Act 156 of 1917, MCL 123.51, *et seq.* and the Township Parks and Places of Recreation Act, being Public Act No. 157 of 1905, MCL 41.421 *et seq.*, the Township of Bois Blanc Parks and Recreation Commission. The Parks and Recreation Commission shall have five (5) members.

Section 3: Membership

Membership of the Parks and Recreation Commission shall be as follows:

1. One member of the Township Board may be appointed to the Parks and Recreation Commission. The Township Supervisor shall not serve as a member.
2. One member of the Township Planning Commission may be appointed to the Parks and Recreation Commission.
3. All other Parks and Recreation Commission members shall be qualified electors of or property owners of lands in the Township.
4. No other elected officer or employee of the Township is eligible to be a member of the Parks and Recreation Commission.

Section 4: Appointments and Terms

- A. The Township Supervisor, with the approval of the Township Board by a majority vote of the members elected and serving, shall appoint all Parks and Recreation Commission members in accordance with the following:

1. The Parks and Recreation Commission members shall serve for terms of three (3) years each.
2. The Township Board member (if any) shall serve for a term of one (1) year.
3. A Parks and Recreation Commission member, other than the Township Board member (if any), shall hold office until his or her successor is appointed.
4. The Township Board member's term and the term of any member appointed from a separate Township board or commission shall also expire with his or her term on the Township board or commission from which he or she was appointed.
5. Vacancies shall be filled for the unexpired term in the same manner as the original appointment.

B. All members shall have full voting rights.

Section 5: Solicitation for Membership

- A. By November of each year, the Township shall determine which members' terms of office will expire on December 31.
- B. If the Township does not have at least two candidates for each office, an advertisement(s) shall be placed in a newspaper of general circulation within the Township, seeking applications for appointment.
- C. In November or December of each year, the Township Board shall consider the applications and appoint members to the Parks and Recreation Commission by a majority vote. All three year terms shall expire on December 31.

- D. These procedures shall not be followed for the initial appointments establishing the Parks and Recreation Commission.

Section 6: Removal

The Township Board may remove a member of the Parks and Recreation Commission for misfeasance, malfeasance, or nonfeasance in office upon written charges and after a public hearing. Failure to repeatedly attend Parks and Recreation Commission meetings shall be considered nonfeasance in office.

The Secretary of the Parks and Recreation Commission shall report any member who has missed three consecutive regular meetings to the Township Board.

Section 7: Conflict of Interest

Before participating in Parks and Recreation Commission deliberations or casting a vote on a matter on which a Parks and Recreation Commission member may reasonably be considered to have a conflict of interest, the member shall publicly disclose the potential conflict of interest to the Parks and Recreation Commission and shall recuse himself/herself. Failure of a member to disclose a potential conflict of interest or to recuse himself/herself as required by this Ordinance constitutes malfeasance in office.

Conflict of interest shall be addressed in the Parks and Recreation Commission bylaws.

Section 8: Compensation

Parks and Recreation Commission members shall serve without compensation. Subject to such funding as may be provided by the Township Board, the Parks and Recreation Commission may adopt bylaws (which must also be approved by the Township Board) relative to compensation and expenses of its members for travel when engaged in the performance of

activities authorized by the Township Board, including, but not limited to, attendance at conferences, workshops, seminars, educational and training programs and meetings.

Section 9: Training

Members of the Parks and Recreation Commission may attend educational programs designed for training members regarding Parks and Recreation Commissions issues if the adopted Bois Blanc Township budget for that fiscal year includes funds to pay for tuition, registration, and travel expenses for the training.

Section 10: Officers and Committees

The Parks and Recreation Commission shall elect a chairperson and a secretary from its members, and may create and fill such other offices as it considers advisable. The Township Board member of the Parks and Recreation Commission is not eligible to serve as the chairperson. The term of each office shall be one (1) year, with an opportunity for reelection as specified in the Parks and Recreation Commission bylaws.

The Parks and Recreation Commission may appoint advisory committees whose members need not be members of the Parks and Recreation Commission.

Section 11: Bylaws, Meetings and Records

- A. The Parks and Recreation Commission shall adopt bylaws (which must also be approved by the Township Board) for the transaction of business.
- B. The Parks and Recreation Commission shall hold at least four (4) regular meetings each calendar year, and shall by resolution or motion determine the date, time and place of the meetings.

- C. Unless otherwise provided in the Parks and Recreation Commission's bylaws, a special meeting of the Parks and Recreation Commission may be called by the Chairperson or by two other members, upon written request to the Secretary. Unless the bylaws otherwise provide, the Secretary shall send written notice of a special meeting to all Parks and Recreation Commission members at least three (3) days before the meeting.
- D. The business that the Parks and Recreation Commission may perform shall be conducted at an open public meeting held in compliance with the Michigan Open Meetings Act, Public Act 267 of 1976, MCL 15.261, *et seq.*
- E. The Parks and Recreation Commission shall keep a public record of its resolutions, transactions, findings, and determinations. A writing prepared, owned, used, in the possession of, or retained by the Parks and Recreation Commission in the performance of an official function shall be made available to the public in compliance with the Michigan Freedom of Information Act, Public Act 442 of 1976, MCL 15.231, *et seq.*

Section 12: Powers and Authority

The Parks and Recreation Commission is advisory only. The Parks and Recreation Commission shall:

1. Perform periodic reviews of the Township's parks master plan or the equivalent.
2. Compile data to assist the Township in the preservation and beautification of parks, recreational areas, natural areas, and aesthetic areas in the Township.
3. Make recommendations to the Township Board on potential revisions and future delivery of services by the Township as they pertain to parks and recreation.

4. Make recommendations to the Township Board for modifications or additions to existing ordinances, policies and practices that help promote and make available recreational opportunities in the Township.
5. Work in conjunction with other Township commissions, boards and committees to help ensure coordination of various elements of the Township's parks master plan, recreation programs and cultural programs.
6. Conduct public meetings and make recommendations to the Township Board on parks and recreation issues and ordinances.
7. Make recommendations for budgets, capital improvements and operations relating to the Township's parks and recreation and its related facilities.
8. Review and comment on fundraising efforts and donations made for or on behalf of the Township's parks and recreation.
9. Foster public awareness and involvement in all aspects of the Township's parks and recreation and its related facilities.
10. Help the Township apply for grants for the purchase, improvement and enhancement of parks and recreation areas.

The vote to adopt this Ordinance was as follows:

YEAS: B. Sharpe, A. Kennedy, T. Wybranowski, & L. Sullivan _____

NAYS: None _____

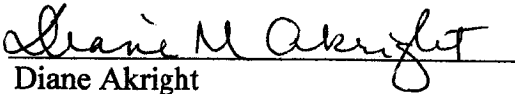
ABSENT/ABSTAIN: D. Akright _____

ORDINANCE DECLARED ADOPTED. (Resolution 2017-125)

CERTIFICATION

I hereby certify the foregoing to be a true copy of an Ordinance adopted by the Township Board for Bois Blanc Township at the time, date and place as specified above, pursuant to the required statutory procedures.

Respectfully submitted,

By: 
Diane Akright
Bois Blanc Township Clerk