

CITY OF BAYOU LA BATRE

ORDINANCE NUMBER 2005-500

**AN ORDINANCE ESTABLISHING ZIRLOTT PARK AS A PARK
OPERATED AND MAINTAINED BY THE CITY OF BAYOU LA BATRE
AND CREATING THE RECREATION BOARD OF THE CITY OF BAYOU
LA BATRE.**

WHEREAS, the City Council of the City of Bayou La Batre has determined that in the interest of public health, safety and welfare of the citizens of the City of Bayou La Batre the City shall operate and supervise the maintenance, upkeep, operations and day-to-day functions of Zirlott Park, and;

WHEREAS, the City is desirous of creating an advisory board to the City Council of the City of Bayou La Batre, and;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BAYOU LA BATRE, ALABAMA AS FOLLOWS:

SECTION I:

The motion made and passed at the regular Council meeting of the City of Bayou La Batre held August 22, 1974, declaring Zirlott Park to be governed by a seven (7) member board is hereby expressly repealed, the City of Bayou La Batre is hereby repealing said motion and as of the effective date of this Ordinance the City if hereafter expressly exercising control over said Park.

SECTION II:

Creation of a Recreation Board

That the City of Bayou La Batre does hereby create and establish a Recreation Board pursuant to Chapter 86 of Title 11, Code of Alabama, 1975 (as amended).

SECTION III:

Board of Directors

That said Recreation Board shall consist of seven (7) members and two (2) council members to be appointed by the City Council of the City of Bayou La Batre. The two (2) council members shall serve as advisory members only and shall not vote or hold office on the Board.

SECTION IV:

Terms

That initially, one member shall be appointed to hold office for a period of one (1) year and until his successor is appointed, two (2) members shall be appointed and hold office for a period of two (2) years and until their successors are appointed and four (4) members shall be appointed and hold office for a period of three (3) years and until their successors are appointed. Upon expiration of the term of each member, a successor shall be appointed for a term of three (3) years each from the date of expiration of said member's present term. Said terms to run from the date of passage of this Ordinance, and each of said members shall hold office until his or her successor shall be appointed.

SECTION V:

Removal of Members, Vacancies

That in the event of a member vacating the Board prior to the expiration of said term, such vacancy shall be filled by the City Council of the City of Bayou La Batre, for the remaining portion of said member's term by appointing a successor to fill the unexpired term. The appointment of any member of the Board shall be the right of the City Council of the City of Bayou La Batre, and it shall be the right of the said City Council to remove any member of the Board at any time without cause.

SECTION VI:

Board

(a) That the Board shall elect from its membership a chairman and secretary and such other officers as it deems necessary to serve at its pleasure. The Board shall adopt rules and regulations covering the procedures of the Board.

(b) That said Board shall have no control over any lands, buildings, equipment, or other facilities used or designated for recreational purposes except as may from time to time hereafter be assigned to it by the City Council.

(c) That members of the Board shall serve without compensation.

(d) That the Board shall keep, or cause to be kept, proper books and accurate accounts, showing the receipts and disbursements of all funds appropriated to the Board from any source. All park and recreation funds on hand shall be paid forthwith into the general fund of the City of Bayou La Batre and all income from the operation of the park and recreation facilities shall be paid into the general fund of the City. The city clerk shall keep such records as will at all times reflect the receipts from the operation of the park and recreation facilities, and the disbursements made in connection with such operation.

SECTION VII:
Duties of Board

The Recreation Board shall act as an advisory board to the City and shall have such other responsibilities and authority as set forth herein, and as the City Council may hereinafter grant to the Board. The Board shall, in conjunction with City Council shall;

- a. Coordinate with coaches and representatives of various teams and leagues, concerning access to and maintenance and improvement of public sports and recreation facilities of the City of Bayou La Batre.
- b. Recommend to the City Council of the City of Bayou La Batre candidates for the position of all managers, coaches assistant coaches, referees or other volunteers to said facilities, with the final decision for placement of such positions to be solely with the City Council and all such positions to be subject to criminal background checks by the Bayou La Batre Recreation Board and final approval of the Council.
- c. Act as an intermediary between the various representatives and the City administration and government related to the use, maintenance, and improvement of public sports and recreational facilities of the City.
- d. Advise and make recommendations to the City Council concerning matter pertaining to public recreation within the facilities owned or operated by the City.
- e. Advise and make recommendations to the City concerning matters pertaining to maintaining a sound recreation program for the citizens of the City.
- f. Establish proposed park rules and regulations for each sport and for each team which rules shall be presented to the City Council for consideration.

SECTION VIII:
Effectiveness

This Ordinance shall take effect and be in force upon the date of its approval by the City Council of the City of Bayou La Batre and publication as required by law. Further, any ordinance or past motion or part thereof, that conflicts with the provisions of this ordinance be and is hereby repealed.

**ADOPTED AND APPROVED BY THE MAYOR AND CITY COUNCIL OF THE CITY
OF BAYOU LA BATRE, ALABAMA on this the 22nd day of August, 2005.**

THE CITY OF BAYOU LA BATRE



STANLEY WRIGHT, Mayor

ATTEST:



DONNA GAINEY, City Clerk