

The Blanchester, Clinton County, Ohio Village Council met in regular session on the 13th day of June, 2019, at the Village Municipal Building with the following members present: Gary Bauer, Don Gephart, Chad Hollon, Reilly Hopkins, Richard Simpson and Cindy Sutton.

Don Gephart moved the following:

ORDINANCE NO. 2019.019

AN ORDINANCE TO JOIN THE CLINTON COUNTY JOINT RECREATION DISTRICT

WHEREAS, the Village of Blanchester, Ohio believes that a joint recreation district formed pursuant to Ohio Revised Code § 755.14 may be an effective means of: a) providing community programming in recreational, social, cultural and athletic areas and b) acquiring property for, constructing, operating and maintain parks, playgrounds, play fields, gymnasiums, public baths, swimming pools, indoor recreation centers or community centers for governmental, civic or recreational activities for the benefit of all citizens;

WHEREAS, the Village of Blanchester, Ohio has determined that it is in the best interest of the residents of the Village of Blanchester, Ohio, in conjunction with the City of Wilmington, Ohio and the Board of Commissioners of Clinton County, Ohio, to establish a joint recreation district, the boundaries of which should be the boundaries Clinton County, Ohio; and

WHEREAS, the Village of Blanchester, Ohio believes that it is in the public's interest to obtain board representation on the governing body for such a joint recreation district.

NOW, THEREFORE, be it Ordained by the Council of the Village of Blanchester, Ohio, that:

Section 1: Contingent upon passage of a similar, mirror image resolutions by the City of Wilmington, Ohio and the Board of Commissioners of Clinton County, Ohio, hereby is established a joint recreation district, pursuant to Ohio Revised Code § 755.14(C), which shall be known as the Clinton County Joint Recreation District, the boundaries and territory of which shall be the boundaries and territory of Clinton County, Ohio.

Section 2: The Clinton County Joint Recreation District shall have all of those powers enumerated under Ohio Revised Code § 755.12 et. seq.

Section 3: The Clinton County Joint Recreation District shall be governed by the bylaws of the Clinton County Joint Recreation District Board of Trustees, a copy of which are attached hereto, marked Exhibit A, and incorporated herein by reference.

Each entity herein shall choose its respective representative to the Clinton County Joint Recreation District Board of Trustees within thirty (30) days of the last date of passage of this ordinance by the three government entities establishing the Clinton County Joint Recreation District, but in no event later than July 14, 2019.

Section 4: It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, in compliance with Ohio Revised Code § 121.22.

Section 5: This ordinance shall take effect and be in full force immediately upon passage.

Reilly Hopkins seconded the Motion.

Upon roll call on the adoption of the ordinance the vote was as follows:

Mr. Bauer-	Yea.
Mr. Gephart-	Yea.
Mr. Hollon-	Yea.
Mr. Hopkins-	Yea.
Mr. Simpson-	Yea.
Ms. Sutton-	Yea.

Passed this 13th day of June, 2019.

John M Carman
John Carman, Mayor

Jewelie Casteel
Attest: Jewelie Casteel, Fiscal Officer

Fiscal Officer's Certificate:
The State of Ohio, County of Clinton, ss:

I, Jewelie Casteel, Fiscal Officer of the Village of Blanchester, Clinton County, and in whose custody the Files, Journals, and Records are required by the laws of the State of Ohio to be kept, do hereby certify that the foregoing Ordinance is taken and copied from the original Ordinance now on file with said Village, that the foregoing Ordinance has been compared by me with the said original and that the same is a true and correct copy thereof, and has been posted as required by law. This Ordinance has been duly published by posting in the following places: Blanchester Municipal Building, 318 E. Main St.; First National Bank, 121 E. Main St.; Blanchester Post Office, 115 S. Wright St.; Tom's Express Mart, 7529 Fairground Rd.; and at the Blanchester Public Library, 110 N. Broadway St., each for a period of fifteen (15) days commencing on the 14th day of June, 2019.

Witness my signature this 13th day of June, 2019.

Jewelie Casteel
Fiscal Officer of the Village of Blanchester, Clinton County, Ohio



EXHIBIT A
Clinton County Joint Recreation District
By-Laws

Article I: PURPOSE

1. To develop, manage and coordinate recreational, social, cultural and athletic activities and facilities for citizens of all ages within the Clinton County Joint Recreation District, the boundaries of which are the boundaries of the County of Clinton, State of Ohio, in an efficient, effective and sustainable manner.
 2. To acquire, construct, operate and maintain facilities for governmental, civic or recreational activities for the benefit of all citizens, as authorized by the Laws of the State of Ohio, subject to all local rules and regulations of the City of Wilmington, Ohio, Village of Blanchester, Ohio and Clinton County, Ohio.
 3. Cooperate with all bodies, organizations, groups and individuals in developing, supervising and maintaining a well-rounded public recreation program for the citizens of the Clinton County Joint Recreation District.
- (All decisions of the Board of Trustees will be governed by these guiding principles).***
4. The Board of Trustees of the Clinton County Joint Recreation District shall have all the rights, authority and responsibilities granted under the applicable sections of Chapter 755 of the Ohio Revised Code.

Article II: MEMBERSHIP

1. The Clinton County Joint Recreation District shall be governed by the Clinton County Joint Recreation District Board of Trustees, which shall initially consist of seven (7) trustees. The Mayor of the City of Wilmington, Ohio, subject to confirmation of the legislative authority, and the Board of Commissioners of Clinton County, Ohio shall each designate three (3) individuals to serve on the Board of Trustees of the Clinton County Joint Recreation District. The Mayor of the Village of Blanchester, Ohio, subject to confirmation of the legislative authority, shall designate one (1) individual to serve on the Board of Trustees of the CCJRD. In the event that any entity required to designate an individual to serve as a trustee fails to do so within sixty (60) days of being notified in writing of a vacancy, the vacancy shall be filled by majority vote of the remaining trustees on the Board of Trustees of the Clinton County Joint Recreation District.

Additional political subdivisions (or school districts) may be added as members to the Clinton County Joint Recreation District upon unanimous approval of the Board of Trustees. Upon unanimous approval, the political subdivision (or school district), shall be entitled to one designee (appointed by the Mayor of the political subdivision subject to confirmation by the legislative authority, or by the governing Board if a township or school district) to serve on the Board of Trustees, unless the Board of Trustees determines by unanimous vote that more than one designee is appropriate. Notwithstanding the foregoing, if additional members are added, at no time shall the City of Wilmington and Clinton County, Ohio have less than sixty percent (60.00%) of the collective designees on the board. The City of Wilmington and Clinton County shall each receive additional designees in equal numbers should the membership of the district increase to the point where the two subdivisions have less than the 60.00% minimum.

2. Each Trustee on the Board of Trustees of the Clinton County Joint Recreation District shall serve a three (3) year term, with the exception of the initial terms below. All initial terms will commence at the first organizational meeting of the Board to be held in July and shall be as follows:

City of Wilmington Designee	3.5 Years
City of Wilmington Designee	2.5 Years
City of Wilmington Designee	1.5 Year
Clinton County Designee	3.5 Years
Clinton County Designee	2.5 Years
Clinton County Designee	1.5 Year

Village of Blanchester Designee 3.5 Years

*Appointments subsequent to the initial appointment shall take place at the organizational meeting in January of each calendar year

3. Attendance at meetings of the Board of Trustees is required. Failure to attend seventy-five (75%) of the scheduled meetings, without good cause, in a 12-month period could result in a recommendation to the appointing authority to seek a replacement for that person.
4. All members of the Board of Trustees will comply with all aspects of The Ohio Ethics Law: Chapter 102 of the Ohio revised Code as they carry out their duties and the business of the Clinton County Joint Recreation District.

Article III: RESIGNATION, WITHDRAWAL, REMOVAL AND/OR DISSOLUTION

1. All officers and Board of Trustees members shall have the right of resignation at any time. Written notice of resignation must be given to the Chairperson and considered by the Board of Trustees at the next meeting. Vacancies as a result of resignation shall be filled as detailed hereinabove.

2. Any officer or appointee of the Board of Trustees who commits any acts of malfeasance, or gross neglect in the performance of his or her duties shall be removed from office and may be prohibited from participating in any way in all programs administered by the Board of Trustees. Notice stating the reason for seeking removal shall be filed with the Chairperson; then notice shall be given to the officer/appointee whose removal is being sought; complaint will be heard by the Board of Trustees as soon as practical, preferably at the next regular meeting. Affirming removal of an appointee and/or officer shall require a majority vote of the Board of Trustees.

3. If the Board of Trustees originally appointed the person that resigned or was removed, the Board of Trustees will advertise for a candidate to fill the vacancy; otherwise, vacancies shall be filled as designated hereinabove. The position will be filled with a qualified candidate; that has filed a letter of interest addressed to the Chairperson. The Board of Trustees at its next meeting (either regular or special) will affirm by majority vote the candidate to serve the remainder of said term.

4. If a member (political subdivision or school district) of the Clinton County Joint Recreation District seeks to withdraw from the district, a unanimous vote of the Board of Trustees shall be required before the member will be permitted to withdraw.

5. In the event of the unanimous vote for dissolution of this District, the assets of the District will, on the decision of the Trustees, be transferred to or distributed exclusively to the political subdivisions participating in said District at the time of the dissolution unless stated otherwise via resolution signed by all Trustees then serving on the Board of Trustees.

Article IV: OFFICERS

1. The officers of the Board of Trustees shall consist of a Chair, Vice-Chair, and Secretary. The Board of Trustees shall appoint one of its members or employ another as fiscal officer of the district. The Fiscal Officer will act as the Treasurer for the Board of Trustees and may hold another office on the Board of Trustees.

2. At the first organizational meeting, and at each organizational meeting of each calendar year thereafter, the Board of Trustees will elect a Chair, Vice Chair, Fiscal Officer and Secretary to serve for a period of one year, except for the initial election where each officer shall serve approximately eighteen months until the Board holds its organizational meeting in January 2021. For all elections subsequent to the initial election, those persons elected as Chair or Fiscal Officer shall have been a member of the Board of Trustees for at least one (1) year prior to serving in said position. This provision does not apply to the position of Fiscal Officer if he/she is employed by the District rather than elected from the Board of Trustees.

3. Duties of Officers:

- a. Chair: The Chair shall be the principal executive of the Board of Trustees and shall in general, supervise and control all of the business and affairs of the Board of Trustees.

The Chair shall preside at all meetings of the Board of Trustees, act as the Chair of all meetings and in general perform all duties incident to the office of Chair and such other duties that may, from time to time, be prescribed by the Board of Trustees.

- b. Vice-Chair: In absence of the Chair, the Vice-Chair shall perform the duties of the Chair and when so acting, shall have all the powers of and be subject to all restrictions upon the Chair. The Vice-Chair shall perform such duties from time to time as may be assigned by the Chair or by the Board of Trustees.
- c. Secretary: The Secretary shall prepare and distribute all meeting agendas; give proper notice of the time, date and location of all meetings to all interested parties; keep the minutes of all meetings; prepare and distribute those minutes; record all official actions of the Board of Trustees; distribute all required or requested information about the meetings; have custody of all official Board of Trustees records and keep such records pursuant to the Ohio Records Retentions Policy at an agreed secure location. The Secretary need not be a member of the Board of Trustees.
- d. Fiscal Officer: The Board of Trustees shall appoint one of its members, or employ another, as Fiscal Officer of the Clinton County Joint Recreation District. The Fiscal Officer is responsible for the administration of all financial matters, prepares financial reports, prepares all budgets, attends all Board of Trustees meetings, and is available for advice and questions. The Fiscal Officer shall also obtain and keep in force Public Officials Liability Insurance for the Board of Trustees.

Article V: MEETINGS

1. The Clinton County Joint Recreation Board of Trustees shall hold regular meetings at a time and location that will be properly designated and announced. Regular meeting dates and times can be changed by a majority vote of the members of the Board of Trustees. In the event that a meeting is changed, the local newspaper will be notified by email, all persons who have specifically requested to be notified will be notified by email and a notice will be posted on the CCJRD website, www.clintoncountyrec.com as to the date, place and time of the new meeting.
2. Before each scheduled meeting, the Secretary of the Board of Trustees of the Clinton County Joint Recreation District shall deliver to each member of the Board of Trustees an agenda stating the time and location of the next meeting also including all matters of business as deemed necessary for the immediate consideration of the Board of Trustees; a copy of the minutes of the previous Board of Trustees meeting; and department financial and investment reports.
3. Special meetings may be called subject to provisions of law, by the Chair, Secretary or upon demand of any three (3) members of the Board of Trustees.
4. A simple majority of the members of the Board of Trustees shall constitute a quorum for the transaction of business at any meeting of the Board of Trustees. When a quorum is present, the affirmative vote of a majority of the Trustees present shall be required to transact business or to pass a motion, other than those requirements of two-thirds or unanimous voting specifically required herein by these bylaws.
5. All meetings of four or more members will be conducted in accordance with the "Ohio Sunshine Law" Ohio revised Code 121.22.
6. The rules contained in the current edition of Robert's Rules of Order shall govern the organization in all cases to which they are applicable and in which they are not inconsistent with these bylaws and any special rules of order the organization may adopt.
7. All records of the Board of Trustees shall be maintained in accordance with the Laws of the State of Ohio and in accordance with the Ohio Attorney General's guidance document on the subject.
8. All persons wishing to speak publicly must have signed-in and have completed the

requested information on the sign-in sheet. Speakers may speak for a maximum of 5 minutes unless permitted to speak longer by the Chair, and only on subjects that are material to the business of the Clinton County Joint Recreation District. Maximum speaking times may be reduced if in the discretion of the Chair if the Chair deems it necessary for the expediency of the meeting.

Article VI: COMMITTEES

1. Standing committees and temporary committees may be appointed by the Board of Trustees as it deems advisable. These committees will be created, and appointments made by a majority vote of the Board of Trustees, so long as no committee has as a membership that includes more than two members of the Board of Trustees. These committees may contain non-Board of Trustees members as needed, so long as at least one member of the Board of Trustees serves on each committee. The committees will perform the duties assigned to them, not making any final decisions, but then reporting back to the Board of Trustees for any final disposition. Committees may be disbanded, if not needed, by a majority vote of the Board of Trustees as a whole.

Article VII: INSURANCE AND BONDING

1. The Board of Trustees shall secure Public Officials Liability Insurance sufficient to protect and indemnify members of the Board of Trustees from claims for errors or omissions that may have occurred while carrying out of their duties as Board of Trustees members.
2. The Board of Trustees shall secure a bond to protect the Board of Trustees and the organization from errors, omissions or possible defalcation on the part of the Fiscal Officer.

Article VIII: AMENDMENTS

1. These bylaws may be amended by favorable vote of at least two-thirds of members of the Board of Trustees, notice of such amendment to be given by sending copy thereof to each member of the Board of Trustees, as well as to the legislative authorities of all members of the District at least ten (10) days prior to the meeting at which the amendment or amendments are to be considered.
2. These bylaws shall also be amended if in conflict with any State laws hereafter enacted.

ADOPTED AND APPROVED by the Board of Trustees of this ____ day of ____ 2019