

RESOLUTION NO. 1113

A RESOLUTION ESTABLISHING A RECREATION COMMISSION FOR THE CITY OF LODI, AND ESTABLISHING A SYSTEM OF RECREATION FOR SAID CITY, JOINTLY WITH LODI UNION HIGH SCHOOL DISTRICT AND LODI ELEMENTARY SCHOOL DISTRICT.

BE IT RESOLVED, By the City Council of the City of Lodi, San Joaquin County, California, as follows:

(1) That there is hereby established (subject to the approvals hereinafter mentioned) in and for the City of Lodi, a commission to be known as the "Recreation Commission" and which shall consist of five members, each of whom shall serve without compensation; and that each of said commissioners shall serve upon said commission at the pleasure of the City Council and shall be appointed by said City Council from time to time providing that such appointments shall not be effective until the same be concurred in by the governing bodies of said Lodi Union High School District and of said Lodi Elementary School District. From time to time and as vacancies on said board may exist, the Mayor of the City of Lodi shall recommend not to exceed two persons for appointment upon said commission, the City Superintendent of Schools of such other two governing bodies, shall recommend two persons for appointment upon said commission, and a fifth proposed member of said commission shall from time to time be recommended by the said Mayor and the said City Superintendent of Schools, and the City Council shall, from the candidates thus recommended, or, if said City Council desires, by the appointment of other persons, establish and appoint the first members of said commission, and fill any vacancies which may hereafter occur thereon, providing that no such appointments shall, for any purpose, be effective until approved by said other two governing bodies.

The Mayor of the City of Lodi, and the said city Superintendent of Schools shall at all times act as advisers to said commission, and, when requested by said commission, shall attend and advise at all the meetings of said commission.

(2) Except as herein after specifically mentioned, said commission shall have all the powers contemplated by the "California Community Recreation Enabling Act of 1939" and acts amendatory thereto or supplemental thereof and shall have the power to adopt by-laws, rules and regulations for the purpose of conducting public recreation for the City of Lodi and for such respective public authorities subject at all times to the approval of the said City Council and of the governing bodies of such other public authorities.

Except as hereinafter specifically mentioned said commission shall provide, conduct and supervise playgrounds, athletic fields, recreation centers and other recreational facilities, equipment and activities, within the jurisdictional territories of said respective public authorities, and to conduct any form of recreation or cultural activities that will employ the leisure time of the people, within the territorial limits of said public authorities, in a constructive and wholesome manner, and said commission shall recommend to the said three public authorities rules and regulations for the coordination of all of said activities of said three public authorities.

Provided, however, that no such by-laws, rules, regulations nor any other action of said commission shall be binding upon any of said public authorities until the same be approved by the governing body of each and all three public authorities; and provided further that any and all rents, charges and income which may be derived or accrue from the use of any property or facility of any one of said three public authorities, shall belong to the public authority so owning such property or facility respectively.

(3) Said commission shall have power to recommend the appointment, from time to time, of a recreational director, provided, however, that any such appointment shall not be effective until the same be approved by the proper act of each of the governing bodies of each of said three public authorities; and provided further that any salary or compensation which shall be paid to such appointee shall not be effective until the same be first approved by each of said three governing bodies and that in case of such approval, such salary shall be paid one-half by the City of Lodi, one-fourth by said Lodi Union High School District and one-fourth by said Lodi Elementary School District; and that said appointee shall have such qualifications and recommendations as may be required by said act, or amendments thereto or supplements thereof from time to time.

Said commission shall have further power to recommend to the City Council that assistant directors or recreational workers be employed by the City Council to satisfactorily carry on the recreational program either on city property or school property.

Subject to the limitations herein contained, said act of the legislature, amendments and supplements thereto, are hereby made a part hereof.

(4) Said Recreation Commission shall, annually, submit to each of the said public authorities a budget for the coming fiscal year of the estimated cost and expense of the activities, of each of the said public authorities, which budget may be approved, amended or rejected by the governing bodies of each of said respective public authorities. Said commission shall likewise make full and complete quarter-annual and annual reports to each of said public authorities, and such other reports as may be required by each of the said governing bodies from time to time.

(5) Said commission shall have the right to recommend the disbursement of funds regularly apportioned or received or provided for the support of its activities, provided however, that the above mentioned proper proportions of such bills shall be presented to and approved by the said respective governing bodies, before being paid out of the respective funds of said public authorities.

(6) That, anything herein to the contrary notwithstanding, said commission shall have no power to incur any indebtedness or obligation against any of said public authorities without the prior approval of their respective governing bodies,

(7) Each of the said governing bodies may use its buildings, grounds and equipment, or any of them, to carry out the purposes of this resolution, or may grant the use of any such buildings, grounds or equipment to any of the other public authorities herein named for such purpose, whenever the use of the buildings, grounds, or equipment for such community recreational purposes will not interfere with the use of such buildings, grounds or equipment for any other purpose of such public authority, each of said public authorities reserving the right, anything herein to the contrary notwithstanding, to operate, maintain and control all of its own buildings, grounds and equipment; it being the purpose and intent hereof that said commission shall have power to recommend to said governing bodies, a coordinated system and plans and amendments thereto from time to time, for the approval and consideration of such respective governing bodies.

(8) Any and all agreements, which may be necessary or proper, from time to time, to carry out the provisions of this resolution or of said act, shall be first approved and authorized by each and all of said three governing bodies.

(9) This resolution shall not be effective for any purpose until a resolution, providing for same powers be likewise passed and adopted by such other two governing bodies.