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Other Matters

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Gen. Ord. No. 92 - 11 - 12. By Alderperson Dekker. April 16, 2012.

AN ORDINANCE repealing and recreating Division 11 of Article V of Chapter 2 of the Municipal Code so as to change the Board of Park and Forestry Commissioners to the Board of Marina, Park and Forestry Commissioners.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Division 11 entitled "Board of Park and Forestry Commissioners" of Article V of Chapter 2, including Sections 2-761 through 2-765, of the Sheboygan Municipal Code, is hereby repealed and recreated to read as follows:

"CHAPTER 2. ADMINISTRATION

. . .

ARTICLE V. BOARDS, COMMISSIONS AND COMMITTEES

. . .

DIVISION 11. BOARD OF MARINA, PARK AND FORESTRY COMMISSIONERS

Sec. 2-761. *Establishment.*

The board of marina, park and forestry commissioners is hereby established pursuant to the authority provided in W.S.A., § 27.08, and shall consist of ten adult voting members who shall be residents of the City of Sheboygan, appointed by the mayor subject to confirmation by the common council.

Sec. 2-762. *Intent and Purpose.*

The board of marina, park and forestry commissioners is an advisory board and as such shall formulate policies and objectives and provide a long-range orderly and comprehensive program for development, maintenance and preservation of the Harbor Centre marina, parks, park facilities, parkways, boulevards and forestry program in the City of Sheboygan.

The board shall act to coordinate concerns for parkland usage and preservation utilizing private citizen and public official participation and all available resources.

Sec. 2-763. *Definitions.*

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Whenever the following words or terms are used in this division, they shall be construed to have the following meanings:

- (a) *Board* shall mean the board of marina, park and forestry commissioners.
- (b) *Park facilities* shall include structures and areas both man-made and natural.
- (c) *Parkway* shall mean that area between the curb, or proposed location of curb, and sidewalk, and tree easement areas.
- (d) *Forestry program* shall mean a comprehensive annual plan, including maintenance, preservation, inventory, new planting and budget, with projects for annual and long-range implementation.
- (e) *Marina* shall mean the City's Harbor Centre Marina.

Sec. 2-764. *Appointment, term; composition; compensation; removal; filling vacancies.*

- (a) Three of the members shall be citizen members serving three-year terms. Initially, one member's term shall expire on the third Tuesday of April 2013; the second member's term shall expire on the third Tuesday of April 2014; and the third member's term shall expire on the third Tuesday of April 2015. All subsequent appointments of these shall be for a term of three years.
- (b) One member of the board shall be the chairman of the public works committee of the common council.
- (c) One member of the board shall be the city superintendent of parks-forester.
- (d) A citizen member of the Sheboygan Plan Commission, one representative of the Sheboygan Area School District recreation department, one Sheboygan County Board representative selected by the County Board Chairperson, and one citizen member who currently leases space at either the Marina or the City-owned boat slips/dockage space on the Sheboygan River, shall be members. Their terms shall be for a period of one year.

- (e) One member of the city historic preservation/housing rehabilitation loan commission shall be a voting member of the board. The city director of public works and one representative of the Sheboygan police department shall be members of the board; however, they will be nonvoting members. The terms of each of these representatives shall be for a period of one year.
- (f) No member of the board shall receive any financial compensation for serving on said board.
- (g) The board may by a three-fourths majority vote petition the common council to remove a member from the board for reasons of inability to attend regular meetings and/or to perform responsibilities and duties. If so petitioned, the common council may remove said member after granting a hearing to said member if so requested by said member.
- (h) When a vacancy occurs, the mayor shall appoint an individual to complete the unexpired term subject to confirmation of the common council.
- (i) Five voting members shall constitute a quorum for the transaction of business.

Sec. 2-765. *Duties and authorities.*

The board of marina, park and forestry commissioners shall have the following duties and authorities:

- (a) Be responsible for providing advice and counsel on all aspects of development, maintenance, preservation, objectives and policies of the parks, park facilities, parkways, boulevards, forestry program, and such other public areas under the jurisdiction of the park department located within or without the corporate limits of the city, and secure the quiet, orderly and suitable use and enjoyment thereof by the people. The board shall submit rules and regulations that require legislation that will promote those purposes to the public works committee of the common council.
- (b) The board shall use every available avenue of communication to keep the public informed concerning the park and forestry programs and to provide informational services.

- (c) To encourage and promote gifts, grants and donations of money and property from all available resources for park and forestry purposes.
- (d) To give recommendations to the public works committee of the common council on the suitability and suggested use of such gifts, grants and donations for park and forestry programs.
- (e) Review and recommend budgets for the marina, the city boat slips, boat ramps and additional city dockage space on the Sheboygan River; review and make recommendations regarding the operation and maintenance of said facilities; and study and make recommendations regarding additions, deletions and/or changes to the city public harbor facilities.
- (f) The board may make such other bylaws and regulations for the government of the board not inconsistent with this division as it may deem necessary and said bylaws and regulations shall be filed with the city clerk. The rules of parliamentary practice set forth in the most current edition of Robert's Rules of Order, Newly Revised, shall be the standard in all cases to which they are applicable and not inconsistent with city ordinances."

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.



I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the 16th day of April, 2012.

Dated April 20 2012. Susan Richards, City Clerk
Approved April 20 2012. Terry Van Allen, Mayor

Proceedings Published April 21, 2012.
Ordinances Published April 21, 2012.
Certified April 24, 2012 to - Mayor; Atty.