**Chapter 20**

**PARKS AND RECREATION**

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*(Revised 10/14)*

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**Chapter 20**

**PARKS AND RECREATION**

**ARTICLE I**

**MUNICIPAL PARK BOARD**

**Sec. 20-1. Park and recreation board established; membership.**

Under the authority of Section 79.390, RSMo., the Board of Aldermen of the City of Potosi, Missouri, hereby establish a park and recreation board which shall consist of nine (9) members appointed by the Mayor with the consent of the Board of Aldermen. Said members must be at least 21 years of age, not employees or officers of the City, and residents of the City. Four (4) members may, at the option of the Mayor, be an at-large member. Such at-large members must meet all qualifications of the other members except residency in the City of Potosi. All members of the park and recreation board shall serve without compensation for their service and duties as members. (Ord. 1074, §1; Ord. 1146, §1)

**Sec. 20-2. Terms of office.**

The term of appointment of said park and recreation board members shall be one (1) year, beginning October 1 of each year. The Mayor, by and with the consent of the board of alderman or by majority vote of the board of alderman, may remove any member of the Park Board prior to the expiration date of his/her term for misconduct, neglect of duty, non-attendance at three (3) consecutive regular schedule meetings, and/or failure to perform or any other reason, which in his/her discretion, he/she deems necessary or appropriate. In the event of vacancy by removal or resignation or in the event a member is no longer a resident of the city, thus forfeiting his appointment, the mayor, with consent of board of aldermen, may appoint a member to serve for the unexpired term. (Ord. 1074, §1)

**Sec. 20-3. Organization.**

(a) The park and recreation board shall meet quarterly at a regular time and place designated by the board at its first meeting each October and shall so advise the board of aldermen.

 (b) At the October meeting each year, the board themselves elect a President, Vice President, and Secretary. The President shall preside at the meetings, and the Secretary shall keep the minutes and records thereof, and to sign vouchers.

 (c) Meetings may be held informally; however, three (3) members shall constitute a quorum to do business and no board actions shall be taken without a consent of the simple majority of the members.

 (d) The board shall be responsible for making recommendations of the municipal parks' maintenance, development, and its facilities to the Board of Alderman. (Ord. 1074, §1, Ord. 1095, §1)

*(Revised 03/2020)*

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**Sec. 20-4. Financial responsibilities.**

(a) The board of aldermen, once a year, shall appropriate to the park and recreation board a sum of money to be used exclusively for the benefit of the municipal parks. Said sum shall be deposited to the credit of the "park fund" and may be drawn upon by the City Clerk upon receipt of a proper voucher from the park and recreation board.

 (b) At the first meeting of the board of aldermen in April of each year, the park and recreation board shall present a report of its activities and plans for the year. Such report shall specify expenditures made and planned, amounts and purposes, including the present balance in the park fund, and amounts of funds received and sources. (Ord. 1074, §1)

**Sec. 20-5. Private donations to parks may be accepted by board of aldermen.**

The board of aldermen is hereby empowered to accept, by resolution, donations from any source for the establishment, maintenance, and improvement of the municipal parks. Any and all monetary donations for the Park Board must be given to the City Clerk to be deposited. (Ord. 1074, §1)

**Sec. 20-6. Park Board Fund II.**

 On, March 1, 2004, the Board of Alderman voted in the Regular Meeting to create a second Park Board fund to be able to accept monetary donations from the public for the Park Board. The bank account known as Park Board Fund II was created and opened on March 2, 2004, under the condition that the Board of Alderman has final approval of all expenditures, and if money is donated for a certain item, it has to be used for that said item.

 ALL funds received by donations or by other means shall become property of the City and be deposited in the Park Board Fund II account by the City Clerk only. All withdrawals for expenditures must be requested by a proper voucher from the Park Board to the City Clerk.

(Ord. 1074, §1)

**Sec. 20-7. Park employees and Public Works employees.**

 Personnel hired for the maintenance and improvements to the park shall be known as Park Employees and shall also be known as Public Works Employees, and shall be under the direct supervision of the Street Department Foreman, and under the Mayor as Director of Public Works. (Ord. 1074, §1)

**Secs. 20-8 to 20-10. Reserved.**

 *(Revised 10/14)*

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**ARTICLE II**

**NAMING OF CITY PARKS**

**Sec. 20-11. Mini-park located on West Jefferson Street named as Cresswell Park.**

The board of aldermen of the City of Potosi do hereby declare that the mini-park located on West Jefferson Street is hereby dedicated to the memory of Dr. George F. Cresswell, M.D., in recognition of his contribution as a long-serving medical doctor of the City of Potosi, and further as a civic leader and former city officer of the City of Potosi, and in accordance therewith, the said mini-park located on West Jefferson Street is hereby named and shall from and after this date be known as and only as, "cresswell park." (Ord. 1074, §1)

**Sec. 20-12. Mini-park located at the east end of Jefferson Street named as Thurman Park.**

The board of aldermen of the City of Potosi do hereby declare that the mini-park located at the east end of Jefferson Street be and the same is hereby dedicated to Dr. J. Lynn Thurman, M.D., in recognition of his service to the City of Potosi as a medical doctor, and in accordance therewith, the said mini-park located at the east end of Jefferson Street is hereby named and shall from and after this date be known as and only as, "thurman park." (Ord. 1074, §1)

**Sec. 20-13. Mini-park located at the intersection of Stone Street and Valley Road named as Howell Park.**

The board of aldermen of the City of Potosi do hereby declare that the mini-park located at the intersection of Stone Street and Valley Road be and the same is hereby dedicated in the memory of Nettie Howell in contribution as a long serving teacher of the City of Potosi and further as a civic leader and in accordance therewith, the said mini-park located on Stone Street, at the intersection of Stone Street and Valley Road is hereby named and shall from and after this date be known as and only as, "howell park." (Ord. 1074, §1)

**Sec. 20-14. Mini-park located at the intersection of North Mine Street and Clara Avenue named as Bilderback Park.**

The board of aldermen of the City of Potosi declared that the mini-park located at the intersection of North Mine and Clara Avenue be and the same dedicated in the memory of Shirley Bilderback on November 26, 1984. The said mini-park located at the intersection of North Mine Street and Clara Avenue is hereby named and shall from November 26, 1984, be known as and only as, “BILDERBACK PARK.” (Ord. 1074, §1)

*(Revised 10/14)*

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**Sec. 20-15. Park signs authorized.**

The board of aldermen of the City of Potosi do hereby authorize the mayor of the City of Potosi, or such persons as designated by the mayor, to erect a post or provide such signs or other indicia of the naming of the parks described in Section 20-10, 20-11 and Section 20-12 at such time or times, and in such manner as the mayor of the City of Potosi may, within his sole discretion, determine. (Ord. 1074, §1)

**Secs. 20-16 to 20-19. Reserved.**

*(Revised 10/14)*

274**ARTICLE III**

**PARK REGULATIONS**

**Sec. 20-20. Definitions.**

*Municipal park system* - as used herein shall include the Potosi Municipal Park, the mini parks along Jefferson Street, and such other parks or recreation areas designated by the park and recreation board.

 *Board*- as used herein shall mean the park and recreation board as appointed pursuant to Ordinance No. 526. (Ord. 1074, §1)

**Sec. 20-21. Authority of park and recreation board to regulate parks.**

The Park Board shall serve in an advisory role, being a recommending body only, and shall make its recommendations to the Board of Alderman. Such suggestions and recommendations shall be formulated and, having the approval of a majority of the Park Board, be presented to the Board of Alderman.

 The board shall continually survey and recommend plans for the development and maintenance of parks and recreational facilities, recommend for improvement to the parks and recreational facilities, and suggest regulations and rules to be adopted by the Board of Alderman in conjunction with the use by individuals of the parks and recreational facilities. (Ord. 1074, §1)

**Sec. 20-22. Traffic regulations.**

(a) The board is hereby vested with the authority to make recommendation to the Board of Alderman for reasonable regulations concerning vehicular traffic in the municipal park system to include setting of speed limits, designation of parking areas, designation of marked roads and driveways, and other regulations touching on the movement and parking of vehicles, to include motorcycles.

 (b) Said regulations shall be effective after entry in the official minutes and after publication of notice of effectiveness thereof in a newspaper of general circulation; provided, however, no parking or speed regulation shall be effective until the same is clearly posted at the entrance to park or parks concerned. Violations hereof shall be punished pursuant to this Chapter.

 (c) It shall, however, be unlawful for any person to operate a motor vehicle, including motorcycles, upon the grass or off the marked drive or roadways.

 (d) Provided however, nothing herein shall be construed to make other traffic regulations of the City of Potosi inapplicable in the park system. (Ord. 1074, §1)

*(Revised 10/14)*

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**Sec. 20-23. Bicycle regulations.**

The board is hereby vested with the authority to reasonably regulate the use of bicycles in the park system. Said regulations shall be made effective as in Section 20-22. (Ord. 1074, §1)

**Sec. 20-24. Littering unlawful.**

It shall be unlawful for any person to throw any paper, trash, or other litter upon the property of the municipal park system. (Ord. 1074, §1)

**Sec. 20-25. Destruction of property.**

It shall be unlawful for any person to intentionally injure, deface or destroy any property of the City of Potosi located in the municipal park system. (Ord. 1074, §1)

**Sec. 20-26. Peace disturbance.**

It shall be unlawful for any person to disturb the peace of any patron of the park system by fighting, quarreling, challenging or by loud or boisterous or offensive or profane language while within the municipal park system. (Ord. 1074, §1)

**Sec. 20-27. Intoxicating beverages prohibited.**

It shall be unlawful for any person to consume, possess, or transport any intoxicating beverage while in the municipal park system. (Ord. 1074, §1)

**Sec. 20-28. Procedures and penalties.**

Proceedings alleging violations of this Chapter may be commenced in the municipal court upon the complaint of any individual park patron of any police officer, or any other employee of the City of Potosi, and upon information signed by the city prosecutor, the municipal court of the City of Potosi shall have jurisdiction thereof. Violations shall be misdemeanors and upon conviction thereof, shall be punishable by fine of not less than five dollars ($5.00) nor more than five hundred dollars ($500.00) or by imprisonment in the city jail for a term not exceeding ninety days, or by both such fine and imprisonment. (Ord. 1074, §1)

**Sec. 20-29. Fees for use of facilities at city parks.**

 The Board of Aldermen of the City of Potosi, Missouri, authorizes the establishment of fees to be collected for reservation of City Park Facilities, from persons wishing to reserve said facilities. Reservations for facilities are made and kept with the City Clerk’s office at the City Hall. Said fees shall be set yearly by the Board of Aldermen after consultation with the Park Board. The maximum fee for reserving pavilion picnic facilities shall be $100.00.

*(Revised 10/15)*

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 The Park Board shall make recommendations as to the fees to be levied and such fees shall not be primarily for city revenue, but to defer the cost of maintaining the City Park System. Nothing herein shall be construed to require any individual to reserve facilities or pay fees to use the City Parks in general. (Ord. 1074, §1, Ord. 1086, §1, Ord. 1093, §1)

**Sec. 20-30. Fishing in City parks.**

 (a) The City of Potosi, Missouri, adopts by reference, as an ordinance of the City, all statutes, and regulations passed and in force by the State of Missouri relating to the taking of fish and aquatic wildlife from the streams, lakes and water within the parks of the City of Potosi.

*(Revised 10/14)*

 (b) Violation of the state regulations regarding permits, catch limits, species related weight and length requirements, and seasons for the taking of various species shall be a misdemeanor, punishable upon conviction by a fine of not less than $5.00 nor more than $500.00, or confinement in jail for not more than 90 days, or by both fine and confinement. (Ord. 1074, §1)

**Secs. 20-31 to 20-33. Reserved.**

*(Revised 10/15)*

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