

CHAPTER 26

MILFORD COMMUNITY CENTER BOARD OF TRUSTEES

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26.01 MILFORD COMMUNITY CENTER. The public community center for the City is known as the Milford Community Center. It is referred to in this chapter as the Community Center.

26.02 COMMUNITY CENTER TRUSTEES. The Board of Trustees of the Community Center, hereinafter referred to as the Board, consists of four (4) members who are residents of the City and one (1) nonresident member. All members are to be appointed by the Mayor with the approval of the Council.

26.03 QUALIFICATIONS OF TRUSTEES. All resident members of the Board shall be bona fide citizens and residents of the City. The nonresident member of the Board shall be a bona fide citizen and resident of Dickinson or Clay County, Iowa. Members shall be over the age of eighteen (18) years.

26.04 ORGANIZATION OF THE BOARD. The organization of the Board shall be as follows:

1. Term of Office. Trustees shall be appointed by the Mayor, subject to the approval by a majority vote of the Council, for staggered terms of six (6) years.
2. Vacancies. The position of any City resident Trustee shall be vacated if such member moves permanently from the City. The position of a nonresident Trustee shall be vacated if such member moves permanently from Dickinson or Clay County or into the City. The position of any Trustee shall be deemed vacated if such member is absent from six (6) consecutive regular meetings of the Board, except in the case of sickness or temporary absence from the City or Dickinson/Clay County. Vacancies in the Board shall be filled in the same manner as an original appointment except that the new Trustee shall fill out the unexpired term for which the appointment is made.
3. Compensation. Trustees shall receive ten dollars (\$10.00) for each meeting attended. Effective January 1, 2012, such compensation shall be twenty-five (\$25.00) for each meeting attended.

26.05 POWERS AND DUTIES. The Board shall have and exercise the following powers and duties:

1. Officers. To meet and elect from its members a President, a Secretary, and such other officers as it deems necessary. The City Clerk/Administrator shall serve as Board Treasurer, but shall not be a member of the Board.
2. Physical Plant. To have charge, control and supervision of Suite 4, a.k.a. the Community Center Room in the Milford Community Building, its appurtenances, fixtures and rooms containing the same, and the rental space at the Old City Hall.
3. Charge of Affairs. To direct and control all affairs of the Community Center and rental space at the Old City Hall.
4. Hiring of Personnel. To employ a personnel as may be necessary for the proper management of the Community Center, and fix their compensation; provided, however, that prior to such employment, the compensation of personnel shall have been fixed and approved by a majority of the members of the Board voting in favor thereof.
5. Removal of Personnel. To remove personnel, by a two-thirds vote of the Board, and provide procedures for the removal of the assistants or employees for misdemeanor, incompetence or inattention to duty, subject however, to the provisions of Chapter 35C of the *Code of Iowa*.
6. Purchases. To select, or authorize the personnel to select, and make purchases of materials, furniture, fixtures, stationery and supplies for the Community Center within budgetary limits set by the Board for the Community Center.
7. Use of Community Center. To authorize and schedule the use of the Community Center and to fix a fair and reasonable fee for the use thereof considering the community's investment and cost of maintenance.
8. Rules and Regulations. To make and adopt, amend, modify or repeal rules and regulations, not inconsistent with this Code of Ordinances and the law, for the care, use, government and management of the Community Center and the business of the Board, fixing and enforcing penalties for violations.
9. Expenditures. To have control of the expenditure of all funds allocated for Community Center purposes by the Council, and of all moneys available by gift or otherwise, and of all other moneys belonging to the Community Center including charges and rentals collected under the rules of the Board.
10. Gifts. To accept gifts of real property, personal property, or mixed property, and devises and bequests, including trust funds; to take the title to said property in the name of the Community Center; and to expend the funds received by them from such gifts, for the improvement of the Community Center.
11. Enforce the Performance of Conditions on Gifts. To enforce the performance of conditions on gifts, donations, devises and bequests accepted by the City on behalf of the Community Center.
12. Record of Proceedings. To keep a record of its proceedings.

26.06 CONTRACTING WITH OTHER ENTITIES. The Board has power to contract with other entities in accordance with the following:

1. Contracting. The Board may contract with any other entities for the use of the Community Center.

2. Termination. Such a contract may be terminated at any time by mutual consent of the contracting parties. It also may be terminated by a majority vote of the electors represented by either of the contracting parties. Such a termination proposition shall be submitted to the electors by the governing body of a contracting party on a written petition of not less than five (5) percent in number of the electors who voted for governor in the territory of the contracting party at the last general election. The petition must be presented to the governing body not less than forty (40) days before the election. The proposition may be submitted at any election provided by law that is held in the territory of the party seeking to terminate the contract.

26.07 EXPENDITURES. All money appropriated by the Council or other money received for the operation and maintenance of the Community Center shall be set aside by the Clerk in an account for the Community Center. Expenditures shall be reviewed and approved by the Board at its regular meetings. The Clerk/Administrator may pay bills prior to meetings to avoid potential late charges and penalties before or after the meeting. Copies of all bills shall be presented to the Board at its next regular meeting.

26.08 REPORTS. The Board shall make written reports to the Council when requested and as the Board deems advisable on the condition of the Community Center and the number of users of the facility. Its revenues and expenditures shall be reported monthly by the Clerk, and a copy shall be provided to each Board member and in the Clerk's report to the Council.

26.09 INJURY TO PROPERTY. It is unlawful for a person willfully, maliciously or wantonly to tear, deface, mutilate, injure or destroy, in whole or in part, any property belonging to the Community Center.

26.10 THEFT. No person shall take possession or control of property of the Community Center with the intent to deprive the Community Center thereof.

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