

CHAPTER 16

PARK COMMISSION

Article 1. Park Commission

Sec. 16-1. Establishment and Name.

There is hereby established a Park Commission for the City; hereafter this organization shall be called "Board of Park Commissioners of the City of Wilburton, Oklahoma".

Sec. 16-2. Number of Members; Appointment.

The Board of Park Commissioners of the City of Wilburton shall consist of five (5) persons, to be appointed by the mayor, with the approval of the city council.

Sec. 16-3. Tenure of Office. *[Amended 1/10/2008; Ord. No. 08-1051]*

1. The term of office of the members of the Board of Park Commissioners of the City of Wilburton shall be as follows:
 - a. One (1) commissioner shall be appointed for a term of one (1) year,
 - b. two (2) commissioners for a term of two (2) years, and
 - c. two (2) commissioners for a term of three (3) years.
2. At the expiration of the terms of office of the first commissioners appointed hereunder, each park commissioner shall be appointed for a term of three (3) years and until his successor in office has been appointed and qualifies.
3. The terms of the commissioners shall begin on August 1st. Any vacancy which may occur through death, resignation, or otherwise, may be filled for the unexpired term in like manner.
4. No commissioner shall be eligible to succeed himself without having majority of the board approval and City Council approval, except the original Board, whose terms of office shall expire July 31.
5. No compensation for services of the commission shall be allowed to any member thereof.

6. Special meetings of the park commission may be called by the chairman or a majority of the commissioners.
7. The board shall determine the time of its regular meetings.

Sec. 16-4. Officers.

1. The board shall, when so appointed,
 - a. elect one of its number chairman of the board and
 - b. another vice-chairman, and
 - c. the board shall elect a member secretary,
2. and thereafter such officers shall be chosen of the first Monday of May in each year or as soon thereafter as practicable.

Sec. 16-5. Powers and Duties.

1. The Board of Park Commissioners shall act in advisory capacity to the mayor and council in connection with the care, management and control of all parks and grounds used for park purposes, all boulevards and parkways, now or hereafter owned by or under the control of the city.
2. The board shall advise with, and suggest to, the mayor and council methods of improving and adorning parks, boulevards and parkways.
3. The board shall have power to make and alter from time to time, necessary rules and regulations for the maintenance of order, safety, and decency in said parks, both within and without the limits of the city; provided, that no such rules or regulations shall be of any effect unless they shall have been first approved by the city council.
4. For the purpose of enforcing such rules and regulations, all such parks and property, within or without the limits of the city are hereby placed under the police jurisdiction of the city.
 - a. Any member of the police department may arrest, without warrant, in any such parks or places, whether within or without the limits of the city, any person who has broken any park rule or committed any violation of such rules or the ordinances of the city in said park,

- b. and the Municipal Court of the city shall have jurisdiction of all such violations committed within the limits of said parks.

Sec. 16-6. Park Property Defined.

The term "park property" includes all parks, street parking, and all buildings, structures, improvements, seats, benches, fountains, boats, floats, walks, drives, roads, trees, plants, herbage, flowers, and other things thereon, and the enclosures of the same, and all trees on streets or thoroughfares, resting places, water stations, playgrounds, or the like, and all boulevards, parkways, roads, or drives between parks.

Sec. 16-7. Members Not to be Concerned in Contracts or Interested in Park Property.

No member of the Board of Park Commissioners shall be concerned in any contract with the city or any of its departments, either as contractor, subcontractor, bondsman, or other party directly or indirectly interested.

Sec. 16-8. Gifts May be Made to City.

1. Real or personal property may be granted, bequeathed, devised, or conveyed to the city for the purpose of:
 - a. the improvement or ornamentation of such parks or approaches,
 - b. or for the establishment or maintenance therein of museums, zoological or other gardens, collections of natural history, observatories, monuments, statues, fountains, or other works of art, upon such trusts and conditions as may be prescribed by the grantors or advisors thereof, and accepted by the city council for the city.
2. All property so devised, granted, bequeathed, or conveyed, and the rents, issues, profits, and income thereof shall be subject to the exclusive management, direction, and control of the city.

Sec. 16-9. Severability.

All regulations and provisions included in this ordinance are hereby enacted and shall be in full effect. In the event any portion of this ordinance shall be held to be invalid or

unconstitutional, the remainder of this ordinance shall not thereby be invalid but remain in full force and effect.