

ORDINANCE O2024-21

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
MANTECA, STATE OF CALIFORNIA, AMENDING
CHAPTER 2.28 RECREATION AND PARKS COMMISSION
SECTIONS 2.28.010 - 2.28-.050 OF THE MANTECA
MUNICIPAL CODE

WHEREAS, at the City Council Meeting of April 16, 2024, the City Council received consensus for staff to look into the Recreation and Parks Commission make up and duties/responsibilities of the board; and

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meeting of the City Council identified herein, including any supporting reports by City Staff, and any information provided during public meetings.

THE CITY COUNCIL OF THE CITY OF MANTECA DOES ORDAIN AS FOLLOWS:

SECTION 1: Amendment, is hereby amended to read as follows:

2.28.010 Created.

There is created a Recreation and Parks Commission consisting of seven members.

2.28.020 Appointment and compensation.

All members of the Recreation and Parks Commission shall serve a set term, with a total of six (6) members appointed by the City, and one (1) member appointed by Manteca Unified School District (MUSD). Each City Councilmember shall appoint one member from within their respected district boundaries, with the Mayor appointing two (2) at large members. One (1) member shall be appointed by the trustees of the Manteca Unified School District and shall reside within the MUSD boundaries within the City of Manteca. All appointments shall be subject to state and local conflict of interest laws, such that full-time employees of both the City and MUSD may not be appointed to the Commission by either agency. Commission members may receive compensation for each meeting, as determined by the City Manager (or her/his designee), in conjunction with the City Clerk and the Director of Finance.

2.28.030 Terms of office-Vacancies.

Members of the Recreation and Parks Commission shall serve for a four-year term or until their successors are appointed. All vacancies shall be filled for the unexpired term of the members whose office is vacant in the same manner as such member received original appointment.

2.28.040 Officers-Rules and regulations-Meetings.

The officers of the Recreation and Parks Commission shall be a chair and vice-chair who shall be selected by the commission. Their duties shall respectively be such as are

usually carried out by such officers. Officers shall hold office for one year or until their successors are selected. The commission shall adopt rules and regulations to govern proceedings. The commission shall meet at least quarterly, at a time determined by vote. Upon being notified that any regular meeting will not be held, Department staff shall post a notice of cancellation of such meeting as soon as practicable. A majority shall constitute a quorum for the transaction of business. Absence from two consecutive regular meetings without the formal consent or permission of the commission chair shall be deemed to constitute retirement of such member and the position declared vacant.

2.28.050 Duties and responsibilities.

A. The commission shall be advisory to the city council in the field of public parks and recreation, and shall make all appropriate recommendations for the functioning and operation of recreation programs within the city boundaries. to the City Council. The recreation and parks commission is established to provide a communication link between the community and the city council and its staff.

B. The commission shall have no administrative authority or power to incur indebtedness or obligation on behalf of or against the City of Manteca.

C. The commission shall have the power to make recommendations and advise the City Council on various parks and recreation operations, services and issues, as necessary in the exercise of its duties. The advisory powers of the commission shall include, but not be limited to:

1. The commission shall set fees for recreation programs. Any person may appeal the setting of fees to the city council. In the event the commission is unable to make a determination on a specific fee, then the city council shall decide what fee shall be charged;
2. Advise the City Council on the subjects of recreation and facility master planning and development;
3. Layer of approval for needed parks and recreation facilities; review plans.
4. Maintain close liaison and coordination with other related community agencies to ensure total cooperative community effort to provide the most effective, most economical services possible;
5. Evaluate the City's recreation programs, facilities, services and relationships periodically to assure that its objectives and goals are being achieved;
6. Recommend goals and objectives for parks and recreation within the community;
7. Provide recommendations for community involvement and serve as a conduit for community feedback to the city council and staff on parks and recreation issues;

SECTION 2: Severability. If any section, sub-section, subdivision, paragraph, clause or phrase in this Ordinance, or any part thereof, is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections or portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, sub-section, subdivision, paragraph, sentence, clause or phrase of this Ordinance, irrespective of the fact that any one or more sections, sub-sections, subdivisions, paragraphs, sentences, clauses or phrases may be declared invalid or unconstitutional.

SECTION 3: Effective Date. This Ordinance shall become effective thirty (30) days following adoption.

City of Manteca, a municipal corporation

MAYOR: 
GARY SINGH

ATTEST: 
CASSANDRA CANDINI-TILTON
CITY CLERK

STATE OF CALIFORNIA }
COUNTY OF SAN JOAQUIN } SS:
CITY OF MANTECA }

I, Cassandra Candini-Tilton, City Clerk of the City of Manteca, do hereby certify that the foregoing Ordinance had its first reading and was introduced during the public meeting of the City Council on the 20th day of August, 2024, and had its second reading and was adopted and passed during the public meeting of the City Council on the 3rd day of September, 2024, by the following vote:

AYES: Breitenbucher, Halford, Morowit, Nuño, Singh

NOES: None

ABSENT: None

ABSTAIN: None

ATTEST: 
CASSANDRA CANDINI-TILTON
City Clerk