

CITY OF DALTON GARDENS  
ORDINANCE NO. 76

AN ORDINANCE CREATING A PARK AND RECREATION BOARD FOR THE CITY OF DALTON GARDENS, PROVIDING FOR THE MEMBERSHIP OF SAID BOARD, THE FILLING OF VACANCIES, THE ORGANIZATION OF THE BOARD AND ITS POWERS AND DUTIES, ALLOWING SAID BOARD TO ACCEPT DONATIONS, AND ESTABLISHING A PARK FUND.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DALTON GARDENS, IDAHO:

SECTION 1. CREATION OF A PARK AND RECREATION BOARD.

There is hereby created a Park and Recreation Board for the City of Dalton Gardens.

SECTION 2. MEMBERS. The members of the Board shall consist of three members, one of whom shall serve until January 1, 1981, and two of whom shall serve until January 1, 1982, or until their successors are appointed. Thereafter, all members shall serve for a term of two (2) years, or until their successors are appointed. All members of the Board shall be appointed by the Mayor from the citizens of the City, with the confirmation of the Council, of which one member, but not more than one member, may also be a member of the Board.

SECTION 3. VACANCIES: All vacancies shall be immediately reported to the Mayor by the Board and shall be filled by appointment in the same manner that appointments are originally made. Appointments to complete an unexpired term shall be for the residue of the term only. No compensation shall be allowed or paid to any member in any manner whatever.

SECTION 4. RULES AND REGULATIONS: Said Board members shall immediately after their appointment meet and organize by election of one of their members Chairman and by election of such other officers as they deem necessary. They shall make and adopt such rules, by-laws and regulations for their own guidance and shall make recommendations to the Mayor and City Council for the operation of parks and recreation programs as the City may deem expedient. They shall have control of the expenditures and all monies collected for the parks and recreation and such care, supervision and custody of the parks and recreation programs of the City as may be delegated to them by the Mayor and Council, and such money shall be drawn from the Treasury by the proper officials upon the properly authenticated vouchers of the members of the Park and Recreation Board.

SECTION 5. REPORTS REQUIRED: Said Park and Recreation Board shall make semi-annual reports to the Mayor and City Council at the first meeting in January and the first meeting in July. Such reports shall state the condition of their trust and the various amounts of money received by the Park and Recreation Board and their sources and how much has been expended, the work accomplished by the Board and such other statistics and information and suggestions as they may deem of general interest and the Mayor and City Council may require.

SECTION 6. DONATIONS: All persons desirous of making donations of money, personal property or real estate for the benefit of the parks and recreation programs of the City may

vest the title to the same in the Park and Recreation Board to be held and controlled by said Board, and such Board shall have the right to receive the same and shall be held and considered to be the special trustees therefor.

SECTION 7. PARK FUND: There is hereby created a special fund to be known as the Park Fund, which shall be kept by the Treasurer apart and separate from other monies of the Municipality to be used exclusively for the maintenance and care of the parks of the City, and all monies for the use and benefit of said parks shall be kept in said Park Fund.

SECTION 8. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION 9. This ordinance shall take effect and be in full force and effect upon its passage and publication in one issue of the Coeur d'Alene Press, a newspaper of general circulation, published in Coeur d'Alene, Kootenai County, Idaho.

Passed under suspension of the rules upon which a roll call vote was taken and duly enacted an Ordinance of the City of Dalton Gardens, Idaho, at a regular meeting of the Mayor and City Council held on April 3, 1980.

Ward B. Newcomb  
Mayor

ATTEST:

Lucy A. Hovey  
Clerk

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,  
County of Kootenai,

} ss.  
*Carel Hedge*

..... being first duly sworn  
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The *Ord # 76* .....

.....  
.....  
of which the annexed is a printed copy, was published in the regular *Wed*  
issue of said newspaper for *1* consecutive *day*,  
commencing on the *9* day of *April*, 19*80*, and  
ending on the *9* day of *April*, 19*80*, and such  
publication was made as often during said period as said *daily*  
newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice.....

*Carel Hedge*  
.....  
Subscribed and sworn to before me this *9* day of *April*  
....., 19*80*

*Roberta Manley*  
Notary Public for the State of Idaho,  
residing at Coeur d'Alene, Idaho.

**CITY OF DALTON GARDENS  
ORDINANCE NO. 74**

**AN ORDINANCE CREATING  
A PARK AND RECREATION  
BOARD FOR THE CITY OF  
DALTON GARDENS, PROVID-  
ING FOR THE MEMBERSHIP  
OF SAID BOARD, THE FILLING  
OF VACANCIES, THE OR-  
GANIZATION OF THE BOARD  
AND ITS POWERS AND  
DUTIES, ALLOWING SAID  
BOARD TO ACCEPT DONA-  
TIONS, AND ESTABLISHING A  
PARK FUND.**

**BE IT ORDAINED BY THE  
MAYOR AND COUNCIL OF THE  
CITY OF DALTON GARDENS,  
IDAHO:**

**SECTION 1. CREATION OF A  
PARK AND RECREATION  
BOARD.** There is hereby created  
a Park and Recreation Board for  
the City of Dalton Gardens.

**SECTION 2. MEMBERS.** The  
members of the Board shall con-  
sist of three members, one of  
whom shall serve until January 1,  
1981, and two of whom shall serve  
until January 1, 1982, or until their  
successors are appointed. There-  
after, all members shall serve for  
a term of two (2) years, or until  
their successors are appointed.  
All members of the Board shall  
be appointed by the Mayor from  
the citizens of the City, with the  
confirmation of the Council, of  
which one member, but not more  
than one member, may also be a  
member of the Board.

**SECTION 3. VACANCIES:** All  
vacancies shall be immediately  
reported to the Mayor by the  
Board and shall be filled by ap-  
pointment in the same manner  
that appointments are originally  
made. Appointments to complete  
an unexpired term shall be for the  
residue of the term only. No com-  
pensation shall be allowed or paid  
to any member in any manner  
whatever.

**SECTION 4. RULES AND  
REGULATIONS:** Said Board  
members shall immediately after  
their appointment meet and or-  
ganize by election of one of their  
members Chairman and by elec-  
tion of such other officers as they  
deem necessary. They shall make  
and adopt such rules, by-laws and  
regulations for their own guid-  
ance and shall make recommen-  
dations to the Mayor and City  
Council for the operation of parks  
and recreation programs as the  
City may deem expedient. They  
shall have control of the expen-  
ditures and all monies collected  
for the parks and recreation and  
such care, supervision and  
custody of the parks and recrea-  
tion programs of the City as may  
be delegated to them by the

Mayor and Council, and such mon-  
ey shall be drawn from the Treas-  
ury by the proper officials upon  
the properly authenticated  
vouchers of the members of the  
Park and Recreation Board.

**SECTION 5. REPORTS RE-  
QUIRED:** Said Park and Recrea-  
tion Board shall make semi-an-  
nual reports to the Mayor and City  
Council at the first meeting in  
January and the first meeting in  
July. Such reports shall state the  
condition of their trust and the  
various amounts of money re-  
ceived by the Park and Recrea-  
tion Board and their sources and  
how much has been expended, the  
work accomplished by the board  
and such other statistics and in-  
formation and suggestions as they  
may deem of general interest and  
the Mayor and City Council may  
require.

**SECTION 6. DONATIONS:** All  
persons desirous of making dona-  
tions of money, personal property  
or real estate for the benefit of  
the parks and recreation pro-  
grams of the City may vest the  
title to the same in the Park and  
Recreation Board to be held and  
controlled by said Board, and  
such Board shall have the right to  
receive the same and shall be held  
and considered to be the special  
trustees therefor.

**SECTION 7. PARK FUND:**  
There is hereby created a special  
fund to be known as the Park  
Fund, which shall be kept by the  
Treasurer apart and separate  
from other monies of the Munic-  
ipality to be used exclusively for  
the maintenance and care of the  
parks of the City, and all monies  
for the use and benefit of said  
parks shall be kept in said Park  
Fund. ¶

**SECTION 8:** All ordinances  
and parts of ordinances in conflict  
herewith are hereby repealed.

**SECTION 9:** This ordinance  
shall take effect and be in full  
force and effect upon its passage  
and publication in one issue of the  
Coeur d'Alene Press, a newspaper  
of general circulation, published  
in Coeur d'Alene, Kootenai Coun-  
ty, Idaho.

Passed under suspension of  
the rules upon which a roll call  
vote was taken and duly enacted  
an Ordinance of the City of Dalton  
Gardens, Idaho, at a regular  
meeting of the Mayor and City  
Council held on April 3, 1980.

Ward B. Newcomb  
Mayor

ATTEST:  
Lucy A. Howey  
Clerk  
Legal 824  
Apr. 9, 1980