

**TOWN OF BROOKFIELD
PUBLIC HEARING**

The legal voters and residents of the Town of Brookfield are hereby notified that the Board of Selectmen will conduct a Public Hearing at the Brookfield High School Media Center, 45 Long Meadow Hill Road, Brookfield, CT, on **Monday, December 3, 2012, at 6:30 p.m.**, for the purpose of receiving public comment and opinion concerning the proposed modifications to the Parks & Recreation Ordinance Section 46-5.

Copies of said proposed modifications to the Ordinance is on file and available for public inspection in the Office of the Town Clerk and the Town's Web Site www.brookfieldct.gov.

Dated at Brookfield, CT, this 5th day of November, 2012.

William R. Davidson
Howard Lasser
George Walker
Brookfield Board of Selectmen

Subject to Town Attorney final review and approval

See currently existing Ordinance 46 – Park and Recreation Commission. Proposal is to modify section 46-5, paragraph I.

§ 46-5. Powers and duties.

The Commission shall have the following powers and duties:

Current wording:

The Commission shall have the following powers and duties:

- I.** [keep this sentence]>>To expend, for proper purposes, funds donated to it and funds derived from self-sustaining activities conducted under its direction. [Eliminate this sentence]>>The Commission shall report such expenditures on a monthly basis to the Board of Selectmen and the Board of Finance. [modify this sentence as set out below]>>No such expenditure in excess of the sum of \$20,000 shall be made without the prior approval of the Board of Finance.

Proposed wording:

To expend, for proper purposes, funds donated to it and funds derived from self-sustaining activities conducted under its direction. [New wording]>>With regard to self-sustaining income, funds in excess of expenses may be accumulated to the extent that the balance (“threshold”) at the end of each fiscal year does not exceed 20% of the average annual revenue for the three previous fiscal years [the just ended fiscal year and the two immediate fiscal years]. These accumulated funds may be used (1) to fund revenue short-falls and financial assistance to participants for activities sponsored by the Self-Sustaining Fund, with the approval of the Parks and Recreation Commission; (2) to fund capital and equipment expenditures directly related to recreation programs within the Parks and Recreation Department, with the approval of the Parks and Recreation Commission. [New wording]>> Any such expenditure in excess of \$25,000 also requires approval of the Board of Selectmen.

Funds derived from self-sustaining activities that exceed the threshold may be transferred to the General Fund from time to time upon request of the Board of Selectmen in accordance with provisions of the Town Charter.

Informational comments - not part of the proposed ordinance change:

- 1) Spending always requires approval of P&R Commission and that spending is limited to very specific areas directly related to P&R programs.*
- 2) Spending that exceeds \$25k must also be approved by BoS. These are funds are not taxpayer funds and therefore do not fall within the oversight of the BoF.*
- 3) Average annual revenue is about \$500,000. A 20% threshold will yield a self-sustaining fund of \$100,000.*

Town of Brookfield, CT
Tuesday, November 6, 2012

Chapter 46. PARK AND RECREATION COMMISSION

[HISTORY: Adopted by Town Meeting of the Town of Brookfield 1-16-1996. Editor's Note: This ordinance also repealed former Ch. 46, Park and Recreation Commission, adopted 1-16-1959 by Town Meeting of the Town of Brookfield, as amended. Amendments noted where applicable.]

GENERAL REFERENCES

Municipal Building Committee — See Ch. 13.

§ 46-5. Powers and duties.

The Commission shall have the following powers and duties:

- A. To plan, organize supervise, control, direct and conduct all recreational activities conducted on land owned, leased or otherwise controlled by the Town, except that such activities on land under the control of the Board of Education shall be supervised and controlled by said Board unless said Board delegates the supervision and control of recreational activities on said land to the Commission. The Commission may also conduct recreational activities on private property with the consent of the owner thereof and with the prior approval of the Board of Selectmen.
- B. To plan, organize, supervise, control, direct and conduct recreational activities which are to be funded entirely from admission fees and other fees and charges to be paid by the participants in said activities. Said activities shall be known as "self-sustaining."
- C. To control, manage, operate, supervise and maintain all recreational facilities and structures, public parks, playgrounds, play fields, bathing beaches and other recreational areas and facilities owned or controlled by the Town, except those which are under the control of the Board of Education. Said Board may, in its discretion, delegate some or all of its authority over its recreational facilities and structures to the Commission.
- D. To maintain all other land owned or controlled by the Town whose maintenance has been delegated to the Commission by the Board of Selectmen or the Board of Education.
- E. To advise and consult with the Board of Selectmen, Board of Education and Municipal Building Committee with reference to all municipal improvements which have the

potential for use for recreational purposes or for which the Commission will have the responsibility for maintenance.

- F. To advise and make recommendations to the Board of Selectmen with reference to the appointment, discipline or removal of the Director of Parks and Recreation and to advise and make recommendations to the First Selectmen with reference to the appointment, discipline and removal of any Town employee who is employed to perform work for or on behalf of the Commission.
- G. To recommend to the First Selectman the wage to be paid to any employee who is to be paid out of the income received from self-sustaining programs conducted by the Commission.
- H. To expend, for the purposes set forth in this chapter, funds appropriated to it in the Annual Budget or any supplemental appropriation.
- I. To expend, for proper purposes, funds donated to it and funds derived from self-sustaining activities conducted under its direction. The Commission shall report such expenditures on a monthly basis to the Board of Selectmen and the Board of Finance. No such expenditure in excess of the sum of \$20,000 shall be made without the prior approval of the Board of Finance.