

## **For Reference of the ONLY edits to JORD Bylaws comparing Draft #7, Draft #8, and Draft #9:**

### **Section III. Powers & Duties of the JORD Board of Directors**

#### **Draft #7: JORD Board**

- A. Create and implement the JORD as an independent taxing authority in order to provide revenue for its programs and operations, according to law.

#### **Draft #8: City of Olmsted Falls**

- A. Create and implement the JORD as an independent taxing authority in order to provide revenue for its programs and operations, according to law. However, the Olmsted Falls City Council and Olmsted Township Board of Trustees shall approve by a majority vote of each Governmental Entity any decision to present a levying of taxes or bond issue to the respective voters as also approved by a majority of the JORD Board.

#### **Draft #9: Olmsted Township & JORD Board**

- A. Create and implement the JORD as an independent taxing authority in order to provide revenue for its programs and operations, according to law.

### **Section V: Governance**

#### **Draft #7: JORD Board**

- C. For all resolutions involving the levying of taxes or bond issues, a two-thirds (2/3) vote of the JORD Board (at least five (5) members) will be required for passage.

#### **Draft #8: City of Olmsted Falls**

- C. For all resolutions involving the levying of taxes or bond issues, a two-thirds (2/3) vote of the JORD Board (at least five (5) members) will be required for passage. The JORD Board approval to present a levying of taxes or bond issue to the voters is subject to approval of the same by a majority of respective members of Olmsted Falls City Council and the Olmsted Township Board of Trustees.

#### **Draft #9: Olmsted Township & JORD Board**

- C. For all resolutions involving the levying of taxes or bond issues, a two-thirds (2/3) vote of the JORD Board (at least five (5) Members) will be required for passage.

## Section VIII Meetings:

### **Draft #7: JORD Board & #8 City of Olmsted Falls**

- E. During any meeting, any JORD Board Member can move to adjourn into Executive Session for the purposes of discussing **one or more subjects** noted in the Ohio Revised Code Section 121.22(G)2-8. This motion requires a second and majority vote. Only matters meeting the requirements of the **noted Executive Session** may be discussed.

### **Draft #9: Olmsted Township & JORD Board**

- E. During any meeting, any JORD Board Member can move to adjourn into Executive Session for the purposes of discussing **only one (1) subject** noted in the Ohio Revised Code Section 121.22(G)2-8. This motion requires a second and majority vote. Only matters meeting the requirements **for an Executive Session including naming of the appropriate Ohio Revised Code provision** may be discussed.

## Section VIII Financial Affairs:

### **Draft #7: JORD Board**

- A. The funds of the JORD shall be deposited in an approved banking institution in the name of the Joint Olmsted Recreation District. The treasurer shall pay all authorized expenses.

### **Draft #8: City of Olmsted Falls**

- A. The initial outlay for any organizational costs including the expenses of the Cuyahoga County Board of Elections for ballot issues, as well as any legal costs, shall be fully assumed by the Olmsted Township Board of Trustees, together with any private funding. The funds of the JORD shall be deposited in an approved banking institution in the name of the Joint Olmsted Recreation District. The treasurer shall pay all authorized expenses.

### **Draft #9: Olmsted Township & JORD Board**

- A. The funds of the JORD shall be deposited in an approved banking institution in the name of the Joint Olmsted Recreation District. The Treasurer shall pay all authorized expenses.

**JOINT OLMSTED RECREATION DISTRICT (JORD)**  
**BYLAWS ADOPTED BY THE BOARD OF DIRECTORS**

DRAFT COPY #9

July 13, 2022



**Olmsted**  
**Joint Recreation District**



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**I. Name of Organization & Members**

The formal name of the organization is the "Joint Olmsted Recreation District" (hereinafter referred to as "JORD") created via resolution by the governmental entities of the City of Olmsted Falls and Olmsted Township (hereinafter referred to as "Governmental Entities") in 2019 as a joint recreation district under the applicable provisions of Chapter 755 of the Ohio Revised Code (ORC).

Appointed members of the JORD Board shall be referred to individually as a "Board Member" and collectively as the "JORD Board of Directors" and shall serve as the governing body of the JORD, possess and exercise such powers as authorized under the applicable provisions of Sections 755.12 through 755.18 of the Ohio Revised Code, and as related to the JORD's purpose as stated in the respective resolutions of Olmsted Township and the City of Olmsted Falls.

**II. Mission & Purpose**

The JORD was created via legislation in 2019 between Olmsted Township and the City of Olmsted Falls to provide enhanced recreational opportunities for both communities beyond what each could provide for themselves.

The primary purposes of the JORD shall be to:

- A. provide community programming in recreational, educational, social, cultural, and athletic areas in an efficient, effective, and fiscally sustainable manner;
- B. develop short-and long-term recreational goals that address the vision of the Community;
- C. acquire property and other assets for constructing, operating, and maintaining parks, playgrounds, play fields for all types of sports, aquatics, all-purpose trails, and facilities;
- D. work collaboratively with governmental, public, and private partners to implement the vision of the Community;
- E. preserve and protect real property with important natural features such as parks and spaces for governmental, civil, education and/or recreational activities for the benefit of all citizens.

**III. Powers & Duties of the JORD Board of Directors**

The JORD Board of Directors are hereby granted the specific powers and duties, including but not limited to, the enumerated herein below:

- A. create and implement the JORD as an independent taxing authority in order to provide revenue for its programs and operations, according to law,

- B. enter into contracts for acquisition of assets and provide for the construction, operation, control, occupancy, maintenance, repair, management, purchase of products, items and services related to JORD programs and facilities;
- C. develop and implement policies and procedures for the operation, control, management of personnel, and maintenance of its facilities and programs relating thereto;
- D. exercise all powers that may be necessary to enable it to perform and carry out the duties and responsibilities conferred upon its Members or which may hereafter be imposed upon it by law, contract, or these bylaws;
- E. accept gifts and bequests, apply for and use subsidies, grants or appropriations of money and personal or real property from any lawful source, and enter into any and all agreements required in connect therewith in accordance with the terms of the gift, subsidy, grant appropriation, agreement or contract related thereto;
- F. establish, join and cooperate with committees and advisory groups of citizens, and others interested in the JORD and its work;
- G. receive, review, modify, and approve on an annual basis a comprehensive strategic plan;

#### IV. JORD Board of Directors

##### A. Composition:

- 1. The Board shall be composed of seven (7) Board Members. The two (2) Governmental Entities shall each appoint three (3) JORD Board Members who are at least 18 years old and reside for at least one full year in the political entity that he/she represents. Initially, the appointed six (6) Board Members shall select the one (1) additional member.
- 2. Following the initial formation of the JORD Board, this additional Member's appointment shall alternate between each of the Governmental Entities on a rotating basis.

##### B. Appointments:

- 1. Initially, each Governmental Entity shall appoint three (3) JORD Board Members to represent that entity for respective terms of 1, 2, or 3 years. No Board Member may be employed by either Governmental Entity while serving as a Board Member.
- 2. Thereafter, as each term expires, the appointment to fill the vacancy will be for a term of three (3) years.
- 3. The seventh (7<sup>th</sup>) Member confirmed by the six (6) appointed Board Members shall have a term of three (3) years, with each appointment alternating between Olmsted Township and the City of Olmsted Falls.
- 4. Terms shall commence on January 1<sup>st</sup> and end December 31<sup>st</sup> of each year.
- 5. Members of the JORD Board may serve two (2) 3-year terms in succession. If the Board Member is interested in serving again, he/she must sit out at least one (1) 3-year term before requesting appointment.

6. From time to time, as the JORD Board determines beneficial, it may appoint Committees, Sub-Committees, and/or Advisory participants as non-voting members.

C. Officer Positions:

The Board of Directors Officers shall be the Chairperson, Vice Chairperson, Secretary, and Treasurer. Officers may serve up to two (2) consecutive 1-year terms in the same role. The election of Officers of the JORD Board of Directors shall take place at the first regular meeting of each year. In the event of a vacancy, the JORD Board of Directors shall have forty-five (45) days to elect a successor. All JORD elections shall be non-partisan.

D. Duties of Officers:

1. Chair: the Chair shall preside at all regular and/or special meetings of the JORD and, with the Treasurer, shall jointly execute all contracts and agreements approved by the Board. Unless waived by a majority vote of the Board of Directors, the Chair shall have served on the JORD Board of Directors for at least one (1) year prior to election as the Chair.
2. Vice-Chair: The Vice-Chair, in the absence of the Chair, shall perform all duties of the Chairperson. The Vice-Chair may serve as an ad hoc member of any sub-committee that may be formed.
3. Secretary: The Secretary shall keep minutes of all meetings, publish an agenda in accordance with the policies, arrange for proper notification and publication of all regular and special meetings of the JORD, and shall handle all official correspondence.
4. Treasurer: The Treasurer shall be responsible for the collection and disbursement of all funds of the JORD and for the maintenance of the JORD's fiscal records, all in accordance with accepted accounting principles. She/he shall render an account to the JORD Board at each regular meeting of all transactions, and shall present a prepared and certified financial statement at least once a year. The Treasurer, in collaboration with the Chair, shall verify all accounts payable invoices, write/print, sign and endorse in the name of the JORD all checks, drafts, notes and other orders for payment. All checks, drafts, notes and other orders for payments shall require two (2) signatures: that of the Treasurer and one (1) officer of the JORD Board.
5. The Treasurer and Chair shall be bonded at the expense of the JORD at the minimum bond amount.
6. The Treasurer shall perform all duties relevant to levy or bond issues including interacting with the Cuyahoga County Auditor, filing all appropriate documents relative to placement of the levy/levies or bond issue/issues on the ballot and collection of funds.

E. Code of Ethics & Accountability

All JORD Board of Directors are expected to sign, and commit to upholding, the Commitment to Serve Pledge. In addition, the JORD Board of Directors shall, to the best of their respective ability:

1. commit to attend at least 75% of regular JORD Board meetings;



2. work for the public/community good to accomplish the stated purpose;
3. make ethical choices in the conduct of their work on behalf of the JORD with honesty, integrity, and fair practices;
4. comply with all state Code of Ethics requirements and guidelines as they relate to Conflicts of Interest, Confidentiality, Open Meetings (Sunshine Law) and Public Records.

**F. Resignation or Termination**

**1. Resignation**

- a. A JORD Board Member may submit a letter of resignation to the Secretary of the Board at any time.
- b. The resignation shall officially be the date the Board accepts the Member's resignation, thus creating a vacancy on the Board.

**2. Termination**

- a. The Board may remove a Member for disorderly conduct at a JORD meeting, for failure to fulfill the duties of his/her office, or for violation of the Code of Ethics applicable to such Board Members as set forth in the Ohio Revised Code.
- b. A removal under this section shall require a 2/3 majority vote of the entire JORD Board Members.
- c. The Board shall set forth the reasons for removal and serve it upon the Member in question.
- d. The Member in question shall have the opportunity to respond to the reasons for the removal at the next regular meeting of the Board occurring not less than ten (10) days after serving notice. Upon agreement of the Board and the Member subject to removal, the Board may schedule a special meeting to hear the reasons for removal and the response thereto. The decision of the Board regarding removal of a Board Member shall be final without recourse.
- e. Should the Board vote to terminate, the official date of termination shall be the meeting date of the vote for removal, thus creating a vacancy on the Board.

**G. Vacancies**

1. Any Board Member who replaces a resigned or terminated Board Member is still eligible to serve two (2) consecutive terms as a Board Member, provided the Member did not serve more than one-third (1/3) of the replaced Member's term
2. If any Member of the JORD Board resigns or is removed within his/her term of office, the appropriate Governmental Entity shall have sixty (60) calendar days from the time of the removal/resignation to appoint a replacement. If a replacement is not appointed within the allocated time, the JORD Board must appoint a replacement of the appropriate Governmental Entity within forty-five (45) days. The replacement shall be appointed to fill the unexpired term of the vacating Member. Any vacancy to the Board shall be posted for a minimum of fifteen (15) days.

## V. Governance

- A. The business of the JORD shall be conducted by the JORD Board of Directors only when a quorum of four (4) or more is present.
- B. The JORD Board shall have the authority to pass resolutions and motions. A majority of the JORD Board of Directors four (four) must be present at a meeting in order to act on any motion or resolution.
- C. For all resolutions involving the levying of taxes or bond issues, a two-thirds (2/3) vote of the JORD Board (at least five (5) Members) will be required for passage
- D. Resolution shall generally be used for matters creating a right, involving the expenditure of money, the levying of taxes, the purchase, lease, sale or transfer of property, and such other matters that involve matters of permanence or recognition.
- E. Motions are generally used for all other matters.
- F. No resolution or motion shall contain more than one subject, which shall be clearly expressed in the title. Each such resolution or motion shall be adopted or passed by a separate vote of the JORD; the ayes, nays, and abstentions shall be entered in the minutes. Resolutions shall be authenticated by the signature of the Chair and Secretary. All resolutions shall be published by posting in a conspicuous spot in each of the participating Governmental Entities.
- G. The appointed JORD Board Members have the responsibility of reporting the actions, vision and long/short term plans of the JORD to their respective Governmental Entities.

## VI. Bylaw Amendments

- A. Any amendment/change in the JORD Bylaws must be approved by two-thirds (2/3) majority of the Directors of the JORD Board. Once the amendment/change has been approved, it must also be presented and submitted to the members of Olmsted Falls City Council and to the members of the Olmsted Township Board of Trustees for their consideration and approval.
- B. Presentation must be made at an Olmsted Falls City Council and Olmsted Township Trustee meeting. The Governmental Entities will then have forty-five (45) calendar days from the date of each respective meeting to comment and approve or reject the amendment/change. Both Governmental Entities must approve all amendments and changes before they become part of the official JORD Bylaws.

## VII. Meetings

The intended schedule of meetings of the JORD for the forthcoming calendar year shall be set at the organizational meeting held at the first regular meeting in January of a given year. The meeting dates and times will be consistent; and location of meetings will rotate between the



City of Olmsted Falls and Olmsted Township. All meetings of the JORD Board are subject to Ohio's Open Meetings Law.

- A. Notice of all meetings shall be posted by the JORD Secretary at Olmsted Township Administration Building and Olmsted Falls City Hall at least twenty-four (24) hours prior to regular and special meetings.
- B. Special meetings of the JORD may be called by the Chair, Vice Chair, or any three (3) JORD Board Members. The purpose of the meeting must be stated, and action may only be taken on those items. There must be a minimum twenty-four (24) hour notice specifically given to each JORD Board Member as well as public notice for any special meeting.
- C. A quorum of the JORD Board of Directors must be present at all regular and/or special meetings to conduct any business.
- D. All meetings shall be conducted in accordance with Roberts Rules of Order, unless otherwise determined by a majority of the Members of the JORD Board.
- E. During any meeting, any JORD Board Member can move to adjourn into Executive Session for the purpose of discussing one (1) subject noted in the Ohio Revised Code Section 121.22(G)2-8. The motion requires a second and a majority vote. Only matters meeting the requirements for an Executive Session including naming of the appropriate Ohio Revised Code provision may be discussed.
- F. In matters concerning the agenda:
  - 1. The agenda of all meetings shall be set by the Chair of the JORD Board. The Secretary, with the Chair's prior review, shall prepare and disseminate the agenda, and/or schedule of matters to be brought before the JORD Board.
  - 2. This agenda shall be posted and emailed to each Member at least twenty-four (24) hours before any meeting. Any persons, groups, or delegations wishing to appear before the JORD Board may advise the Secretary of their interest in addressing the JORD Board but this is not required.
  - 3. The agenda will provide for an opportunity for public comment related to the agenda and another opportunity for public comment unrelated to the agenda.
  - 4. Printed materials may be made available to the Members of the JORD Board prior to or at the meeting.
  - 5. Each person shall be allowed a maximum of two (2) minutes to address the JORD Board, provided this time may be modified at the Chair's discretion in the interest of the JORD. Groups of persons addressing the same subject shall be allowed a maximum of five (5) minutes.
  - 6. Under the provisions of the Ohio Revised Code 121.22, informal gatherings of four (4) or more JORD Board Members where no public notice has been given of a pre-arranged date/time for the purpose of discussing JORD business constitutes a violation of the Sunshine Law; no formal JORD business or action may occur.

VIII. Financial Affairs

- A. The funds of the JORD shall be deposited in an approved banking institution in the name of the Joint Olmsted Recreation District. The Treasurer shall pay all authorized expenses.
- B. The fiscal year shall commence January 1 and end December 31 of each year.
- C. An agreed upon independent individual or company familiar with government accounting shall establish the accounting system for the JORD; it shall consist of revenue and appropriation accounts that allow for multiple sources of revenue and accounts that reflect a range of disbursements.

This individual or company, familiar with governmental accounting practices shall act as a consultant to the JORD Board. On an annual and/or as needed basis, the consultant shall review transactions and make recommendations to the JORD Board.

Finances of the JORD shall be made available to both Olmsted Township Board of Trustees and Olmsted Falls City Council at least on an annual basis or as requested.

- D. Capital expenditures, outside of the approved budget and more than \$500, shall be approved by a majority vote of the JORD Board of Directors.
- E. A temporary budget must be presented to the JORD Board at the first regular meeting in January and a final budget approved by March 31 of each year. At a minimum, the budget shall include line items for operational revenue and expenditures and for capital revenue and expenditures.
- F. The JORD Board may hire or contract with an individual or company with appropriate qualifications to serve as the fiscal agent. Neither Olmsted Falls nor Olmsted Township Fiscal Agents/Finance Directors may serve as the consultant or as a Fiscal Officer for the JORD.
- G. For passage of a levy or bond issue, a simple majority is not sufficient to indicate approval of the voters. Any proposed levy or bond issue placed on the ballot for approval/passage must pass with a majority vote in both Olmsted Township and in the City of Olmsted Falls for any enactment of millage whether for a levy or bond issue to be placed on residents' tax duplicate.

#### IX. Legal Affairs

The JORD Board of Directors may retain and consult independent legal counsel on any and all matters including, but not limited to, levying of taxes, bond issues, issues of potential liability, purchase, sale, transfer of land, contracts, and personnel issues. Neither the legal counsel for Olmsted Township nor the City of Olmsted Falls may serve as legal counsel for the JORD. Independent counsel is required.

#### X. Additions/Deletions of Governing Entities



- A. In the event other Governmental Entities and/or school district(s) join the JORD, or in the event the participating Governmental Entities terminate their participation, the number of Board Members shall be increased or decreased by three (3) with each occasion.
- B. The JORD Board may agree to add new Governmental Entities. Any new members must be approved by a majority vote of the Olmsted Township Board of Trustees, the Olmsted Falls City Council, and two-thirds (2/3) vote of the JORD Board Members. Prior to admitting any such new Governmental Entities for membership, the JORD Board of Directors shall recommend to the existing entities, terms under which new member shall be admitted, including, but not limited to the financial contributions of the new member.
- C. As Olmsted Falls City Council and the Olmsted Township Board of Trustees are the responsible fiduciary agents for their respective governments, all terms, conditions, contributions, and any other contract modifications must be determined and acted upon by the duly elected members of those two entities.
- D. The JORD Board shall amend these bylaws to reflect changes necessitated by adding a new member.

#### **XI. Dissolution**

In the event of the dissolution of the JORD, the assets of the JORD will be transferred to and/or distributed to all member Governmental Entities participating in the JORD, if practicable; otherwise, assets shall be sold at the time of the dissolution in proportion to the financial contribution each Governmental Entity and/or its taxpayers have made to the JORD.

Either party desiring to dissolve the JORD shall provide written notice of such intent at least six (6) months prior to the effective date of dissolution. Any such intent must be approved by a majority vote of the dissolving Governmental Entity whether it be the Olmsted Township Board of Trustees or Olmsted Falls City Council. Should either Olmsted Township or the City of Olmsted Falls vote to terminate participating in the JORD, such vote will have the effect of causing the JORD to be dissolved, assuming no further Governmental Entities have become part of the JORD.

Signature page to consist of the following signatures:

Olmsted Falls City Council President  
Olmsted Falls Mayor

Olmsted Township Trustee

Law Director in either community is able to sign only if he/she is a resident of Olmsted Township or Olmsted Falls. Either/both may sign as witnesses to the action taken.





# Transportation

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The transportation network is critical to quality of life and business attraction, making it a fundamental government responsibility. With Olmsted Falls residents seeking more opportunities to get around their community and into Downtown without use of their cars, the City should respond with improvements

to the complete transportation network.

## Vision for Transportation

The community developed four visions related to Transportation, as outlined here:

- A trail network that provides access to all neighborhoods, surrounding communities, destinations, amenities, and the regional bicycle network
- Safe railroad crossings that do not hinder residents, visitors, or businesses
- A complete sidewalk network that links Downtown Olmsted Falls and its neighborhoods
- Direct routes that connect Olmsted Falls to the region's system of highways

The Goals and Actions on the following pages address these visions.

PBIC: Laura Sandt



### GOAL 1: PROMOTE ACTIVE TRANSPORTATION WITH A NETWORK OF ALL-PURPOSE TRAILS

During the first public meeting, residents of Olmsted Falls consistently reported a desire to get around by bike and on foot via a safe network of trails and paths.

Likewise, the next generation of residents is increasingly interested in a more active lifestyle that includes alternative forms of transportation not only for recreational travel but also for every day activities. The "America in 2013: a ULI Survey of Views on Housing, Transportation & Community" report showed that 76% of millennials said walkability was important in choosing housing compared to only 67% of Generation X. Similarly, 71% of millennials said distance to shopping/entertainment was important compared to only 58% of Generation X.

To retain and attract these residents, Olmsted Falls needs to develop a comprehensive trail network that connects residents to the places they want to go.

#### Action 1: Construct a complete all-purpose trail network

A complete trail network is one that provides access to all of Olmsted Falls' neighborhoods and to Downtown.

A complete network also connects Olmsted Falls with surrounding amenities and into surrounding communities, especially Olmsted Township, Berea, and nearby Cleveland Metroparks.

The map and descriptions on page 82 and page 83 show the proposed locations of trails. These trails range from paths along the sides of the road, to those running on unused rail beds, and those running in the center of power line right-of-ways.

NOACA technical assistance is available for the planning of multi-modal connections. The City should work with NOACA to evaluate potential routes, determine final engineering, and assist with funding.

#### Action 2: Construct a greenway that combines an all-purpose trail with green stormwater infrastructure in First Energy's power line right-of-way

While a number of trails are proposed throughout the City, the trail running diagonally across the City in First Energy's power line right-of-way has the potential to be a complete greenway. A greenway incorporates not only a trail, but also ponds, plants, and other natural features that can assist in improving water quality. By linking the construction of a trail with the development of green infrastructure, this greenway could be a more attractive connection between Olmsted Falls, neighboring communities, and Cleveland Metroparks.

Olmsted Falls should evaluate, design, and construct a greenway along this power line right-of-way within City



## Potential Trail Descriptions

The trails could better connect Olmsted Falls neighborhoods with Downtown as well as surrounding communities. The Potential Trail Network map identifies potential trails and is linked to the descriptions below.

### A Rail Line Trail

The Rail Line Trail would run in existing rail right-of-ways parallel to Bagley Road and could connect Downtown Olmsted Falls with Downtown Berea.

### B Power Line Greenway

The Power Line Trail would run diagonally through the City beneath existing First Energy electric lines. The trail could include stormwater improvements to help with flooding, and would connect Olmsted Falls to the Mill Stream Run Reservation.

### C Usher Road Trail

The Usher Road Trail would run parallel to Usher from Sprague Road to Downtown Olmsted Falls. The trail would likely consist of a widened sidewalk and may require the purchase of additional right-of-way.

### D Columbia Road Trail

Like the Usher Road Trail, the Columbia Road Trail would run parallel to Columbia Road and be sited as a widened sidewalk on one side of the road. The trail would run from Sprague Road to Downtown Olmsted Falls.

### E Rocky River Trail

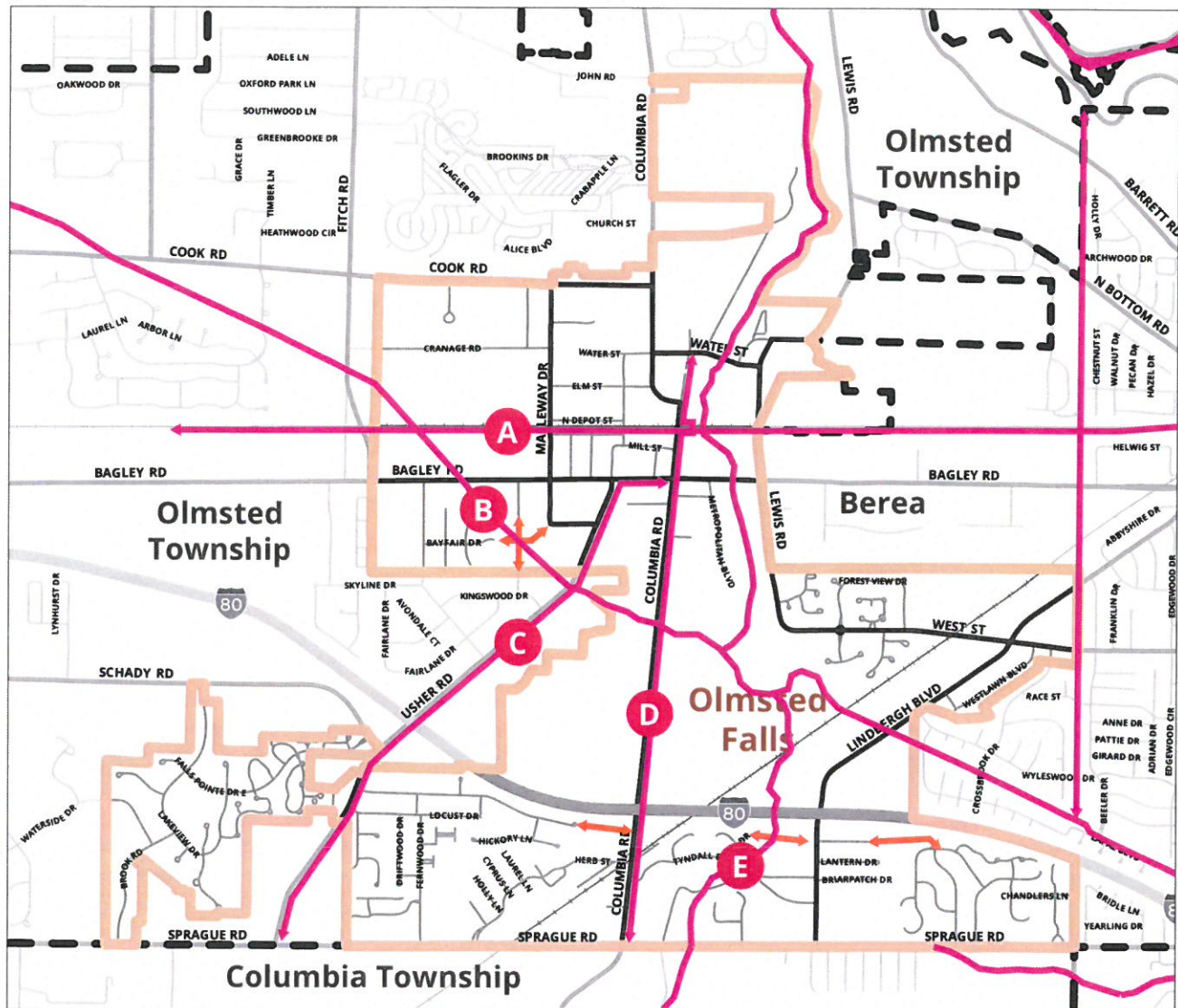
The Rocky River Trail is a potential trail running parallel to the Rocky River. Such a trail would be the most technically difficult given the constraints of purchasing land along the River; however, it also could provide the greatest access to the Rocky River. This trail would run from Sprague Road to Downtown Olmsted Falls and north to the Rocky River Reservation. Where possible the trail could run along the river, while running on-street in areas where homes abut the river.



Source: Google Earth



Map 17 Potential Trail Network



### Legend

— Potential Major Trails  
— Potential Minor Connectors

City of Olmsted Falls  
 Community Boundaries  
 Highways  
 Major Roads  
 Minor Roads  
 Railroads

limits. Olmsted Falls should also work with Olmsted Township, Berea, Middleburg Heights, First Energy, and Cleveland Metroparks to expand the Greenway east and west.



A rendering of this potential greenway is shown on page 82.

### **Action 3: Ensure any new railroad overpasses or bridges over the turnpike incorporate pedestrian and bicycle infrastructure**

Critical to the City's trail network are highway and train bridges. Because a bridge's life cycle extends into decades, ensuring they include the necessary width to accommodate a path is crucially important. Adding width to an existing bridge or building a separate bridge can become prohibitively expensive.

Two bridges in Olmsted Falls are scheduled to be replaced: the Columbia Road bridge over the turnpike and the Bagley Road bridge over Plum Creek. In both cases, trails are proposed along those corridors. The City should actively coordinate with ODOT, NOACA, Cuyahoga County Department of Public Works, the Ohio Turnpike and Infrastructure Commission, and other appropriate agencies to ensure bridge replacements include trail infrastructure.

### **Action 4: Construct bicycle parking Downtown**

In addition to trails, bicycle riders require a safe and secure place to park their bicycles at their destination. In order to facilitate bicycling and encourage bicyclists to stop and walk through

Downtown, the City should work with existing property owners to construct bicycle parking Downtown.

Bicycle parking can include basic racks, more unique racks with specialty designs, as well as much larger bicycle boxes. Should the City undertake streetscape plans for Columbia and Bagley Roads as described on page 138, bicycle parking should be included.

In general, bicycle parking should be sited in very close proximity to the places pedestrians want to go, should be easily viewable from the street, and should be well lit.

More information on improved bicycle parking and bicycle parking designs can be found in the orange box on page 85.

### **Action 5: Require bicycle parking in new developments**

In addition to constructing bike parking in existing locations, the City should update the Zoning Code to require developers to provide safe, accessible, and attractive bicycle parking near the front doors of commercial and office buildings.

### **Action 6: Work with advocacy groups to provide bike education and safety training**

The region has a number of extremely capable bicycling advocacy groups including Bike Cleveland and Bike Shaker, among others. The City should work with these advocacy groups to provide bike education and safety



**RESOLUTION NO. 91-2019 (AMENDED)**

**INTRODUCED BY: MAYOR JAMES GRAVEN AND COUNCIL AS A WHOLE**

**A RESOLUTION TO FORM THE JOINT OLMSTED  
RECREATION DISTRICT AND REPEALING RESOLUTIONS  
14-2019 AND 90-2019 (1<sup>ST</sup> REVISION), AND DECLARING AN  
EMERGENCY**

**WHEREAS**, the City of Olmsted Falls believes that a joint recreation district formed pursuant to Ohio Revised Code 755.14 may be an effective means of (a) providing community programming in recreational, educational, social, cultural and athletic areas, and (b) acquiring property for, constructing, operating and maintain parks, playgrounds, play fields, and to preserve and protect real property with valuable natural features as parks and spaces for governmental, civic educational or recreational activities for the benefit of all citizens; and repealing Resolutions 14-2019 and 90-2019 (1<sup>st</sup> Revision) and,

**WHEREAS**, the City of Olmsted Falls has determined that it is in the best interest of the residents of the City of Olmsted Falls, in conjunction with Olmsted Township, to establish a joint recreation district, the boundaries of which should be the boundaries of the City of Olmsted Falls and Olmsted Township; and

**WHEREAS**, the City of Olmsted Falls believes that it is in the public's interest to obtain board representation on the governing body for such a joint recreation district. Now therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OLMSTED FALLS, CUYAHOGA COUNTY AND STATE OF OHIO, THAT:**

**SECTION 1.** Contingent upon passage of a consistent resolution by Olmsted Township being identical as to fact with this Resolution, including any appendices or attachments, there is hereby established a joint recreation district, pursuant to Ohio Revised Code 755.14(C), which shall be known as the Joint Olmsted Recreation District, the boundaries and territory of which shall be the boundaries and territory of Olmsted Township and the City of Olmsted Falls.

**SECTION 2.** The Joint Olmsted Recreation District shall have all of those powers enumerated under Ohio Revised Code 755.12-755.18.

**SECTION 3.** The Joint Olmsted Recreation District shall be governed by the Joint Olmsted Recreation District Board of Trustees, which shall consist of seven (7) trustees. The City of Olmsted Falls City Council and Olmsted Township Board of Trustees shall each appoint three (3) individuals residing within the respective appointing subdivision to serve on the Board of Trustees. Vacancies in the offices of the subdivision-appointed members of the Board of Trustees shall be filled by the legislative authority of the subdivision that initially appointed the Trustee. The initial governing document ("Bylaws"), any subsequent amendments and/or modifications to the Bylaws, or the

adoption of any new or substitute Bylaws, must be approved by each political subdivision's respective legislative body.

Each appointing subdivision shall make its initial three (3) appointments to the Joint Olmsted Recreation District Board of Trustees within thirty (30) days from the later of the date of passage of this Resolution by the Olmsted Falls City Council or passage of the Resolution establishing the Joint Olmsted Recreation District by the Olmsted Township Board of Trustees.


Not later than thirty (30) days after the last date of appointment of the initial Trustees by the governmental entities, one (1) at-large trustee residing within the District shall be appointed by a majority vote of the six (6) initial subdivision-appointed members of the Board of Trustees. The residency of the at-large Trustee shall be alternated between the two political subdivisions from term to term. The at-large Trustee shall serve as Chairperson of the Board.

**SECTION 4.** Each Trustee on the Board of Trustees of the Joint Olmsted Recreation District shall be appointed for a three (3) year term, with the exception that the initial terms for members appointed by each subdivision shall be staggered at one (1), two (2) and three (3) years. The at-large Trustee term shall be three (3) years. Each trustee may serve for two (2) consecutive terms.

**SECTION 5.** Vacancies of subdivision-appointed members in the District shall be filled by the legislative authority of the subdivision from which the vacating member was appointed. Vacancies of the board-appointed member shall be filled by a majority vote of the Board. The vacancy shall be filled for the length of the unexpired term of the vacating member.

**SECTION 6.** The Council finds and determines that all formal actions of this Council relating to the adoption of this Resolution have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

**SECTION 7.** This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the health, safety and welfare of the residents of Olmsted Falls for the reason that the Joint Olmsted Recreation District must be established at the earliest possible time in order to pursue the acquisition of property. It shall therefore take effect immediately upon passage by the affirmative vote of not less than five (5) members elected to Council and approval by the Mayor or otherwise at the earliest time allowed by law.

  
Paul Stibich, President of Council

PASSED: 0061802 11/30/19

APPROVED: \_\_\_\_\_

*James P. Graven, Mayor*

\_\_\_\_\_  
Date

APPROVED AS TO FORM: \_\_\_\_\_

*Andrew D. Bemer, Director of Law*

ATTEST: \_\_\_\_\_

*Angela Mancini, Clerk of Council*

First Reading: DECEMBER 17, 2019

Second Reading: SUSPENDED

Third Reading: SUSPENDED

**FURTHER CERTIFICATE OF OLMSTED FALLS**  
Angela Mancini, Clerk of Council of the City of  
Olmsted Falls, hereby certify that Res 101-1561  
was duly posted on the 13 day of DEC, 2019  
and will remain so posted for a period of 15 days after its  
effective date as required by the Charter of the City  
*(Angela Mancini) Clerk of Council*

	Yea	Nay
Stibich		
Munteanu		
Jones		
Gorski		
Nicolay		
Duncan		
Fenrich		

I, *Angela Mancini*, CLERK OF  
COUNCIL OF OLMSTED FALLS, COUNTY OF  
CUYAHOGA, STATE OF OHIO, DO HEREBY  
CERTIFY THAT THE FOREGOING ORD. OR  
RESOL. NO. 101-1561 WAS DULY AND REGULARLY  
ADOPTED BY THIS COUNCIL AT A MEETING  
HELD ON 12-17-2019  
*Angela Mancini* CLERK





**RESOLUTION NO. 187-2019**  
**A RESOLUTION INDICATING INTENT TO FORM THE JOINT OLMSTED**  
**TOWNSHIP/OLMSTED FALLS RECREATION DISTRICT (JORD)**

*Cuyahoga County, Ohio*

**Be It Resolved** by the Township Trustees of Olmsted Township that

**WHEREAS**, Olmsted Township believes that a joint recreation district formed pursuant to Ohio Revised Code 755.14 may be an effective means of (a) providing community programming in recreational, educational, social, cultural and athletic areas, and (b) acquiring property for, constructing, operating and maintain parks, playgrounds, play fields, and to preserve and protect real property with valuable natural features as parks and spaces for governmental, civic educational or recreational activities for the benefit of all citizens; and

**WHEREAS**, Olmsted Township has determined that it is in the best interest of the residents of Olmsted Township, in conjunction with the City of Olmsted Falls, to establish a joint recreation district, the boundaries of which should be the boundaries of Olmsted Township and the City of Olmsted Falls; and

**WHEREAS**, Olmsted Township believes that it is in the public's interest to obtain board representation on the governing body for such a joint recreation district. Now therefore,

**BE IT RESOLVED BY THE BOARD OF TRUSTEES OF OLMSTED**  
**TOWNSHIP, CUYAHOGA COUNTY, STATE OF OHIO, THAT:**

**SECTION 1:** Whereas the City of Olmsted Falls adopted Resolution 91-2019 being identical as to fact with this Resolution, including any appendices or attachments, there is hereby established a joint recreation district, pursuant to Ohio Revised Code 755.14(C), which shall be known as the Joint Olmsted Recreation District, the boundaries and territory of which shall be the boundaries and territory of Olmsted Township and the City of Olmsted Falls.

**SECTION 2:** The Joint Olmsted Recreation District shall have all of those powers enumerated under Ohio Revised Code 755.12-755.18.

**SECTION 3.** The Joint Olmsted Recreation District shall be governed by the Joint Olmsted Recreation District Board of Trustees, which shall consist of seven (7) trustees, The City of Olmsted Falls City Council and Olmsted Township Board of Trustees shall each appoint three (3) individuals residing within the respective appointing subdivision to serve on the Board of Trustees. Vacancies in the offices of the subdivision-appointed members of the Board of Trustees shall be filled by the legislative authority of the subdivision that initially appointed the Trustee. The initial governing document ("Bylaws"), any subsequent amendments and/or modifications to the Bylaws,

or the adoption of any new or substitute Bylaws, must be approved by each political subdivision's respective legislative body.

Each appointing subdivision shall make its initial three (3) appointments to the Joint Olmsted Recreation District Board of Trustees within thirty (30) days from the later of the date of passage of this Resolution by the Olmsted Falls City Council or passage of the Resolution establishing the Joint Olmsted Recreation District by the Olmsted Township Board of Trustees.

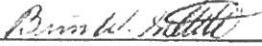
Not later than thirty (30) days after the last date of appointment of the initial Trustees by the governmental entities, one (1) at-large trustee residing within the District shall be appointed by a majority vote of the six (6) initial subdivision-appointed members of the Board of Trustees. The residency of the at-large Trustee shall be alternated between the two political subdivisions from term to term. The at-large Trustee shall serve as Chairperson of the Board.

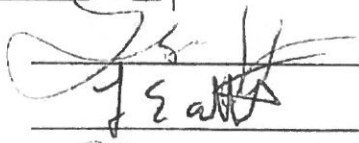
**SECTION 4.** Each Trustee on the Board of Trustees of the Joint Olmsted Recreation District shall be appointed for a three (3) year term, with the exception that the initial terms for members appointed by each subdivision shall be staggered at one (1), two (2) and three (3) years. The at-large Trustee term shall be three (3) years. Each trustee may serve for two (2) consecutive terms.

**SECTION 5:** Vacancies of subdivision-appointed members in the District shall be filled by the legislative authority of the subdivision from which the vacating member was appointed. Vacancies of the board-appointed member shall be filled by a majority vote of the Board. The vacancy shall be filled for the length of the unexpired term of the vacating member.

**BE IT FURTHER RESOLVED** that it is hereby found and determined that all formal actions of this Board of Township Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Board, and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted the 18<sup>th</sup> day of December, 2019

Attest:   
Township Fiscal Officer

  
James M. Ford  
Township Trustees

## RESOLUTION NO. 067-2022

*Joint Olmsted Recreation District (JORD) Draft #9 ByLaws*

Cuyahoga County, Ohio

**Be It Resolved** by the Township Trustees of Olmsted Township

**Whereas**, on December 18, 2019 the Olmsted Township Board of Trustees approved Resolution 187-2019 pursuant to Ohio Revised Code 755.14 stating the intent to form the Joint Olmsted Recreation District (JORD); the Olmsted Falls City Council approved similar legislation Resolution 91-2019 to form the Joint Olmsted Recreation District (See Resolutions #187-2019 and #91-2019)(See relevant Sections 755 of the Ohio Revised Code); and

**Whereas**, both resolutions read in part the joint recreation district may be “an effective means of 1) providing community programming in recreational, educational, social, cultural, and athletic areas, and b) acquiring property for, constructing, operating and maintaining parks, playgrounds, play fields, and to preserve and protect real property with valuable natural features as parks and spaces for governmental, civic, educational or recreational activities for the benefit of all citizens”, and

**Whereas**, authority for the establishment of a joint recreation district and regulations for operation are in Section 755 of the Ohio Revised Code, and

**Whereas**, Olmsted Township Comprehensive Plan 2019, a vision and blueprint for the Township was developed with resident input; results of committee and public meetings as well as online surveys placed recreation, development of outdoor recreation spaces, trails, parks, bike-ways, sidewalks as the #2 priority behind economic development, and

**Whereas**, the JORD would possess the ability to offer recreation to Olmsted Township and Olmsted Falls residents; residents would determine their level of interest in participation; the JORD would have the ability to place a bond issue or levy on the ballot and residents/voters would then have the opportunity to approve or reject any taxes to support recreation efforts, whether services or facilities, and

**Whereas**, in April 2022 both Olmsted Township and Olmsted Falls were given Draft #7 by the JORD Board of Directors for approval; this document contained the bylaws for the JORD- bylaws to provide structure and to allow the JORD Board to begin to determine how it could best provide recreation services to the residents of Olmsted Township and the City of Olmsted Falls, and

**Whereas**, on May 24, 2022, Olmsted Falls City Council approved Draft #8 of the JORD Bylaws containing the following changes to Draft #7 (See Resolution #25-2022):

### **Section III. Powers & Duties of the JORD Board of Directors**

#### **Draft #7:**

- A. Create and implement the JORD as an independent taxing authority in order to provide revenue for its programs and operations, according to law,

#### **Draft #8:**

- A. Create and implement the JORD as an independent taxing authority in order to provide revenue for its programs and operations, according to law. However, the Olmsted Falls City Council and Olmsted Township Board of Trustees shall approve by a majority vote of each Governmental Entity any decision to present a levying of taxes or bond issue to the respective voters as also approved by a majority of the JORD Board.

### **Section V: Governance**

#### **Draft #7:**

- C. For all resolutions involving the levying of taxes or bond issues, a two-thirds (2/3) vote of the JORD Board (at least five (5) members) will be required for passage.



**Draft #8:**

- C. For all resolutions involving the levying of taxes or bond issues, a two-thirds (2/3) vote of the JORD Board (at least five (5) members) will be required for passage. The JORD Board approval to present a levying of taxes or bond issue to the voters is subject to prior approval of the same by a majority of respective members of Olmsted Falls City Council and the Olmsted Township Board of Trustees.

**Section VIII Meetings:**

**Draft #7 & 8:**

- E. During any meeting, any JORD Board Member can move to adjourn into Executive Session for the purposes of discussing one or more subjects noted in the Ohio Revised Code Section 121.22(G)2-8. The motion requires a second and a majority vote. Only matters meeting the requirements of the notice Executive Session may be discussed.

**This item should read:**

- E. During any meeting, any JORD Board Member can move to adjourn into Executive Session for the purpose of discussing only one (1) subject as noted in the Ohio Revised Code Section 121.22(G)2-8. The motion requires a second and a majority vote. Only matters meeting the requirements for an Executive Session including naming of the appropriate Ohio Revised Code provision may be discussed.

**Section VIII Financial Affairs:**

**Draft #7:**

- A. The funds of the JORD shall be deposited in an approved banking institution in the name of the Joint Olmsted Recreation District. The Treasurer shall pay all authorized expenses.

**Draft #8:**

- A. The initial cost outlay for any organizational costs including the expenses of the Cuyahoga County Board of Elections for ballot issues, as well as any legal costs, shall be fully assumed by the Olmsted Township Board of Trustees, together with any private funding. The funds of the JORD shall be deposited in an approved banking institution in the name of the Joint Olmsted Recreation District. The Treasurer shall pay all authorized expenses.

Whereas, the Board of Trustees is unable to reconcile a joint recreation district with the requirement expressed in Section VIII Financial Affairs; the decision to impose all costs on the Olmsted Township, its residents and taxpayers as a condition of approval supersedes the authority of one government to impose a financial burden on another government- in this case a partnering entity and denies the basis of the agreement, i.e., a joint district for the purpose of providing recreational opportunities to residents of Olmsted Township and the City of Olmsted Falls, now

Therefore be resolved that the Board of Trustees of Olmsted Township approve Draft #9 (See attached) incorporating changes to Draft #8 as approved by Olmsted Falls City Council this 13<sup>th</sup> day of July 2022.

**BE IT FURTHER RESOLVED** that it is hereby found and determined that all formal actions of this Board of Township Trustees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board, and that all deliberations of this Board and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Adopted the \_\_\_\_\_ day of \_\_\_\_\_, 2022

Attest: \_\_\_\_\_  
Township Fiscal Officer

\_\_\_\_\_  
Township Trustees

## Section 755.12 | Municipal corporations, townships, and counties may maintain and operate recreation facilities.

Ohio Revised Code / Title 7 Municipal Corporations / Chapter 755 Parks; Recreation

*Effective: March 14, 1980    Latest Legislation: House Bill 356 - 113th General Assembly*

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The legislative authority of a municipal corporation, the board of township trustees, or the board of county commissioners of any county may designate and set apart for use as parks, playgrounds, playfields, gymnasiums, public baths, swimming pools, or indoor recreation centers, any lands or buildings owned by any such municipal corporation, township, or county and not dedicated or devoted to other public use. Such municipal corporation, township, or county may, in the manner provided by law for the acquisition of land or buildings for public purposes in such municipal corporations, township, or county, acquire lands or buildings therein for such use.

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## Section 755.13 | Supervision and maintenance of recreation facilities.

Ohio Revised Code / Title 7 Municipal Corporations / Chapter 755 Parks; Recreation

**Effective:** September 28, 2016    **Latest Legislation:** House Bill 413 - 131st General Assembly

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(A) The authority to supervise and maintain parks, playgrounds, playfields, gymnasiums, public baths, swimming pools, or indoor recreation centers, may be vested in any existing body or board, or in a recreation board, as the legislative authority of the municipal corporation, the board of township trustees, or the board of county commissioners determines. The local authorities of any such municipal corporation, township, or county may equip, develop, operate, and maintain such facilities as authorized by sections 755.12 to 755.18 of the Revised Code. Such local authorities may, for the purpose of carrying out such sections, employ play leaders, recreation directors, supervisors, superintendents, or any other officers or employees, and may procure and pay all or any part of the cost of a policy or policies insuring such officers or employees against liability on account of damage or injury to persons or property arising from the performance of their official duties.

(B) The board of township trustees may expend funds from the township general fund, or revenue derived from property taxes levied for parks and recreational purposes, for the public purpose of presenting community events that are open to the public at such parks, playgrounds, playfields, gymnasiums, public baths, swimming pools, or indoor recreation centers.

(C) The board of county commissioners may adopt rules for the preservation of good order within parks, playfields, and reservations of land under its jurisdiction and on adjacent highways, rivers, riverbanks, and lakes, and the preservation of property and natural life therein. Such rules shall be published as provided in sections 731.21 to 731.25 of the Revised Code before taking effect, and shall be enforced by a "law enforcement officer" as defined in section 2901.01 of the Revised Code. No person shall violate a rule adop



## Section 755.14 | Recreation board - joint recreation district.

Ohio Revised Code / Title 7 Municipal Corporations / Chapter 755 Parks; Recreation

*Effective: September 13, 2010    Latest Legislation: Senate Bill 270 - 128th General Assembly*

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(A) If the legislative authority of a municipal corporation determines that the power to equip, operate, and maintain parks, playgrounds, playfields, gymnasiums, public baths, swimming pools, or recreation centers shall be exercised by a recreation board, it may establish such a board, which shall possess all the powers and be subject to all the responsibilities of the respective local authorities under sections 755.12 to 755.18 of the Revised Code. The board shall consist of five persons, two of whom shall be members of the board of education of the city or village school district or shall be appointed by that board of education. The other members of the recreation board shall be appointed by the mayor or manager as executive of such municipal corporation with the consent of its council. The members who are board of education members and members appointed by a board of education shall be residents of the school district making the appointment but need not be residents of the municipal corporation. All other members of the board shall be residents of the municipal corporation. All members of the board shall serve for terms of five years, except that the members first appointed shall be appointed for such terms that the term of one member shall expire annually thereafter. Members of the board shall serve without pay. Vacancies in the board, occurring otherwise than by expiration of term, shall be for the unexpired term and shall be filled in the same manner as original appointments.

(B) The legislative authorities of the municipal corporations, boards of township trustees of the townships, boards of township park commissioners, boards of county commissioners of the counties, and boards of education of the school districts joined in the operation and maintenance of parks or recreation facilities under section 755.16 of the Revised Code may, by resolution, establish a joint recreation board which may possess all the powers and be subject to all the responsibilities of the respective local authorities under sections 755.12 to 755.18 of the Revised Code. The



resolutions shall specify the number of members of the joint recreation board and the method of appointing members and filling vacancies. Members of the board shall serve without pay.

(C) The legislative authorities of the several subdivisions joined in the operation and maintenance of recreation facilities under section 755.16 of the Revised Code may, by resolution, establish a joint recreation district, consisting of all the territory of the subdivisions so joined. The joint recreation district board of trustees shall be the governing body of a district and shall possess all the powers of a legislative authority of an individual subdivision under sections 755.12 to 755.18 of the Revised Code. Subject to section 755.141 of the Revised Code, the number of trustees shall be fixed by the resolutions creating the district and may be any number so long as there is representation of all participating subdivisions.

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### Available Versions of this Section

September 13, 2010 – Senate Bill 270 - 128th General Assembly

## Section 755.15 | Organization of boards.

Ohio Revised Code / Title 7 Municipal Corporations / Chapter 755 Parks; Recreation

*Effective: August 31, 1976   Latest Legislation: House Bill 111 - 111th General Assembly*

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The members of boards established pursuant to section 755.14 of the Revised Code shall elect their own chairman and secretary, select all other necessary officers to serve for a period of one year, and may employ such other persons as are needed. Such boards may adopt rules for the conduct of all business within its jurisdiction.

A joint recreation district board of trustees formed pursuant to division (C) of section 755.14 of the Revised Code shall appoint one of its members or employ another as fiscal officer of the district.

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### Available Versions of this Section

August 31, 1976 – House Bill 111 - 111th General Assembly

## Section 755.16 | Joint acquisition and maintenance.

Ohio Revised Code / Title 7 Municipal Corporations / Chapter 755 Parks; Recreation

*Effective: October 17, 2019    Latest Legislation: House Bill 166 - 133rd General Assembly*

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(A) Any contracting subdivision, jointly with one or more other contracting subdivisions, in any combination, may acquire property for, construct, operate, and maintain any parks, playgrounds, playfields, gymnasiums, public baths, swimming pools, indoor recreation centers, educational facilities, or community centers. Any school district, educational service center, or state institution of higher education may provide by the erection of any school, educational service center, or state institution of higher education building or premises, or by the enlargement of, addition to, or reconstruction or improvement of any school, educational service center, or state institution of higher education building or premises, for the inclusion of any such parks, recreational facilities, educational facilities, and community centers to be jointly acquired, constructed, operated, and maintained. Any contracting subdivision, jointly with one or more other contracting subdivisions, in any combination, may equip, operate, and maintain those parks, recreational facilities, educational facilities, and community centers and may appropriate money for those purposes.

Any contracting subdivision agreeing to jointly acquire, construct, operate, or maintain parks, recreational facilities, educational facilities, and community centers pursuant to this section may contribute lands, money, other personal property, or services to the joint venture, as may be agreed upon. Any agreement shall specify the rights of the parties in any lands or personal property contributed.

Any lands acquired by a township park district pursuant to Chapter 511. of the Revised Code and established as a public park or parks may be contributed to a joint venture authorized by this section. Fees may be charged in connection with the use of any recreational facilities, educational facilities, and community centers that may be constructed on those lands.

(B) Any township may, jointly with a private land owner, construct, operate, equip, and maintain free public playgrounds and playfields. Any equipment provided by a township pursuant to this division shall remain township property and shall be used subject to a right of removal by the township.

(C) As used in this section and in sections 755.17 and 755.18 of the Revised Code:

(1) "Community centers" means facilities characterized by all of the following:

(a) They are acquired, constructed, operated, or maintained by contracting subdivisions pursuant to division (A) of this section.

(b) They may be used for governmental, civic, or educational operations or purposes, or recreational activities.

(c) They may be used only by the contracting subdivisions that acquire, construct, operate, or maintain them or by any other person upon terms and conditions determined by those contracting subdivisions.

(2) "Educational service center" has the same meaning as in division (A) of section 3311.05 of the Revised Code.

(3) "Contracting subdivision" means a municipal corporation, township, joint recreation district, township park district, a park district created under Chapter 1545. of the Revised Code, county, school district, educational service center, or state institution of higher education.

(4) "School district" means any of the school districts or joint vocational school districts referred to in section 3311.01 of the Revised Code.

(5) "State institution of higher education" has the same meaning as in section 3345.011 of the Revised Code.

## Section 755.17 | Issuance of bonds.

Ohio Revised Code / Title 7 Municipal Corporations / Chapter 755 Parks; Recreation

*Effective: July 20, 1988    Latest Legislation: Senate Bill 318 - 117th General Assembly*

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The legislative authority of a municipal corporation, the board of township trustees of any township, the board of township park commissioners of any township park district, the board of county commissioners of any county, the board of education of any school district that has entered into an agreement for the joint operation of recreational facilities or community centers with the municipal corporation that embraces all or a major part of such school district, and a joint recreation district pursuant to Chapter 133. of the Revised Code, in order to exercise the authority conferred by section 755.16 of the Revised Code, may issue bonds for the purpose of acquiring lands or buildings, or extending, enlarging, or improving existing lands, facilities, or buildings for parks, playgrounds, playfields, gymnasiums, swimming pools, public baths, indoor recreation centers, or community centers, and for the equipment thereof. Land acquired by a municipal corporation for a swimming pool may be within or without the limits of such municipal corporation.

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## Section 755.18 | Payment of expenses.

Ohio Revised Code / Title 7 Municipal Corporations / Chapter 755 Parks; Recreation

*Effective: May 6, 2005    Latest Legislation: House Bill 16 - 126th General Assembly*

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All expenses incurred in the operation of parks, playgrounds, playfields, gymnasiums, swimming pools, public baths, indoor recreation centers, and community centers, established as provided by sections 755.12 to 755.17 of the Revised Code, shall be payable from the treasury of the municipal corporation, township, township park district, county, or school district, or in the case of a joint recreational district or an educational service center, from its general fund. The local authorities of a municipal corporation, county, township, township park district, or school district having power to appropriate money may annually appropriate and cause to be raised by taxation an amount for the purpose of maintaining and operating those parks, recreational facilities, and community centers.

A joint recreation district may levy a tax, subject to Chapter 5705. of the Revised Code, to acquire, maintain, and operate recreational facilities and community centers.

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### Available Versions of this Section

May 6, 2005 – House Bill 16 - 126th General Assembly

