

**ORDINANCE NO. 564**

**AN ORDINANCE OF THE CITY OF LOVINGTON, NEW MEXICO AMENDING TITLE 2, DIVISION V,  
CHAPTER 2.84 – YOUTH CENTER BOARD AND AMENDING CHAPTER 2.90 PARKS AND  
RECREATION BOARD**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LOVINGTON, NEW MEXICO THAT  
TITLE 2, DIVISION V, CHAPTER 2.84 BE AND HEREBY IS AMENDED AS FOLLOWS:

Sections:

- 2.84.010 Created.
- 2.84.020 Membership.
- 2.84.030 Administrative duties.
- 2.84.040 Powers-Limitations.
- ~~2.84.050 Advisory committee Authority to appoint.~~
- 2.84.060 Youth advisory board.
- 2.84.070 Bylaws-Approval by city council.
- 2.84.080 Funds deposited with ~~city clerk~~ **finance department**.
- ~~2.84.090 Inability to pay dues Use of facilities not restricted.~~

**2.84.010 Created.**

There is created the Lovington youth center board, an administrative agency of the city; which board is charged with the responsibility and conduct of the affairs of the Lovington youth center and activities connected therewith. (Prior code § 3-4-1)

**2.84.020 Membership.**

- A. The youth center board shall consist of not less than seven members who shall be appointed by the mayor with the approval of the city commission. Administrative officials of the municipality may be appointed as ex officio, nonvoting members of the youth center board.
- B. On December 1, 1966, four members of the youth center board shall be appointed for four-year terms, and the balance of the members shall be appointed for four-year terms. Each subsequent term of a member of the board shall be for four years or less in order to retain a continuity and staggered term of the membership.
- C. A vacancy in the membership of the youth center board shall be filled by the mayor for the remainder of the unexpired term. Members' terms shall begin on ~~December 1, 1966, and thereafter on December~~ **July** 1st of each year. Members shall serve until their successors have been appointed and qualified. Any member who misses two

consecutive meetings without just cause may be replaced by the mayor with the approval and consent of the city commission. (Prior code § 3-4-2)

#### **2.84.030 Administrative duties.**

The youth center board shall:

- A. Elect one of its members ~~chairman~~ **Chairperson** for a one-year term;
- B. Create and fill other offices as required to execute the powers granted by this chapter;
- C. Hold at least one regular meeting each ~~month~~ **quarter**;
- D. ~~Keep a public record of its transactions, findings, resolutions and determinations~~  
**Provide the City Commission a quarterly report on its recommendations, actions taken, and other information requested by the Commission. The report shall be given by the Chairperson or other board member as designated by the Chairperson;**
- E. ~~Submit an annual budget for each fiscal year beginning July 1st to the city manager for approval, which budget shall contain the recommended expenditures for the youth center; provided, however, that no expenditure shall be made except with the expressed approval of the city commission as provided by the laws the state, and provided further, that the employment and discharge of all employees of the youth center shall be by the city manager after consultation with and consideration of the recommendations of the youth center board. (Prior code § 3-4-3)~~

#### **2.84.040 Powers-Limitations.**

- A. The youth center board shall have such powers as are necessary to:
  - 1. Fulfill and perform its functions;
  - 2. Promote a healthful and sound youth program for the city;
  - 3. ~~Adopt bylaws and prescribe such~~ **Recommend** rules and regulations as are necessary, expedient and useful for the function of the youth center;
  - 4. ~~Call before it the city manager and any and all department heads, officers and employees of the city who shall, at the request of the board, furnish such data, information and reports as the board may request.~~
- B. The board shall not have the power to mortgage, pledge, or otherwise encumber property owned by the city or any part thereof, or the revenues derived or budgeted to the recreational program. The board shall not have power to enter into any contract to

purchase or to sell, or to employ any person without the specific approval of the city commission and according to the laws of the state. (Prior code § 3-4-4)

**~~2.84.050 Advisory committee Authority to appoint.~~**

~~The youth center board shall have the further authority to appoint an advisory committee composed of interested citizens of the city to advise and counsel the youth center board in the activities conducted and performed by the youth center. (Prior code § 3-4-5)~~

**2.84.060 Youth advisory board.**

- A. Once a year the youth center board shall cause an election to be held upon the youth center premises electing an advisory council of persons between the ages of thirteen and eighteen inclusive. Such council shall consist of not less than seven members and no member shall be eligible to serve for more than two consecutive years in any four-year period. The election of the youth center council shall be conducted in the month of ~~September~~ **March** of each year. The day of the election shall be determined in the bylaws to be promulgated by the youth center board and notice of such election shall be posted and remain posted in three prominent places upon the youth center premises for at least three weeks prior to the date of such election. The votes shall be cast upon written ballots and the polls shall be open for one week during the hours the youth center is usually open. Upon election of this council, it shall immediately meet and organize itself by electing a president, vice president, **and** secretary ~~and treasurer~~. A majority of the members of this council shall constitute a quorum for doing business.
- B. The council shall be an advisory council only and shall from time to time make recommendations and suggestions to the youth center board. These recommendations and suggestions shall be in writing and made a part of the official minutes of the youth center board. (Prior code § 3-4-6)

**~~2.84.070 Bylaws Approval by city council.~~**

~~Upon the appointment of the youth center board it shall meet as soon as practicable, and in no case later than thirty days from the date of appointment, and prepare and present to the city commission for its approval the bylaws, rules and regulations under which the youth center shall operate. (Prior code § 3-4-7)~~

**2.84.080 Funds deposited with ~~city clerk~~ **Finance Department**.**

All funds received and derived from the operation of the youth center shall be deposited daily with the ~~city clerk~~ **finance department** and a receipt issued therefor. (Prior code § 3-4-8)

**~~2.84.090 Inability to pay dues Use of facilities not restricted.~~**

No juvenile shall be barred from the use and enjoyment of the facilities offered by the youth center for inability to pay any due or dues imposed by rule or regulation. (Prior code § 3-4-9)

FURTHERMORE, CHAPTER 2.90 BE AND HEREBY IS AMENDED AS FOLLOWS:

#### **2.90.020 Membership and appointment**

The Board shall consist of seven members, one of whom shall be a duly elected and qualified member of the City Commission. The Mayor, with the approval and consent of the City Commission, shall appoint the remaining six from citizens. ~~Three~~ **Four** shall reside within the city limits of Lovington, one within the Lovington Extraterritorial Zone, and ~~two~~ **one** members between the ages of fifteen and twenty. The Mayor, Parks and Recreation Director ~~recreation director, parks director,~~ **Parks and Recreation Division Director, the Department Heads of the Parks and Recreation Division,** and superintendent of the Lovington Municipal Schools shall be ex officio members of the Board, but shall have no vote in any of its proceedings.

#### **2.90.090 Duties**

The Board shall:

- A. Carry out the policies of the City Commission and receive, study and recommend to the City Commission all requests by individuals or groups in reference to the activities, programs and plans of the Commission.
- B. Advise and consult with the City Commission on public reaction to the activities of the Board.
- C. Make recommendations as to priority for additions to or construction of parks or recreation facilities.
- D. Have no power to make any final determination upon any of the foregoing matters and shall have advisory power only.
- E. **Provide recommendations for programs and activities conducted by the Parks and Recreation Division. The Parks and Recreation Division includes the Cemetery, Library, Parks and Recreation Department, Senior Citizens Center, Theatre, and Youth Center.**
- F. **Provide the City Commission a quarterly report on its recommendations, actions taken, and other information requested by the Commission. The report shall be given by the Chairperson or other board member as designated by the Chairperson**