

Sponsor: Elliot Aldrich

ORDINANCE NO. 59-19

AN ORDINANCE AMENDING AND REPEALING ORD 32-13 TO ESTABLISH THE DAVID BROOKS JONES ENDOWMENT FOR THE ARTS FUND AND ITS MANAGING BOARD AND CAUSING IT TO BE INCLUDED IN THE CODIFIED ORDINANCES OF THE CITY AND DECLARING AN EMERGENCY.

WHEREAS, the City of Jackson Recreation Department received a gift through the David Brooks Jones Last Will and Testament in the amount of \$500,000.00 with instructions that it be used "towards an endowment for the arts program for youth"; and

WHEREAS, the gift from David Brooks Jones is charitable in purpose and shall be used for the purposes of advancing education in the arts, those being the promotion of a valid governmental purpose for the benefit of the citizens of Jackson and shall be governed by Ohio's Uniform Management of Institutional Funds Laws as found in R.C. sections 1715.51 et seq; and

WHEREAS, the City of Jackson, Ohio, since the establishment of the David Brooks Jones Endowment for the Arts Fund and Board, has found it difficult to maintain the board as originally set up so that it is now necessary to amend and repeal Ord 32-13 so as to create an effective board and to cause this Ordinance to be placed in the Codified Ordinances of the City as set forth below.

WHEREAS, this matter constitutes an emergency as it is necessary to maintain the health, safety and welfare of the City to ensure the proper management of the funds for the purpose for which they were donated.

NOW, THEREFORE, BE IT ORDAINED THAT THE LEGISLATIVE AUTHORITY OF THE POLITICAL SUBDIVISION OF THE CITY OF JACKSON, OHIO REPEALS AND AMENDS ORD 32-13 AS SET FORTH BELOW AND CAUSES IT TO BE PLACED IN THE CODIFIED ORDINANCES OF THE CITY AT CHAPTER 178 AS FOLLOWS AND DECLARES AN EMERGENCY:

Chaper 178: David Brooks Jones Endowment for the Arts Fund Board

178.1. There is established within the recreation department a fund called the David Brooks Jones Endowment for the Arts Fund which shall be under the supervision of the Jackson City Auditor and Jackson City Treasurer and used at the direction of the David Brooks Jones Endowment for the Arts Board.

178.2. The David Brooks Jones Endowment for the Arts Board shall establish and oversee the operation of youth arts program, its staffing and expenditure of funds, in accordance with the wishes of David Brooks Jones as stated in his Last Will and Testament and in accordance with Ohio's Uniform Management of Institutional Funds Laws.

178.3. The Board may adopt its own by-laws relating to the governance of its meetings. However, the Board shall meet no less than once every six months. The meetings of the Board shall be advertised as to time and place and shall be open to the public in accordance with Ohio's public meetings law.

178.4. The David Brooks Jones Endowment for the Arts Board shall be comprised of five members including the Mayor, City Auditor and one member of City Council and two members of the community being citizens of the City of Jackson chosen for their abilities to advance youth art programs. The two community members shall each serve a three-year term with one member having his/her first term for a period of two years so that the expiration of the terms of the community members shall be staggered.

178.5. The City is a governmental organization that holds the funds from the Estate of David Brooks Jones exclusively for charitable purposes and the management of the Brooks Jones Endowment for the Arts fund shall be in accordance with the Ohio Uniform Management of Institutional Funds Law as now found in R.C. 178.s 1715.51 through 1715.59 and as may be revised by the State of Ohio from time to time.

In the event this Ordinance receives a majority vote for passage but fails to receive the required number of votes to pass as an emergency, then this Ordinance shall be deemed to have passed but with no emergency clause, and shall take effect at the earliest time permitted by law.

It is hereby found and determined that all formal acts of this council concerning and relating to adoption of this Ordinance were adopted in an open meeting of this council and that the deliberations of the council and any of its committees resulted in such formal action, wherein meeting open to the public, in compliance with all legal requirements including section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 30 day of December, 2019.




President of Council

ATTEST:



Clerk of the Legislative Authority

Approved this 30 day of December, 2019.



Mayor