

**ORDINANCE 10-1108**  
**AN ORDINANCE TO PROVIDE FOR USE AND ADMISSION**  
**TO PARK DISTRICT FACILITIES FOR**  
**THE PARK COMMISSIONERS OF THE OAK BROOK PARK DISTRICT,**  
**DU PAGE COUNTY, ILLINOIS**

**WHEREAS**, the Oak Brook Park District (“Park District”) is a duly organized unit of local government organized and operating under the Constitution and laws of the State of Illinois;

**WHEREAS**, the Park District derives its rights, power and authority from the various sections of the Park District Code (the “Code”);

**WHEREAS**, under the Code the District has the power, among other things, through its Board of Commissioners, to “manage and control all...property of such district...” and to “plan, establish and maintain recreational programs” and services;

**WHEREAS**, the Park Board of Commissioners finds it necessary to assist themselves in exercising their duty to “manage and control all ... property of [the] district...” and to “plan, establish and maintain recreational programs” by directly observing and participating in the District’s facilities and programs;

**WHEREAS**, the Park Board of Commissioners finds it necessary to assist themselves in exercising the aforesaid duties by receiving direct feedback from the residents of the District and patrons of the District’s facilities and programs to obtain an array of perspectives and respond to the various demands of the District’s residents;

**WHEREAS**, the Park Board of Commissioners finds it in the best interest of the District and its residents to allow the Commissioners a waiver of fees while exercising their duty to manage and control all of the District’s property and to plan, establish and maintain recreational programs; and

**WHEREAS**, the Park Board of Commissioners further finds that because it is necessary for the faithful execution of their duties to attend, participate in and get feedback from the users and patrons of the District’s facilities and programs, that the Commissioners shall be granted fee waivers for the fees charged for attendance at and participation in such activities.

**NOW, THEREFORE, BE IT ORDAINED** by the President and Board of Commissioners of the Oak Brook Park District, DuPage County, Illinois, as follows:

**SECTION 1:** The foregoing recitals are incorporated herein by reference as substantive provisions hereof.

**SECTION 2:** The Park Board of Commissioners declares that it is necessary and convenient to provide to the Commissioners free attendance to and participation in District’s facilities, property and programs to assist them in exercising their duty to manage and control all

of the District's property and to plan, establish and maintain recreational programs for the District's residents.

**SECTION 3:**

A. The Park Board of Commissioners declares that, to the extent it is necessary, the Park Commissioners shall receive feedback from the residents of the District concerning the District's facilities, memberships, special events, and programs to assist them in managing and controlling the District's property and planning, establishing and maintaining recreational programs, and it is within the best interests of the District for Commissioners to invite guests to attend and participate in District programs and facilities to facilitate a free exchange of ideas and generate feedback.

B. For the purpose of assisting Commissioners in collecting feedback and ideas regarding the facilities, memberships, special events and programs of the District, the Park Board of Commissioners finds it necessary to permit up to 8 guests of each Commissioner, per quarter, to participate in and attend District facilities, memberships, special events and programs without charge.

C. Every quarter each Commissioner shall be given 8 "Commissioner Guest Passes" to be used to invite guests and to keep track of the number of guests invited to District facilities special events and programs. The Commissioner shall provide the name and address of the guest and sign the guest pass thereby authorizing use by the guest who has been granted free admission to a special event, program or facility. Such passes are non-transferable and may only be used during the year in which it was issued and when the guest is accompanied by the Commissioner to whom such card was issued.

D. For the purpose of assisting Commissioners in maintaining a healthy lifestyle for themselves and their immediate family members, and thereby setting an example to the community of the importance of maintaining a healthy and active lifestyle, and to provide a means for Commissioners to obtain feedback and ideas regarding membership to the District's facilities, the Park Board of Commissioners finds it necessary to permit Commissioners and their immediate family members complimentary membership use of the District's facilities during the Commissioner's term of office. Immediate family members shall be defined as the Commissioner's spouse and children under the age of 21 and shall reside at the Commissioner's primary residence in Oak Brook. Each Commissioner and their immediate family members may activate their membership by completing the required membership forms which are available at the front desk of the Family Recreation Center or Racquet Club.

E. The Executive Director shall act as the administrator for the purposes of determining recreation programs and facility rental usage eligible for complimentary participation or reduced fees by Commissioners. The complimentary or reduced fees for programs or facility rental usage shall be administered as defined in the District's Personnel Policy, Section 7.07 Use of Park District Facilities and Programs as defined in the category of "Full Time Employee."

**SECTION 4:** If any provision of this Ordinance shall be found by a court of competent jurisdiction to be *ultra vires* or unconstitutional, such provision shall be considered excised herefrom and shall not affect the enforceability or validity of the remaining provisions herein.

**SECTION 5:** This Ordinance shall be effective upon adoption and approval the Park Board of Commissioners as provided by law.

**PASSED** this 8<sup>th</sup> day of November 2010

AYES: Knitter, Carson, Truedson, Trombetta, O'Brien  
ABSENT: \_\_\_\_\_  
NAYS: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_

**OAK BROOK PARK DISTRICT**

[SEAL]

By: \_\_\_\_\_  
John O'Brien, Board President

ATTEST:

\_\_\_\_\_  
Laure L. Kosey, Board Secretary