

AN ORDINANCE DEFINING THE CREATION AND MERGING OF THE DELAWARE COUNTY FAIR BOARD AND ITS OPERATION AS A PART OF COUNTY GOVERNMENT

ORDINANCE NO. 2007-09

WHEREAS, the Board of Commissioners of Delaware County have taken an increasing role in the activities of the Delaware County Fair, including paying all of the utilities at the fairgrounds, making payment to the Lions Club for the buildings and employing the fairgrounds worker as a County employee; and

WHEREAS, the Fair Board is no longer functioning as a separate and distinct entity outside of the Commissioners control as was originally conceived; and

WHEREAS, the funds of the Fair Board should be placed in a separate fund and subject to appropriation and payments by Delaware County; and

WHEREAS, the size of the Fair Board should be expanded from seventeen (17) members to twenty-one (21) members. The County Council will appoint two (2) of the twenty-one (21) members and the County Commissioners will appoint nineteen (19) of the members; and

WHEREAS, the terms of the new members should be staggered with the existing members; and

WHEREAS, the Fair Board should be able to accept gifts, donations and grants. These should be placed in a dedicated, non-reverting fund to be used only for fair activities; and

WHEREAS, the purposes of the Fair Board should be to conduct the annual Delaware County Fair, establish policy and operations for the Fairgrounds facility and for purposes related to those activities.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Delaware County that:

- 1) Governance
 - a. The Fair Board shall become a part of the Delaware County government.
 - b. The Delaware County Commissioners and the Delaware County Council shall appoint all members of the Fair Board. The Fair Board may consist up to a

total of twenty-one (21) members; no more than a simple majority shall be from any one political party.

- c. The Fair Board shall elect officers at the first meeting of each year from the members appointed on the Board. The officers shall consist of President, Vice-President, Secretary, Treasurer, and Executive Board Member.
- d. The Fair Board shall create and maintain those committees it deems necessary to accomplish the responsibilities assigned by the Commissioners. At a minimum there shall be an Executive Committee, Planning Committee, Entertainment Committee, and Operations Committee.
- e. The Fair Board shall also have certain members that are “ex-officio” members and shall not have the ability to vote on actions of the Board. The ex-officio members shall be a representative of the Delaware County Sheriff, County Extension Office, County Council member, and others as determined by the County Commissioners from time to time.

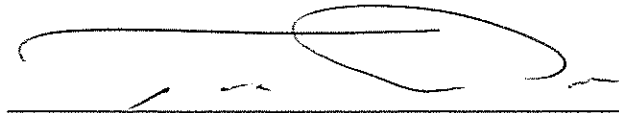
2) Operations

- a. All income and expenditures of the Delaware County Fair and Exposition Center (Fairgrounds) shall be subject to appropriation by County Council and payment shall be made for any expenditure as any other claim or expenditure in county government, using the appropriate forms.
- b. The Fair Board (as further defined herein) shall be responsible for the operation of the annual Delaware County Fair, the operation of the facilities and other aspects of the Exposition Center throughout the year.
- c. The Fair Board may contract with any group, department, or entity to accomplish the operations as set forth herein, subject to the approval of the County Commissioners.
- d. The Fair Board shall submit their budgets to the County Auditor, no later than July 1, of every year to be acted upon by the County Council at their regular scheduled Budget Hearings, to fund the operations of the county fair and Exposition Center.
- e. The Fair Board shall submit a report to the County Commissioners and County Council on its operations at least annually as soon as practicable after the conclusion of the County Fair.
- f. There shall be a fund created with the Delaware County Auditor to be known as the “*Delaware County Fair and Exposition Center*” Fund. The purpose of the fund shall be to assist with the operations and conduct of the annual county fair as well as the operation of the fairgrounds facility.

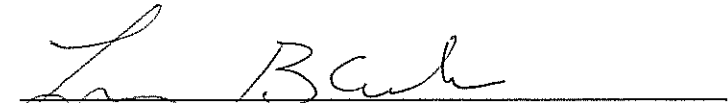
- g. Income, grants, gifts, and other assets received as a result of the operations of the Delaware County Fair and fairgrounds facility shall be deposited in a dedicated, non-reverting fund known as the "*Delaware County Fair and Exposition Center*" fund and shall be used only for activities related to the annual county fair and/or the fairgrounds facilities.
- h. Any additional funds may be appropriated to supplement activities or capital improvements at the fairgrounds from time to time from the County General Fund by the Delaware County Council. Any and all unused funds, by the end of the calendar year, appropriated from the County General Fund shall revert back to the County General Fund.

BE IT ORDAINED, that the sole purpose of the Fair Board shall be to conduct the annual Delaware County Fair, and for purposes related to that activity. This Ordinance shall be effective upon passage.

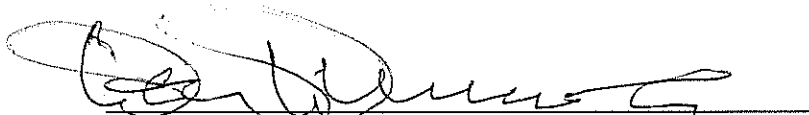
Dated this 2 day of Feb, 2009




Todd Donati, President, County Commissioners



Larry Bledsoe, Vice-President, County Commissioners



Don Dunnuck, Member, County Commissioners

ATTEST: 

Judy Rust, Auditor, Delaware County