

ORDINANCE NO. 2013-01

AN ORDINANCE PROVIDING FOR THE CREATION OF AN ARTS COMMISSION; SETTING THE TERMS FOR COMMISSION MEMBERS; THE TERMS OF THE ORGANIZATION; SETTING THE DUTIES AND RESPONSIBILITIES; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Crouch, in cooperation with the Garden Valley Arts Alliance desires to establish an Arts Commission for the purpose of promoting and supporting the arts in the City of Crouch; and

WHEREAS, the Garden Valley Arts Alliance has requested to become a commission of the City thereby improving the ability of the GVAA to obtain grant funds, donations and other benefits that are mutually beneficial to the City and GVAA.

NOW, THEREFOR, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF CROUCH, IDAHO, as follows:

Section 1: A new Chapter eight to the Crouch City Code, Title Garden Valley Arts Commission Commissions, shall be added as follows:

8.1.1: COMMISSION CREATED:

There is hereby created a city of Crouch arts commission, which commission shall be known and designated as the Garden Valley Arts Alliance. The Crouch arts commission shall consist of five (5) members who shall be appointed by the mayor. Members shall serve without compensation and shall serve solely in an advisory role under the authority of the mayor and city council.

8.1.2: TERM OF OFFICE AND VACANCIES:

The Crouch arts commission shall consist of five (5) members. Each commission member shall be appointed by the mayor subject to approval and confirmation by the city council. Each commission member shall make every effort to avoid any conflict of interest. To that end, no organization, which may be a recipient of city arts funding, shall have on its board or staff more than one individual who is also presently serving as a member of the Crouch arts commission.

While serving on the commission, no member may participate in a vote or decision on any matter affecting a person, entity, or property in which that member has an interest, including situations where the commission member is reasonably likely to receive a direct economic effect or consequence, as a result of the vote or decision in question. This includes, but is not limited to, a commission member's own business or corporate interests, and those business or corporate interests of their immediate family. Where the interest of a commission member in the subject

matter is remote or incidental, the member may participate in the vote or decision. Otherwise, the commission member shall disqualify themselves from any action or determination on the subject matter in question.

Appointment to such office shall be for the period of three (3) years for three of the officers and for a period of two (2) years for two officers. All members shall be eligible for reappointment. If a vacancy shall occur during any unexpired term, the mayor, with confirmation of the city council, shall appoint an individual to serve out the balance of such unexpired term. All members of the Crouch arts commission serve in a voluntary capacity. As such, they are subject to removal by the mayor with the approval of the city council.

8.1.3: ORGANIZATION:

- A. Chairperson: The Crouch arts commission shall meet and appoint one of its members to serve as chairperson of the commission. The individual appointed to serve as chair, shall hold the office for one year. At the same time a chairperson is appointed, commission members shall also elect from their numbers a vice chairperson. The vice chair shall serve during the same one year term as the chair. The vice chair shall act as commission chairperson only when the chair of the commission is absent. The authority of both the chairperson and vice chairperson shall be limited to those enumerated in this chapter.

- B. Clerk Of Commission: The Crouch arts commission shall also designate one of its members as clerk. The clerk shall serve for a period of one year. The clerk shall keep an accurate record of all proceedings of said commission.

- C. Authority: As the commission is solely a recommending body, its authority is limited. The commission shall only have the power to make whatever rules are necessary for the execution of its duties as set forth in this chapter.

- D. Meetings: All meetings of the commission shall be open to the public, and shall follow the requirements of Idaho's open meeting law. In order to transact any commission business at a meeting, a quorum of committee members is required to be present. A quorum is constituted by the presence of a majority of presently appointed commission members. The commission shall hold meetings regularly, but no less than twice a year. The commission shall also hold meetings at such other times as may be called by the commission chairperson, the mayor or city council.

- E. Records Kept: The commission shall keep accurate minutes and other appropriate written records of its resolutions, proceedings and actions. Upon their approval, all records and minutes shall be submitted to the city clerk.
- F. Compensation: The members of the Crouch arts commission shall serve without compensation. Expenses may be covered if funded and approved by the City Council.
- G. All funds collected by or on behalf of the Crouch arts commission shall be used solely for the purposes set forth in this ordinance.
- H. The Crouch arts commission shall appoint, with the approval of the City Council, a Treasurer, who shall hold office for the a period of three years.

8.1.4: DUTIES AND RESPONSIBILITIES:

The Commission shall advise and assist the Mayor and City Council to develop, coordinate and promote the visual, performing and literary arts and heritage programs and policies for the enjoyment, education, cultural enrichment and benefit of the citizens of Crouch. In furtherance of these duties, the Commission shall have the following objectives:

- A. To advise the city council on ways in which city government might best serve the public with regard to matters involving the arts.
- B. To encourage and aid the appreciation and awareness of, participation in, and preservation of the arts among all citizens of the city of Crouch.
- C. To encourage cooperation and coordination among individuals, organizations and institutions concerned with the arts in the city of Crouch.
- D. To promote and expand the cultural resources of Crouch, thereby facilitating employment and opportunity for artists and the development of self-sustaining arts programs.
- E. To formulate in cooperation with other city agencies a long range plan for the development of a thriving cultural climate in the city of Crouch.
- F. To initiate, sponsor, conduct or support, alone or in cooperation with other public or private agencies, public programs concerning the arts.
- G. To advise the city council as to the availability and adequacy of facilities and space utilized for the presentation of cultural activities.

- H. To review and advise the city council on the aesthetic aspects of works of art or designs or public monuments under consideration to be accepted or commissioned by the city of Crouch.
- I. To prepare and submit budgetary recommendations to the city council for annual expenditures necessary to the continuation and development of public programs furthering the arts.
- J. To review funding requests and recommend to the city council the allocation of public monies to artistic and cultural organizations, individual artists and community programs. All contracts and financial commitments must be approved and entered into by the city council.
- K. To seek out and encourage contributions and grants to the arts from private and public sources and to advise and recommend to the city council on the allocation of such monies appropriated and/or granted and/or donated for such purposes.
- L. To have superintendence and charge of all city-owned public art assets.
- M. To provide a monthly treasurer report showing the prior months financial transactions fund balances. This shall be submitted to the city clerk, to present to the city council at their monthly meetings.

All rules and regulations proposed and adopted by the Commission shall have the force and effect of ordinance.

Section 2: EFFECTIVE DATE

This ordinance shall take effect and be in force from and after its passage, approval and publication. In lieu of publication of the entire ordinance, a summary of this ordinance may be published in compliance with Section 50-901A, Idaho Code.

DATED this 13th day of March, 2013

CITY OF CROUCH

By _____

Mayor

ATTEST:

City Clerk