

**CITY OF MAPLE VALLEY, WASHINGTON**

**ORDINANCE O-16-605**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY, WASHINGTON, AMENDING SECTION 2.95.030 “TERM OF APPOINTMENT-REMOVAL” WITHIN CHAPTER 2.95 “ARTS COMMISSION” OF THE MAPLE VALLEY MUNICIPAL CODE, PROVIDING FOR SEVERABILITY, ESTABLISHING AN EFFECTIVE DATE, AND PROVIDING FOR CORRECTIONS.**

WHEREAS, the City of Maple Valley believes in the power of art in public places to draw people together, create vibrant neighborhoods, and stimulate thought and engagement by enhancing the built and natural environment unique to Maple Valley; and

WHEREAS, art is part of the cultural thread that ties generations of citizens together, creating opportunities for expression, reflection, participation, understanding and education; and

WHEREAS, the City Council wishes to remove the apparent term limits on Commissioners who serve on the Public Arts Commission; and

WHEREAS, the City Council wishes to create consistency with the terms of other City Commissions;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY, WASHINGTON, DO ORDAIN AS FOLLOWS:**

**Section 1.** Section 2.95.030 of the Maple Valley Municipal Code entitled “Term of appointment-Removal” is hereby amended to read as follows: (new text shown in underline; deleted text shown in ~~strikethrough~~):

**2.95.030 Term of appointment-Removal.**

A. ~~Arts Commission members shall serve two-year terms. Terms shall expire on December 31st, and each successive term shall begin January 1st. In order to create a system of staggered terms, four of the initial appointees shall serve one-year terms, and three of the initial appointees shall serve two-year terms. Initially appointed Arts Commissioners may be reappointed to an additional two-year term. Thereafter, as terms expire, all Commission members shall serve two-year terms with the possibility of one Commission member being reappointed to an additional two-year term. A Commission members seeking reappointment must submit a letter to the Mayor seeking re-appointment, and set forth the reasons the member wishes to be reappointed. Arts Commission members shall serve two-year terms. Terms shall expire on December 31st, and each successive term shall begin January 1st.~~

B. The following exceptions to the two-year term set forth in subsection (A) of this section shall apply:

1. Youth representatives shall be appointed to a one-year term.

C. Arts Commission members shall be removed by the Mayor, with the concurrence of the City Council, for negligence of duty, malfeasance in office, or for unexcused absences from more than three consecutive regular meetings of the Commission. Except for youth representatives and the Creative Arts Council representative, failure of a Commission member to reside within the corporate limits of the City of Maple Valley shall constitute a forfeiture of office.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by State or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. Effective Date. A summary of this ordinance shall be published in the official newspaper of the City. The ordinance shall take effect and be in full force five days after adoption and publication.

Section 4. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and the code reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors; references to other local, state or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 28th DAY OF NOVEMBER, 2016.

CITY OF MAPLE VALLEY

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Sean P. Kelly, Mayor

ATTEST/AUTHENTICATED:

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Shaunna Lee-Rice, City Clerk

APPROVED AS TO FORM:

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Patricia Taraday, City Attorney

Date of Publication: December 6, 2016

Effective Date: December 11, 2016