

CITY OF MAPLE VALLEY, WASHINGTON

ORDINANCE O-14-557

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLE VALLEY, WASHINGTON, AMENDING SECTION 2.95.020 “MEMBERSHIP-ORGANIZATION-VACANCIES” AND SECTION 2.95.030 “TERM OF APPOINTMENT” 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 amend the number of Student Representatives appointed and confirmed to serve on the Public Arts Commission from one to two;

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

Section 1: Section 2.95.020 of the Maple Valley Municipal Code, entitled “Membership-Organization-Vacancies” is hereby amended to read as follows (new text shown in underline; deleted text shown in ~~strikethrough~~):

2.95.020 Membership-Organization-Vacancies.

A. The Arts Commission shall consist of ~~seven~~ eight members, with up to two alternates to be appointed by the Mayor and confirmed by the City Council.

B. With respect to the members appointed and confirmed to serve on the Arts Commission, the following provisions shall apply:

1. The Commission shall include among its members ~~one~~ up to two youth representatives of high school age who attends a school within the Tahoma School District;
2. The Commission shall include among its members one representative from the Maple Valley Creative Arts Council;
3. The Creative Arts Council representative shall be elected by its governing board. The representative nominee shall be submitted to the City Manager for recommendation for appointment by the Mayor;

4. Each remaining member and each alternate, exclusive of the youth representatives and the Maple Valley Creative Arts Council representative, shall reside within the corporate limits of the City of Maple Valley.

C. Except for the Creative Arts Council member described in subsection (B)(2) of this section, members shall be sought by public notice in the City's official newspaper and by other reasonable methods as appropriate. All candidates for membership shall be interviewed by the Mayor, Deputy Mayor, and City Manager or his/her designee. The Mayor's recommendation(s) for membership appointment shall be forwarded to the full City Council at one of its subsequent regular meetings. The members shall be appointed by the Mayor with the concurrence of the City Council.

D. The Commission shall elect from its members a Chair and Vice Chair, each of whom shall serve for a period of one year. Chairs and Vice Chairs may be elected for consecutive years. The Commission shall adopt such rules and regulations, as necessary or desirable, for the conduct of its business and shall keep minutes of its proceedings. The proceedings of every meeting shall be a public record.

E. Vacancies that occur in any way other than through expiration of terms shall be filled for the remainder of the unexpired term in the same manner as provided in subsection (C) of this section.

Section 2. 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 member seeking reappointment must submit a letter to the Mayor seeking re-appointment, and set forth the reasons the member wishes to be reappointed.

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

1. ~~The~~ 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 ~~the~~ 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 3. Severability. If 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 preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 4. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

Section 5. 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 non-substantive 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 _____ DAY OF JULY, 2014.

CITY OF MAPLE VALLEY

William T. Allison, Mayor

ATTEST/AUTHENTICATED:

Shaunna Lee-Rice, City Clerk

APPROVED AS TO FORM:

Patricia Taraday, City Attorney

Date of Publication: August 5, 2014

Effective Date: August 10, 2014