

RESOLUTION NUMBER 07-036

A RESOLUTION OF THE KETCHUM CITY COUNCIL ADOPTING INITIAL BYLAWS
OF THE KETCHUM CITY ARTS COMMISSION

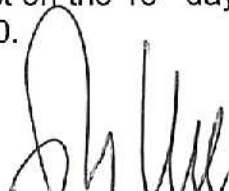
WHEREAS, the Ketchum City Council is considering Ordinance No. 1010, AN ORDINANCE OF THE CITY OF KETCHUM, IDAHO, AMENDING THE KETCHUM MUNICIPAL CODE, BY ADDING A NEW TITLE 4, "COMMISSIONS", CHAPTER 4.01, "ARTS COMMISSION"; TO STATE THE PURPOSE AND POLICY OF THE CITY IN ENCOURAGING PUBLIC ART; TO PROVIDE ADMINISTRATIVE RESPONSIBILITIES FOR CONSERVATION AND MAINTENANCE OF PUBLIC ART; TO PROVIDE FOR THE ESTABLISHMENT, COMPOSITION AND TERMS OF THE ARTS COMMISSION; TO PROVIDE FOR DUTIES AND RESPONSIBILITIES OF THE COMMISSION; PROVIDING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING A CODIFICATION CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING FOR PUBLICATION BY SUMMARY; AND PROVIDING FOR AN EFFECTIVE DATE; and

WHEREAS, the Mayor and City Council intend to advertise for and appoint members to the Ketchum City Arts Commission according to this ordinance; and

WHEREAS, the initial by-laws for the Ketchum City Arts Commission are found in Attachment A; and

NOW, THEREFORE, BE IT RESOLVED by Ketchum City Council that the City of Ketchum adopts the initial by-laws of the Ketchum City Arts Commission is policy for soliciting professional services.

This Resolution will be in full force and effect on the 18th day of April 2007 which corresponds to the effective date of Ordinance 1010.



Randy Hall, Mayor


Attest:

Approved as to form and content:



Sandra Gady, CMC
City Treasurer/Clerk





Benjamin Worst, Esq.
City Attorney

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Attachment A



Bylaws of the Ketchum City Arts Commission

ARTICLE I - Name

The name of this Commission shall be The Ketchum City Arts Commission.

ARTICLE II - Statement of Purpose

The purpose of this Commission is to assist and advise the Ketchum City Council and Mayor as they perform their responsibilities of office in all matters related to the arts; to enhance the city through artistic expression in all forms, which shall be for the enjoyment and edification of Ketchum's citizens and visitors alike.

ARTICLE III - Commission, Term of Office, Vacancies, Conflict

Section 1. The Commission. The Commission shall consist of up to nine (9) members to be appointed by the Mayor and confirmed by the City council. Members shall be residents of the city of Ketchum, own property in Ketchum or own a business in Ketchum. The commission shall be an ongoing resource for the enrichment of all residents and visitors of Ketchum.

Section 2. Term of Office. The term of office for each of the members shall be three (3) years. Two consecutive three-year terms shall be the maximum allowable for a membership and shall constitute a full term. Upon completion of a full term, reappointment shall be allowable after a one-year waiting period.

Section 3. Vacancies. Vacancies on the Commission shall be filled by the Mayor and City Council from a list of candidates to be submitted by the remaining members of the Commission. The Mayor and City Council shall have the right to reject any name or names submitted and request a new name or names. The Commission shall make public announcements of any vacancy and shall solicit nominations from citizens before submitting a list of candidates to the Mayor and City Council. Appointments which replace a vacancy of incomplete term shall complete the remainder of said term.

Section 4. Removal of Commissioners Three absences from Commission meetings without prior notification, and within a period of one year, shall constitute a member's removal

from the Commission. Commissioners must attend no less than 50% of regular meetings (within a period of one year) to remain on the Commission.

Section 5. Conflict of Interest Clause. No Ketchum City Arts Commission member or their immediate family may receive financial compensation for services or activities performed in connection with their duties as a Commissioner or take voting action which financially benefits themselves, members of their immediate families, or their business and corporate affiliates.

- a. There should be annual disclosure, in writing, by all Commissioners and senior managers of any transactions or relationships involving a possible conflict or duality of interest involving the Ketchum City Arts Commission.
- b. The interest commissioner should abstain from any preliminary or final involvement with the matter, including preliminary review and discussion, as well as any vote at the committee or full board level. Any such abstention should be formally recorded in the minutes.
- c. An annual summary and analysis of the disclosure forms, and record of related abstentions from discussion and voting will be prepared by the Commission Secretary and staff.

ARTICLE IV - Officers

The Commission shall elect a Chairman, a Vice Chairman, a Secretary and a Treasurer for one-year terms. Election of such officers will be held at the first regular meeting following the annual appointment of Commissioners by the Mayor and City Council. The Commission may elect or appoint such other officers, including one or more Assistant Secretaries and one or more Assistant Treasurer, as it shall deem advisable.

ARTICLE V - Meetings and Quorum

Section 1. Regular and Special Meetings. Regular meetings of the Commission shall be held without notice on the first Wednesday of each month (unless otherwise notified). Special meetings may be called as required.

Section 2. Quorum. Any five (5) members of the Commission shall constitute a quorum for the transaction of business.

ARTICLE VI - Commission Committees

The Commission may, by resolution, designate advisory committees. Such committees shall have and may exercise the powers of the Commission to the extent provided in the resolution designating the committee.

ARTICLE VII - Duties and Responsibilities

The Commission shall advise and assist the City Council with respect to developing, coordinating, and promoting all forms of the arts for the enjoyment, education, cultural enrichment and benefit of the citizens of Ketchum. In furtherance of these duties, the Commission shall attempt to accomplish the following objectives:

- a. Stimulate awareness and appreciation of the importance of the arts in the broadest possible manner including, but not limited to, the review and incorporation of public art with existing and new construction (both public and private), support of visual, performing and literary arts (individuals, organizations, businesses), and both a general promotion of the arts and arts education.
- b. Encourage the preservation and growth of the City's art resources, foster the development of a receptive climate for the arts, and promote opportunities for Ketchum residents to participate in artistic activities.
- c. Provide information, encouragement, and general assistance to Ketchum's cultural organizations and artists.
- d. Promote the development of Ketchum artists, institutions and community organizations sponsoring arts activities.
- e. Assess the needs of the arts and of the people of Ketchum and make such information available to the Mayor and City Council and all interested agencies and persons.
- f. Review and provide recommendations and advice to the Mayor and City Council on all proposed arts related projects, events, grants, general disbursement of funds or provision of services to artists, non-profit or for-profit arts institutions or organizations.
- g. Encourage and provide direction to coordinate, partner or benefit from the arts activities or opportunities provided by other governmental agencies.
- h. Seek and encourage financial support, including grants, loans and guarantees for Ketchum artists, arts institutions and community organizations sponsoring arts activities, subject to approval by the City Council and Mayor.

ARTICLE VIII - Public Purpose

The Bylaws of the Ketchum City Arts Commission being for a public purpose and for the welfare of the citizens of Ketchum, Idaho, shall be liberally construed to effect the purpose hereof.

ARTICLE IX - Amendment to Bylaws

These bylaws may be altered, amended or repealed and new bylaws may be adopted by an affirmative vote of two-thirds (2/3) of the members of the Commission in person or represented by proxy at any regular meeting or any special meeting, if at least two weeks written notice is given to all members of the Commission of intention to alter, amend or repeal or to adopt new bylaws at such meeting.