

**CITY OF FIFE, WASHINGTON**

**ORDINANCE NO. 1902**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON AMENDING SECTION 2.77.020 OF THE FIFE MUNICIPAL CODE REGARDING ARTS COMMISSION MEMBERSHIP**

WHEREAS, the City Council established a City of Fife arts commission in 2011; and

WHEREAS, the primary duty of the Fife arts commission is to identify and actively encourage the development and sustainability of the arts in the city by serving as the city's primary resource in matters of public art and culture; and

WHEREAS, the ordinance establishing the commission requires that a majority of members must be Fife residents; and

WHEREAS, the city has had difficulty obtaining a sufficient number of Fife residents on the commission to constitute a majority; and

WHEREAS, in order make it easier to fill the commission positions, the council has decided to amend the membership requirements to provide that a majority of members either reside, work, or own a business in the City of Fife; and

WHEREAS, public art should reflect the values of the community, and thus it is important to have committee members that have significant connections to the Fife community; now therefore,

THE CITY COUNCIL OF THE CITY OF FIFE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Section 2.77.020 of the Fife Municipal Code is hereby amended to read as follows:

**2.77.020 Commission established – Membership.**

A. The arts commission (hereafter “commission”) shall be composed of no fewer than five and no more than 12 members, appointed by the city council.

B. The terms of the members shall be for three years; provided, of the initial members, at least one-third shall be appointed to a one-year term, at least one-third shall be appointed to a two-year term and the rest of the members to a three-year term to stagger membership expiration. Subsequent appointments shall be to fill any unexpired term or to a three-year term.

C. Prior to appointing members, public notice of available positions shall be provided at least two weeks in advance of appointment. Applicants for vacant positions shall apply to the office of the city manager.

D. Commission members serve at the pleasure of the city council. By a majority vote, the city council may remove any appointed member of the commission and declare the position vacant. Vacancies occurring otherwise than by expiration of term shall be filled in the manner used for regular appointments. All members of the commission shall serve until their successors are duly appointed by the city council.

E. To the extent reasonably possible, the city shall seek representation on the commission from as many as possible of the following arts and professions: painting, sculpture, music, literature, architecture and landscape architecture, performing arts, tribal or city historian, and education, as well as lay members who have an interest in the artistic, tribal, and cultural development of the city. The city shall attempt to have one member from a recommendation from the Chamber of Commerce, one member from a recommendation from the Puyallup Tribe, one member to be a local school student interested in the arts, and one member to be an arts educator. However, any person, whether or not a Fife resident, may apply and be considered for membership on the commission. Members shall be selected without respect to political affiliations; however, a majority of the members shall at all times be either (1) Fife residents, (2) work in Fife, or (3) own a business in Fife. Two of the positions on the commission shall be filled only by Fife residents; however a vacancy in either of those two positions shall not affect whether or not the commission can have a quorum for purposes of transacting business.

Section 2. Each and every provision of this Ordinance shall be deemed severable. If any provision of this ordinance should be deemed to be unconstitutional or otherwise contrary to law by court of competent jurisdiction, then it shall not affect the validity of the remaining sections so long as the intent of the Ordinance can be fulfilled without the illegal section.

*[This space intentionally left blank]*

Section 3. This Ordinance shall be in full force and effect five (5) days after publication as required by law. A summary of this Ordinance may be published in lieu of the entire Ordinance, as authorized by State law.

Introduced the 13<sup>th</sup> day of January, 2015.

Passed by the City Council on the 27<sup>th</sup> day of January 2015.

  
\_\_\_\_\_  
Subir Mukerjee, City Manager

ATTEST:

  
\_\_\_\_\_  
Carol Etgen, City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Loren D. Combs, City Attorney  
assistant City Attorney

Published: January 29, 2015  
Effective Date: Feb 03, 2015