

ORDINANCE NO. 123-2023(AS), *Fourth
Reading as Amended*

By Mayor Seren

An Ordinance amending Part One, Title Five of the Administrative Code of the Codified Ordinances of the City of Cleveland Heights to enact a new Chapter 142 "Arts Commission" to establish an Arts Commission for the City of Cleveland Heights and provide for appointment, powers, and duties of the commission.

WHEREAS, the City of Cleveland Heights is home to many individual artists, working and presenting in disciplines including but not limited to the literary, musical, visual, and dramatic arts; and

WHEREAS, a prior City Visioning Process final report confirmed a vision including arts and culture as essential to our quality of life and economic vitality, setting the stage for Cleveland Heights as "Home to the Arts;" and

WHEREAS, Cleveland Heights is rich in well-established arts and cultural organizations, arts businesses, and arts professionals—many of which have been serving the community for many decades, beginning with the municipally owned and operated Cain Park in the 1930s; and

WHEREAS, the City of Cleveland Heights has not established a formalized mechanism to judge and recommend public art projects, and to facilitate the funding, creation, and enjoyment of the arts in Cleveland Heights; and

WHEREAS, the City of Cleveland Heights has not yet established a plan to work in collaboration with active members of the arts sector, review and recommend public art projects, and to facilitate the funding, creation, and enjoyments of the arts in Cleveland Heights; and

WHEREAS, the lack of such an established mechanism has led to a lack of intentional and proactive municipal support for the arts in Cleveland Heights; and

WHEREAS, the City of Cleveland Heights, and this Council, believe that the creation of an Arts Commission will have a positive impact on quality of life for residents and visitors to Cleveland Heights.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cleveland Heights, Ohio, that:

SECTION 1. Part One, Title Five Administrative Code of the Codified Ordinances of the City of Cleveland Heights shall be and is hereby amended by adding a new Chapter 142 "Arts Commission" to read as follows:

CHAPTER 142 ARTS COMMISSION

142.01 ESTABLISHMENT, COMPOSITION, TERM, REMOVAL, AND VACANCY.

- (a) There is hereby established in the City an Arts Commission.
- (b) The Commission shall consist of not less than seven (7) nor more than eleven (11) members, appointed by the Mayor, subject to confirmation by a majority of Council, none of whom shall hold other municipal office or employment with the City.
- (c) Members of the Commission shall be residents of the City of Cleveland Heights, appointed on the basis of training and experience in the arts, including but not limited to presenting, producing, funding, managing, advocating, and promoting arts creation. As much as is practicable, members should represent the diversity of arts disciplines as they exist in the community.
- (d) The Mayor shall seek to appoint to the Arts Commission members whose education, training, work or profession, or other volunteer or life experiences will enable them to make meaningful contributions to the work of the Commission. Further, in making appointments to the Commission, the Mayor shall make a good faith effort to ensure that the Commission is broadly reflective of the diversity of the City, taking into account considerations including but not limited to diversity of race, ethnicity, age, sex, gender identify and expression, sexual orientation, economic status, and geography of residence.
- (e) Members of the Commission may be removed by the Mayor, subject to Council confirmation.
- (f) Vacancies shall be filled for the remainder of unexpired terms in the same manner as the original appointments.

142.02 PURPOSE, DUTIES.

- (a) The purpose of the Cleveland Heights Arts Commission is to act in an advisory capacity to the Council and the Mayor related to arts policies, programs, and projects in order to help facilitate improved funding, creation, and enjoyment of the arts in the City.
- (b) To fulfill the above purpose, the Commission shall provide recommendations to the Mayor for public art projects, and arts programming; and shall provide legislative and budgetary recommendations to the Mayor and the Council in support of the arts in the City.

142.03 COMPENSATION.

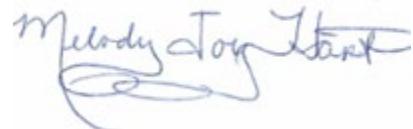
No compensation shall be paid to any member of the Arts Commission for services performed on this Commission.

142.04 ORGANIZATION, MEETINGS, OFFICERS.

- (a) The Commission shall hold an organizational meeting annually in October to determine a schedule of regular meetings and to select officers.
- (b) The members of the Commission shall choose one member to serve as Chairperson for a period of one (1) year or until a successor has been chosen. The Chairperson shall preside over meetings of the Commission. In the absence of the Chairperson, a temporary Chairperson shall be elected by those present to preside over the specific meeting during which the temporary Chairperson was elected.
- (c) The members of the Commission shall choose one member to serve as Secretary for a period of one (1) year or until a successor has been chosen. The Secretary shall keep or cause to be kept a record of the meetings and actions of the Commission. The Secretary shall also provide notice or cause notice to be provided for public meetings of the Commission.

SECTION 2. Notice of the passage of this Ordinance shall be given by publishing the title and abstract of its contents, prepared by the Director of Law, once in one newspaper of general circulation in the City of Cleveland Heights.

SECTION 3. This Ordinance shall take effect and be in force from and after the earliest time allowed by law.



MELODY HART
President of Council



ADDIE BALESTER
Clerk of Council

ORDINANCE NO. 123-2023(AS)

PASSED: 12/18/2023

Presented to Mayor: 12/22/2023

Approved: 12/27/2023



KAHLIL SEREN
Mayor