

**CITY OF MERCER ISLAND
ORDINANCE NO. 21C-13**

**AN ORDINANCE OF THE CITY OF MERCER ISLAND, WASHINGTON,
AMENDING MERCER ISLAND CITY CODE 3.55.030(B) TO CHANGE THE
MEMBERSHIP OF THE MERCER ISLAND ARTS COUNCIL; PROVIDING FOR
SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS, there is inconsistency in the codes that establish and govern each of the City's advisory boards and commissions with respect to the number of members; and

WHEREAS, the Mercer Island Arts Council currently has nine members, as opposed to other City boards and commissions which typically have seven members; and

WHEREAS, it is logical to reduce the number of members on the Mercer Island Arts Council from nine to seven members for consistency with other City boards and commissions; and

WHEREAS, the City Council desires to provide flexibility by establishing a preference for applicants to the Mercer Island Arts Council who have not yet served two full consecutive terms, but to allow those who have previously served two full consecutive terms to serve again in the absence of other applicants;

WHEREAS, the City Council considered the proposed amendments on June 15, 2021;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MERCER ISLAND, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1: MICC 3.55.030(B) Amended. Subsection (B) of MICC 3.55.030 is hereby amended as follows:

3.55.030 Membership.

B. Members.

1. Number. The Mercer Island arts council shall consist of seven ~~nine~~ members, serving in non-partisan positions.

2. Residency. City residency is required.

3. Terms. The term of each member is four years and expires on May 31 of the last year of the term or until the member's successor is appointed and qualified. The year of expiration of the terms of the positions shall be staggered with the following groups of positions expiring in successive years: Positions 1, 2 and 3; Positions 4 and 5; Positions 6 and 7; ~~Positions 8 and 9.~~

4. Term Limits. ~~No member shall serve more~~ Preference shall be given to applicants who have served fewer than two full consecutive terms. If a member is appointed to a vacancy with two or more years remaining on the term, that term will be deemed a full term. If a member is appointed to a vacancy with less than two years remaining in the term, that term will not count toward the two-consecutive-term limit. In the event there are two or more applicants for a position, and an applicant has previously served two full consecutive terms,

preference shall be given to the applicant(s) who has not previously served two full consecutive terms.

5. Staff Liaison. The city manager shall appoint a staff liaison to assist with support services for the Mercer Island arts council. Such staff support shall include, but not be limited to, the development of work plans and schedules, guidelines and procedures, correspondence, and agenda preparation and distribution.

6. Council Liaison. The mayor and deputy mayor shall annually designate one councilmember to serve as a liaison between the city council and the Mercer Island arts council.

Section 2: **Changes to Position Number.** To the extent necessitated by the amendments in Section 1, any Arts Council member currently holding Positions 8 or 9, shall be moved to a vacant position in Positions 1 through 7. The date on which their term ends for any Arts Council member who is moved shall be the same after the move as it was before it.

Section 3: **Severability.** If any section, sentence, clause or phrase of this Ordinance or any municipal code section amended hereby should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of any other section, sentence, clause or phrase of this Ordinance or the amended code section.

Section 4: **Publication and Effective Date.** A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. This Ordinance shall take effect and be in full force five days after the date of publication.

PASSED by the City Council of the City of Mercer Island, Washington at its regular meeting on the 15th day of June 2021 and signed in authentication of its passage.

CITY OF MERCER ISLAND

Benson Wong, Mayor

Approved as to Form:

ATTEST:

/s/ Bio Park

Bio Park, City Attorney

Deborah A. Estrada, City Clerk

Date of Publication: _____