

## **ORDINANCE NO. 21-2106**

### **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, AMENDING CHAPTER 7 (DEPARTMENTS, BOARDS, COMMISSIONS) OF ARTICLE II (ADMINISTRATION) OF THE CARSON MUNICIPAL CODE TO MERGE THE CULTURAL ARTS COMMISSION INTO THE PARKS, RECREATION AND CULTURAL ARTS COMMISSION**

**WHEREAS**, the City Council of the City of Carson, a charter city ("City"), has broad authority under state law and the City's Charter ("Charter") to establish and appoint commissions as part of the sub-government of the City, and to modify the characteristics of such commissions, including their membership composition; and

**WHEREAS**, in 1969, the City Council established the City's Parks and Recreation Commission (later renamed the Parks, Recreation and Cultural Arts Commission in 2012), and has charged the commission with, among other functions, acting in an advisory capacity to the City Council in all matters pertaining to parks, public recreation and cultural arts; and

**WHEREAS**, the Parks, Recreation and Cultural Arts Commission, as currently constituted, is comprised of nine (9) regular member positions and three (3) alternate member positions, all of which are currently vacant; and

**WHEREAS**, the City Council established the City's Cultural Arts Commission in 2013 to advise and recommend to the City Council and City staff on all matters relating to cultural arts to: (a) encourage programs for the cultural enrichment of the City; (b) coordinate and strengthen existing organizations in the cultural arts field; (c) propose methods to encourage private initiative in the arts and culture; (d) advise and consult with other groups and individuals of the community, and coordinate with the State and Federal cultural commissions in obtaining the benefits of this knowledge, experience and resource in the fields of culture and the arts; (e) formulate programs and methods to encourage creative activities to the highest standards, as well as to encourage increased public understanding, appreciation and enjoyment of the cultural art forms and activities; (f) review and make recommendations upon all works of art to be acquired by the City, either by purchase, gift or otherwise, and the location thereof; and (g) review and make recommendations with respect to the removal, relocation or alteration of any existing works of art in the possession of the City; and

**WHEREAS**, the Cultural Arts Commission, as established and currently constituted, is comprised of nine (9) regular member positions and three (3) alternate member positions, all of which are currently vacant; and

**WHEREAS**, the City Council has determined that it is in the best interest of the City to merge the Cultural Arts Commission into the Parks, Recreation and Cultural Arts Commission, and now sees fit do so.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:**

**SECTION 1.** The forgoing recitals are true and correct and are incorporated herein by this reference.

**SECTION 2.** Part J (Cultural Arts Commission) (consisting of Sections 2796.1 - 2796.7, inclusive) of Chapter 7 (Departments, Boards, Commissions) of Article II (Administration) of the Carson Municipal Code is hereby repealed in its entirety.

**SECTION 3.** Section 2741 (Duties and Functions of Members) of Chapter 7 (Departments, Boards, Commissions) of Article II (Administration) of the Carson Municipal Code is hereby amended to read in its entirety as follows (deletions shown in ~~striketrough~~, additions shown in ***bold italics***):

“The Parks, Recreation and Cultural Arts Commission will be a functioning arm of the City structure, as all other appointed commissions, and will be the responsibility of and staffed by the Community Services Department.

The functions of the Parks, Recreation and Cultural Arts Commission shall be to advise and recommend to the City Council and City staff on all matters relating to parks, recreation, and cultural arts and shall also:

1. Act in an advisory capacity to the City Council in all matters pertaining to parks, public recreation and cultural arts, and to cooperate with other governmental agencies and civic groups in the advancement of sound park and recreation planning and programming.
2. Formulate general policies on recreation services and cultural art activities for approval by the City Council.
3. Advise with the Recreation and Cultural Arts staff on the development of recreation areas, facilities, programs, cultural art presentations, and improved recreational services.
4. Recommend the adoption of standards on organization, areas and facilities, programs, cultural art presentations and financial support.
5. Make periodic inventories of recreation services and cultural arts activities that exist, or may be needed, and interpret the needs of the public to the City Council.
6. Interpret the policies and functions of the Parks, Recreation and Cultural Arts Commission to the public.

7. Advise the Director of Community Services in the preparation of the annual budget of the Department and a long-range recreation capital improvement program before it is presented to the City Council.

***8. Encourage programs for the cultural enrichment of the City.***

***9. Coordinate and strengthen existing organizations in the cultural arts field.***

***10. Propose methods to encourage private initiative in the arts and culture.***

***11. Advise and consult with other groups and individuals of the community, and coordinate with the State and Federal cultural commissions in obtaining the benefits of this knowledge, experience and resource in the fields of culture and the arts.***

***12. Formulate programs and methods to encourage creative activities to the highest standards, as well as to encourage increased public understanding, appreciation and enjoyment of the cultural art forms and activities.***

***13. Review and make recommendations upon all works of art to be acquired by the City, either by purchase, gift or otherwise, and the location thereof.***

***14. Review and make recommendations with respect to the removal, relocation or alteration of any existing works of art in the possession of the City.”***

**SECTION 4.** If any section, subsection, sentence, clause, phrase, or portion of this Ordinance, or the application thereof to any person or circumstances, is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any other provision or application, and to this end the provisions of this ordinance are declared to be severable. The City Council hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, parts or portions thereof be declared invalid or unconstitutional.

**SECTION 5.** This Ordinance shall be in full force and effect thirty (30) days after its adoption.

**SECTION 6.** The City Clerk shall certify to the adoption of this Ordinance, and shall cause the same to be posted and codified in the manner required by law.

[signatures on the following page]

**PASSED, APPROVED and ADOPTED** at a regular meeting of the City Council on this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
MAYOR LULA DAVIS-HOLMES

ATTEST:

\_\_\_\_\_  
CITY CLERK DONESIA GAUSE-ALDANA

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY SUNNY K. SOLTANI