

Meeting Date: June 28, 2022 (16)

ORDINANCE NO. 10800 (N.S.)

AN ORDINANCE ADDING SAN DIEGO COUNTY ADMINISTRATIVE CODE ARTICLE
IIIW SAN DIEGO COUNTY ARTS AND CULTURE COMMISSION

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. Article III of the San Diego County Administrative Code is added to read as follows:

SEC. 84.800. SAN DIEGO COUNTY ARTS AND CULTURE COMMISSION.

The Board of Supervisors of the County of San Diego declares that it is the policy of the County to promote greater cultural equity, access, and inclusion; to champion the arts as essential to daily life by investing in a vibrant arts community; shape innovative cultural policy; and build public awareness of the value and benefits of the arts and cultural diversity. In order to promote this policy and to provide an open forum for discussion and action, there is hereby established a San Diego County Arts and Culture Commission (Commission).

SEC. 84.801. MEMBERSHIP AND SELECTION.

The Commission shall be comprised of thirteen (13) members appointed by the Board of Supervisors. Each member of the Board of Supervisors shall nominate two members for appointment to the Commission. Additionally, there shall be three youth members (age 16-24 at the time of appointment) who shall be nominated by the Chief Administrative Officer. All members shall be residents of the County of San Diego.

SEC. 84.802. APPOINTMENTS.

The nominating authority shall: 1) consider nominations made by interested community organizations or residents if submitted at least two weeks prior to appointment, 2) attempt to reflect in Commission appointments comprehensive representation of age, socio-economic status, ethnic background and geographical distribution, 3) consider the prospective members' knowledge and awareness of the problems and rights of the arts community in San Diego County. A record shall be kept of all applications filed for a period of one year.

SEC. 84.803. TERM OF OFFICE.

Each Commissioner shall serve a term which shall run concurrently with the term of the member of the Board of Supervisors who nominated that Commissioner. The term shall expire on the date of expiration of the term of the nominating member of the Board of Supervisors, or at such time as he or she ceases to hold office, whichever first occurs. Youth Commissioners nominated by the Chief Administrative Officer shall serve a term of two years. Any Commissioner whose term has expired hereunder shall continue to discharge his or her duties as a Commissioner until his or her successor has been appointed and qualified. The reelection of a member of the Board of Supervisors for a succeeding term shall not automatically extend the term of any member of the Commission.

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Each member of the Commission shall represent the entire area and population of the County in performing the Commissioner's duties.

SEC. 84.804. VACANCIES.

A vacancy shall occur on the happening of any of the following events before the expiration of the term:

- (1) The death of the incumbent,
- (2) The resignation of the incumbent,
- (3) Removal at the pleasure of the appointing or nominating authority,
- (4) The ceasing of the incumbent to be a resident of the County of San Diego, or
- (5) Absence from more than one-third of the regular scheduled meetings in any 12-month period or three consecutive meetings. When a vacancy occurs as the result of missing one-third of regular scheduled meetings in one 12-month period or three consecutive regular meetings both the member and the appointing Supervisor shall be notified. Vacancies shall be filled by the appointing Supervisor when a vacancy occurs.

SEC. 84.805. ORGANIZATION.

(a) Officers. The Commission shall select annually from its membership a Chair, a Vice-Chairperson, and any other officers it deems necessary.

(b) Bylaws. The Commission shall prepare and adopt the necessary rules and regulations for the conduct of its business. These rules and regulations are to be approved by the Board of Supervisors.

(c) Quorum. A majority of members currently appointed to the Commission shall constitute a quorum. A majority of members in attendance shall be required to carry any motion or proposal.

(d) Minutes. The Commission shall keep written minutes of its meetings, a copy of which shall be filed with the Clerk of the Board of Supervisors.

(e) Meetings. The Commission shall be subject to the Ralph M. Brown Act. The Commission shall establish a regular meeting schedule and shall give public notice of the time and place of meetings. All meetings of the Commission, including any ad hoc committees or other committees appointed by the Commission, shall be open and public and all persons shall be permitted to attend any meetings of the Commission, including any ad hoc committees or other committees appointed by the Commission. The location of Commission meetings, including those of any ad hoc committees or other committees appointed by the Commission, shall be determined with consideration for equal and fair access for persons residing in all areas of the County, and for geographical, social or economic interest in matters to be considered at a particular meeting.

SEC. 84.806. ESTABLISHMENT OF COMMITTEES.

Committees. The Commission may appoint committees for the purpose of carrying out the functions and duties of the Commission. Any committee appointed shall consist of not fewer than three members, including at least one Commission member. The actions and recommendations of committees shall not be deemed the action of the Commission and shall in no way bind the Commission or its members. The committee shall cease to exist on completion of its assignment.

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SEC. 84.807. COMPENSATION.

Members of the Commission shall receive no compensation and not be eligible for reimbursement of expenses.

SEC. 84.808. DUTIES AND RESPONSIBILITIES.

The Commission shall have the power and duty to:

- (a) Study and evaluate equity in access to arts and culture in the region.
- (b) Promote equity in access to arts and culture in the region.
- (c) Conduct workshops for County personnel and community groups to explore specific subject areas and improve relationships.
- (d) Conduct public hearings dealing with matters before the Commission.
- (e) Prepare and disseminate information on matters related to the arts community.
- (f) Provide liaison and assistance to citizen groups interested in the problems facing the arts community.
- (g) Apply for and administer grants from all levels of government and private sources for carrying out the functions of the Commission.

SEC. 84.809. STAFF ASSISTANCE.

The Chief Administrative Officer shall appoint the administrative staff of the Commission.

SEC. 84.810. ORDINANCE CHANGES.

Any proposed change in the provisions of this Article III of the Administrative Code shall be submitted to the Commission for review and comment prior to said proposed change being considered by the Board of Supervisors.

Section 2. This ordinance shall take effect and be in force thirty days after its passage, and before the expiration of fifteen days after its passage, a summary hereof shall be published once with the names of the members of this Board voting for and against it in a newspaper of general circulation published in the County of San Diego.

APPROVED AS TO FORM AND LEGALITY
COUNTY COUNSEL

BY: Rachel H. Witt, Chief Deputy County Counsel

PASSED, APPROVED, AND ADOPTED by the Board of Supervisors of the County of San Diego this 28th day of June 2022.



NATHAN FLETCHER
Chair, Board of Supervisors
County of San Diego, State of California

The above Ordinance was adopted by the following vote:

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

ATTEST my hand and the seal of the Board of Supervisors this 28th day of June 2022.

ANDREW POTTER
Clerk of the Board of Supervisors

By 
Nancy Vizcarra, Deputy



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