

ORDINANCE NO. 16196

AN ORDINANCE AMENDING TITLE 2 (ADMINISTRATION AND PERSONNEL), CHAPTER 2.40 (DEPARTMENT OF MUSEUMS AND CULTURAL AFFAIRS), SECTION 2.40.010 (DEPARTMENT-CREATION-FUNCTIONS), SECTION 2.40.20 (FEES), TO ALLOW WAIVER AND REDUCTION OF FEES, SECTION 2.40.060 (ART MUSEUM ADVISORY BOARD-DUTIES) TO REVISE THE TITLE OF SECTION AND TO ADD SECTION 2.40.070 (CULTURAL AFFAIRS ADVISORY BOARD-DUTIES) OF THE EL PASO CITY CODE TO SPECIFY ADDITIONAL DUTIES AND FUNCTIONS OF THE DEPARTMENT AND TO RE-CREATE THE CULTURAL AFFAIRS ADVISORY BOARD AND SPECIFY ITS DUTIES; AND TO REPEAL ORDINANCES NOS. 14880 AND 15581

WHEREAS, Ordinances numbers 15581 and 14880, replacing Ordinance number 6163, adopted by El Paso City Council, created and renamed the Arts Resources Department and Board; and,

WHEREAS, on or about April 12, 2005, the City Council adopted a Public Art Master Plan pertaining to the development and administration of the City's Public Art Program; and,

WHEREAS, on or about July 19, 2005, the City Council adopted a Strategic Agency Plan, as amended, that consolidates the preexisting Department of Museums and Arts and Culture Department into a new Department of Museums and Cultural Affairs; and,

WHEREAS, on August 30, 2005, the City Council consolidated the Arts and Culture Department with the Department of Museums and renamed the department as the Department of Museums and Cultural Affairs; and,

WHEREAS, it is appropriate that the name of the current Arts and Culture Advisory Board be changed to the Cultural Affairs Advisory Board to reflect the relationship between said Advisory Board and the Department of Museums and Cultural Affairs, as well as to address goals, objectives and strategies outlined in the aforementioned adopted Strategic Agency Plan;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

Section 1. That Section 2.40.010 (Department-Created-Functions), of the El Paso City Code shall be amended as follows:

Section 2.40.010 Department-Created-Functions.

A. There is created a city department, to be known as the Department of Museums and Cultural Affairs, which shall administer the functions of museums and cultural affairs within the city, including the functions of the El Paso Museum of Art, the El Paso Museum of History, the El Paso Museum of Archaeology at

Wilderness Park, as well as public art, the encouragement, promotion, coordination and improvement of the arts, and related programming, grant-making, cultural tourism and other related functions as assigned by the City Manager.

B. The Department shall report under the City's organizational structure as set forth in Chapter 2.110 of this Code.

C. The mission of the Department will be to assist in developing a world-class arts community in El Paso.

D. The goals of the Department will include but not be limited to:

1. Management and operation of the El Paso Museum of Art, Archeology Museum and History Museum.

2. Collection, interpretation, preservation and exhibition of works of art and artifacts to maintain and support diverse cultures.

3. Programming internationally acclaimed exhibitions, lectures and educational programs focusing on the permanent collections and temporary exhibitions.

4. Management of cultural funding.

5. Production and presentation of the performing and visual arts programs

6. Implementation of the Public Art Program

7. Provision of technical assistance for individual artists

8. Development provision of technical assistance for individual artists of the Cultural and Heritage Tourism Program

9. Partnering with approved agencies in the programming and promotion of the Conventions and Visitor Bureau, Plaza Theater and McKelligon Canyon Amphitheater

10. Initiation of the arts in education in collaboration with school districts, arts educators, artist and other stakeholders.

Section 2. That Section 2.40.020 (Fees) be amended as follows:

Section 2.40.020 Fees

A. There shall be no fee charged for regular admission at the El Paso Museum of Art, History Museum or the Museum of Archeology; provided, however, that a charge may be imposed for a ticket to a special exhibit within the museum facilities in order to defray the costs of such special exhibit.

B. Charges for tickets to special exhibits shall be as approved by the budget resolution adopted by city council. Such charges may be reduced or waived for special groups or for specific days as designated by the City Manager or her/his designee.

Section 3. That section 2.40.060 (Advisory Board-Duties) shall be renamed as: Art Museum Advisory Board-Duties.

Section 4. That section 2.40.070 (Cultural Affairs Advisory Board-Duties) be created to read as follows:

Section 2.40.070 (Cultural Affairs Advisory Board-Duties)

- A. The Cultural Affairs Advisory Board is established to advise the Department on matters pertaining, but not limited, to the Cultural Funding Program, Public Art Programming, and other non-museum departmental matters, as determined by the Director.
- B. The board will be composed of eleven local citizens. Nine members will be appointed by the Mayor and City Representatives, with the Mayor and the Representatives nominating one member each. The History Museum Board and the Museum of Art Advisory Board shall each select one of their respective members to serve on the Cultural Affairs Advisory Board. The beginning date of all terms shall be November 1, 2005. The initial terms will be staggered and at the first meeting members shall draw lots so that one third of the members shall serve a one year term, one-third of the members shall serve a two year term and one-third of the members shall serve a three year term. Thereafter, each Board member will serve a three-year term and members shall serve a maximum of two consecutive three year terms. Upon serving the maximum consecutive full terms, should that member be interested in serving additional terms, such member shall remain off of the board for at least one full term of three years prior to seeking reappointment.
- C. At least two-thirds of the board members appointed by the Mayor and Representatives will be required to demonstrate an interest, knowledge of, or experience in the following areas and professional fields: Performing Arts, Visual Arts, Media or Literary Arts, Arts Education, Architecture or Landscape Architecture, Visitor Industry, Community Nonprofit Sector (non-arts), Marketing and Public Relations and Organizational or Strategic Planning. Such persons shall submit a written statement to the City Manager or her/his designee detailing the requisite interest, knowledge or experience.
- D. Individuals appointed pursuant to subsection C may be artists, business owners, professional consultants, architects, design professionals and other professionals. However, to avoid possible conflicts of interest in administering the mission of and the distribution of funds by or through the department, a nominee for appointment to the Board shall not be an officer or board member of any local organization that is receiving or applying for city funding.
- E. The Board shall select from among its members a chairman and a vice chairman, and the board may adopt rules and regulations for the government of its own proceedings to carry out the purposes for which this board is created, not inconsistent with the charter and ordinances of the City. The Board shall hold regular meetings on a monthly basis, with the exception of January and July, and keep a written record of its proceedings.

Members of the board, other than ex-officio members, shall not hold any public offices of honor, trust or profit in the government of the City or County during their term of office. Members shall receive no compensation and shall have advisory powers only.

F. The Director of the Department shall act as an ex officio member of the board without the right to vote and shall not be counted for purposes of establishing a quorum. The Director of the Department shall assign secretary to the board who shall keep a record of all transactions of the board and provide it with all information necessary to perform its duties. If the secretary is not city employee, such assignment will be without additional compensation,

Section 4. That Ordinances nos. 14880 and 15581, which previously created the Arts and Culture Advisory Board, are repealed.

Section 5. Except as expressly herein amended, Chapter 2.40 of the El Paso City Code, shall remain in full force and effect.

ADOPTED this 1st day of November 2005.

THE CITY OF EL PASO

John F. Cook
John F. Cook, Mayor

ATTEST:

Laura D. Brune
for Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

Lupe Cuellar
for Lupe Cuellar
Assistant City Attorney

APPROVED AS TO CONTENT:

Deborah Hamlyn
Deborah Hamlyn, Deputy City Manager
Quality of Life Services

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