

AGREEMENT FOR ESTABLISHMENT OF A
CITY-COUNTY ARTS COMMISSION

WHEREAS, the CITY OF PORTLAND, a municipal corporation of the State of Oregon (City) and MULTNOMAH COUNTY, a political subdivision of the State of Oregon (County) have determined through the City Council and the County Board of Commissioners respectively that a special program should be established to augment cultural, educational, entertainment and recreational benefits available to and used by citizens of Portland and Multnomah County, and

WHEREAS, the goals and objectives to be achieved by the Portland Arts Commission established by Chapter 3.64 of the Code of the City will be furthered by a joint City-County effort, and

WHEREAS, establishment of a City-County Arts Commission to promote and encourage programs to further the development and public awareness of and interest in the visual and performing arts, and will further and promote the public welfare;

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

I. City and County agree that as of July 1, 1973, there is hereby established within the geographical limits of the City and County the City/County Arts Commission of Portland and Multnomah County hereinafter referred to as "Commission".

II. City and County agree to maintain the Commission within their combined geographical limits for the purposes set forth as follows:

A. To conduct studies, hearings and investigations to determine the needs of the City and County in the arts and to provide leadership to activities of agencies and organizations having responsibility for services to and presentation of the arts;

B. To promote and encourage public programs to further the development and public awareness of, and interest in, the visual and performing arts;

C. To act in an advisory capacity to the City and County in connection with the artistic and cultural development of the City and County;

D. To prepare, publish and disseminate educational and other materials dealing with the arts;

E. To work with state and Federal governmental agencies and with public and/or private groups and foundations to secure contributions and grants to finance programs for the arts; to gather and consolidate information relating to the arts, and report to the City and County periodically on its findings; and

F. To recommend needed changes in legislation in local laws and policies needed to promote the aesthetic and cultural development of the City and County.

III. The Commission shall consist of nine members, exclusive of ex-officio members, to be appointed by the Mayor of the City (Mayor) and the Board of County Commissioners (Board). Each member shall hold a position designated by a number from one through nine.

A. The Board shall appoint members to fill positions one through four, and the Mayor shall appoint members to fill positions five through eight.

B. Position No. 9 shall be appointed by the eight members described in A.

IV. Each member shall serve for a term of two years except that the terms of the first members appointed to fill positions

1, 3, 5 and 7 shall expire one year from the date of their appointment. Thereafter, members appointed shall serve a full term.

V. Any member may be removed by the appointing authority and may discontinue membership by resignation. If any position becomes vacant, the authority responsible for filling such position shall appoint a member to serve the balance of the unexpired term.

VI. Members appointed to the Commission shall serve without compensation except that they may be reimbursed for reasonable expenses incurred in performance of duties.

VII. To carry out its functions and to otherwise administer its affairs, the Commission shall have the power to:

- A. Publicize its reports and recommendations;
- B. Establish technical study and advisory committees;
- C. Employ administrative, technical and clerical assistance;
- D. Provide or conduct in cooperation with other appropriate divisions of local government, clinics, educational programs, surveys, and facilities found by the Commission to be beneficial to the purposes set forth herein;
- E. Seek and accept contributions and grants-in-aid;
- F. Incur indebtedness and enter into contracts within the limits of its approved annual budget or incur such indebtedness and enter into such contracts as may be specifically authorized by the City Council and County Board of Commissioners;

G. Acquire and dispose of personal property;

H. Contract within limitations of subparagraph F of this paragraph above to lease real property in the City of Portland or the County of Multnomah, Oregon, for the purposes herein authorized; and

I. Engage in such other activities relating to the arts and their promotion as may be authorized from time to time by the City Council and/or the County Board of Commissioners.

VIII. The Commission shall:

A. Formulate procedures for the conduct of its meetings and elect a Chairman, Vice Chairman and such other officials as it deems advisable;

B. Adopt rules of order including provisions for date, time and place of regular and special meetings and prepare annual operating budgets. Budgets shall be submitted ^{to} ~~at joint meetings~~ of the City Council and the County Board of Commissioners for approval;

C. Five votes of the Commission membership shall be required to adopt or amend rules of order.

IX. The City and County agree to each pay one-half of all budgeted expenditures of the Commission as hereinafter provided:

A. On or before March 1 of each year, or as soon as possible in the first year of its operation, the Commission shall submit to the City ^{Council} and County ^{Commission} ~~at a joint meeting~~ a summary report of activities to date and budget for the ensuing fiscal year. The City and County shall agree upon approval of a budget, and shall each appropriate funds equal to one-half of the amount budgeted. Payments authorized within the approved budget shall be distributed

by the City and one-half of the amount so distributed shall be reimbursed to the City by the County, semi-annually in July and January of each year.

X. The City shall act as the fiscal agent of the Commission and employees of the Commission shall be deemed employees of the City.

XI. This Agreement is perpetual but shall terminate thirty (30) days following passage of an ordinance by the City or adoption of a resolution by the County ordering termination. Upon such termination, the assets of the Commission shall be distributed between the City and County in the proportions that their respective paid contribution bears to the total paid City-County contribution.

IN WITNESS WHEREOF, City of Portland has caused these presents to be executed by its Mayor by authority of City ordinance heretofore entered of record, and Multnomah County has caused these presents to be executed by its Chairman by authority of County resolution heretofore entered of record.

Approved as to form

CITY OF PORTLAND

City Attorney

By: _____
Mayor, City of Portland

Approved as to form

MULTNOMAH COUNTY

County Counsel

By: _____
Chairman, Board of County
Commissioners

ORDINANCE No. 136981

An Ordinance authorizing an agreement with Multnomah County as of July 1, 1973, for the establishment of a City-County Arts Commission, and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds that a Commission should be established to augment cultural, educational, entertainment, and recreational benefits available to and used by the citizens of Portland and Multnomah County by artists and artistic institutions of Portland and Multnomah County; and that for said purpose the City of Portland will enter into an agreement with Multnomah County for the establishment of such a commission and that Exhibit "A" hereof is an appropriate form of agreement which provides that the City and County shall share equally the annual cost thereof; now, therefore, the Mayor and Commissioner of Public Affairs are authorized to execute on behalf of the City of Portland an agreement with Multnomah County for establishment of a City-County Arts Commission, said agreement to be similar in form to Exhibit "A", attached to the original only and by this reference made a part hereof, and shall be effective retroactive to July 1, 1973.

Section 2. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that there may be no unnecessary delay in implementing the agreement authorized in Section 1 hereof; therefore, an emergency hereby is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

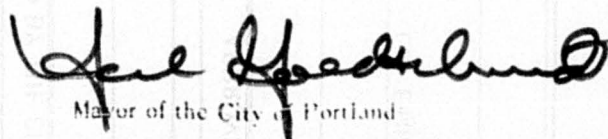
Passed by the Council, **AUG 2 1973**

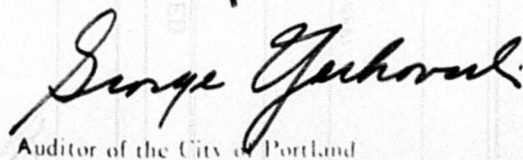
Commissioner Schwab

DCJ:lt:at

July 30, 1973

Attest:


Mayor of the City of Portland


Auditor of the City of Portland

2468

Calendar No. **2505**

ORDINANCE No. 136981

THE COMMISSIONERS VOTED AS FOLLOWS:

	Yeas	Nays
Anderson	1	
Ivancie	1	
McCreedy	1	
Schwab	1	
Goldschmidt	1	

FOUR-FIFTHS CALENDAR

Anderson	
Ivancie	
McCreedy	
Schwab	
Goldschmidt	

Title An Ordinance
authorizing an agreement with
Multnomah County as of July 1, 1973,
for the establishment of a City-County
Arts Commission, and declaring an
emergency.

AUG 1 1973

CONTINUED TO 2 P.M. AUG 2 1973

Filed **JUL 30 1973**

GEORGE YERKOVICH

Auditor of the CITY OF PORTLAND

By *Jordan Lovell*
Deputy

INTRODUCED BY

Commissioner Schwab

DRAWN BY

Date *July 30, 1973*

NOTED BY THE COMMISSIONER

Affairs

Finance and
Administration

Safety

Utilities

Works

City Attorney

NOTED BY THE CITY AUDITOR

APPROVED

Date

By

City Engineer

Date

By