

ORDINANCE NO. 17-3539

AN ORDINANCE ADDING SECTIONS 32.80 TO 32.83 OF THE MUNICIPAL CODE OF ORDINANCES TO ESTABLISH A SILVERTON PARKS, ART, CULTURE AND TREE COMMITTEE TO COUNCIL WITH THE IMPROVEMENT OF SILVERTON'S CULTURE AND RECREATIONAL CAPACITY AND DECLARING AN EMERGENCY

WHEREAS, the Village of Silverton has a substantial work plan in 2017, including the planning of a new community pocket park on Stoll Lane; the re-establishment of a summer concert series; the third annual Taste of Silverton scheduled for June; a grant-funded art in public places planning process and the commissioning of Silverton's first piece of public art; the third annual tree giveaway program in the fall; and the possibility of establishing a wine and biergarten on the former Lite House property in the 7300 block of Montgomery Road; and,

WHEREAS, as a result of several long-standing members of the Urban Forestry Board electing to discontinue service to the Urban Forestry Board as established under Chapter 32.75 of the Silverton Code of Ordinances, an opportunity exists to expand and to redefine the mission of this organization, while still leaving open the possibility of reconstituting the Urban Forestry Board at a future date should Council deem it appropriate; and

WHEREAS, a review of the Charter and Code of Ordinances of the Village of Silverton determined that while the Silverton Charter calls for a Park Board, this board has not meet for a number of years and has no current members appointed to serve in this capacity; and

WHEREAS, the Village of Silverton thus has a need to establish a new Committee to engage residents and to solicit public input on the substantial volume of work relating to park planning, art in public places, cultural activities and tree maintenance and growth; and

WHEREAS, the Municipal Code of Ordinances needs to be amended to allow the Village to establish a new Board.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Silverton, Ohio, that:

SECTION I. To add sections: "Sections 32.80, 32.81, 32.82, and 32.83 of the Municipal Code of Ordinances, which are to be added to and amend the Municipal Code of Ordinances, read as follows:

See Exhibit A: "Section 32.80 PARKS, ART, CULTURE, AND TREE COMMITTEE"

There is hereby created and established the Parks, Art, Culture, and Tree Committee of the Village of Silverton, County of Hamilton, State of Ohio.

"Section 32.81 PURPOSE OF PARKS, ART, CULTURE AND TREE COMMITTEE"

The primary purposes and objectives of the Parks, Art, Culture, and Tree Committee shall include the following:

(A) Advise Council on cultural activities and special events, including but not limited to concerts, the Taste of Silverton, speaker series, inclusion, and other related matters and programs.

(B) Advise Council on the art in public places program established by Resolution 16-744, and any other subsequent legislation relating to public art adopted by Council.

(C) Advise Council on the capital and facility needs of Silverton's parks and green space in the event that Silverton does not have an appointed Park Board. Should Council appoint members to the Park Board in the future, then the Parks, Art, Culture and Tree Committee shall not advise Council on these matters.

(D) Advise Council on the duties of the Urban Forestry Board pursuant to Chapter 32.75 and tree maintenance issues pursuant to Chapter 52 of the Code of Ordinances in the event that Silverton does not have an appointed Urban Forestry Board. Should Council appoint members to the Urban Forestry Board in the future, then the Parks, Art, Culture and Tree Committee shall not advise Council on these matters.

(E) The Parks, Art, Culture and Trees Board, when requested by Council, shall consider, investigate, make findings, report and recommend upon any special matter or question referred to it by motion or other action of Council.

"Section 32.82 PUBLIC MEETINGS"

The Parks, Art, Culture and Trees Board, shall hold regular and special meetings to discuss matters for the purposes set forth in Section 32.81 of the Code of Ordinances.

"Section 32.83 MEMBERSHIP; TERMS"

(A) The Parks, Art, Culture and Trees Committee, shall consist of an odd number of members, having no fewer than five and no more than nine members. At least one member of the Board shall be a member of Council. Additionally, the Village Manager may serve as an ex-officio member of the Board.

(B) Members of the Committee shall be appointed by Council

(C) Members of the Committee shall elect at its first meeting in every odd number year:

(1) a member to serve as chairperson, who shall preside over all meetings of the committee and act as parliamentarian.

(2) a member to serve as vice chairperson, who shall assume the duties of the chairperson in the event the chairperson is absent or resigns.

(3) a member to serve as secretary, who shall maintain a record of Committee proceedings.

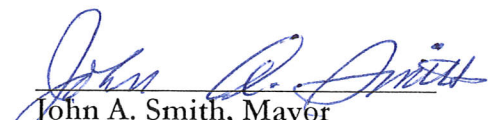
*Preferences for
Silverton residents*

All officers shall be elected by a simple majority of those Committee members attending the first meeting of the odd number year.

- (D) Any monies raised by or donated to the Committee shall be the property of the Village of Silverton and may be disbursed pursuant to all applicable laws and procedures governing Silverton expenditures.
- (E) Appointments to the Committee shall be for four-year terms, provided that an even number of members of the Committee which represent just under 50% of the total number of committee members appointed in 2017 shall serve for two-year terms, and starting in 2019, these positions shall be for four-year terms.
- (F) The Committee members shall serve without compensation.
- (G) Any Committee member who misses three consecutive meetings more than 50% of the regular meetings on annual basis without the absence being excused shall be removed from the Committee.
- (H) Should a vacancy exist, Council may appoint a replacement to serve the duration of the term of the Committee member who is no longer serving. Council may also leave the seat vacant, even should this mean having an even number of seats on the Committee.

SECTION II.

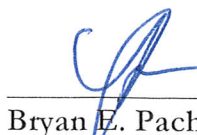
This Ordinance is declared to be an emergency measure necessary to preserve the public peace, health, safety and welfare of the citizens of the Village of Silverton; the reason for the emergency being the immediate need to establish the Parks, Arts, Culture, and Tree committee as soon as possible so that, among other things, planning efforts on a new park on Stoll Lane, the summer concert series in 2017, and the art in public places planning process in 2017 can begin immediately thereafter. Accordingly, this Ordinance shall take effect and be in force from and after its passage and approval.


 John A. Smith, Mayor

ATTEST:

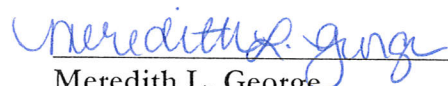

 Thomas M. Carroll, Village Manager

Approved as to form:


 Bryan E. Pacheco, Village Solicitor

CERTIFICATION:

I, Meredith L. George, Clerk of Council of the Village of Silverton, County of Hamilton, State of Ohio; do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing Ordinance No. 17-3ABC has been duly made by posting true copies in three (3) of the most public places in said municipality, as determined by Council as follows: 1) Parkview Lane at Railroad; 2) Silverton Municipal Building and 3) The Village of Silverton's Website. Said posting was for a period of fifteen days commencing January 20, 2017.


 Meredith L. George
 Clerk of Council of Silverton, Ohio