

Distributed by Commissioner Thaeil  
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Attachment # 7  
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**CULTURAL RESOURCES COMMISSION  
RECOMMENDED BY LAW AMENDMENTS**

**ARTICLE III: MEMBERSHIP**

**A. MEMBERS**

1. The Council shall be comprised of 15 members appointed by the City and the County. Members shall be selected by their qualifications and their willingness to serve. Members will be selected without regard to race, creed, national origin, age, sex, or the presence of a disability. As much as possible, the Council will be made up of an equitable representation of City and County residents based on race and sex according to the demographic ratio of the City and County. In consideration of the Americans With Disabilities Act, efforts should be made to include members with disabilities.

2. No Council member may receive compensation for his services, but each member may be reimbursed in accordance with Chapter 112, Florida Statutes, for actual expenses necessarily incurred in the performance of his duties.

3. Each Council member will be charged with the responsibility of serving the best interests of the arts in the City and County within the purposes of these By-laws, and no Council member shall view his/her role as that of representing any particular geographic area of the City or County, interest group, arts institution, community organization, or audience.

4. The fifteen (15) Board members of the COUNCIL shall include two members who are practicing artists, two members from the heritage community, at least one member each from the volunteer, business/economic development, tourism, finance, or marketing.

A member of the City Commission and a member of the County Commission shall be designated by their respective bodies to serve as ex officio members of the Council.

In addition to the 15 member board, the Mayor and County Commission shall request that the presidents of FSU, FAMU, and TCC and the Superintendent of Leon County Schools appoint a liaison to the COUNCIL who will be asked to serve in a non-voting ex officio capacity.

The County Commission will appoint eight members and the MAYOR will appoint seven members.

**B. ELIGIBILITY**

1. All members of the Council shall be City or County residents, City or County property owners, or City utility customers, and shall be a qualified elector residing in the County.

2. No individual committed to, or owing allegiance to, any particular arts faction shall be eligible to serve on the Council.

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### C. APPOINTMENTS

1. Members shall be appointed for a four year term. No Council member who serves two full terms shall be reappointed to the Council during the 2-year period following expiration of his or her term. Initial members of the Council shall be appointed by the County. ~~Thereafter, the City and County shall be responsible for the appointment of a percentage of the Council based as much as possible on an equal representation of City and County in regard to the demographic ratio of the City to County. When and if a need arises to balance the membership due to a shift in demographics, that member whose term expires in the nearest future shall be appointed by that body which is need of added representation based on the above criteria.~~

2. In filling vacancies, the City and the County shall select the replacement Council member from a list of candidates to be submitted by the remaining members of the Council. In the event that none of the candidates meets the commission's approval, the Council shall submit an entirely different list for consideration. This process shall continue until a suitable replacement has been found to fill the existing or anticipated vacancy. The Council, through the City and County, shall make the general public aware of any vacancy which occurs, or which is expected, by complying with the notice and publication requirements set forth by each governmental body and in accordance with section 265.32(2)(f), Florida Statutes.

As vacancies occur, the appointing body, either Mayor or County Commission, as applicable, shall rotate appointing authority provided the balance of appointments remains as eight members appointed by the County Commission and seven by the MAYOR. When filling specific vacancies the appointing body shall select each member from a list of three names for each position provided by the COUNCIL to the appointing body. Candidates submitted for consideration by the COUNCIL to be forwarded to the appointing body as nominees shall be selected in the following manner:

The COUNCIL shall provide public notice of all vacancies at least one month before recommendation is submitted to the appointing body. The COUNCIL shall specifically request nominations from the City and County Commissions, civic and cultural organizations, Chambers of Commerce, the Economic Development Council, the Tourist Development Council, and the Convention and Visitors Bureau. In appointing new Directors, each Commission should strive to draw from the broad community leadership engaged in the cultural plan. Prior to submitting the final list of three nominees for each vacancy, the COUNCIL chair shall confer with the appointing body, either MAYOR or COUNTY COMMISSION, as applicable, to evaluate the current demographic makeup of the Board as it relates to the demographic makeup of the county and seek to continue that balance with the nomination of new members.

3. An ex officio member of the COUNCIL shall be a member of the board of County commission and an ex officio member shall be a member of the City commission, to be designated by each body separate. The Council may authorize additional ex officio members from the general public when such membership will serve the best interests of the arts and help carry out the objectives and duties of the Council.

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