

ORDINANCE NO. 2015-02

Town of Rising Sun

Cecil County, Maryland

AN ORDINANCE OF THE TOWN OF RISING SUN, ("TOWN") CECIL COUNTY, MARYLAND, AMENDING AND ADDING LANGUAGE TO CHAPTER 2, TITLED ADMINISTRATION & GOVERNMENT OF THE CODE OF ORDINANCES OF THE TOWN OF RISING SUN, IN ORDER TO CREATE A NEW ARTICLE 10 TITLED RISING SUN ARTS ALLIANCE FOR THE PURPOSES OF OFFICIALLY FORMALIZING A TOWN BOARD TO BE KNOWN AS THE RISING SUN ARTS ALLIANCE, WHICH WILL OPERATE UNDER THE AUSPICES OF THE TOWN OF RISING SUN; AND TO PROVIDE FOR THE CREATION, APPOINTMENT AND TERMS OF MEMBERS; AND TO FURTHER DEVELOP A MISSION STATEMENT, SCOPE, GOALS, GUIDELINES AND OBJECTIVES; FOR THE PURPOSES OF INVESTING AND ENCOURAGING THE ADVANCEMENT OF THE ARTS FOR THE RESIDENTS OF RISING SUN; AND TO SUPPORT ARTISTS AND ARTS ORGANIZATIONS IN THEIR PURSUIT OF ARTISTIC EXCELLENCE ; AND TO REPEAL RESOLUTIONS 2014-08 AND 2014-11; AND TO REPEAL ANY AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, the Town, located in Cecil County, Maryland is a municipality organized under and governed by Article 23A of the Annotated Code of Maryland; and

WHEREAS, the Town is proclaimed as a perpetual entity with the right to pass laws; and

WHEREAS, the Code of Ordinances of the Town, contains Chapter 2, titled ADMINISTRATION & GOVERNMENT, which establishes the general guidelines associated with the proper administration of affairs and business for the Town of Rising Sun, Maryland, in accordance with the Town Charter and other applicable Federal and State Laws; and

WHEREAS, the Town desires to add additional language to this Chapter, in order to formalize the creation and appointment of Town Board to be known as the Rising Sun Arts Alliance and to further define the Mission Statement, Vision, Principles and Objectives of this board.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Town Commissioners of the Town of Rising Sun, Cecil County, Maryland, and it is hereby enacted and ordained by its authority that Chapter 2 of the Town Code shall be modified as follows:

SECTION 1

A new Article 10 to be titled RISING SUN ARTS ALLIANCE shall be created and shall read as follows:

- (A) The title for this article shall read:

ARTICLE 10 RISING SUN ARTS ALLIANCE

- (B) The following sections shall be listed under this titled to read as follows:

Section 2- 1001 Rising Sun Arts Alliance Creation and Appointments.

- A. Operating under the auspices of the Town of Rising Sun, there shall be a Board to hereby be named the Rising Sun Arts Alliance (RSAA), that shall consist of five (5) board members consisting of a Chair and 4 other members, who shall serve a three (3) year staggered terms, at the conclusion of the transitional period described below.
1. Starting at the 1st Town meeting in December of 2015, the Chairperson of this alliance shall be appointed by the Mayor and Commissioners and shall serve until the 1st meeting in December of 2018, or until a successor has been appointed. The position will be reappointed by the Mayor and Commissioners every three (3) years thereafter.
 2. Starting at the 1st Town meeting in December of 2015, two (2) board members of this alliance shall be appointed to a two (2) year term by the Mayor and Commissioners and shall serve until the 1st meeting in December of 2017, or until a successor has been appointed. The position will be reappointed by the Mayor and Commissioners every three (3) years thereafter.
 3. Starting at the 1st Town meeting in December of 2015, two (2) board members of this alliance shall be appointed to a one (1) year term by the Mayor and Commissioners and shall serve until the 1st meeting in December of 2016, or until a successor has been appointed. The position will be reappointed by the Mayor and Commissioners every three (3) years thereafter.
- B. The appointment to this board shall be by the Board of Commissioners, upon recommendation by the Mayor or by motion and second by the Board of Commissioners and shall serve as the Board of Commissioners liaison for the purposes of meeting the overall objectives and mission of this chapter. The Rising Sun Arts Alliance is urged to make recommendations to the Mayor and Commissioners for suitable board members and the board chair.

Section 2- 1002 Definitions

Unless otherwise expressly stated, the following terms shall, for the purposes of this code, have the meanings shown in this article.

ARTS: the expression or application of human creative skill and imagination, put forth in various visual and audible medium, related to the presentation, performance, execution, and exhibition of such art forms to include but is not limited to, music (instrumental and vocal), dance, drama, folk art, creative writing, architecture and allied fields, painting, sculpture, photography, graphic and craft arts, industrial design, costume and fashion design, motion pictures, television, radio, film, video, tape and sound recording. The term Arts can be further categorized as:

• Applied Arts.	• Fine Arts.
• Contemporary Arts	• Folk Life Art
• Cultural Arts	• Literary Arts
• Decorative Arts	• Music Arts
• Digital Arts	• Performing Arts
• Film & Media Arts	• Visual Arts

Section 2-1003. Importance of Arts in the Town of Rising Sun.

The Arts are an essential part of the Town of Rising Sun and hold a much higher value to our community than just aesthetics. From dance and music, to theatre and the visual arts, the arts give our citizens of all ages a unique means of expression, capturing their passions and emotions, and allowing them to explore new ideas, subject matter, and cultures. Special activities, functions and educational classes highlighting those expressions can be created and offered. The Arts provides our residence with a means to gather together at various social events and activities. Weekend concert series, movies in the park and other family oriented events showcasing the human spirit, imagination, artistry and skills, can provide our residents with an outlet of expression for all to share. The Arts are a vehicle by which our community can link the past and the future. It allows citizens to engage in various activities, to get to know one another and to build bonds and trust. Arts can help facilitate a citizen's sense of pride and appreciation of their Town; a sense of spirit; and a sense of community.

Building upon the Town of Rising Sun's Sense of Community and Community Spirit can lead to three (3) specific measurable economic impacts for the Town of Rising Sun.

1. Tourist & Visitors. The community events associated with the arts attracts tourist to the community. They will spend directly on the arts event and may also shop, eat at a local restaurant and/or stay at a hotel in the community. To the extent that these tourist dollars are spent by the arts organization – as well as the stores, restaurants and hotels – on local goods and services, the

dollars brought in to the community for an arts event will have indirect multiplier effects on the local economy.

2. Attracts Residents and Businesses. The success of the arts can enhance the image of our Town and make it more appealing, which in turn can also attract residents and businesses to relocate. This is especially true for attracting highly skilled, high-wage residents, who will have a larger economic impact. Businesses, especially those that employ highly trained mobile personnel, may consider the presence of art venues when making relocation decisions.
3. Community Investments. By improving the Town's image, people may feel more confident about investing in that community. The Town becomes more desirable in which to raise a family and live. Potential residents, businesses and investors are more likely to buy property in an area that they feel is "up-and-coming" because of the sense of community, culture and the presence of the arts.

Section 2-1004. Mission Statement.

The mission of the Rising Sun's Arts Alliance (RSAA) is to encourage and invest in the advancement of the arts for the citizens of the Town of Rising Sun. The goal of the Alliance is to support artists and arts organizations in their pursuit of artistic excellence and to ensure the accessibility of the arts and cultural programming to all Town residents.

Section 2-1005. Vision Statement and Scope

Rising Sun's Arts Alliance (RSAA) is the leading voice for the arts in the Town of Rising Sun. The Alliance shall present all types of recognized art for the betterment and positive promotion of the Town of Rising Sun. The RSAA shall be the custodian of the Town's art collection; takes permanent and temporary art to Rising Sun's public spaces; nurtures up-and-coming artists through its capacity building programs; bridges business with the arts; convenes the field as necessary, and provides the latest information and research on cultural policy, economic development and reconnects Rising Sun's past with its present through the promotion of folk life art in conjunction with the Rising Sun Historical Commission.

Section 2-1006. Principles

The highest priority of the Rising Sun Art Alliance (RSAA) is to celebrate, support and advance the conscious use of the imagination and human skill in the production of objects and other medium intended to be contemplated or appreciated as beautiful as in the arrangement of forms, sounds, musical notes or words. The RSAA mandate is to leverage public investment in the arts with

corporate and individual support in order to advance our mission, implement our goals and ultimately expand resources for the entire arts sector.

It is vital that RSAA have the resources to financially sustain itself and grow; artists should be respected as community leaders and have the resources to sustain and grow a career and have the opportunity to challenge and test their artistry. If the arts are embraced as a critical component of a diverse community life, then arts professionals can cultivate careers in the Town of Rising Sun.

The Town of Rising Sun's economy will strengthen when more citizens and visitors are participating in the arts in Rising Sun. The Town's unique cultural and ethnic diversity provides the foundation for expanding its identity as a regional sustainable arena for the arts.

RSAA will achieve its greatest success when it is working in partnership. RSAA's primary partners are identified as the State of Maryland, Cecil County, local businesses, The Greater Rising Sun Chamber of Commerce and other civic organizations.

The Town of Rising Sun must have a vibrant creative economy to compete regionally. To succeed, a strong non-profit arts sector must be engaged with a diverse for-profit creative sector.

Section 2-1007. Primary Program Mission & Objectives

The Rising Sun Arts Alliance shall be charged with the following but not limited to Program Mission and Objectives:

1. Organize events and coordinate with local officials to have Arts in the Parks; musical concerts, stage performances, lecture series, gallery events, fundraisers and other similar events.
2. Offer and organize local educational opportunities such as youth and senior citizen art programs as well as provide teaching opportunities for local artists.
3. Help build and foster a vibrant, creative community by providing resources to arts organizations and artists; by expanding audiences; and by linking the arts to business.
4. Coordinate with local schools to put on Art shows, change out Art in town hall; Raise funds to provide awards/scholarships to local middle and high school art students.
5. Effectively communicate the value of art in the community; Encourage cultural enrichment; Attract artisan based businesses.

6. Develop Rising Sun Arts Alliance to a non-profit organization; eligible for grant money through the State of Maryland; charge a nominal fee which would be used to pay gallery/museum overhead and provide awards/scholarships through but not limited to; Arts Alliance Membership Gallery Corporate Sponsorship, Co-Operative Gallery Membership; Historical Commission Membership, Historic Museum Corporate Sponsorship.
7. Partner with the Town of Rising Sun Historical Commission to create a Historical Museum/ Art Gallery and Community Art Education Center that will be located in the Town of Rising Sun and open to the public to include studio hours.
8. Partner with the Town of Rising Sun Historical Commission to present traditional arts programs to celebrate, market and showcase the folk and artistic traditions of Rising Sun's rich cultural past
9. Shall serve as an adjunct committee to the Town of Rising Sun Economic Development and Community Revitalization Committee.
10. Shall serve on the Town of Rising Sun Community Events Alliance.
11. Shall be a member of the Greater Rising Sun Chamber of Commerce.
12. Shall serve as an advisory review board to the Town of Rising Sun Planning Commission on initiatives related to land development involving Community Arts and related educational programs.
13. Investigate, evaluate and promote opportunities for strategic expansion of the arts sector to advance tourism and improve quality of life.
14. Strengthen, coordinate and expand arts marketing in the Town of Rising Sun.
15. Create the next great collection of public art and extraordinary public spaces, through partnerships and public and private resources.
16. Promote and nurture business partnerships with the arts.
17. Foster and expand professional development for the arts community.
18. Proactively and effectively lead, serve and facilitate dialogue in the arts field.
19. Expand relationships with the Town of Rising Sun Arts Alliance and Cecil County Arts Council.
20. Expand and diversify funding for RSAA.

Section 2-1008. Reporting, Planning & Financial Accounting.

- A. At a minimum, the RSAA shall report monthly to the residents and the Mayor

and Commissioner at the Town Meetings.

- B. The RSAA shall work with the Town to develop a calendar of events for the Town and shall work with other organizations and the Rising Sun Community Events Alliance to ensure that the RSAA has a presence at all Town events.
- C. The RSAA shall comply with all Town Fiscal Policies on event reporting to include proper documentation of donations, revenue and expenses.
- D. The RSAA shall at all times represent the Town of Rising Sun in a positive light and shall provide any and all documentation needed for proper regulatory compliance, financial audits or grant funding guidelines.
- E. The RSAA shall comply with any and all relevant Town policies and internal controls.

SECTION 2.

All ordinances or parts thereof inconsistent herewith are repealed, rescinded, canceled and annulled.

SECTION 3.

Should any provision, section, paragraph or subparagraph of this Ordinance, including any code or text adopted hereby, be declared null and void, illegal, unconstitutional, or otherwise determined to be unenforceable for a court having jurisdiction, the same shall not affect the validity, legality, or enforceability of any other provision, section, paragraph or subparagraph hereof, including any code text adopted hereby. The Town of Rising Sun hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared null and void, illegal, unconstitutional, or otherwise determined to be unenforceable. Each such provision, section, paragraph or subparagraph is expressly declared to be and is deemed severable.

SECTION 4.

That nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 2 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 5.

That the Rising Sun Town Clerk is hereby ordered and directed to cause this ordinance to be published in a newspaper in general circulation.

SECTION 6.

NOW THEREFORE BE IT FURTHER RESOLVED that this ordinance was introduced on this 24 day of November 2015, as provided for in the Town Code.

SECTION 7.

NOW THEREFORE BE IT FURTHER RESOLVED that the Mayor and Commissioners of the Town of Rising Sun passed, approved and adopted this ordinance on this 9th day of December, 2015

AYES: Authenreath, Shephard, and Warnick .

ABSENT: Leishear .

ATTEST:

ON BEHALF OF
THE MAYOR AND COMMISSIONERS
OF THE TOWN OF RISING SUN

BY: _____
Marsha Spencer
Town Clerk

BY: _____
Travis Marion - Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

THIS 20th DAY OF NOVEMBER, 2015

BY: _____
Jack A. Gullo, Jr., - Town Attorney