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| Updated  3/6/18 |  |  | **6**  **to S1.2** |
| Board-1 to S1.2  Changes to Board appointment process |  |  |  |
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|  | Sponsor: | Balducci, Kohl-Welles | |
| [mb] |  |  |  |
|  | Proposed No.: | 2018-0086 | |
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**AMENDMENT TO STRIKING AMENDMENT TO PROPOSED ORDINANCE 2018-0086, VERSION** **1**

In Attachment A, on page 9, line 401, after "on the Board at the same time." insert

"For Board Positions 1 through 9, the Director must live or work in the County Council district designated for that position. If the Director no longer lives or works in the designated district, the Board Position will be considered vacant, and the nominating process as specified in the Bylaws and 7.3 of this Charter will begin. In such case, the vacating Director may choose to remain as a Director until a replacement Director has been confirmed."

In Attachment A, on page 10, delete lines 407 through 429, and insert:

"D. Upon the effective date of Proposed Ordinance 2018-0086, the Board positions (“Board Positions”) shall be numbered. Board vacancies and expired terms shall be filled as follows:

1. Position 1 is to be filled by a Director who lives or works in County Council District 5;

2. Position 2 is to be filled by a Director who lives or works in County Council District 6;

3. Position 3 is to be filled by a Director who lives or works in County Council District 7;

4. Position 4 is to be filled by a Director who lives or works in County Council District 4;

5. Position 5 is to be filled by a Director who lives or works in County Council District 8;

6. Position 6 is to be filled by a Director who lives or works in County Council District 1;

7. Position 7 is to be filled by a Director who lives or works in County Council District 2;

8. Position 8 is to be filled by a Director who lives or works in County Council District 9;

9. Position 9 is to be filled by a Director who lives or works in County Council District 3; and

10. Positions 10, 11, 12, 13, 14, and 15 are to be at-large positions.

E. All positions are to be appointed by the County Executive and shall be subject to confirmation by motion by the County Council."

In Attachment A, on page 14, beginning on line 590, after "Ad Hoc Advisory Committee; and," delete "may recommend to the Board persons for appointment as Directors and for reappointment of existing Directors." and insert "shall recommend at least two candidates to the Board for each vacant position for appointment or reappointment as a Director."

In Attachment A, on page 14, delete lines 595 through 624, and insert:

"C. The Governance/Nominating Committee shall ensure that the community is consulted to obtain recommendations for candidates for the Board, and that candidates meet the qualifications established by this Charter. The Governance/Nominating Committee shall elicit and consider recommendations for Board membership from arts, heritage, historic preservation, and cultural education agencies and commissions, cultural, professional, and civic organizations, Authority staff, Board members and others as determined appropriate by the Governance/Nominating Committee. For vacancies in Board Positions 1 through 9, the Committee shall solicit recommendations from the County Councilmember who represents the Council district designated for the position to be filled, after providing the Councilmember with information about the current composition of the Board and the attributes that would be most helpful in filling the position. For vacancies in Board Positions 10 through 15, the Committee shall solicit recommendations from the County Executive, after providing the County Executive with information about the current composition of the Board and the attributes that would be most helpful in filling the position.

D. The Governance/Nominating Committee shall meet with candidates for appointment or reappointment to the Board. For vacancies in Board Positions 1 through 9, the Governance/Nominating Committee shall invite the relevant County Councilmember to attend the meeting(s) at which candidates are interviewed or discussed. Following this process, the Governance/Nominating Committee shall establish a pool of qualified candidates and shall recommend two or more candidates from that pool for each open position so as to meet requirements for Board composition established by this Charter.

E. The Governance/Nominating Committee shall report its recommendations for new appointees and/or reappointment to the Board. The Board shall consider those recommendations and shall recommend two or more candidates for each vacant position by a simple majority vote of the quorum or request the Governance/Nominating Committee to reconvene and recommend two or more different candidates. Once the Board has made its recommendation decisions, it shall transmit the name of each recommended candidate, along with a summary of qualifications for each, to the County Executive for appointment. For candidates for Board Positions 1 through 9, the Board shall also transmit this information to the relevant County Councilmember. For Board Positions 1 through 9, upon receipt of the Board’s recommendations, the relevant County Councilmember shall have thirty days to either 1) recommend one or more candidates to the County Executive for appointment for the Board Position or 2) request the Board recommend two or more different candidates; otherwise the County Executive shall appoint a Director from those candidates recommended by the Board. For the at-large positions, the County Executive shall appoint Directors from the candidates recommended by the Board. If the relevant County Councilmember makes a request of the Board for different candidates, then that County Councilmember shall have thirty days from the date the Board transmits to both the relevant County Councilmember and the County Executive the names and qualifications summary for each of the different candidates to recommend one or more candidates to the County Executive for the Board Position; otherwise the County Executive may appoint a Director from the different candidates recommended by the Board For at-large Board Positions, if requested the County Executive, the Board shall recommend two or more different candidates."

In Attachment B, on page 2, delete lines 48 through 52, and insert:

"Section 1.2. Recommendations for Board Appointment. Within six months of a vacancy on the Board occurring, the Board shall recommend two or more candidates to the County Executive for appointment or reappointment to fill the vacant position. For candidates for Board Positions 1 through 9, the Board shall also provide its recommendations to the County Councilmember who represents the County Council district designated for that Board Position. The Board's recommendations shall be submitted along with a summary of qualifications. Recommendations for Board appointment shall be made by the Board as set forth in the Charter."

**EFFECT: *Would make changes to the 4Culture Board composition and appointment process:***

* ***Board positions 1-9 would require Director to live or work in the relevant district.***
* ***Nominating Committee would be required to solicit recommendations from relevant Councilmembers (positions 1-9) or County Executive (positions 10-15).***
* ***Nominating Committee would be required to invite the relevant Councilmember to their meeting to consider positions1-9.***
* ***Board to recommend 2 or more candidates for each position to County Executive (and send recommendations to relevant Councilmember for positions 1-9).***
* ***Relevant Councilmember (positions 1-9) has 30 days upon receipt of Board recommendations to recommend 1 or more candidate to the County Executive for appointment.***
* ***Relevant Councilmember (positions 1-9) or County Executive (positions 10-15) may reject both candidates and ask Board to send new recommendations.***
* ***County Executive appoints.***
* ***Council confirms.***