

- (c) To advise the mayor and the city council on the application of the Federal Rehabilitation Act of 1973, as amended, and the Americans with Disabilities Act to the city;
- (d) To promote and conduct programs designed to increase public awareness of issues affecting person with disabilities in the community;
- (e) To promote proactive and holistic community policies, programs and resources to improve accessibility for everyone;
- (f) To be a resource for persons with disabilities to access available rehabilitation, training and placement services, promote employment opportunities for persons with disabilities and to help employers recruit, hire, retain and advance workers with disabilities ;
- (g) To encourage the development of coordinated, interdepartmental goals and objectives and the coordination of program, services and facilities among all city departments and private providers of service as they relate to persons with disabilities. (Ord. No. 8527, 7-14-1980, § 1; Ord. No. 8956, 10-2-1989, § 1. Ord. No. 10682, 3-10-2020, §2)

Article XVIII. Repealed.

Secs. 2-97 to 2-102. Repealed by Ordinance No. 9383, 9-28-1998, § 1.

Sec. 2-103. Repealed by Ordinance No. 9113, 12-14-1992, § 3.

Article XIX. Duluth Public Arts Commission.

Sec. 2-104. Statement of purpose.

It is the purpose of this ordinance *[Article]* to promote the public welfare and to serve the public interest, convenience and necessity through the promotion of the arts in the city of Duluth, particularly by fostering public arts events in the city and establishing physical works of art in public places throughout the city; the city council of the city of Duluth further finds that the promotion of public art can help to build the economy of the city through promotion of tourism and can improve the lives of its citizens through the humanization and individualization of public spaces and structures, while preserving historic sites which contribute to the unique character of the city; in furtherance of these goals, said council finds the need to form a public arts commission to advocate for, promote and participate in the selection and interpretation of public artwork and public arts events in the city of Duluth. (Ord. No. 8777, 4-7-1986, §1; Ord. No. 10220, 4-22-2013, § 1.)

Sec. 2-105. Definitions.

For the purposes of this ordinance *[Article]*, the following words and phrases shall have the meanings hereinafter ascribed to them:

- (a) Commission. The Duluth public arts commission;
- (b) Commissioner or commissioners. The person or those persons serving as members of the commission as appointed pursuant to Section 2-107 hereof;
- (c) Council or city council. The city council of the city of Duluth. (Ord. No. 8777, 4-7-1986, § 1; Ord. No. 10220, 4-22-2013, § 1.)

Sec. 2-106. Commission created.

For the purposes herein provided, there shall be created in and for the city of Duluth a Duluth public arts commission. (Ord. No. 8777, 4-7-1986, §1; cited only by Ord. No. 10220, 4-22-2013, § 1.)

Sec. 2-107. Commissioners.

(a) The membership of the commission shall consist of eleven commissioners who shall be appointed to the membership of said commission and who shall perform their duties as herein after set forth in this ordinance [Article];

(b) Commissioners shall serve without compensation. Terms of commissioners shall be for three years and all terms shall expire on March 31 of the appropriate year or until their respective successors are appointed and qualified. When a vacancy occurs in said commission, by means of resignation, death, removal from the city or removal for failure or neglect to perform the duties of a commissioner, such vacancy shall be filled for the unexpired term;

(c) All appointments and removals of commissioners shall be made by the mayor, with the approval of the city council evidenced by resolution;

(d) Within 20 days after all of the commissioners have been appointed, the commission shall meet and organize and adopt, and thereafter may amend, such rules and regulations for the conduct of the commission as the commission shall deem to be in the public interest and most likely to advance, enhance, foster and promote the purposes of this ordinance [Article]. At such meeting and at all subsequent meetings of the commission, 50 percent or more of the commissioners then holding office shall constitute a quorum for the transaction of business;

(e) The commissioners shall elect from among their membership a president and vice president and shall also elect a secretary who, may or may not be a member of said commission. No two of such offices shall be held by one commissioner. The officers shall have their duties and powers usually attendant upon such offices and such other duties and powers not inconsistent therewith as may be provided by the commission. (Ord. No. 8777, 4-7-1986, §1; Ord. No. 10220, 4-22-2013, § 1.)

Sec. 2-108. Staff support; consultants.

(a) Staff support shall, whenever practical, be provided by such city staff personnel as may be directed by the chief administrative officer;

(b) In the event that certain services, such as consulting services, are desirable to promote and foster public art, the commission may request that the city hire consultants to provide such services and may recommend that a particular person or firm be hired to provide such services. (Ord. No. 8777, 4-7-1986, §1; Ord. No. 10220, 4-22-2013, § 1. Ord. No.10465, 7-18-2016)

Sec. 2-109. Commission authority.

In furtherance of the purposes set forth in Section 2-104, the commission shall have the following authority:

(a) To establish such internal rules and regulations as the commission shall deem advantageous for its internal operations;

(b) To foster the development of the arts in the city of Duluth;

(c) To advise city administration and the city council with respect to arts-related matters;

(d) To stimulate participation in and appreciation of the arts by city residents;

(e) To act as an advocate for the arts before private and public agencies;

(f) To assist the city in the establishment and maintenance of a municipal arts plan for the city as set forth in Section 2-110 below;

(g) To determine methods of selection of artists, and works of art;

(h) To evaluate and recommend artists eligible for funding by the city;

(i) To evaluate and recommend works of art for approved locations for funding by the city;

(j) To recommend for funding artists and locations for the performing arts;

(k) To establish criteria for the selection of consultants on the arts;

(l) To assist the city in raising funds from public and private sources for the funding of arts projects in the city;

(m) To report to the council at least annually on the activities of the commission and the projects that it has recommended. (Ord. No. 8777, 4-7-1986, § 1; Ord. No. 10220, 4-22-2013, § 1.)

Sec. 2-110. Municipal arts plan.

The commission will work with the city to develop and promulgate a municipal arts plan for the entire city. Thereafter, this plan shall be periodically updated. The plan will list long term objectives of the commission in carrying out its purpose as stated above; establish criteria for the selection of artists and works of art; create a list of potential locations throughout the city for the placement of works of art; develop a list of priorities for the funding of various art projects throughout the city; identify the existing inventory of public art work in the city; establish a collection policy; and create guidelines for public accessibility and safety. (Ord. No. 8777, 4-7-1986, § 1; Ord. No. 10220, 4-22-2013, § 1.)

Article XX. Repealed.

Secs. 2-111 to 2-115. Repealed by Ordinance No. 9855, 8-13-2007, § 1.

Article XXI. Repealed.

Secs. 2-116 to 2-120. Repealed by Ordinance No. 9933, 10-13-2008, § 1.

Article XXII. Repealed.

Secs. 2-121 to 2-123. Repealed by Ordinance No. 9875, 11-26-2007, § 4.

Article XXIII. Natural Resources Commission

Sec. 2-124. Commission created.

There is hereby created the natural resources commission. (Ord. No. 9256, 6-5-1995, § 1. Ord. No. 10432, 1-25-2016, 10432, §1, Ord No. 10612, 2-25-2019, §2)

Sec. 2-125. Members; appointment; terms; vacancies.⁷

The commission shall consist of nine members who shall be appointed by the mayor subject to confirmation by the city council. Vacancies shall be filled for the unexpired term in the same manner. Of the initial members, three shall be appointed for three years, three shall be appointed for two years and three shall be appointed for one year; thereafter all appointments, other than those to fill unexpired terms, shall be for three years. The terms of members shall expire on August 31 of the appropriate year. Members shall serve until their successors are appointed and qualified. The commission members shall be residents of the city of Duluth and should broadly represent all geographic areas of the city. Collectively, commission members should have broad experience and expertise in areas such as natural resources management, ecology, forestry, botany, water quality, invasive species and wildlife. (Ord. No. 9256, 6-5-1995, § 1. Ord. No. 10612, 2-25-2019, §3)

Sec. 2-126. Adoption of rules and regulations; election of officers; quorum.

Within 20 days after all of the original members have been appointed, the commission shall meet and organize and adopt rules and regulations for the conduct of its business that are not inconsistent with the terms of this Article. The commissioners shall elect from among their membership a chairperson and a vice chairperson. At such initial meeting and at all subsequent

⁷Terms expire on March 31, pursuant to § 2-68 of this Code.