

ORDINANCE NO. 3891

ORDINANCE AMENDING ASHEVILLE AREA CIVIC CENTER COMMISSION ORDINANCE

WHEREAS, the Asheville City Council has the authorize pursuant to N.C.G.S. 160A-146 to create and change boards and commissions in order to promote official administration of City affairs; and

WHEREAS, the Asheville Area Civic Center Commission was established by Ordinance in 1965; and

WHEREAS, the composition of the Asheville Area Civic Center Commission should reflect the Civic Center's status as a regional facility;

NOW, THEREFORE, BE IT ORDAINED BY THE ASHEVILLE CITY COUNCIL AS FOLLOWS:

Section 1. That Sec. 2-61 of the Asheville City Code be amended as follows:

(a) Sub-section (a) is revised to read:

"(a) The Asheville Area Civic Center Commission (herein "commission") is continued in existence as established by Ordinance No. 2129. The current members of the commission as of the effective date of this article shall continue as members with no interruption in their terms.

The commission shall be composed of nine voting members. The city manager, the city finance director and the civic center director, and the Asheville Area Chamber of Commerce's Director of Convention and Marketing Sales, shall be non-voting ex officio members."

(b) Sub-section (b) is revised to read:

"(b) Seven voting members of the commission shall be appointed by the City Council, and two voting members shall be appointed by the Board of Commissioners of Buncombe County. Members shall serve three year terms, and shall serve without compensation and at the pleasure of the appointing body.

The term of the county's initial appointments shall be deemed to commence on July 1, 2010.

Any vacancies occurring on the commission shall be filled by appropriate board, which appointments shall be for the purpose of fulfilling the unexpired term."

Section 2. That if any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declared that it would have passed this ordinance, and each section, subsection, sentence, clause, or phrase thereof irrespective of the

fact that any one or more sections, subsections, sentences, clauses, or phrases be declared invalid.

Section 3. That all ordinances and clauses of ordinances in conflict herewith be and are hereby repealed, to the extent of such conflict.

Section 4. That this ordinance shall be in full force and effect on the date of adoption.

Read, approved and adopted the 24th day of August, 2010.

Magdalena Paulson
City Clerk

Angus Bellamy
Mayor

Approved as to form:

Richard
City Attorney