

## ORDINANCE NO. 45-2008

### AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELK GROVE ADDING CHAPTER 2.12 TO THE ELK GROVE MUNICIPAL CODE CREATING A YOUTH COMMISSION

The City Council of the City of Elk Grove does ordain as follows:

#### Section 1: Purpose and Authority

The purpose of this Ordinance is to add Chapter 2.12 to the City of Elk Grove's Municipal Code to enact the City of Elk Grove's Youth Commission. The commission would serve to represent Elk Grove's youth and identify their unmet needs, review existing programs, and provide recommendations and information to the City Council and the public at large on topics related to youth.

#### Section 2: Findings

In adopting this ordinance the City Council makes the following findings:

1. The commission is consistent with the goals of the Council to foster youth development in a positive and proactive manner.
2. Staff acknowledges the Council's priority to enhance the quality of life for Elk Grove's youth, and this commission supports that overarching goal.

Section 3: Adoption Chapter 2.12 of the City of Elk Grove Municipal Code is hereby added to read as follows:

#### **Chapter 2.12 Youth Commission Ordinance**

- 2.12.010 - Established**
- 2.12.020 - Membership**
- 2.12.030 - Term Limits**
- 2.12.040 - Meetings**
- 2.12.050 - Rules and records**
- 2.12.060 - Duties and responsibilities**

#### **2.12.010 – Established.**

- A. The Youth Commission of the City, hereinafter referred to in this Chapter as the "commission," is created.
- B. The Youth Commission is a standing commission.

### **2.12.020 – Membership.**

- A. The commission shall consist of ten members, five voting members and five alternates. An alternate can vote in place of the member if the member is not present, or cannot perform his or her duties. At time of appointment each voting member and alternate shall: (1) be no less than thirteen (13) years of age and no more than eighteen (18) years of age; (2) a student in grades 7 through 12, in an approved education program for middle school or high school students; and (3) a resident of the city or its sphere of influence, at the time of application for appointment and continuously thereafter. Immediate family members of city council members shall not be eligible for appointment.
- B. Each member of the City Council shall appoint two members to the commission from their district. One will be a voting member and one will be an alternate.

### **2.12.030 – Term Limits.**

- A. Members of the commission shall serve for a two-year term. No person appointed as a commissioner or alternate shall be eligible to serve more than two consecutive terms (a total of four years).
- B. The commission shall select a Chair and Vice Chair from among its members. Vice Chair will resume Chair responsibilities when Chair is absent. If Chair and Vice Chair are both absent, their respective alternates will resume their positions while they are absent. The term of these offices shall be one year.

### **2.12.040 – Meetings.**

- A. The commission shall schedule at least one meeting per month at a designated time and place.
- B. A majority of members shall constitute a quorum at any regular or special meeting of the commission.
- C. The Youth Services Manager, or his designee, will provide support to the commission.

### **2.12.050 – Rules and records.**

- A. Minutes of the commission shall be prepared by the Youth Services Manager or appointee, filed with the City Clerk's Office, and shall be a public record.

### **2.12.060 – Duties and responsibilities.**

The tasks outlined below lay the foundation of the commission and provide a guide of expectations of each commissioner by the Council. These tasks are to be considered the charge and direction of the City Council.

- A. Develop and maintain a three (3) year action plan outlining areas for study by the commission.
- B. Review issues relating to programs and services for children and youth.
- C. Identify and recommend priorities among programs and services for children and youth.
- D. Create a forum for discussion with children, youth and their families.
- E. Advocate for services and programs for children and youth.
- F. Make recommendations for programs, policies, and necessary legislation to promote the health and well-being of children, youth and their families.
- G. Work with the public and private sectors to bring forth the concerns of children and youth as well as evaluate programming that will enhance the development of children and youth.
- H. Develop a communication network to disseminate information about services to children and youth.
- I. Submit a quarterly report to the Mayor and City Council.
- J. Meet with their respective Councilmember once a month.

#### Section 4: No Mandatory Duty of Care.

This ordinance is not intended to and shall not be construed or given effect in a manner that imposes upon the City or any officer or employee thereof a mandatory duty of care towards persons and property within or without the City, so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

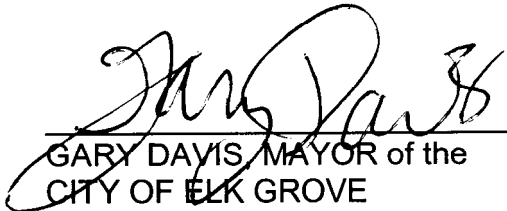
#### Section 5: Severability.

If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable. This City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed and the balance of the ordinance be enforced.

Section 6: Effective Date and Publication

This Ordinance shall take effect thirty (30) days after its adoption. In lieu of publication of the full text of the ordinance within 15 days after its passage, a summary of the ordinance may be published at least five days prior to and fifteen (15) days after adoption by the City Council and a certified copy shall be posted in the office of the City Clerk, pursuant to GC 36933(c)(1).

**ORDINACE NO:** 45-2008  
**INTRODUCED:** August 27, 2008  
**ADOPTED:** September 10, 2008  
**EFFECTIVE:** October 10, 2008

  
\_\_\_\_\_  
GARY DAVIS, MAYOR of the  
CITY OF ELK GROVE

ATTEST:

  
\_\_\_\_\_  
SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
SUSAN COCHRAN, CITY ATTORNEY

Date signed: Sept. 17, 2008

**CERTIFICATION  
ELK GROVE CITY COUNCIL ORDINANCE NO. 45-2008**

STATE OF CALIFORNIA       )  
COUNTY OF SACRAMENTO    )     ss  
CITY OF ELK GROVE         )

*I, Susan J. Blackston, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing ordinance, published and posted in compliance with State law, was duly introduced on August 27, 2008 and approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on September 10, 2008 by the following vote:*

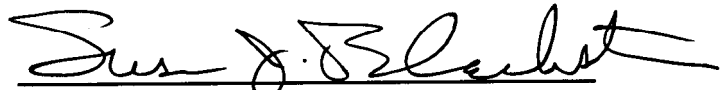
**AYES :**       **COUNCILMEMBERS:**     *Davis, Hume, Scherman, Leary, Cooper*

**NOES:**       **COUNCILMEMBERS:**     *None*

**ABSTAIN:**   **COUNCILMEMBERS:**     *None*

**ABSENT:**    **COUNCILMEMBERS:**     *None*

**A summary of the ordinance was published pursuant to GC 36933(c) (1).**

  
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**Susan J. Blackston, City Clerk  
City of Elk Grove, California**