

ORDINANCE NO. 2904

**ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA AMENDING CHAPTER 2.46 OF THE CHULA
VISTA MUNICIPAL CODE TO PROVIDE FOR
RESTRUCTURING THE YOUTH ADVISORY COMMISSION
FOR A FOUR-YEAR TRIAL PERIOD**

WHEREAS, the Chula Vista City Council established the Youth Advisory Commission in late 1970 as a means for providing input and recommendations to the City Council, City Manager, and other members of City Government in all matters affecting the youth of our community; and

WHEREAS, in the past several years the commission had experienced a decline in the lack of commitment and interest on the part of the commissioners; and

WHEREAS, Ordinance No. 2749 restructuring the Youth Commission sunseted the commission effective October 6, 1999; and

WHEREAS, staff has evaluated the commission's issues and believes addressing the current structure could resolve not only the previous problems, but re-energize an individual's interest, commitment, and overall productivity in serving with the Youth Advisory Commission; and

WHEREAS, an ordinance is required to allow for a four-year trial program aimed at restructuring the Youth Advisory Commission and bringing it into conformance with its original purpose and intent.

The City Council of the City of Chula Vista does hereby ordain as follows:

Section 1: That Chapter 2.46 of the Chula Vista Municipal Code is hereby amended to read as follows:

YOUTH ADVISORY COMMISSION

Sections:

2.46.010	Creation.
2.46.020	Purpose and Intent.
2.46.030	Functions and Duties
2.46.040	Membership
2.46.050	Term in Office
2.46.060	Operation of Commission
2.46.070	Repealed.
2.46.080	Repealed
2.46.090	Repealed
2.46.100	Repealed
2.46.110	Repealed
2.46.111	Sunset Clause.

2.46.010 Creation.

There is hereby created a Youth Advisory Commission.

2.46.020 Purpose and intent

It is the purpose and intent of the City Council to establish a Youth Commission to serve as a resource to advise and make recommendations to the City Council and the City Manager, in all matters affecting the young people of this community. The focus of the commission will, among other things, be:

- A. The development of mutual understanding and respect between the young people and all of the adult citizens of Chula Vista;
- B. The establishment of liaison and maintenance of communications with all of the young people of the community so as to better understand the problems and difficulties confronting young people in today's complex urban society;
- C. The establishment of a forum for meaningful open communication where the youth of Chula Vista can state in an explicit manner and in terms that will be understood by members of the so-called "establishment";
- D. The fostering of a feeling of mutual respect and understanding on the part of all age groups in the City;
- E. The elimination of those causes of friction which may result in the alienation of our youth and the polarization of our community based upon age;
- F. The encouragement of full and active participation in all phases of governmental process by the young people of this community.

It is the basic intent of the City Council to provide for the young people of the City a sense of identity and self-recognition so that the young people will truly feel they are part of a dynamic society which they will be expected to one day lead and direct and should now be making an input so as to influence its direction.

2.46.030 Functions and Duties

The functions and duties of the commission shall be as follows:

- A. Establish a direct communications link between the young people of the City and the City Council, to assist in those matters, which are of concern to the young people, and advice to the entire community.
- B. Provide written recommendations and suggestions to the City Council and to all boards and commissions of the City reflecting the point of view of the young people of this community.

2.46.040 Membership

- A. Number of Members

The Commission shall consist of two voting members per high school and one student from each middle school, a staff ex-officio member, and up to three general ex-officio members.

B. Designation of Members

1. Voting Members

Voting members shall be two students from each high school and one student from each middle school appointed by the City Council upon recommendation of the Mayor from qualified residents of the City in accordance with Section 600 seq. of the Charter. Members of the Youth Commission shall be students who have passed the seventh grade educational level as continuing students at the time of appointment and shall maintain residence throughout the term of office and must be under the age of eighteen or still in high school as of the commencement of the term to which they are appointed.

To establish a working partnership with each of the City's high schools and middle schools, two commissioners from each high school and one from each middle school shall be appointed. One commissioner shall be appointed from each high school's Associated Student Body (ASB) or other formally recognized school club and the other from each school's open student population. One commissioner from each middle school shall be appointed from each school's open student population.

2. Staff Ex-officio Member

The City Manager or his/her designated representative shall be an ex-officio member of the commission who shall not be required to be a qualified elector of the City, and who shall have no vote ("staff ex-officio member").

3. General Ex-officio Members

The City Council, or its designee, may appoint not greater than three additional ex-officio members of the commission, who shall not be required to be residents of the City, but any such appointed ex-officio members shall have no vote ("general ex-officio member").

2.46.050 Term of Office

A. Term of Office – All Classes of Members

1. Initial Terms of Voting Members

The initial term of each appointed voting member shall commence upon appointment and shall be for a period of four years, unless they shall sooner resign, die, or become disqualified or incompetent to hold office, or are transferred or promoted to another school or graduate from high school.

2. General Ex-Officio Members

The term of general ex-officio members shall be for a period of four years from the time of appointment.

3. Staff Ex-officio Member

The term of the staff ex-officio member shall be indefinite.

4. Holdover Office

Notwithstanding, the end of any member's initial term or post-initial term as herein provided, a member, other than the staff ex-officio member, shall be permitted to continue to exercise the privileges of the former office after the end of the term until the office to which he or she was assigned is filled by reappointment or by the appointment of a qualified successor to office.

5. Vacancies

Notwithstanding the term of office to which a member is assigned said office shall be deemed vacant upon any of the following events ("Event of Vacancy"):

- a. The death or disability of said member that renders said member incapable of performing the duties of office.
- b. The termination of status as a member of the commission or the classification which was assigned to be represented on the commission.
- c. The member's conviction of a felony or crime involving moral turpitude.
- d. The member's absence from three regular, consecutive meetings of the commission, unless excused by majority vote of such board or commission expressed in its official minutes.
- e. The member has submitted a resignation which resignation has been accepted by the City Council.
- f. The membership has been terminated by a majority vote of the City Council.
- g. The member has graduated from high school.
- h. The member is promoted or transferred to another school.

Upon the occurrence of an event of vacancy as hereinabove listed, the City council shall so declare the office to be vacant, and shall expeditiously take such steps as are necessary to fill said vacancy.

B. Number of Terms

1. Voting Members

- a. Initial classification of members shall be consistent with Section. 602(b) of the Charter.
- b. No voting member shall be appointed to more than two terms except as herein provided
- c. A voting member assigned to an initial term of less than two years may be appointed at the natural expiration of their initial term to two terms in addition to their initial term. A voting member who currently occupies an office under an initial term may not be appointed to fill the unexpired term of another office which has become vacant.

d. A voting member appointed to the commission to fill the unexpired term of an office of a voting member which has become vacant (“unexpired term”) which has less than two years remaining on said unexpired term, may be appointed to two terms in addition to their unexpired term. A voting member who currently occupies an office may not be re-appointed to fill the unexpired term of another office which has become vacant.

2. General Ex-officio Members

General ex-officio members may be reappointed without limitation as to number of terms.

3. Staff Ex-officio Member

The staff ex-officio member shall serve at the pleasure of the City Council.

2.46.060 Operation of Commission.

A. Time of Meetings

The commission shall meet monthly. Monthly meetings will be utilized for training and leadership workshops conducted by the commission’s liaison staff and the senior commissioners themselves.

B. Place of Meetings

Unless the commission shall otherwise establish another regular place for its meetings and advise the City Clerk accordingly, the commission shall meet in the Library Conference Room in the Civic Center branch of the Chula Vista Public Library located at 365 F Street, Chula Vista, or at such other place as may be posted upon the door of said conference room at least thirty minutes in advance of the meeting.

C. Conduct of Meetings

The meetings of the commission, and notice thereof, shall be governed by the same rules and regulations by which the City Council is bound in the conduct of public meetings.

D. Quorum

A majority of the voting membership shall constitute a quorum for the transaction of business.

E. Resolutions

The affirmative vote of a majority of the entire membership shall be required for the passage of any resolution of the commission.

F. Reports and Recommendations

All reports and recommendations shall be made in writing.

G. Staff Support

1. All officers and department heads shall cooperate with and render reasonable assistance to the commission. The City Manager may make available staff and clerical support to the commission to fulfill its functions and duties provided such staff and clerical support is available.

2. The commission's liaison staff shall provide regular communications with the members of the commission to effectively facilitate the timely exchange of information in the form of projects, tasks or requests.

3. Staff shall be given flexibility to address issues which may arise during the three-year trial period that could hamper the program's success.

H. Rules and Regulations

The commission may make such rules and regulations not inconsistent with the provisions of this chapter.

2.46.070 Rules and Regulations

(Section repealed by Ord. 2555 § 1 (part), 1993; Ord 1335 § 1 (part), 1971; Ord 1283 § 1 (part), 1970; prior code § 1.602 (g)).

2.46.080 Meetings-Quorum

(Section repealed by Ord. 2555 § 1 (part), 1993; Ord 1335 § 1 (part), 1971; Ord 1283 § 1 (part), 1970; prior code § 1.602 (g)).

2.46.090 Ad hoc committees

(Section repealed by Ord. 2555 § 1 (part), 1993; Ord 1335 § 1 (part), 1971; Ord 1283 § 1 (part), 1970; prior code § 1.602 (g)).

2.46.100 Duties and functions designated

(Section repealed by Ord. 2555 § 1 (part), 1993; Ord 1335 § 1 (part), 1971; Ord 1283 § 1 (part), 1970; prior code § 1.602 (g)).

2.46.110 Staff assistance and funding

(Section repealed by Ord 2555 § 1 (part), 1993; Ord 1335 §1 (part), 1971; Ord 1283 §1 (part), 1970; prior code §1.604).

2.46.120 Sunset clause

This chapter shall remain in effect only until four years after its adoption. As of that date, it is repealed, unless a later enacted ordinance extends or deletes that date.

SECTION II: This ordinance shall take effect and be in full force on the thirteenth day from and after its second reading and adoption.

Presented by

Approved as to form by

David Palmer
Deputy City Manager

Ann Moore
City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 8th day of April, 2003, by the following vote:

AYES: Councilmembers: Davis, Rindone, Salas, McCann, and Padilla

NAYS: Councilmembers: None

ABSENT: Councilmembers: None

Stephen Padilla, Mayor

ATTEST:

Susan Bigelow, City Clerk

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO)
CITY OF CHULA VISTA)

I, Susan Bigelow, City Clerk of Chula Vista, California, do hereby certify that the foregoing Ordinance No. 2904 had its first reading at a regular meeting held on the 1st day of April, 2003 and its second reading and adoption at a regular meeting of said City Council held on the 8th day of April, 2003.

Executed this 8th day of April, 2003.

Susan Bigelow, City Clerk