

ORDINANCE NO. 1673

AN ORDINANCE OF THE CITY OF SANTA CLARA AMENDING CHAPTER TWO [ENTITLED "ADMINISTRATION"] OF "THE CODE OF THE CITY OF SANTA CLARA, CALIFORNIA" BY AMENDING SEC. 2-90 OF DIVISION 1 OF ARTICLE VII [ENTITLED "BOARDS AND COMMISSIONS GENERALLY"] AND ADDING SEC. 2-101 TO DIVISION 2 OF ARTICLE VII, WHICH SECTIONS PERTAIN TO THE CREATION OF A "YOUTH COMMISSION."

NOW THEREFOR, BE IT ORDAINED BY THE CITY OF SANTA CLARA, as follows:

WHEREAS, Section 1000 of "The Charter of the City of Santa Clara California" ["Charter"] vests the City Council with the authority to create, by ordinance, such boards and commissions as in its judgment are required and to grant to these commissions such powers and duties as are consistent with the provisions of the Charter; and

WHEREAS, the City of Santa Clara's Youth Commission Ad Hoc Committee completed its study on the need to form a City of Santa Clara Youth Commission ["Youth Commission"], and it found and determined and further recommended to the City Council the desire and need for establishing a Youth Commission; and

WHEREAS, the City Council finds and determines that the purpose of this Youth Commission is to encourage civic and neighborhood pride and foster a sense of identity through the knowledge, understanding, and increased involvement of the City's youth in the City's present and future municipal affairs.

NOW THEREFOR, BE IT FURTHER ORDAINED BY THE CITY OF SANTA CLARA as follows:

SECTION 1: That Section 2-90 [entitled "Names, membership, qualifications, and terms of office"] of Division 1 [entitled "Establishment, Powers and Duties Generally"], of Article VII [entitled Boards and Commissions Generally], of Chapter Two [entitled "Administration"] of "The Code of the City of Santa Clara, California," is amended to add a Youth Commission. Section 2-90 is amended to read as follows:

"Sec. 2-90. Names, membership, qualifications, and terms of office.

There shall be and there is established within the City the following boards and commissions:

- (a) Planning Commission. (Sec. 2-93)
- (b) Parks and Recreation Commission. (Sec. 2-94)
- (c) Civil Service Commission. (Sec. 2-95)
- (d) Board of Library Trustees. (Sec. 2-96)
- (e) Cultural Advisory Commission. (Sec. 2-97)
- (f) Historical and Landmarks Commission. (Sec. 2-98)

- (g) Senior Citizens Advisory Commission. (Sec. 2-99)
- (h) International Exchange Commission. (Sec. 2-100)
- (i) Youth Commission. (Sec. 2-101)

All members of boards and commissions, except for members of the Youth Commission, shall be qualified electors of the City and shall serve at the pleasure of the City Council."

SECTION 2: That a Section 2-101, to be entitled "Youth Commission," is added to Division 2 [entitled "Duties and Responsibilities Enumerated"] of Article VII [entitled "Boards and Commissions Generally"], of Chapter Two [entitled "Administration"] of "The Code of the City of Santa Clara, California," to read as follows:

"Sec. 2-101. Youth Commission.

The Youth Commission shall consist of no more than fifteen youth members who shall be residents of the City and be primarily responsible for the following:

(a) To act in an advisory capacity to the City Council in all matters pertaining to the youth and teen population within Santa Clara, especially as related to municipal programs and projects of the City.

(b) To perform such other related functions as may be assigned to them by the City Council.

Additional powers and duties of the Youth Commission shall be as determined by the City Council, by resolution, and may be amended, from time to time, to properly reflect changes in qualifications, composition and responsibilities of the Youth Commission as the City Council deems necessary."

SECTION 3: Constitutionality, severability.

If any section, subsection, sentence, clause, phrase, or word of this ordinance is for any reason held by a court of competent jurisdiction to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more section(s), subsection(s), sentence(s), clause(s), phrase(s), or word(s) be declared invalid.

SECTION 4: Savings Clause.

The changes provided for in this ordinance shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any right established or accruing before the effective

date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to the effective date of this ordinance.

SECTION 5: Effective Date.

This ordinance shall take effect 30 days after its final adoption; however, prior to its final adoption it shall be published in accordance with the requirements of Section 808 and 812 of "The Charter of the City of Santa Clara California."

PASSED FOR THE PURPOSE OF PUBLICATION this 6th day of June, 1995, by the following vote:

AYES: Councilors : Arno, Ash, DeLozier, Gillmor, Mahan, Procunier and Mayor Nadler

NOES: Councilors : None

ABSENT: Councilors : None

ATTEST: J. E. Boccignone
J. E. BOCCIGNONE
City Clerk
City of Santa Clara

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FINALLY PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SANTA CLARA
this 20th day of June, 1995, by the following vote:

AYES: COUNCILORS: Arno, Ash, DeLozier, Gillmor, Procunier and Mayor Nadler

NOES: COUNCILORS: None

ABSENT: COUNCILORS: Mahan

ATTEST: J. E. Boccignone
J. E. BOCCIGNONE
City Clerk
City of Santa Clara