

1 CITY OF SANTA FE, NEW MEXICO

2 ORDINANCE NO. 2018-3

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4  
5 AN ORDINANCE

6 AMENDING SUBSECTION 23-6.2 SFCC 1987 TO ESTABLISH A MINIMUM FUND  
7 BALANCE; AND AMENDING THE POWERS AND DUTIES OF THE CHILDREN AND  
8 YOUTH COMMISSION TO INCLUDE AN ANNUAL STRATEGIC PLANNING  
9 PROCESS AND RECOMMENDED FUNDING PRIORITIES.

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11 BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SANTA FE:

12 Section 1. Subsection 23-6.2 SFCC 1987 (being Ord. #2012-20, as amended) is  
13 amended to read:

14 18-14 CHILDREN AND YOUTH FUND.

15 18-14.1 Dedication.

16 A. When the annual budget is prepared, city staff shall include an amount of the  
17 general fund equal to a minimum of three percent (3%) of the city's share of the state gross  
18 receipts tax for council consideration, which *shall* be allocated annually to the children and youth  
19 fund and may be increased by other annual allocations the governing body approves. The budget  
20 shall be prepared consistent with the Bateman Act, § 6-6-11 NMSA 1978.

21 B. If at the end of the fiscal year, the city's share of the state gross receipts tax  
22 revenues in the general fund is greater than the amended budget, and all general fund  
23 expenditures and reserve requirements have been met, and the realized surplus is at least the  
24 equivalent of one percent (1%) or one-third (1/3) of the children and youth fund allocation, then  
25 the amount will be transferred to the fund for the subsequent year not to exceed a four percent

1 (4%) allocation to the children and youth fund.

2 C. The annual balance of the children and youth commission fund shall be no less  
3 than nine-hundred thousand dollars (\$900,000.). In the event of an economic downturn, the  
4 children and youth commission is permitted to supplement grant funding from this unexpended  
5 balance.

6 D. The children and youth fund will support the activities of the children and youth  
7 commission (subsection 6-10.1 SFCC 1987) and staff (subsection 6-10.3 SFCC 1987).

8 E. The fund shall be used to support community programs that promote the healthy  
9 development of children and youth, from birth through age twenty-one (21).

10 F. Applications for the children and youth fund shall be reviewed by the children and  
11 youth commission as set forth in subsection 6-10.1 SFCC 1987 prior to submission to the  
12 governing body for approval. The children and youth commission shall strive to promote an  
13 equitable distribution of funds addressing funding priorities identified by the commission and  
14 approved by the governing body.

15 G. The children and youth fund is limited to non-city programs except as specified  
16 in subsection 6-10.3 SFCC 1987.

17 H. Applicants for the children and youth fund shall be limited to nonprofit  
18 organizations that have been granted and currently hold tax-exempt status under Section 501 (c)  
19 (3) of the Internal Revenue Code, or to public school programs.

20 **Section 2. Subsection 6-10 SFCC 1987 (being Ord. #1998-7, as amended) is**  
21 **amended to read:**

22 **CHILDREN AND YOUTH COMMISSION.**

23 **6-10.1 Creation; Duties and Powers.**

24 A. There is created the "children and youth commission", hereinafter referred to as  
25 the "commission." The commission shall be advisory to the governing body and shall initiate,

1 sponsor or otherwise create, along or in cooperation with other public or private agencies,  
2 programs that enhance and further the development and education of Santa Fe's children.

3 B. In accomplishing its tasks, the commission shall survey and assess the needs of  
4 the children and youth within the city of Santa Fe; identify and recommend to the governing body  
5 existing legislation, policies and programs that promote the healthy development of young  
6 people; determine priorities for program development; advocate in the community on behalf of  
7 children and youth; and plan short and long range improvements for young people by applying a  
8 results-based framework, from birth through the age of twenty-one (21).

9 C. The commission shall conduct an annual strategic planning process that  
10 recommends funding priorities. Upon completion of the annual strategic planning process, the  
11 recommended funding priorities shall be presented to the governing body for review and  
12 approval.

13 D. The commission shall make a recommendation to the governing body for the use  
14 of the children and youth fund for children and youth programs as set forth in Section 18-14  
15 SFCC 1987.

16 **6-10.2 Appointment; Terms.**

17 A. The mayor, with the consent of the city council shall appoint seven (7) members  
18 to the commission. Of the original appointees two (2) commissioners shall serve terms of one (1)  
19 year; two (2) shall serve terms of two (2) years; and three (3) shall serve terms of three (3) years;  
20 thereafter, commissioners shall be appointed for terms of three (3) years. After three (3)  
21 consecutive unexcused absences, a commission member shall be automatically removed by the  
22 chairperson.

23 B. The commission shall elect the chairperson, organize and adopt administrative  
24 rules and procedures necessary to accomplish its purpose.

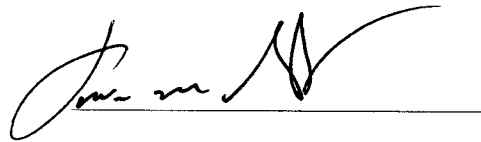
25 C. All members of the commission shall reside in the county of Santa Fe and shall

1 be actively involved with children or youth issues. Members of the commission shall broadly  
2 represent all areas concerned with the healthy development of children and youth from birth  
3 through the age of twenty-one (21), and shall be representative of the city's general  
4 demographics.

5 **6-10.3 Staff.**

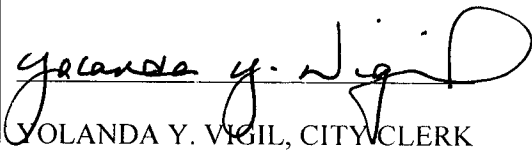
6 The commission shall have a full-time paid children and youth professional to administer  
7 the program and other staff as deemed necessary. The children and youth staff shall manage the  
8 children and youth fund, staff the commission, award, and track and administer the grants to  
9 children and youth programs, and work with others in the community to plan, coordinate and  
10 fund activities, programs and services that promote the healthy development of children and  
11 youth.

12 PASSED APPROVED and ADOPTED this 10<sup>th</sup> day of January, 2018.

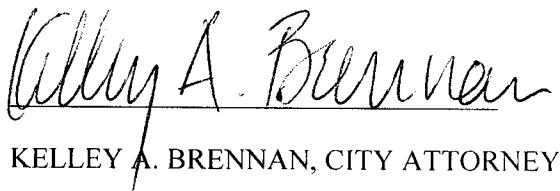
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15 JAVIER M. GONZALES, MAYOR

16 ATTEST:

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19 YOLANDA Y. VIGIL, CITY CLERK

20 APPROVED AS TO FORM:

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22  
23 KELLEY A. BRENNAN, CITY ATTORNEY

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25 *M/Legislation/Ordinances 2018/2018-3 Children and Youth Dedication*