

City of Dade City

AGENDA MEMO

To: Mayor and Members of the City Commission
From: Karla S. Owens, City Attorney
Subject: Youth Council Membership Reappointment/Proposed Ordinance Amendment
Date: June 23, 2009

It is requested that the City Commission consider the following information and recommendation(s):

BACKGROUND:

In 1999, the City Commission created the Youth Council. In 2006 and 2008, the ordinances pertaining to the Council were revised to expand the membership qualifications.

ISSUES:

At this time, members are appointed by the City Commission for two (2) year terms. The ordinance as written does not address situations where a current member's term has expired and he/she wishes to be reappointed. The proposed amendment authorizes the City Commission to reappoint current Youth Council members should they so desire.

ALTERNATIVES:

1. Introduce the attached ordinance and authorize staff to advertise same for public hearing; or
2. Do not introduce the attached ordinance; or
3. Direct staff to take some other action.

RECOMMENDATION:

Staff recommends Alternative No. 1 above.

FUNDING:

Funding for the advertisement of this item has previously been budgeted in Account No.: 0015-130-514-49.10 City Attorney/Legal Ads and Notices.

**BY THE CITY COMMISSION
ORDINANCE
NO.: 2009-07**

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA AMENDING SECTION 2-171, THE YOUTH COUNCIL ORDINANCE, TO REVISE MEMBERSHIP TO INCLUDE REAPPOINTMENT; PROVIDING FOR CODIFICATION; REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, Sections 2-171 of the Dade City Code of Ordinances was created in June 1999 and amended in 2006 and 2008 to expand membership of the Youth Council; and

WHEREAS, as written, the Youth Council Ordinance does not address reappointment of existing members; and

WHEREAS, it is necessary to amend Section 2-171 to include the option of reappointment of existing members.

NOW, THEREFORE, BE IT ORDAINED by the City Commission of the City of Dade City, Florida, as follows:

Section 1. Section 2-171 of the Dade City Code of Ordinances is hereby amended as follows:

Sec. 2-171. Creation

There is hereby created a Board to be known as the City Youth Council, which shall consist of six (6) members plus two (2) alternates (high school). One member shall be from middle school (eighth grade only). The members will be area youth who are actively enrolled in a home school affiliation within the City limits, or a public or private high school. Other area youth not meeting these requirements may participate as subcommittee members. The members shall be appointed by the City Commission, and each member appointed shall serve a term of two (2) years after the initial appointments, unless grade twelve is completed during the term, at which time the position shall be declared vacant. All members shall serve for a term of two (2) years or until such time as they graduate. The two high school alternates shall be appointed by the City Commission for a one (1) year term annually. Alternatively, the City Commission may also reappoint members to additional two (2) year terms. The term of the members of the City Youth Council will expire August 31 and members shall be appointed by September 1 of each year. A commission representative will attend Youth Council Board meetings and, along with City staff, coordinate activities.

Section 2. **Repealer.** All ordinances or portions of ordinances in conflict with the above provisions are hereby repealed in their entirety.

Section 3. **Codification.** It is the intent of the City Commission of the City of Dade City, Florida, that the provisions of this Ordinance be codified in the Code of Ordinances. The sections of this Ordinance may be re-numbered or re-lettered to accomplish such, and the word “ordinance” may be changed to “section,” “article,” or any other appropriate word.

Section 4. **Severability.** If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

Section 5. **Effective Date.** This Ordinance shall take effect in accordance with the City Charter.

The above Ordinance was read and approved on first reading on July 14, 2009, and adopted following public hearing on the 28th day of July, 2009.

ATTEST:

CITY OF DADE CITY

James D. Class, City Clerk

Scott Black, Mayor

Approved as to Legal Form and Sufficiency

Karla S. Owens, City Attorney