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**CITY OF SANTA FE, NEW MEXICO**

**BILL NO. 2017-35**

**INTRODUCED BY:**

Councilor Carmichael A. Dominguez

**AN ORDINANCE**

AMENDING SUBSECTION 23-6.2 SFCC 1987 TO ~~[INCREASE THE ANNUAL DEDICATION TO THE CHILDREN AND YOUTH FUND TO FOUR PERCENT;]~~ ESTABLISH~~(ING)~~ A MINIMUM FUND BALANCE; AND AMENDING THE POWERS AND DUTIES OF THE CHILDREN AND YOUTH COMMISSION TO INCLUDE AN ANNUAL STRATEGIC PLANNING PROCESS AND RECOMMENDED FUNDING PRIORITIES.

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

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

**18-14 CHILDREN AND YOUTH FUND.**

**18-14.1 Dedication.**

A. When the annual budget is prepared, city staff shall include an amount of the general fund equal to a minimum of three percent (3%) ~~[four percent (4%)]~~ of the city's share of the state gross receipts tax for council consideration, which shall ~~[may]~~ be allocated annually to

*Substitute Bill  
Changes in Italics*

1 the children and youth fund and may be increased by other annual allocations the governing body  
2 approves. The budget shall be prepared consistent with the Bateman Act, § 6-6-11 NMSA 1978.

3 B. Any remaining grant funds not expended on an annual basis shall revert back to  
4 the children and youth fund and be restricted to supporting the activities of the children and youth  
5 commission and/or to support community programs that promote the healthy development of  
6 children and youth, age birth through age twenty-one (21).

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

11 [B]D. The children and youth fund will support the activities of the children and youth  
12 commission (subsection 6-10.1 SFCC 1987) and staff (subsection 6-10.3 SFCC 1987).

13 [C]E. The fund shall be used to support community programs that promote the healthy  
14 development of children and youth, [ages] from birth through age twenty-one (21). [~~such as~~  
15 ~~programs in the areas of child care, early childhood development and home visiting; mental~~  
16 ~~health, health education and life skills training; recreation in its broadest sense; youth~~  
17 ~~development and training opportunities; and supplemental education programs, supplies and~~  
18 ~~materials for children in the Santa Fe Public Schools.~~]

19 [D]I. [~~All requests~~] Applications for the [~~use of the~~] children and youth fund shall be  
20 reviewed by the children and youth commission as set forth in subsection 6-10.1 SFCC 1987  
21 prior to submission to the governing body for approval. The children and youth commission shall  
22 strive to promote an equitable distribution of funds addressing funding priorities identified by the  
23 commission and approved by the governing body.

24 [E]J. The children and youth fund is limited to non-city programs except as specified  
25 in subsection 6-10.3 SFCC 1987.

1           ~~[F]~~K.       Applicants for the children and youth fund shall be limited to nonprofit  
2 organizations that have been granted and currently hold tax-exempt status under Section 501 (c)  
3 (3) of the Internal Revenue Code, or to public schools.

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

6 **CHILDREN AND YOUTH COMMISSION.**

7           **6-10.1   Creation; Duties and Powers.**

8           A.       There is created the "children and youth commission," hereinafter referred to as  
9 the "commission." The commission shall be advisory to the governing body and shall initiate,  
10 sponsor or otherwise create, along or in cooperation with other public or private agencies,  
11 programs that enhance and further the development and education of Santa Fe's children.

12          B.       In accomplishing it's tasks, the commission shall survey and assess the needs of  
13 the children and youth within the city of Santa Fe; identify and recommend to the governing body  
14 existing legislation, policies and programs that promote the healthy development of young  
15 people; determine priorities for program development; advocate in the community on behalf of  
16 children and youth; and plan short and long range improvements for young people, from birth  
17 through the age of twenty-one (21).

18          C.       The commission shall conduct an annual strategic planning process that  
19 recommends funding priorities for the commission. Upon completion of the annual strategic  
20 planning process, the recommended funding priorities shall be presented to the governing body  
21 for review and approval.

22          ~~[E]~~D.       The commission shall make a recommendation to the governing body for the use  
23 of the children and youth fund for children and youth programs as set forth in Section 18-14  
24 SFCC 1987.

25           **6-10.2   Appointment; Terms.**

*Substitute Bill  
Changes in Italics*

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

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

9           C.       All members of the commission shall reside in the county of Santa Fe and shall  
10 be actively involved with children or youth issues. Members of the commission shall broadly  
11 represent all areas concerned with the healthy development of children and youth from birth  
12 through the age of twenty-one (21).

13       **6-10.3   Staff.**

14           The commission shall have a full-time paid children and youth professional to administer  
15 the program and other staff as deemed necessary. The children and youth staff shall manage the  
16 children and youth fund, staff the commission, administer the grants to children and youth  
17 programs, and work with others in the community to plan, coordinate and fund activities,  
18 programs and services that promote the healthy development of children and youth.

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20 APPROVED AS TO FORM:

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23 KELLEY A. BRENNAN, CITY ATTORNEY

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25 *M/Legislation/Bills 2017/2017-35 Children and Youth Dedication (Substitute)*

1 CITY OF SANTA FE, NEW MEXICO

2 BILL NO. 2017-35

3 INTRODUCED BY:

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5 Councilor Carmichael A. Dominguez

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