

One-rdg. _____
P. Hrngs. _____
Pgs. 5
Filed: 11-21-17

Sponsored by: McClure

First Reading: _____

Second Reading: _____

Corrected

COUNCIL BILL: 2017- 284

GENERAL ORDINANCE: _____

AN ORDINANCE

1 AMENDING the Springfield City Code, Chapter 2, 'Administration,' Article IV, 'Boards,
2 Commissions and Committees,' by adding thereto a new Division relating
3 to the Mayor's Commission for Children.
4

5 _____

6 WHEREAS, on November 29, 2004, by passage of Special Ordinance 24692,
7 the City Council established an advisory board to be known as the Mayor's Commission
8 for Children (the "Commission"); and
9

10 WHEREAS, on November 19, 2007, by passage of Special Ordinance 25297,
11 the City Council amended a number of provisions contained in Special Ordinance
12 24692; and
13

14 WHEREAS, the City's Charter states that boards and commissions may only
15 have nine regular voting members, unless otherwise expressly authorized by the
16 Charter; and
17

18 WHEREAS, the current Ordinances which govern the Commission provide that
19 the Commission may have up to twenty-seven members; and
20

21 WHEREAS, the City Council wishes to harmonize the ordinances governing the
22 Commission with the Charter and also codify these ordinances into the City Code.
23

24 NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
25 SPRINGFIELD, MISSOURI, as follows, that:
26

27 Section 1 – Springfield City Code, Chapter 2, Article IV, 'Boards, Commissions
28 and Committees,' is hereby amended by adding a new Division, to read as follows:
29

30 (Note: Language to be added is underlined and language being removed is ~~stricken~~.)
31

32 Division 8. – Mayor's Commission for Children.
33

34 Sec. 2-280. – Formation and purpose.

35
36 (a) The City Council authorizes and directs the formation of the Mayor’s
37 Commission for Children for the purpose of and with the mission of ensuring
38 that every kid counts by acting as a catalyst to mobilize and educate our
39 community with regard to issues concerning the health and well-being of our
40 local youth; to serve as a catalyst for cultural change and increase public
41 awareness of the issues surrounding local youth; to ensure special emphasis
42 is placed upon the 0-5 year age bracket by promoting early childhood
43 programs; and to provided unbiased reporting of the community’s progress on
44 issues concerning local youth. The Commission shall provide no direct
45 services, but shall act as a catalyst to fulfill the community’s desire to push
46 children’s issues to the forefront.

47
48 Sec. 2-281. – Organization of the Commission.

49
50 (a) The organization, membership, and qualifications of the Commission
51 members shall be as follows:

52
53 (1) The Commission shall consist of nine regular members, who shall be the
54 only members authorized to vote and take action on behalf of the
55 Commission;

56
57 a. The Commission is authorized to appoint advisory members,
58 who shall serve at the pleasure of the Commission.

59
60 b. The mayor is authorized to nominate himself, or any other
61 member of the council, to serve as an ex-officio advisory
62 member of the Commission.

63
64 c. The Springfield R-12 Board of Education is authorized to appoint
65 an advisory member to the Commission.

66
67 d. Advisory members shall not vote or take any formal action on
68 behalf of the Commission, their role being solely to provide the
69 Commission with advice regarding any matter before the
70 Commission.

71
72 (2) Regular members of the Commission shall be appointed by the Mayor and
73 confirmed by the City Council;

74
75 (3) Regular members shall serve three-year terms, shall have resided in the
76 city not less than two years immediately prior to their appointment, be
77 qualified voters therein, shall reside in the City during their term of office;
78 and shall take the oath prescribed for City officers and shall serve without
79 compensation;

80
81 (4) The Commission may have an Executive Director who shall have such
82 powers and responsibilities as established by the Commission. The
83 Executive Director shall report to the Commission on matters of policy,
84 and shall report to the City Manager with respect to day-to-day
85 management issues of the Commission; and

86
87 (5) The Commission may have other staff and may appoint subunits or
88 committees of the Commission for particular functions or purposes as
89 determined appropriate by the City Manager and the members of the
90 Commission.

91
92 Sec. 2-282. – Powers and duties of the Commission.

93
94 (a) The Commission shall provide no direct services, but shall have such powers
95 and duties as follows:

96
97 (1) To act as a catalyst to mobilize and educate the community with regard to
98 issues concerning the health and well-being of local youth;

99
100 (2) To foster cooperation and goodwill among the various groups in the
101 community who have a direct interest in issues revolving around local
102 youth;

103
104 (3) To promote those agencies or groups involved in primary prevention
105 techniques and programs for local youth;

106
107 (4) To initiate and conduct voluntary surveys, assemble pertinent data, hold
108 hearings, issue such publications and reports and/or research as will, in
109 the Commission’s judgment, increase public awareness and educate
110 regarding important issues involving youth;

111
112 (5) To apply for grants and other awards that may be available to provide
113 additional funding for the Commission and its mission;

114
115 (6) To make recommendations to the City Council concerning the
116 development of policies and procedures that will aid in encouraging
117 cultural change and increasing public awareness and education with
118 regard to the health and well-being of local youth; and

119
120 (7) To recommend to City Council legislation that will aid the Commission in
121 carrying out its mission.

122
123 Section 2 – Savings Clause. Nothing in this Ordinance shall be construed to
124 affect any suit or proceeding now pending in any court or any rights acquired or liability
125 incurred nor any cause or causes of action occurred or existing, under any act or

126 ordinance repealed hereby. Nor shall any right or remedy of any character be lost,
127 impaired, or affected by this ordinance.

128

129 Section 3 – Severability Clause. If any section, subsection, sentence, clause, or
130 phrase of this ordinance is for any reason held to be invalid, such decision shall not
131 affect the validity of the remaining portions of this ordinance. The Council hereby
132 declares that it would have adopted the ordinance and each section, subsection,
133 sentence, clause or phrase thereof, irrespective of the fact that any one or more
134 sections, subsections, sentences, clauses, or phrases be declared invalid.

135

136 Section 4 – This Ordinance shall be in full force and effect from and after
137 passage.

138

139 Passed at meeting: _____

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Mayor

Attest: _____, City Clerk

Filed as Ordinance: _____

Approved as to form: Alchalee T. Wicker, Assistant City Attorney

Approved for Council action: Greg Burnett, City Manager

EXPLANATION TO COUNCIL BILL 2017- 284

FILED 11-21-17

ORIGINATING DEPARTMENT: City Clerk

PURPOSE: Amending the Springfield City Code, Chapter 2, 'Administration,' Article IV, 'Boards, Commissions and Committees,' by adding thereto a new Division relating to the Mayor's Commission for Children.

BACKGROUND INFORMATION: Recently, City staff has become aware of an issue regarding the Mayor's Commission for Children (the "Commission") and its membership. The Commission was established by the passage of Special Ordinance 24692. Special Ordinance 24692 was later amended by passage of Special Ordinance 25297. Both ordinances authorize the Commission to consist of at least nine members but no more than twenty-seven. Currently the Commission has 21 appointed members. Section 15.5 of the City Charter limits the maximum number of board members to nine, unless expressly authorized otherwise by the Charter.

This ordinance will restructure the current membership of the Commission to comply with the City Charter. The intent of the proposal is to have nine voting members of the Commission, whose appointments shall comply with all applicable City regulations. The proposal authorizes the Commission to appoint advisory members, who will not have authority to vote or take binding action on behalf of the Commission. The Mayor will also be authorized to nominate a representative of the City Council to the Commission as an advisory member and the School Board for the Springfield Public School system will have the option of appointing an advisory member to the Commission.

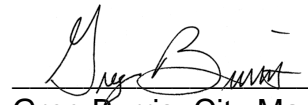
In addition, this Ordinance will also codify the two Special Ordinances, which govern the Commission, and place their provisions into the City Code.

Submitted by:



Anita J. Cotter, City Clerk

Approved by:



Greg Burris, City Manager