

BY AUTHORITY

ORDINANCE NO. _____
SERIES OF 2014

COUNCIL BILL NO. 14-0966
COMMITTEE OF REFERENCE:
SAFETY & WELL-BEING COMMITTEE

A B I L L

For an ordinance amending Section 2-143, entitled “Governance of the office of children’s affairs and program components”, of Article VIII of Chapter 2 of the Revised Municipal Code to make all Head Start Policy Council member terms consist of a maximum of three (3) one-year terms.

WHEREAS, since 1996, the City and County of Denver has administered a comprehensive program of federally funded Head Start services that delivers high quality early childhood education, nutrition, health and social development services for low income children and families in certain areas of the City and County of Denver; and

WHEREAS, the City’s Head Start Program enables all children, including those of all races and ethnicities with limited English proficiency or special needs, to enter Kindergarten with skills, competencies, and self-esteem to be able to succeed; and

WHEREAS, the City’s Head Start Program has been overseen by a policy council (the “Policy Council”) since the inception of the Program in 1996; and

WHEREAS, the Policy Council is comprised of twenty-one (21) members, twelve (12) of whom are parents of currently enrolled children and nine (9) of whom are community members with experience as health care providers, accountants, attorneys, early childhood educators, foundation or charitable staff, nonprofit organization staff, businesspersons, parents of children formerly enrolled in the City’s Head Start program, persons with financial expertise, and fundraisers; and

WHEREAS, the Policy Council initially benefited from using staggered terms for Policy Council members to ensure that experienced Policy Council members would assist new Council members in their oversight duties; and

WHEREAS, incumbent Policy Council members currently serve, and will continue to serve, the Policy Council by providing continuity and assistance to new Council members in the fulfillment of their oversight duties; and

WHEREAS, the prior requirement that Policy Council members serve staggered terms is no longer necessary to ensuring continuity in the Policy Council and in the City’s Head Start Program; and

1 **WHEREAS**, Section 2-143 of the D.R.M.C. must be amended in order to ensure that the
2 Policy Council is operated in accordance with 45 C.F.R. 1304.50(b)(4) and (5); and

3 **WHEREAS**, in order to promote a clear and efficient Policy Council appointment process,
4 that Section 2-143 of the D.R.M.C. must be modified to allow all Policy Council appointees to serve
5 a maximum of three (3) one-year terms.

6 **BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF DENVER:**

7 **SECTION 1.** That subsection 2-143.B.4.f., D.R.M.C. will be amended by deleting the
8 language stricken and adding the language underlined to read as follows:

9 **Sec. 2-143. - Governance of the office of children’s affairs and program components.**

10 B. 4. f. *Terms/removal and vacancies.* The terms of the community representatives first
11 appointed seated after the effective date hereof shall be as follows: ~~One (1) member~~
12 ~~appointed by the mayor and one (1) member appointed by the city council shall serve~~
13 ~~annually for up to three (3) one (1) year terms; Two (2) members appointed by the~~
14 ~~mayor and two (2) members appointed by the city council shall serve annually for up~~
15 ~~to two (2) one (1) year terms; and Two (2) members appointed by the mayor and one~~
16 ~~(1) member appointed by the city council shall serve a term of one (1) year. After~~
17 ~~these transitional terms have been served, the terms of all members of the Denver~~
18 ~~great kids head start policy council shall be as designated by applicable federal law.~~
19 a maximum of three (3) one-year terms, in accordance with applicable federal law.

20 Upon notice from the policy council of a vacancy in the membership of the policy
21 council, the director shall notify the appropriate appointing authority of such vacancy.
22 The appropriate appointing authority shall then, in accordance with Sec. 2-143 B.4.d.,
23 designate ~~nominate~~ a new member to serve on the policy council to complete the
24 term of office of the departing member. ~~to stand for election by the policy council to~~
25 serve a maximum of three (3) one-year terms.

1 COMMITTEE APPROVAL DATE: November 13, 2014.
2 MAYOR-COUNCIL DATE: November 18, 2014.
3 PASSED BY THE COUNCIL _____ 2014
4 _____ - PRESIDENT
5 APPROVED: _____ - MAYOR _____ 2014
6 ATTEST: _____ - CLERK AND RECORDER,
7 EX-OFFICIO CLERK OF THE
8 CITY AND COUNTY OF DENVER
9 NOTICE PUBLISHED IN THE DAILY JOURNAL: _____, 2014; _____, 2014
10 PREPARED BY: Victoria J. Ortega, Assistant City Attorney - DATE: November 20, 2014
11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the Office of
12 the City Attorney. We find no irregularity as to form, and have no legal objection to the proposed
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to
14 §3.2.6 of the Charter.
15 D. Scott Martinez, City Attorney for the City and County of Denver
16 BY: _____, _____ City Attorney - _____ 2014