

ORDINANCE NO. 10059 (NEW SERIES)

AN ORDINANCE ADDING
COUNTY OF SAN DIEGO ADMINISTRATIVE CODE
ARTICLE III, SECTIONS 84.500 TO 84.510, RELATING TO
POLINSKY CHILDREN'S CENTER ADVISORY BOARD

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1: Article III, Sections 84.500 to 84.510, of the County of San Diego Administrative Code are hereby added to read as follows:

Article III Polinsky Children's Center Advisory Board

SEC. 84.500 PURPOSE AND AUTHORITY

The County of San Diego operates the Polinsky Children's Center (PCC), located at 9400 Ruffin Court, in accordance with all federal, state and local laws to meet the following objectives:

- Meet the immediate needs of abused, neglected, and abandoned children through an emergency shelter containing sleeping, kitchen, dining, and recreational facilities.
- Provide a multi-disciplinary approach to the investigation and treatment of child abuse through medical facilities, facilities for law enforcement personnel, interview rooms, evidentiary exam rooms, and headquarters for counseling and treatment programs.
- Stabilize children for better assessment, effective case management and more consistent care by providing: a) continuity of care and care providers; b) comprehensive and integrated services; c) comfortable and private sleeping areas; and, d) an overall environment which demonstrates care for children.
- Provide a friendly, healing environment for children in crisis with age/gender appropriate independent living areas for comfort and privacy.

The PCC was constructed in 1994. The Promises2Kids Foundation ("Promises2Kids") (also known as Child Abuse Prevention Foundation of San Diego County), a private non-profit entity formed with the mission of breaking the cycle of child abuse through prevention, education and advocacy, constructed and funded nearly all of the development costs for the PCC. Since at least 1994, Promises2Kids has raised private contributions for the purpose of supporting

unfunded facility upgrades, recreation programs, enrichment activities and other items that benefit PCC residents.

By agreement between Promises2Kids and the County of San Diego, representatives appointed by Promises2Kids' board of directors and representatives appointed by the Board of Supervisors have served on a PCC Board of Trustees, for the purpose of overseeing the PCC's facility needs and advising the County and Promises2Kids of capital improvements and other items needed to improve the environment at PCC. The Board of Supervisors of the County of San Diego desire to convert the PCC Board of Trustees into a formal advisory board established pursuant to Board Policy A-74.

The Board of Supervisors of the County of San Diego hereby creates the Polinsky Children's Center Advisory Board (hereinafter "PCC Advisory Board"). The PCC Advisory Board is established to:

1. Make recommendations regarding the operation and maintenance of the PCC facility.
2. Review and consult with County staff regarding the annual Business Plan for the PCC.
3. Make recommendations to the Board of Supervisors, or designee, regarding the expenditure of funds donated by Promises2Kids or other donors/sources for maintenance and operation items not funded by the County.
4. Make recommendations to the Board of Supervisors, or designee, regarding any material alteration or removal of any part of PCC.

SEC. 84.501 NUMBER OF MEMBERS

The PCC Advisory Board shall consist of five members, all of whom shall be residents of the County of San Diego.

SEC. 84.502 NOMINATION AND APPOINTMENT

The PCC Advisory Board shall consist of two members appointed by the County Board of Supervisors (candidates to be selected by the Board of Supervisors Polinsky Center subcommittee), two members appointed by Promises2Kids, and one member appointed by the Presiding Judge of the Juvenile Court of San Diego County.

Advisory Board Members shall not be on the County payroll, receive any direct compensation from the County, or have any conflict of interest. "Direct compensation from the County" shall not include retirement income received from the San Diego County Employees Retirement Association.

Members appointed by Promises2Kids may, but are not required to be active members of the Promises2Kids Board of Directors.

SEC. 84.503 TERM OF OFFICE; REMOVAL; VACANCIES

The term of each member shall be for a period of two (2) years. The members shall serve staggered terms. Any individual may serve no more than two consecutive terms on the PCC Advisory Board.

Any member whose term has expired hereunder shall continue to discharge the duties as a member until a successor has been appointed.

The members of the PCC Advisory Board shall serve at the will of the respective appointing entity, and Promises2Kids and County shall each have the power to remove any member appointed by it with or without cause.

Vacancies on the PCC Advisory Board shall be filled by appointment of the entity which appointed the member previously holding the vacant position.

SEC. 84.504 OFFICERS

The members shall elect a Chairperson who shall preside over all meetings of the PCC Advisory Board. The members shall also elect a Vice-Chairperson who shall perform the duties of the Chairperson in his/her absence. The Chairperson and Vice-Chairperson shall be elected for one year or the then unexpired portion of their term as a member. Members shall have the right to replace the Chairperson or Vice-Chairperson at any time with or without cause. Vacancies of either position will be filled in a manner similar to regular appointments.

SEC. 84.505 STAFF ASSISTANCE

To assist in the performance of its functions, the PCC Advisory Board may invite various persons with experience or expertise in child abuse prevention to attend meetings including, but not limited to, the following:

- Representative of the Health and Human Services Agency,
- PCC Director,
- Chief Executive Officer/President of Promises2Kids,
- Representative from County Chief Administrative Office,
- Representative of County Board of Supervisors, and
- Representative of the Juvenile Court.

SEC. 84.506 COMPENSATION

Members shall not be entitled to any compensation or reimbursement of expenses.

SEC. 84.507 RULES

The PCC Advisory Board may prepare and adopt such rules and regulations for the internal government of its business as it may deem necessary or advisable, all subject to the approval of the Board of Supervisors.

SEC. 84.508 MEETINGS

Regular meetings of the PCC Advisory Board shall be held at least quarterly, at such time and at such place in San Diego County as the PCC Advisory Board shall determine. Special meetings of the PCC Advisory Board shall be held on the call of any two members on at least three days notice to all PCC Advisory Board members.

County staff shall prepare a written agenda of all items either Promises2Kids, County, or any member of the PCC Advisory Board desires to include for consideration and deliver the same to all members at least five days prior to any such meeting, except in the case of Special meetings, in which event the agenda may be distributed at the meeting.

County staff shall be responsible for having written minutes taken at each meeting of the PCC Advisory Board of Trustees, which shall be provided to each member, the Clerk of the Board of Supervisors and each member of Board of Supervisors of the County of San Diego as required by Board Policy A-74.

All meetings of the PCC Board of Trustees shall be called, noticed, held, and conducted in accordance with the provisions of the Ralph M. Brown Act (commencing with Section 54950 of the Government Code) applicable to advisory boards.

SEC. 84.509 QUORUM AND DECISIONS

At least a simple majority of the members of the PCC Advisory Board in office shall be necessary to constitute a quorum for the transaction of business, except to adjourn as hereinafter provided. Every act or decision done or made by a simple majority of the voting members present at a meeting duly held at which a quorum is present shall be regarded as the act of the PCC Advisory Board.

Because a quorum is required for the PCC Advisory Board to take action, each Board Member shall attend each scheduled meeting. In the event a Board Member is not available, the PCC Director shall be notified as soon as practicable so that the meeting may be rescheduled to a date that a quorum is available.

SEC. 84.510 CONFLICTS OF INTEREST

Any member of the PCC Advisory Board shall act in conformity with the requirements of section 1090 et seq. of the Government Code.

Section 2: Effective Date. This ordinance shall take effect thirty (30) days after its adoption. Within fifteen days after the date of adoption of this ordinance, a summary shall be published once with the name of those members voting for and against the same in the newspaper of general circulation published in the County of San Diego.

PASSED, APPROVED AND ADOPTED by the Board of Supervisors of the County of San Diego this 29th day of June, 2010.