

ORDINANCE NO. 10207 (NEW SERIES)

AN ORDINANCE REPEALING ARTICLE IIIo OF THE SAN DIEGO COUNTY ADMINISTRATIVE CODE RELATING TO THE SAN DIEGO COUNTY COMMISSION ON CHILDREN, YOUTH AND FAMILIES AND ADDING A NEW ARTICLE IIIo RELATING TO THE COUNTY OF SAN DIEGO CHILD ABUSE PREVENTION COORDINATING COUNCIL

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

Section 1. ARTICLE IIIo (commencing with section 84.90) of the San Diego County Administrative Code is hereby repealed.

Section 2. A new ARTICLE IIIo (commencing with section 84.90) of the San Diego County Administrative Code is hereby added to read as follows:

ARTICLE IIIo COUNTY OF SAN DIEGO CHILD ABUSE PREVENTION COORDINATING COUNCIL

SEC. 84.90. COUNTY OF SAN DIEGO CHILD ABUSE PREVENTION COORDINATING COUNCIL.

The Board of Supervisors of the County of San Diego declares that it is the policy of the County to take a leadership role in coordinating the community's efforts to prevent and respond to child abuse and neglect by identifying and addressing the needs of children and youth who are in the public charge, as well as children youth whose safety and welfare may be at risk. In order to fulfill the tasks related to this policy, and to comply with requirement of California Welfare and Institutions Code Section 18982-18982.4 there is hereby established a County of San Diego Child Abuse Prevention Coordinating Council. The Council shall advise the Board of Supervisors as well as the Chief Administrative Officer in matters within its duties and responsibilities.

SEC. 84.91. MEMBERSHIP AND SELECTION.

The Council shall consist of following voting members:

(a) Five (5) At-large members, one (1) nominated by each Supervisor and confirmed by the Board of Supervisors. Members appointed at-large by the Board of Supervisors shall have no potential or actual financial conflicts of interest in the capacity of activities they conduct. In addition, an at-large member shall not be an officer, member of the board of directors, executive director, employee, subcontractor, or other person with any financial interest in an organization that may be funded by County Children's Trust Funds. At-large members shall fit in one or more of the following categories:

(1) Former recipient of services for children and families;

- (2) Nonprofit, community, or voluntary agency; and
- (3) Expert in children and family issues.

(b) Four (4) members shall be nominated as follows and confirmed by the Board of Supervisors:

- (1) Deputy Director, Child Welfare;
- (2) Chief Probation Officer, Designee;
- (3) Juvenile Court, Designee and
- (4) Consumer.

The public official members shall serve terms concomitant with their position.

(c) All members designated in Section 84.91 (a) and (b) may designate an alternate representative when they are unable to attend regularly scheduled public forums or meetings. Such alternates shall be designated in writing by the member and shall be subject to the policy governing attendance.

#### SEC. 84.92. APPOINTMENTS.

Persons appointed to the Council must meet the following requirements:

- (1) Be a resident of San Diego County;
- (2) Demonstrate an interest in, and knowledge of, issues relating to the needs of children, youth and families;
- (3) Shall not be an officer, member of the board of directors, executive director, employee, subcontractor, or other person with any financial interest in an organization that may be funded by County Children's Trust Funds; and
- (4) Shall not have ties to agencies receiving funds where County Children's Trust Fund allocations are determined by members of the Council.

#### SEC. 84.93. TERM OF OFFICE.

(a) Those members nominated and confirmed by the Board of Supervisors in accordance with SEC. 84.91 (a) shall serve a term of up to four (4) years that shall run concurrent with the term of the Supervisor nominating that member. The term shall expire on the date of expiration of the term of the nominating Supervisor, or at such time as he or she ceases to hold office, whichever occurs first. Any member whose term has expired hereunder shall continue his or her

duties until his or her successor has been appointed. The reelection of a member of the Board of Supervisors shall not automatically extend the term of any member of the Council.

(b) Those members designated in SEC. 84.91 (b) shall serve a term concurrent with their incumbency in the office, agency, or organization specified in SEC. 84.91 (b) and the term of such members shall automatically terminate upon the completion of their tenure in the office specified in SEC. 84.91 (b). The member nominated and confirmed by the Board of Supervisors as a former consumer in SEC. 84.91 (b) shall serve a term of office of (4) years and if their term has expired he or she shall continue serving until successor has been appointed.

#### SEC. 84.94. VACANCIES.

A vacancy shall be recognized before the expiration of the term upon the occurrence of any of the following:

- (1) The death of the incumbent.
- (2) The resignation of the incumbent.
- (3) The ceasing of the incumbent to be a resident of San Diego County.
- (4) Becomes an officer, member of the board of directors, executive director, employee, subcontractor, or other person with any financial interest in an organization that may be funded by County Children's Trust Funds or has ties to agencies receiving funds where County Children's Trust Fund allocations are determined by members of the Council.
- (5) Absences from more than half of the regularly scheduled full Council public forums or meetings in any 12-month period.

When a vacancy occurs as the result of absences as designated in SEC. 84.94 (4), both the member and the nominating authority shall be notified of the vacancy by the Council Chair. If a vacancy occurs in mid-term, the new appointee shall serve for the remainder of the term of the member being replaced.

#### SEC. 84.95. ORGANIZATION.

(a) *Officers.* The Deputy Director, Child Welfare Services serves as the Council's Chair. The Council shall elect from its membership, Vice Chair, Secretary and other officers as may be deemed necessary for the conduct of its business as prescribed herein. Elected officers will serve a term of four (4) years. Officers will be elected at the first regularly scheduled meeting of the calendar year in which their term expires.

(b) *Rules.* The Council shall prepare and adopt the necessary rules and policies for the conduct of its business.

(c) *Quorum*. A majority of members currently appointed to the Council shall constitute a quorum. A majority of members in attendance shall be required to carry any motion or approval.

(d) *Meetings*. The Council shall establish a regular quarterly public forum and meeting schedule and shall give public notice of the time and place of public forums and meetings in compliance with the requirements of the Brown Act. All forums and meetings of the Council shall be open and public and all persons shall be permitted to attend any forums and meetings of the Council.

#### SEC. 84.96. ESTABLISHMENT OF COMMITTEES.

Committees. The Council may establish one or more advisory committees to provide technical and professional expertise and support for any purpose that will be beneficial in accomplishing the purposes of the California Welfare and Institutions (W&I) Code Sections 18961, 18967; 18982.2; 18982.3 – 18982.4; and 18983 – 18983.8.

The actions and recommendations of committees shall not be deemed the action of the Council or its members.

#### SEC. 84.97. COMPENSATION AND EXPENSES.

Members of the Council shall serve without compensation and shall not be reimbursed for expenses other than mileage. Members of the Council are hereby designated as eligible to receive mileage reimbursement for travel expenses incurred in performing the duties assigned to them under this Code.

#### SEC. 84.98. DUTIES AND RESPONSIBILITIES.

The Council shall have the following duties and responsibilities:

(a) To serve as an informational resource to the Board of Supervisors on issues related to child abuse and neglect.

(b) Provide a forum for interagency cooperation and coordination in the prevention, detection, treatment and legal processing of child abuse cases.

(c) Promote Public awareness of the abuse and neglect of children and the resources available for intervention and treatment.

(d) Encourage and facilitate training of professionals in the detection, treatment and prevention of child abuse and neglect.

(e) Recommend improvements in services to families and victims who are in the public charge, as well as children, youth and families whose safety and welfare may be at risk.

(f) Encourage and facilitate community support for child abuse and neglect, and family support programs.

(g) The Council is designated by the Board of Supervisors, is funded by the County Children's Trust Fund and shall perform the following duties as designated in California Welfare and Institutions (W&I) Code Section 18967:

- (1) Establish criteria for determining those programs which may receive funding;
- (2) Accept all program proposals that meet criteria set by the Council;
- (3) Prioritize the proposals; and in compliance with the County policies on procurement and contracting;
- (4) Recommend to the Board of Supervisors those proposals that the Council agrees merits funding.

#### SEC. 84.99. REPORTS.

The Council in compliance with requirements of California Welfare and Institutions Code Section, 18970(c)(1-2) shall submit to the Board of Supervisors an annual summary of the County Children's Trust Fund (CTF) to include: descriptions of the types of activities, programs and services supported by CTF funds; amount of each revenue source in the CTF as of June 30 of each year; and funds disbursed in the preceding fiscal year. The Council shall develop a protocol for interagency coordination and provide yearly reports to the Board of Supervisors as directed by California Welfare and Institutions Code Section, 18983.6.

#### SEC. 84.99.1. STAFF ASSISTANCE

(a) The Director of the Health and Human Services Agency shall provide staff assistance to the Council.

(b) Uncompensated Services. The Council shall engage the uncompensated services of volunteer and student workers, and consultants without salary, as it may deem necessary. The services of such individuals shall not be considered as service for, or employment by the County of San Diego.

#### SEC. 84.99.2. ORDINANCE CHANGES.

Any proposed change in the provision of this Article shall be submitted to the Council for review and comment prior to said proposed change being considered by the Board of Supervisors.

Section 3. This ordinance shall take effect thirty (30) days after its adoption. Within fifteen (15) days after the date of adoption of this ordinance, a summary shall be published once with the names 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 3<sup>rd</sup> day of April, 2012.