

**ATTACHMENT A**

ORDINANCE NO. 9440 (NEW SERIES)

AN ORDINANCE AMENDING ARTICLE XVI OF THE  
SAN DIEGO COUNTY ADMINISTRATIVE CODE  
RELATING TO THE SAN DIEGO COUNTY  
CHILD CARE AND DEVELOPMENT PLANNING COUNCIL

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

Section 1. Section 266.11 of Article XVI, of the San Diego County Administrative Code is hereby amended to read as follows:

**SEC. 266.11. MEMBERSHIP AND SELECTION.**

The Planning Council shall consist of 35 members plus designated alternates, reflecting the geographic and ethnic diversity of San Diego County, with a minimum of seven members in each of the five categories defined by law;

- (a) 20% consumers of child care - parents or persons who receive, or who have received child care services within the past 36 months.
- (b) 20% child care providers - persons who provide child care services or represent persons who provide child care services, reflective of the range of child care providers in the county.
- (c) 20% public agency representatives - persons who represent a city, county, city and county, or local education agency.
- (d) 20% community representatives - persons who represent an agency or business that provides private funding for child care services, or who advocate for child care services through participation in civic or community-based organizations but are not child care providers and do not represent an agency that contracts with the California Department of Education to provide child care and development services.

(e) 20% discretionary.

The Planning Council may designate up to thirty-five (35) alternate members. Designation of alternates shall be consistent with the five categories defined by statute. Alternates shall attend and participate in meetings. Alternates may be designated to vote in the place of a specific member when necessary to achieve a meeting quorum.

Section 2. Section 266.12 of Article XVI of the San Diego County Administrative Code is hereby amended to read as follows:

**SEC. 266.12. APPOINTMENTS.**

Appointments to the Council shall continue to be made in accordance with the Board of Supervisors' initial action establishing the Council 6-18-91 (84), which requires appointments jointly by the Chief Administrative Officer and the Superintendent of Schools. General membership appointments will be made as terms expire and to fill vacated positions. On an annual basis, Council members will solicit and/or review nominations received and make recommendations to the appointing authorities for appointments of new members and alternates to fill vacancies. A list of persons interested in being nominated to the Council shall be kept as a pool for future appointments. On the effective date of this Article, existing Council members previously appointed shall be deemed appointed pursuant to this Article by operation of law and shall continue as members for the duration of their appointed terms, so long as eligible and qualified for continued Council membership.

Section 3. Section 266.13 of Article XVI of the San Diego County Administrative Code is hereby amended to read as follows:

**SEC. 266.13. VACANCIES.**

A vacancy shall occur on the happening of any of the following events before the expiration of the term:

- (1) the death of the incumbent
- (2) the resignation of the incumbent

- (3) the cessation of the incumbent to be a resident of the County of San Diego or to be employed in the County of San Diego by an organization concerned with child care and child development in the County of San Diego.
- (4) Three unexcused absences from regularly scheduled meetings within a calendar year.

When a vacancy occurs as the result of any of the occurrences listed above, the Council Chairperson shall notify Council members when that position has become vacant. The Council shall recommend to the County Board of Supervisors and Office of Education or their designees an alternate to fill the vacancy for the remainder of the calendar year.

Section 4. Section 266.15 of Article XVI of the San Diego County Administrative Code is hereby amended to read as follows:

**SEC. 266.15. ORGANIZATION**

- (a) Officers. The Planning Council shall elect from its membership a Chairperson, a First Vice-Chairperson, and a Second Vice-Chairperson.
- (b) Rules. The Planning Council shall prepare and adopt the necessary rules and regulations for the conduct of its business.
- (c) Quorum. A majority of the members currently appointed shall constitute a quorum. A majority of the quorum in attendance shall be required to carry any motion or approval. Council alternates may be designated to act in order to achieve a quorum.
- (d) Meetings. Regular meetings shall be convened a minimum of 10 times annually. Meeting dates, location and time will be established at the beginning of each fiscal year and may be changed as needed. The Council shall give public notice of the time and place of meetings in compliance with the requirements of the Ralph M. Brown Act, Government Code Sec. 54950. All meetings of the Planning

Council shall be open and public and all persons shall be permitted to attend any meetings of the Council.

Section 5. This ordinance shall take effect 30 days after its adoption. Within 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 this 12th day of March, 2002.