

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



167

FORM APPROVED COUNTY COUNSEL
BY: PATRICIA MUNROE DATE: 4/10/14
Departmental Concurrence

FROM: DPSS/Riverside County Children & Families Commission

SUBMITTAL DATE:
April 10, 2014

SUBJECT: Initiation of Ordinance No. 784.10, an Ordinance of the County of Riverside Amending Ordinance No. 784 to Authorize an Increase of Appointments to the Advisory Committee; [\$0]; CEQA Exempt [Districts: All]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce and adopt on successive weeks Ordinance No. 784.10, an amendment authorizing an elimination of the alternate commissioner role and an increase in the number of appointments to the advisory committee of the Riverside County Children & Families Commission, aka First 5 Riverside, (the "Commission"), and a modification to Commission term limits allowing eligibility for reappointment after a two year absence; and
2. Find that the adoption of Ordinance No. 784.10 is exempt from California Environmental Quality Act pursuant to CEQA Guidelines Section 15061(b)(3).

BACKGROUND: (Continued on page 2)

Susan von Zabern
Susan von Zabern, Director - DPSS

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 0	\$ 0	\$ 0	\$ 0	Consent <input type="checkbox"/> Policy X <input type="checkbox"/>
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0	
SOURCE OF FUNDS: N/A				Budget Adjustment: No	
				For Fiscal Year: 2013/14	

C.E.O. RECOMMENDATION: APPROVE
BY: *Jennifer L. Sargent*
County Executive Office Signature Jennifer L. Sargent

MINUTES OF THE BOARD OF SUPERVISORS

A-30
 4/5 Vote
 Positions Added
 Change Order

Prev. Agn. Ref.: **District:** ALL **Agenda Number:**

3-64

BACKGROUND:

Summary

The Commission was established by the adoption of Ordinance No. 784, to implement Health and Safety Code §§130100-130155 and the provisions of Proposition 10, which mandated early childhood development programs be funded by a tax on tobacco products. Pursuant to the Ordinance, a Commission of nine members and an advisory committee ("Advisory Committee") were established.

The current structure requires that each Commissioner have an assigned alternate, to prevent the probability of inaction due to a lack of a quorum as a result of an absence or a declared conflict of interest. However, a review of past voting record indicates that alternates are rarely, if ever, needed for the purpose of creating a quorum. The alternate structure also requires that Commission alternates meet the same criteria and qualifications as Commissioners. Alternates are subject to the same meeting attendance requirements as Commissioners. Due to the infrequent need for alternates relative to voting, the Commission with the support of the Alternate Commissioners is recommending the elimination of the alternate commissioner role.

The Alternate Commissioners are also designated as Advisory Committee members, which will enable the Commission to continue to benefit from their expertise and make better use of their time. The Commission further recommended the expansion of the Advisory Committee to address the need for advisement and technical expertise in child health and education from ages 0 through 5. The recommendation is to have a 10-member Advisory Committee, with the County of Riverside Board of Supervisors each appointing two Advisory Committee members based on technical experience or expertise specific to children 0 through 5 years of age.

A second component to the proposed amendment addresses the issue that Commission members are now subject to a term limit of two 3-year terms. This change was to encourage fresh viewpoints to the Commission as well as having institutional knowledge and continuity. Because of the narrow focus of First 5 Riverside, potential candidates must have special knowledge or skills related to early childhood development. To lose a Commissioner after 6 years could potentially create a loss that is difficult to replace. The Commissioners volunteer their time and are not compensated for their services. The issue was discussed at length at the March 12, 2014 Commission meeting where the idea was proposed to keep the term limit intact, but allow a termed-out Commission member to return after two years from the last date of service as a Commission member. The proposed amendment includes this change.

Ordinance No. 784.10 is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15061(b)(3), as it can be seen with certainty that there is no possibility the activity in question may have a significant effect on the environment. The County's approval of this proposed ordinance does not create any foreseeable physical change in the environment.

Impact on Residents and Businesses

The proposed amendment will have an indirect but positive impact on residents who have, or local business that serve, children ages 0-5 through increased support and knowledge accessible to First 5 Riverside via the Advisory Committee or experienced Commission members.

SUPPLEMENTAL:

Additional Fiscal Information

None.

Contract History and Price Reasonableness

Not Applicable.

Attachment

Ordinance No. 784.10 |

1
2
3 ORDINANCE NO. 784.10

4 AN ORDINANCE OF THE COUNTY OF RIVERSIDE
5 AMENDING ORDINANCE NO. 784 CREATING THE RIVERSIDE COUNTY
6 CHILDREN AND FAMILIES COMMISSION PURSUANT
7 TO HEALTH AND SAFETY CODE SECTION 130140

8 The Board of Supervisors of the County of Riverside ordains as follows:

9
10 Section 1. Subsections D through G of Section 5 of Ordinance No. 784 are repealed in
11 their entirety.

12 Section 2. Section 6 of Ordinance No. 784 is amended to read as follows:

13 “Section 6. TERM.

- 14 A. Commission members shall serve at the pleasure of the Board of
15 Supervisors. Commission members who are appointed by the Board of
16 Supervisors shall serve a term of office for three years, absent removal by
17 the Board of Supervisors. No Commission member appointed by the Board
18 of Supervisors may serve more than two consecutive terms (term limit).
19 B. After a Commission member has served two consecutive terms, the member
20 may be reappointed by the Board of Supervisors two years following the
21 last day of the end of a term limit.”

22 Section 3. Section 12 of Ordinance 784 is amended to read as follows:

23 “Section 12. ESTABLISHMENT OF THE ADVISORY COMMITTEE.

- 24 A. An advisory committee is established to provide technical and professional
25 expertise and support for any purpose that will be beneficial in
26 accomplishing the purpose of the Act. Upon the request of the Commission,
27 the advisory committee shall make recommendations and reports to the
28 Commission.
B. Membership of the advisory committee will consist of representation of
diverse interests, geographical regions, economic backgrounds, cultural and

1 ethnic heritage of County residents with technical expertise or experience
2 specific to children 0 through 5 years of age.

- 3 C. The number of members of the advisory committee will be a maximum of
4 ten (10) persons, two appointments from each supervisorial district.
- 5 D. The individual term of the advisory committee members will be for two
6 years beginning with the date of appointment. There will be no limit to the
7 number of terms an individual can serve on the committee, so long as the
8 member actively participates in committee activities.
- 9 E. The advisory committee will annually elect a chair and vice chair.”

10 Section 4. Section 13 of Ordinance 784 is amended to read as follows:

11 “Section 12. DUTIES OF THE ADVISORY COMMITTEE.

- 12 A. The purpose of the advisory committee is to:
 - 13 1. Provide technical and professional expertise as well as ongoing
14 support to the Commission for any purpose that will contribute to
15 accomplishing the purpose of the Act and the local strategic plan.
 - 16 2. Enhance the reputation and credibility of the Commission through
17 increased engagement and communication with relevant
18 stakeholders and the community at large, as directed by the
19 Commission.
- 20 B. The members of the advisory committee serve without compensation, but
21 may receive actual and necessary expenses as incurred in carrying out their
22 duties.
- 23 C. The members of the advisory committee have no authority to make, change
24 or implement policy, unless formal action is taken by the Commission.”

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Section 5. This ordinance shall take effect 30 days after its adoption.

BOARD OF SUPERVISORS OF THE COUNTY
OF RIVERSIDE, STATE OF CALIFORNIA

By: _____
Chairman, Board of Supervisors

ATTEST: Kecia Harper-Ihem
Clerk of the Board

By: _____
Deputy

(SEAL)

APPROVED AS TO FORM
April ____, 2014

By: _____
PATRICIA MUNROE
Deputy County Counsel

PM/mdk
03/24/14
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