

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
BOARD ACTION SUMMARY**

DEPT: Children and Families Commission

BOARD AGENDA: 5.B.3
AGENDA DATE: June 12, 2018

SUBJECT:

Approval to Introduce and Waive the First Reading of an Ordinance Amending Chapter 9.70 "Children and Families First Commission" to Update Membership Requirements and Include New Name "First 5 Stanislaus"

BOARD ACTION AS FOLLOWS:

RESOLUTION NO. 2018-0270

On motion of Supervisor Monteith , Seconded by Supervisor Chiesa
and approved by the following vote,

Ayes: Supervisors: Olsen, Chiesa, Withrow, Monteith, and Chairman DeMartini


Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

- 1) Approved as recommended
- 2) Denied
- 3) Approved as amended
- 4) Other:

MOTION: INTRODUCED AND WAIVED THE FIRST READING OF ORDINANCE C.S. 1215

ATTEST: 
ELIZABETH A. KING, Clerk of the Board of Supervisors File No. ORD-56-C-5

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
AGENDA ITEM**

DEPT: Children and Families Commission

BOARD AGENDA:5.B.3
AGENDA DATE: June 12, 2018

CONSENT:

CEO CONCURRENCE: YES

4/5 Vote Required: No

SUBJECT:

Approval to Introduce and Waive the First Reading of an Ordinance Amending Chapter 9.70 "Children and Families First Commission" to Update Membership Requirements and Include New Name "First 5 Stanislaus"

STAFF RECOMMENDATION:

1. Introduce and waive the first reading of an ordinance amending Chapter 9.70 "Children and Families First Commission" to update membership requirements and include new name "First 5 Stanislaus".

DISCUSSION:

In November of 1998, California voters approved Proposition 10, which added a 50 cents-per-pack tax on cigarettes to fund education, health, childcare and other programs for expectant parents and children through age five. Proposition 10 was designed to enhance public funding and support for early childhood development based on scientific evidence indicating that the emotional, physical, social and developmental environments to which children are exposed have a profound impact on their ability to reach their greatest potential, in school and to become productive members of society.

The California Children and Families Commission, also known as First 5 California, was created in 1998 to administer programs authorized by Proposition 10. County Commissions were also created to administer work at a local level.

As required by the Proposition, the Board of Supervisors adopted an ordinance on December 8, 1998, establishing the Stanislaus County Children and Families First Commission (Commission), and Section 9.70 of the Stanislaus County Code. Changes are now needed in the code to update membership requirements, create consistent references to State Health and Safety Code, and to include a new name, First 5 Stanislaus.

The first change relates to who can serve as members of the Commission. Currently, membership of this nine-member Commission, which has a fiduciary responsibility for programmatic and fiscal operations that are separate and distinct from the Board of Supervisors, is made up of:

- One member of the Board of Supervisors
- The County Health Officer
- Two of the three County Department Heads from the Community Services Agency, Health Services and Behavioral Health and Recovery Services

- One representative of a local school district
- Four community representatives

The proposed ordinance would add one Commission membership attribute that exists in the California Health and Safety Code Section 130140, but is not currently in the Stanislaus County Code, educators specializing in early childhood development.

Changes are also needed to establish a consistent use of the Commission's name (Stanislaus County Children and Families Commission), throughout the Stanislaus County Code and to align it with State Health and Safety Code. Also, Stanislaus County is currently one of only three counties in the State of California not to have adopted the "First 5" name as a working name for the local commission. Use of the First 5 Stanislaus name will create visibility within the community, alignment and recognition with ongoing community education efforts from First 5 California, and alignment with the work of the First 5 Association of California. The proposed ordinance acknowledges that the Commission may also at times be referred to as First 5 Stanislaus.

For these reasons, the Commission recommends that the Board of Supervisors adopt the attached ordinance to implement these changes. If approved, the ordinance and name change will be effective July 26, 2018.

POLICY ISSUE:

Approval of the Board of Supervisors is necessary to amend County Code for use of the name First 5 Stanislaus and to add the membership attribute that currently exists in the California Health and Safety Code.

FISCAL IMPACT:

There is no fiscal impact to amending the ordinance. The fiscal impact to the Department's budget regarding the use of the First 5 Stanislaus name will be nominal and any funding requirements are included in the Commission's Budget Year 2018-2019 Proposed Budget.

BOARD OF SUPERVISORS' PRIORITY:

The recommended actions are consistent with the Boards' priority of *Enhancing Community Health* by improving the Commission's alignment with State First 5 education initiatives and by providing local early childhood development experts the opportunity for greater engagement with the Commission.

STAFFING IMPACT:

Existing Commission staff will oversee this ordinance change.

CONTACT PERSON:

David Jones, Executive Director

Telephone: (209) 558-6218

ATTACHMENT(S):

1. Ordinance

ORDINANCE NO. C.S. _____

**AN ORDINANCE AMENDING
CHAPTER 9.70 "CHILDREN AND FAMILIES COMMISSION" TO UPDATE
MEMBERSHIP REQUIREMENTS, CREATE CONSISTENT REFERENCES TO
STATE CODE, AND INCLUDE NEW NAME "FIRST 5 STANISLAUS"**

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS, STATE
OF CALIFORNIA, ORDAINS AS FOLLOWS:

Section 1. The title of Chapter 9.70 is amended to read as follows:

" STANISLAUS COUNTY CHILDREN AND FAMILIES COMMISSION."

Section 2. Section 9.70.010 of the Stanislaus County Code is amended
to read as follows:

"The board of supervisors of the county of Stanislaus do find that:

"The voters of the state of California passed Proposition 10 on November 3,
1998, known as The California Children and Families Act of 1998. The act
recognizes that there is a compelling need in California to create and implement
a comprehensive, collaborative, and integrated system of information and
services to promote, support, and optimize early childhood development from the
prenatal stage to five years of age.

"The act further recognizes that there is a compelling need in California to ensure
that early childhood development programs and services are universally and
continuously available for children until the beginning of kindergarten. Proper
parenting, nurturing, and health care during these early years will provide the
means for California's children to enter school in good health, ready and able to
learn, and emotionally well developed.

"It is the intent of this chapter to facilitate the creation and implementation of an
integrated, comprehensive, and collaborative system of information and services
to enhance optimal early childhood development. This system should function as
a network that promotes accessibility to all information and services from any
entry point into the system. It is further the intent of this chapter to emphasize
local decision making, to provide for greater local flexibility in designing delivery
systems, and to eliminate duplicate administrative systems.

"The California Children and Families Act of 1998 provides for funding through
an excise tax on tobacco products in order to implement the goals and objectives
which are outlined in the act itself. It is the further intent of this chapter to create

Stanislaus County children and families commission and the Stanislaus County children and families trust fund in order to receive funding through the act and to implement the goals and objectives outlined in the California Children and Families Act of 1998.

Section 3. Section 9.70.020 of the Stanislaus County Code is amended to read as follows:

- "A. 'Act' means the California Children and Families Act of 1998.
- B. 'California Children and Families Commission' means the state commission established in accordance with Health and Safety Code Section 130110.
- C. 'Commission' means the Stanislaus County children and families commission.
- D. 'County strategic plan' means the plan adopted by the commission and submitted to the California Children and Families Commission pursuant to Health and Safety Code Section 130140."

Section 4. Section 9.70.030 of the Stanislaus County Code is amended to read as follows:

"There is established a commission to be known as the Stanislaus County Children and Families Commission. This commission shall at times also be referred to as 'First 5 Stanislaus.' "

Section 5. Section 9.70.040 of the Stanislaus County Code is amended to read as follows:

"Pursuant to Health and Safety Code Sections 130105 and 130140 (a)(3), there is established a special revenue fund for moneys allocated to the Stanislaus County Children and Families Commission from the California Children and Families Trust Fund, which revenue shall be expended only for the purposes authorized by the Act and in accordance with the strategic plan approved by the Stanislaus County Children and Families Commission."

Section 6. Section 9.70.050 of the Stanislaus County Code is amended to read as follows:

"The commission shall consist of nine members. The membership shall consist of one member of the board of supervisors; the county health officer; two of the following county department heads: the health services agency director, behavioral health and recovery services director, community services agency

director, one representative of a local school district; and four members who represent any of the following categories: (a) recipients of project services included in the county strategic plan; (b) educators specializing in early childhood development; (c) representatives of a local child care resource or referral agency or a local child care coordinating group; (d) representatives of a local organization for prevention or early intervention for families at risk; (e) representatives of community-based organizations that have the goal of promoting nurturing and early childhood development; (f) representatives of local school districts; and (g) representatives of local medical, pediatric or obstetric associations or societies."

Section 7. Section 9.70.060 of the Stanislaus County Code is amended to read as follows:

"Commission members shall be appointed by the board of supervisors. The term of office of each member shall be for three years and until the appointment of his/her successor."

Section 8. Section 9.70.120 of the Stanislaus County Code is amended to read as follows:

The Stanislaus County children and families commission is charged with the following duties:

"A. To implement the goals and objectives of the Act.

"B. To administer the monies in the Stanislaus County children and families trust fund.

"C. The adoption of an adequate and complete county strategic plan for the support and improvement of early childhood development within the county as outlined in the Act.

"D. To conduct at least one public hearing on its proposed county strategic plan before the plan is adopted.

"E. To conduct at least one public hearing on its periodic review of the county strategic plan before any revisions to the plan are adopted.

"F. To submit its adopted county strategic plan, and any subsequent revisions thereto, to the state commission and the board of supervisors.

"G. To prepare and adopt an annual audit and report pursuant to Health and Safety Code Section 130150. The commission shall conduct at least one public hearing prior to adopting any annual audit and report.

"H. To conduct at least one public hearing on each annual report by the state commission prepared pursuant to Health and Safety Code Section 130150, subdivision (b).

"I. Make copies of its annual audits and reports available to members of the general public on request and at no cost.

"J. To exercise all powers, duties, and functions as are prescribed by statute, the board of supervisors, and the commission."

Section 9. This ordinance shall take effect or 30 days from and after the date of its passage and before the expiration of fifteen (15) days after its passage, it shall be published once, with the names of the members voting for and against the same, in the Modesto Bee, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor _____, seconded by Supervisor _____, the foregoing resolution was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, the _____ day of _____, 2018, by the following called vote:

AYES: Supervisors:

NOES: Supervisors:

ABSENT: Supervisors:

Jim DeMartini, Chairman
of Board of Supervisors
County of Stanislaus, State of California

ATTEST:

ELIZABETH A. KING,
CLERK OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF STANISLAUS, STATE OF CALIFORNIA

By _____
Deputy Clerk

APPROVED AS TO FORM:

JOHN P. DOERING
COUNTY COUNSEL

By  _____
Amanda M. DeHart
Deputy County Counsel

**DECLARATION OF PUBLICATION
(C.C.P. S2015.5)**

**COUNTY OF STANISLAUS
STATE OF CALIFORNIA**

I am a citizen of the United States and a resident Of the County aforesaid; I am over the age of Eighteen years, and not a party to or interested In the above entitle matter. I am a printer and Principal clerk of the publisher of THE MODESTO BEE, printed in the City of MODESTO, County of STANISLAUS, State of California, daily, for which said newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of STANISLAUS, State of California, Under the date of February 25, 1951, Action No. 46453; that the notice of which the annexed is a printed copy, has been published in each issue there of on the following dates, to wit:

Jun 19, 2018

I certify (or declare) under penalty of perjury That the foregoing is true and correct and that This declaration was executed at

MODESTO, California on

June 19th, 2018

(By Electronic Facsimile Signature)

Cynthia A. Villarreal

STANISLAUS COUNTY
ORDINANCE C.S. 1215

NOTICE IS HEREBY GIVEN that on June 26, 2018, at 9:00 a.m., or as soon thereafter as the matter may be heard, the Stanislaus County Board of Supervisors will meet in the Basement Chambers, 1010 10th St., Modesto, CA, to consider the adoption and the waiving of the second reading of Ordinance C.S. 1215. This ordinance amends Stanislaus County Code Chapter 9.70 "Stanislaus County's Children and Families First Commission" to update commission membership requirements, include the commission's new name, and make minor language adjustments to comport with the state statute.

NOTICE IS FURTHER GIVEN that a full copy of the proposed ordinance is available for review in the Clerk of the Board Office, 1010 10th Street, Suite 6700, Modesto, CA. For further information, contact David Jones, Executive Director of the Stanislaus County Children and Families Commission at (209) 558-6218 or at 930 15th Street, Modesto, CA.

BY ORDER OF THE BOARD OF SUPERVISORS. DATED: June 12, 2018. ATTEST: ELIZABETH A. KING, Clerk of the Board of Supervisors of the County of Stanislaus, State of California. BY: Pam Villarreal, Assistant Clerk of the Board.

Pub Dates Jun 19, 2018