ORDINANCE NO. 1629

AN ORDINANCE AMENDING DIVISION 3 OF CHAPTER 2 OF THE SOLANO COUNTY CODE RELATED TO THE OFFICES OF PUBLIC GUARDIAN, PUBLIC ADMINISTRATOR, AND HEALTH AND SOCIAL SERVICES DEPARTMENT AND DIRECTOR

WHEREAS, pursuant to Government Code sections 24000, 24001(a) and 27430, the offices of public administrator and public guardian are created;

WHEREAS, pursuant to Government Code section 24011(b), the County of Solano is authorized to appoint the same person to the offices of public administrator and public guardian;

WHEREAS, the Solano County Board of Supervisors has determined that the needs of elderly and disabled adults would be best served by having those needs addressed by a single County department;

The Solano County Board of Supervisors ordains as follows:

Section 1. Section 2-90 is repealed.

Section 2. Section 2-90 is added:

Section 2-90. Office created.

Pursuant to Government Code section 24001(a), the office of public administrator is established.

Section 3. Section 2-91 is repealed.

Section 4. Section 2-91 is added:

Section 2-91. Appointment.

The Board of Supervisors shall appoint the public administrator who shall serve at the pleasure of the board. Pursuant to Government Code section 24011(b), the board of supervisors may appoint the same person to the offices of public administrator and public guardian.

Section 5. Section 2-92 is added to read:

Section 2-92. Authority and duties

The authority and duties of the public administrator shall be established by Probate Code section 7600 and following and applicable federal, state or local laws and regulations.
Section 6. Section 2-93 is added to read:

Section 2-93. Responsible Department

The public administrator shall report to the director of the department of health and social services.

Section 7. Section 2-111 is amended:

Section 2-111. Director Appointed; Public Administrator and Public Guardian

The office of the director of health and social services is established. The director of health and social services is appointed as the public administrator and public guardian. The board of supervisors shall appoint the director. Notwithstanding California Welfare and Institutions Code section 10801, the director shall serve at the pleasure of the board of supervisors to the extent permitted by law. The director shall receive compensation and benefits and perform such duties as prescribed by a resolution of the board of supervisors.

Section 8. Section 2-112 is amended to read:

Section 2-112. Duties

The department shall advise and assist the board of supervisors in the administration of state and federal laws relative to Aid to Families with Dependent Children, Medi-Cal, Food Stamps, General Assistance, and other program-related assistance, and all state and federal laws and county ordinances relative to Child Protective Services and Adult Protective Services, general social and public welfare and relief, and to investigate such applications for and to report to the board of supervisors. The department shall also advise and assist the board of supervisors in the administration of state laws relative to county health, mental health, alcoholism and drug abuse functions. The department shall also perform the duties associated with the offices of public administrator and public guardian.

Section 9. Section 2-113 is repealed.

Section 10. Section 2-113 is added to read:

Section 2-113. Office Created

Pursuant to Government Code section 27430, the office of public guardian is established.

Section 11. Section 2-114 is repealed.
Section 12. Section 2-114 is added to read:

Section 2-114. Appointment

The board of supervisors shall appoint the public guardian, who shall serve at the pleasure of the board. Pursuant to Government Code section 24011(b), the board of supervisors may appoint the same person to the offices of public administrator and public guardian.

Section 13. Section 2-118 is added to read:

Section 2-118. Responsible Department

The public guardian shall report to the director of the department of health and social services.

Section 14. This ordinance will be effective thirty (30) days after its adoption, and will be operative as follows:

1. The operative date of Section 7 of this Ordinance shall be November 5, 2003.

2. Sections 6 and 13 of this Ordinance shall sunset at midnight on November 4, 2003.

Section 15. A summary of this ordinance will be published within fifteen (15) days after its adoption, in the Fairfield Daily Republic, a newspaper of general circulation in Solano County.
Ordinance No. 1629 is passed and adopted by the Solano County Board of Supervisors on May 27, 2003 by the following votes:

AYES: Supervisors Kondylis, Vasquez, and Vice-Chairman Silva

NOES: Supervisors None

EXCUSED: Supervisors Chairman Kromm

Attest:
Michael D. Johnson, Clerk
Board of Supervisors

By: Deputy

First Reading: May 6, 2003
Second Reading: May 27, 2003

Effective Date: June 27, 2003
Operative Date: June 27, 2003; November 5, 2003 - Section 7 only
Expiration Date: November 4, 2003 – Sections 6 and 13 only