

# County of Santa Cruz

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## BOARD OF SUPERVISORS

701 OCEAN STREET, SUITE 500, SANTA CRUZ, CA 95060-4069

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SECOND DISTRICT

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AGENDA: 2/6/01

January 17, 2001

BOARD OF SUPERVISORS  
County of Santa Cruz  
701 Ocean Street  
Santa Cruz, CA 95060

RE: CHANGES TO COUNTY CODE SECTION 2.38.200, SUBSECTION (B)

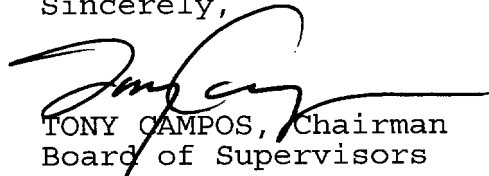
Dear Members of the Board:

Attached is a letter from Andrea Smith, Coordinator for the Commission on Disabilities, conveying the Commission's request that the Board make a change to County Code Section 2.38.200, subsection (B), as it relates to the reporting of vacancies on County advisory bodies. A copy of the current language is attached. The Commission is requesting that the language contained in this section be amended, as follows:

- B. Any notice of resignation shall be submitted in writing to the Commission or committee chairperson and forwarded by the chairperson to the board and the clerk of the board. Any vacancy caused by the death, disability incapacitation or any other circumstance shall be reported in writing by the commission or committee chairperson to the board and the clerk of the board.

I certainly believe that it would be appropriate for the Board to make this change. Accordingly, I recommend that the Board direct County Counsel to prepare an ordinance revising Section 2.38.200, subsection (B), of the County Code to reflect the change outlined above and to return the draft ordinance to the Board for consideration on or before February 27, 2001.

Sincerely,

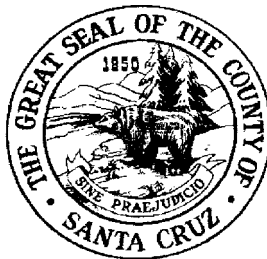
  
TONY CAMPOS, Chairman  
Board of Supervisors

TC:ted  
Attachments

cc: Commission on Disabilities  
County Counsel

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## COMMISSION ON DISABILITIES

## COUNTY OF SANTA CRUZ

Email [commissions@co.santa-cruz.ca.us](mailto:commissions@co.santa-cruz.ca.us)  
 Website: [www.co.santa-cruz.ca.us](http://www.co.santa-cruz.ca.us)

701 Ocean Street, Room 30, Santa Cruz, CA 95060  
 ph# 831-454-2355 fax# 831-454-2433

January 9, 2001

Chair Mardi Wormhoudt  
 Santa Cruz County Board of Supervisors  
 701 Ocean Street  
 Santa Cruz, CA 95060

Dear Chair Wormhoudt:

The Commission on Disabilities would like to thank the Board of Supervisors for eliminating the use of the term "handicap" in County language and using "disability" in its place. As you know, words are very powerful in shaping public attitudes and perception so we are always acutely aware of how people with disabilities are portrayed both verbally and in print.

We have come across an instance in a County ordinance where "disability" has been used to describe a state of incapacitation. This is not only degrading but also inaccurate. As you know, disability does not preclude a person from serving on a Commission as it describes in this particular ordinance.

We would like to recommend that the Board direct County Counsel to amend the County ordinance pertaining to Boards, Commissions, and Committees Generally section 2.38.200-B to read as the follows:

B. Any notice of resignation shall be submitted in writing to the commission or committee chairperson and forwarded by the chairperson to the board and the clerk of the board. Any vacancy caused by the death, ~~disability~~ incapacitation or any other circumstance shall be reported in writing by the commission or committee chairperson to the board and the clerk of the board.

Thank you in advance for your consideration of this matter. Please feel free to contact the Commission should you require any further information on this issue.

Sincerely,

Andrea Smith  
 Commission on Disabilities Coordinator

**2.38.190**

department, the department head may designate his or her representative to serve as **administrative** secretary.

B. An agency or department head may at his or her own discretion, designate staff to assist a department advisory group. (Ord. 4573 § 1 (part), 1999: prior code § 3.01.080(f); Ord. 2078, 12/17/74)

**238.200 Vacancies—Reporting.**

A. A vacancy **shall** exist and shall be reported in writing by **the** commission or committee chairperson to the board of supervisors, the clerk of **the** board, **and** the member vacating his or her seat when ever a commission or committee member fails to attend three consecutive regular meetings without good cause entered in the minutes of the commission or committee.

B. Any notice of resignation **shall** be submitted in writing to the commission or **committee** chairperson and forwarded by the chairperson to the board and the clerk of the board. Any vacancy caused by the death, **disability** or any other circumstance shall be reported in writing by the commission or committee chairperson to the board and the clerk of **the** board.

C. Whenever the board receives knowledge of a vacancy, from whatever source, it shall proceed to fill the vacancy pursuant to Section 2.38.220. (Ord. 4573 § 1 (part), 1999: prior code § 3.01.080(j)(3); Ord. 2078, 12/17/74; Ord. 2390, 2/8/77; Ord. 3044, 2/24/81; Ord. 3285, 8/3/82)

**238.210 Filling scheduled vacancies.**

On or before December 31st of each year, the clerk of the board of supervisors shall prepare an appointment list of all regular and ongoing commissions and com-

mittees, which **shall** contain the following information:

A. A list of all appointive terms which will expire during **the** next calendar year, with the name of the incumbent appointee, the date of appointment, the date the term expires, and the necessary **qualifications** for the position.

B. A list of ail commissions and committees whose members serve at the pleasure of the board of supervisors and the necessary qualifications for each position. (Ord. 4573 § 1 (part), 1999: prior code § 3.01.080(j)(3); Ord. 2078, 12/17/74; Ord. 2390, 2/8/77; Ord. 3044, 2/24/81; Ord. 3285, 8/3/82)

**2.38.220 Filling unscheduled vacancies.**

A. Whenever any unscheduled vacancy occur8 in **any** commission or committee, whether due to removal, resignation, **death**, termination, or other causes, a special notice of vacancy shall be posted in the office of the clerk of the board, and no appointment to **fill** such vacancy shall be made **until** at least ten working days have **passed** after **the** posting of such notice, except as provided herein.

B. If the vacancy is for an appointment to be made by an individual supervisor, **the** appointing supervisor may make a nomination to fill such vacancy at any time after the ten-day period has expired, by placing a letter recommending a person for appointment on the board's consent agenda

C. When an unscheduled vacancy is for au appointment to be made by the board as a whole, on an at-large basis, the special notice of vacancy shall be placed on the consent agenda of the board within twenty days after the vacancy occurs. Nominations