

1 MARIPOSA COUNTY ORDINANCE NO. 531

2 AN ORDINANCE AMENDING THE MARIPOSA COUNTY CODE BY
3 AMENDING CHAPTER 2.12 THEREOF RELATING TO COUNTY COUNSEL

4 The Board of Supervisors of the County of Mariposa, a
5 political subdivision of the State of California, does hereby
6 ordain as follows:

7 SECTION I: Chapter 2.12 of the Mariposa County Code
8 relating to County Counsel is deleted, and a new Chapter 2.12
9 is added to read in its entirety as follows:

10 CHAPTER 2.12

11 COUNTY COUNSEL*

12 Sections:

- 13 2.12.010 Office established.
14 2.12.020 Qualifications.
15 2.12.030 Salary and benefits.
16 2.12.040 Duties.
17 2.12.050 Limit of authority.
18 2.12.060 Other assistants.
19 2.12.070 Use of county and outside services.

20 2.12.010 Office established. There is created the
21 office of county counsel to be filled by the board of
22 supervisors. The county counsel serves at the pleasure of
23 the board of supervisors.

24 2.12.020 Qualifications. The county counsel shall be
25 chosen on the basis of administrative and executive ability,
26 education, experience, and knowledge of governmental opera-
27 tions. He/she shall be an attorney licensed to practice in
28 the state at the time of his/her appointment. At the time
of his/her appointment, he/she must be a citizen of the
United States but need not reside in Mariposa County or in
the state. However, he/she shall promptly become a resident
of Mariposa County, and he/she shall remain a resident dur-
ing his/her tenure in office. He/She shall devote his/her
entire time to the duties of his/her office and shall not
engage in any other practice of law.

26 2.12.030 Salary and benefits. The salary of the county
27 counsel shall be set by Resolution. He/She is granted all
28 of the benefits conferred on other county employees as set
out in Mariposa County Personnel Policies and Procedures
Handbook.

1 2.12.040 Duties. The county counsel shall discharge
2 all duties as set out in Government Code §27642, act as in-
3 vestigator in difficult cases for the board, represent the
4 board in important public meetings and causes, and perform
5 other related duties.

6 2.12.050 Limit of authority. No provision of this
7 chapter is intended to vest in the county counsel any duty,
8 or grant to him/her any authority, which is vested by gen-
9 eral law in any other county officer or employee. No limi-
10 tation on the authority and powers of the county counsel
11 shall be implied from any omission in this chapter to dele-
12 gate expressly to the county counsel any authority, duty, or
13 function.

14 2.12.060 Other assistants. The county counsel may em-
15 ploy assistants and assign them the duties prescribed in
16 this chapter. The employment of assistants must be author-
17 ized by the board of supervisors by resolution, and each
18 assistant shall be employed under the county merit system.

19 2.12.070 Use of county and outside services. With the
20 approval of the board of supervisors, the county counsel may
21 use the services of personnel of other departments and
22 agencies under the control of the board and the services of
23 outside experts and consultants.

24 SECTION II: This ordinance shall take effect and be
25 operative 30 days from the date of its passage pursuant to
26 Government Code §25123.

27 PASSED AND ADOPTED by the Board of Supervisors of the
28 County of Mariposa this 8th day of January, 1980, by
the following vote:

AYES: Erickson, Dalton, Moffitt, Taber, Clark

NOES: None

ABSTAINED: None

ABSENT: None


Eric J. Erickson
Chairman
Board of Supervisors

ATTEST:


JOAN J. LYNK, Clerk of the Board

shall perform those duties prescribed by law for the county clerk as ex officio clerk of the board of supervisors or for the clerk of the board of supervisors and such additional duties as the board of supervisors shall prescribe. Such person may perform all the duties vested in the county clerk excepting those duties vested in the county clerk as ex officio clerk of the superior court or registrar of voters and may take acknowledgements and administer and certify oaths in the performance of such person's official duties. (Ord. 492(part), 1978).

2.08.040 Office of county clerk not to be consolidated.
The office of county clerk shall not be consolidated with any other office and the duties of the county clerk shall be those duties set out in Section 26800 et seq. of the Government Code excepting the position of ex officio clerk of the board of supervisors pursuant to the provisions of Section 25100.5 of the Government Code. (Ord. 492(part), 1978).

2.08.050 Duties of the clerk of the board of supervisors. The clerk of the board of supervisors shall perform those duties prescribed in Section 25101 et seq. of the Government Code and such other additional duties as prescribed by the board of supervisors from time to time. (Ord. 492(part), 1978).

Chapter 2.12

COUNTY COUNSEL^{*} ADMINISTRATIVE ASSISTANT^{*}

Sections:

2.12.010 Office established.

* For statutory provisions on county counsel, see Gov. Code §27640 et seq.

Sections: (Continued)

- 2.12.020 Qualifications.
 2.12.030 Salary and benefits.
 2.12.040 Duties.
 2.12.050 Limit of authority.
 2.12.060 Other assistants.
 2.12.070 Use of county and outside services.

2.12.010 Office established. There is created the office of county counsel ~~administrative assistant~~ to be filled by the board of supervisors. The county counsel ~~administrative assistant~~ serves at the pleasure of the board of supervisors. (Ord. 382 §1, 1974).

2.12.020 Qualifications. The county counsel ~~administrative assistant~~ shall be chosen on the basis of administrative and executive ability, education, experience and knowledge of governmental operations. He shall be an attorney licensed to practice in the state at the time of his appointment. At the time of his appointment, he must be a citizen of the United States but need not reside in Mariposa County or in the state. However, he shall promptly become a resident of Mariposa County, and he shall remain a resident during his tenure of office. He shall devote his entire time to the duties of his office and shall not engage in any other business or occupation. (Ord. 382 §2, 1974).

2.12.030 Salary and benefits. The salary of the county counsel ~~administrative assistant~~ shall be fixed at the sum of ~~\$23,337~~ annually as fixed by Ordinance ~~454~~ ⁴⁵³⁻⁷⁷⁻²⁰⁹. He is granted all of the benefits conferred on other county employees as set out in Mariposa County ~~Ordinance No. 410~~ ^{Ord. 410} and its amendments. (Ord. 469 §B(11) and (12), 1977; Ord. 441, 1977; Ord. 437 §1, 1976; Ord. 382 §3, 1974).

2.12.040 Duties. The county counsel ~~administrative assistant~~ shall:

A. Discharge all duties as set out in Government Code §27642;

B. ~~Act as assistant to the chairman of the board of supervisors in field work directly connected with matters which are the responsibility of the board. On assignment by the chairman, he shall perform similar duties for other members of the board.~~ He shall act as investigator in difficult cases for the board, represent the board in important public meetings and causes, and perform other related duties. (Ord. 382 §4, 1974).

2.12.050 Limit of authority. No provision of this chapter is intended to vest in the county counsel ~~administrative~~

~~assistant~~ any duty, or grant to him any authority, which is vested by general law in any other county officer or employee. No limitation on the authority and powers of the county counsel ~~administrative assistant~~ shall be implied from any omission in this chapter to delegate expressly to the county counsel ~~administrative assistant~~ any authority, duty, or function. (Ord. 382 §5, 1974).

2.12.060 Other assistants. The county counsel ~~administrative assistant~~ may employ assistants and assign them the duties prescribed in this chapter. The employment of assistants must be authorized by the board of supervisors by resolution, and each assistant shall be employed under the county merit system. (Ord. 382 §6, 1974).

2.12.070 Use of county and outside services. With the approval of the board of supervisors, the county counsel ~~administrative assistant~~ may use the services of personnel of other departments and agencies under the control of the board and the services of outside experts and consultants. (Ord. 382 §7, 1974).

Chapter 2.16

PUBLIC GUARDIAN*

Sections:

- 2.16.010 Designated.
- 2.16.020 Powers--Duties.
- 2.16.030 Bond required.
- 2.16.040 Compensation.
- 2.16.050 Ex officio deputy public guardian.

2.16.010 Designated. Pursuant to Welfare and Institution Code Section 8001, the public administrator of the county is designated ex officio public guardian of the county. (Ord. 270 §1, 1966).

2.16.020 Powers--Duties. The public guardian shall have all of the powers and duties set forth in Chapter 1 of Division 8 of the Welfare and Institutions Code, commencing with Section 8000, and such additional powers and duties as may be provided by law. Except as otherwise provided by law,

* For statutory provisions on public guardians, see Welf. and Inst. Code §8000 et seq.