



Agenda

FAMILY AND HUMAN SERVICES COMMITTEE

May 3, 2010
1:00 P.M.

651 Pine Street, Room 101, Martinez

Supervisor Gayle B. Uilkema, District II, Chair
Supervisor Federal D. Glover, District V, Vice Chair

Agenda Items:

Items may be taken out of order based on the business of the day and preference of the Committee

1. Introductions
2. Public comment on any item under the jurisdiction of the Committee and not on this agenda (speakers may be limited to three minutes).
3. #25 – Local Child Care & Development Planning Council – Recommendations for Appointment to the Council
Presenter: Ruth Fernandez, LPC
4. #92 – Local Child Care & Development Planning Council – Countywide Child Care Plan (includes priorities) – An annual update on the planning process
Presenter: Ruth Fernandez, LPC
5. #82 – Second Hand Smoke Ordinance – An Annual Update including recommendations for changes to the Ordinance
Presenter: Denice Dennis, Public Health

Next regularly scheduled meeting of the Family and Human Services Committee will be held on June 7, 2009, at 651 Pine Street, Room 101, 1:00 P.M.

☺ *The Family and Human Services Committee will provide reasonable accommodations for persons with disabilities planning to attend Committee meetings. Contact the staff person listed below at least 72 hours before the meeting.*

📁 *Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the County to a majority of members of the Family and Human Services Committee less than 96 hours prior to that meeting are available for public inspection at 651 Pine Street, 10th floor, during normal business hours.*

✉ *Public comment may be submitted via electronic mail on agenda items at least one full work day prior to the published meeting time.*

For Additional Information Contact:

Dorothy Sansoe, Committee Staff
Phone (925) 335-1009, Fax (925) 646-1353
dsans@cao.cccounty.us

Glossary of Acronyms, Abbreviations, and other Terms (in alphabetical order):

Contra Costa County has a policy of making limited use of acronyms, abbreviations, and industry-specific language in its Board of Supervisors meetings and written materials. Following is a list of commonly used language that may appear in oral presentations and written materials associated with Board meetings:

AB	Assembly Bill	HCD	(State Dept of) Housing & Community Development
ABAG	Association of Bay Area Governments	HHS	Department of Health and Human Services
ACA	Assembly Constitutional Amendment	HIPAA	Health Insurance Portability and Accountability Act
ADA	Americans with Disabilities Act of 1990	HIV	Human Immunodeficiency Syndrome
AFSCME	American Federation of State County and Municipal Employees	HOV	High Occupancy Vehicle
AICP	American Institute of Certified Planners	HR	Human Resources
AIDS	Acquired Immunodeficiency Syndrome	HUD	United States Department of Housing and Urban Development
ALUC	Airport Land Use Commission	Inc.	Incorporated
AOD	Alcohol and Other Drugs	IOC	Internal Operations Committee
BAAQMD	Bay Area Air Quality Management District	ISO	Industrial Safety Ordinance
BART	Bay Area Rapid Transit District	JPA	Joint (exercise of) Powers Authority or Agreement
BCDC	Bay Conservation & Development Commission	Lamorinda	Lafayette-Moraga-Orinda Area
BGO	Better Government Ordinance	LAFCo	Local Agency Formation Commission
BOS	Board of Supervisors	LLC	Limited Liability Company
CALTRANS	California Department of Transportation	LLP	Limited Liability Partnership
CalWIN	California Works Information Network	Local 1	Public Employees Union Local 1
CalWORKS	California Work Opportunity and Responsibility to Kids	LVN	Licensed Vocational Nurse
CAER	Community Awareness Emergency Response	MAC	Municipal Advisory Council
CAO	County Administrative Officer or Office	MBE	Minority Business Enterprise
CCHP	Contra Costa Health Plan	M.D.	Medical Doctor
CCTA	Contra Costa Transportation Authority	M.F.T.	Marriage and Family Therapist
CDBG	Community Development Block Grant	MIS	Management Information System
CEQA	California Environmental Quality Act	MOE	Maintenance of Effort
CIO	Chief Information Officer	MOU	Memorandum of Understanding
COLA	Cost of living adjustment	MTC	Metropolitan Transportation Commission
ConFire	Contra Costa Consolidated Fire District	NACo	National Association of Counties
CPA	Certified Public Accountant	OB-GYN	Obstetrics and Gynecology
CPI	Consumer Price Index	O.D.	Doctor of Optometry
CSA	County Service Area	OES-EOC	Office of Emergency Services-Emergency Operations Center
CSAC	California State Association of Counties	OSHA	Occupational Safety and Health Administration
CTC	California Transportation Commission	Psy.D.	Doctor of Psychology
dba	doing business as	RDA	Redevelopment Agency
EBMUD	East Bay Municipal Utility District	RFI	Request For Information
EIR	Environmental Impact Report	RFP	Request For Proposal
EIS	Environmental Impact Statement	RFQ	Request For Qualifications
EMCC	Emergency Medical Care Committee	RN	Registered Nurse
EMS	Emergency Medical Services	SB	Senate Bill
EPSDT	State Early Periodic Screening, Diagnosis and treatment Program (Mental Health)	SBE	Small Business Enterprise
et al.	et ali (and others)	SWAT	Southwest Area Transportation Committee
FAA	Federal Aviation Administration	TRANSPAC	Transportation Partnership & Cooperation (Central)
FEMA	Federal Emergency Management Agency	TRANSPLAN	Transportation Planning Committee (East County)
F&HS	Family and Human Services Committee	TRE or TTE	Trustee
First 5	First Five Children and Families Commission (Proposition 10)	TWIC	Transportation, Water and Infrastructure Committee
FTE	Full Time Equivalent	VA	Department of Veterans Affairs
FY	Fiscal Year	vs.	versus (against)
GHAD	Geologic Hazard Abatement District	WAN	Wide Area Network
GIS	Geographic Information System	WBE	Women Business Enterprise
		WCCTAC	West Contra Costa Transportation Advisory Committee

Schedule of Upcoming BOS Meetings

May 11

May 18

May 25



MEMORANDUM

DATE: May 3, 2010

TO: Family and Human Services Committee
 Supervisor Gayle B. Uilkema, District II, Chair
 Supervisor Federal D. Glover, District V, Vice Chair

Contra Costa County Office of Education
 Dr. Joseph A. Ovick, Contra Costa County Superintendent of Schools
 Dr. Susan Magnone, Associate Superintendent, Educational Services

FROM: Ruth Fernández, LPC Coordinator/Manager, Educational Services

SUBJECT: **Referral #25- Contra Costa County Local Planning Council for Child Care and Development (LPC)**
1) APPOINTMENTS 2) SEAT VACANCIES

RECOMMENDATION(S):

1) **APPOINT** the following new members to the Contra Costa County Local Planning Council for Child Care and Development, as recommended by the Local Planning Council:

<u>Name</u>	<u>Seat</u>	<u>Area</u>
B. Silvana Mosca-Carreon	Child Care Provider 2	West County
Deborah Penry	Community 2	Central/South County
Douglas Rowe	Public Agency 2	Central/South County
Kathy Lafferty	Child Care Provider 3	Central/South County
Margaret Wiegert Jacobs	Community 3	Central/South County

2) **DECLARE** vacant the following seat categories:

<u>Name</u>	<u>Seat</u>	<u>Area</u>
Erin Hill Freschi- resignation	Consumer 3	Central/South County
Alexandra Montgomery Preston- resignation	Public Agency 1	West County

See attached supportive documentation and current Local Planning Council Member Roster.

REASON/S FOR RECOMMENDATION:

The Contra Costa County Local Planning Council for Child Care and Development (LPC) was established in April 1998. Required by AB 1542, which was passed in 1993, thirty members of the LPC were appointed by the County Board of Supervisors and the County Superintendent of Schools. Childcare consumers and providers, public agency representatives, and community representatives each

comprise 20% of the LPC. The remaining 20% are discretionary appointees. Membership is for a three-year term. On January 7, 2003, membership was decreased from 30 to 25 members, due to the difficulty being experienced in filling all of the seats. Membership consists of the following:

- Five consumer representatives - a parent or person who receives or has received child care services in the past 36 months;
- Five child care providers - a person who provides child care services or represents persons who provide child care services;
- Five public agency representatives - a person who represents a city, county, city and county, or local education agency;
- Five community representatives - a person who represents an agency or business that provides private funding for child care services or who advocates for child care services through participation in civic or community based organizations;
- Five discretionary appointees - a person appointed from any of the above four categories or outside of those categories at the discretion of the appointing agencies.

Appointments to the Contra Costa County Local Planning Council for Child Care and Development (LPC) are subject to the approval of the Board of Supervisors and County Superintendent of Schools, Dr. Joseph Ovick. The Board of Supervisors designated the Family and Human Services Committee to review and recommend appointments on their behalf. Dr. Susan Magnone, Associate Superintendent, Educational Services has been designated to review and recommend appointments on behalf of the County Superintendent of Schools.



Contra Costa County
Local Planning Council for Child Care and Development

APPLICATION FOR MEMBERSHIP

Name: B. Silvana Mosca - Carreón
Home Address: 208 Milbrook Dr City: Pittsburg Zip: 94565
Business/Agency/Affiliation: The National Hispanic University – El Nuevo Mundo
Address: 1707 Pennsylvania Avenue City: Richmond Zip: 94801
Type of Organization: Educational Position: Program Director
Day Phone: (510) 233-2329 FAX : (510) 965-1771
Email: bcarreon@nhu.edu

A. CATEGORIES FOR APPOINTMENT

The County Board of Supervisors and the Superintendent of Schools make appointments to the Child Care and Development Planning Council. Members must live or work in Contra Costa County. Twenty percent of the Planning Council members are to be drawn from each of the following categories described below: Child Care Consumer, Child Care Provider, Community Representative, Public Agency Representative, and All Other. Please indicate which categories you could represent.

1. Consumer of Child Care Services - Using childcare or have used it within the past 36 months.

Are you currently utilizing Child Care? Yes No Date you last used it: _____
Type of Care: _____ Location: _____
Length of Time as a Consumer: _____

2. Child Care Provider- Check the types of care you provide and note the number of children:

_____ Licensed family care provider	# of children licensed for _____
<input checked="" type="checkbox"/> Licensed & publicly funded child care center	# of children licensed for <u>97</u>
_____ Licensed, private for profit, or private non-profit child care center	# of children licensed for _____
_____ Subsidized Child Care Program	# of children licensed for _____
_____ License exempt child care provider	# of children cared for _____

Location of your facility: Richmond Program/Center Name: _____
_____ NHU – El Nuevo Mundo C.C.

3. Community Representative:

Includes civic or community based agencies or business that advocate for child care but do NOT provide child care or contract with the California Department of Education to provide child care and developmental services.

Organization: _____ Service Provided: _____

Location: _____ Service Area: _____

4. Public Agency Representative - Including city, county and local education agencies.

Agency: _____ Service Area: _____

5. All Other - Please describe:

Private non-profit organization

B. GEOGRAPHIC, ETHNIC, AND CULTURAL DIVERSITY REPRESENTATION

CalWORKS legislation AB 1542 (Education Code 8499.3 d) states, "Every effort shall be made to ensure that the ethnic racial, and geographic composition of the local planning council is reflective of the ethnic, racial, and geographic distribution of the population of the county"

Please indicate your ethnic origin:

- White (non-Hispanic)
- Black (Includes African, Jamaican, Trinidad and West Indian)
- Hispanic (includes Mexican, Puerto Rican, Cuban, Latin American or Spanish)
- Asian or Pacific Islander (includes Pakistani, East Indian, Japanese, Tongan, Filipino, Laotian, or Vietnamese)
- American Indian or Alaskan Native (includes persons who identify themselves or are known as such by virtue or tribal association)
- Other _____

Which region of the County would you represent? West

C. CURRENT COUNCIL INVOLVEMENT:

Are you currently an active participant on a Council Committee? No Yes

If yes,

Which Committee: Children's Forum

What is your participation? Volunteer – Planning Committee

D. INTERESTS:

Personal/Professional areas of interest/experience/skills that could benefit the Council:

Young children success have been my main concern all my life. I have been the director of a bilingual preschool for 31 years. I like to organize conferences and fundraisings activities.

I am interested in becoming a Council representative because:

Children are our future and the first years of their lives are the most important for the education. I would like to see how the council can help.

E. MEMBER RESPONSIBILITIES:

Members are expected to attend regular meetings on the fourth Thursday of January, March, May, July, September, and the first Thursday of December, from 5:30 p.m. to 7:30 p.m. and participate in at least one committee. Additional meetings may be scheduled for training and council business.

Are you able to commit to regular participation, given this schedule: Yes No

If needed, do you have the support of your agency/employer to be an active member of the Council?

Yes No

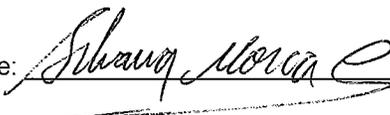
F. How did you hear about the Planning Council?

I have been attending meetings to plan the children's forum for the past 5 years. Kathy Roof talked to me about it.

Please attach your resume and a letter of interest with this application.

Mail completed application, resume and letter of interest to the Contra Costa County Local Planning Council (LPC) Coordinator at the Contra Costa County Office of Education, 77 Santa Barbara Road, Pleasant Hill, CA 94523.

For more information please call the LPC Coordinator at (925) 942-3413.

Signature:  Date: 12/02/2009



NHU / EL NUEVO MUNDO Children's Center

1707 Pennsylvania Avenue Richmond, CA 94801

Phone: (510)233-2329 / Fax: (510)965-1771

Contra Costa County

Local Planning Council for Child Care and Development

Contra Costa County Office of Ed.

77 Santa Barbara rd.

Pleasant Hill, Ca. 94523

To whom it may concern:

I am pleased that Ms. Kathy Roof, asked me to become a member of the Local Planning Council.

As a Director of a private non profit /subsidized children's Center for 30 years I see the need of active participation in the local and State agencies that deal with children's issues, this is important to work harder on their behalf and to make sure that they get the services they need and deserve.

Children are our future. The first 5 years are the most important part of a child's life and many times those are the years that are neglected.

I hope that the committee will accept my membership.

If you have any questions please do not hesitate to call me @ 510-734-5055

Sincerely yours

A handwritten signature in cursive script, reading "Blanca Silvana Mosca Carreon".

Blanca Silvana Mosca Carreon

Director

Blanca Silvana Mosca Carreon

208 Milbrook Dr.
Pittsburg, CA 94565
(925)439-7640

EDUCATION

State of California Commission On Teaching Credentialing .Child Development Program
Director Permit. Valid September 27, 2007 to October 1, 2012

Holy Name University, Oakland, California. Master of Arts Degree in Education, with
emphasis in International Education, 1978.

Holy Names University, Oakland, California. Certificate on teacher Effectiveness
Training,
1977.

Holy Names University, Oakland, California. Certificate to teach English as a second
language. (ESL Teaching Certificate), 1976.

Catholic University, Santa Maria, Arequipa, Peru. Bachelor of Arts Degree in Education
with emphasis in History, Geography, and Social Science, 1973.

EXPERIENCE

June 1999 to the present:

Full time director of The National Hispanic University -El Nuevo Mundo children's
Center , Richmond .Ca.

Active Member of the Contra Costa County Children's Center Directors Association

Working member of the Centralized Eligibility List of Contra Costa County

Working Member of the LPC Children's Forum

Working member of the National Association for Bilingual Educators

Advisory Board Member of General Chemical

June 1992 to 1999: The National Hispanic University; Education Department Chair,
Director of ECE and English as a Second Language.

Instructor of Spanish, Bilingual Terminology and ECE courses.

Coordinator of (ETS) Educational Testing Services, Citizens Tests, Oakland

Spanish Language Assessor, Pacific Bell

Director of the El Nuevo Mundo Children's Center

June 1990 to 1992: Consultant, California Department of Education member of the State Program Quality Review Team.

July 1989 to 1992: The National Hispanic University; Professor of Spanish and coordinator of the ECE program.

Director of SE SABE summer program, Guadalajara, Jalisco, Mexico.

Spanish Language Assessor, Pacific Bell

Director of the El Nuevo Mundo Children's Center

July 1987 to June 1989: Consultant, Health Department, Alameda County. Coordinator of the Child Safety Program.

July 1986 to June 1987: The National Hispanic University. Director of the Summer Spanish Program for special education professionals. Technical coordinator of the LAU center. Supervisor /Director of the EL Nuevo Mundo Children's Center.

July 1984 to 1986: The National Hispanic University; Professor of Spanish.

Director of the Foreign language Department.

Field Coordinator of the Multifunctional Support Service Center.

June – July 1985 Acting Director of the MFSC.

Supervisor/Director of the El Nuevo Mundo Bilingual Children's Center.

Coordinator of the Special Education Spanish Assessment for Bilingual Educators Program. SE SABE VI

July 1982 to June 1983: The National Hispanic University; Professor of Spanish.

Field Coordinator and Teacher Trainer of the Bilingual Education Service Center.

Supervisor of the El Nuevo Mundo Children's Center.

Spanish Language Instructor of the SE SABE IV Program Guadalajara, Jalisco, Mexico, Summer 1983.

July 1981 to June 1982: The National Hispanic University; Professor of Spanish.

Field Coordinator and Teacher Trainer of the Bilingual Education Service Center.

Supervisor of the el Nuevo Mundo Children's Center.

Spanish Language Instructor of the SE SABE III Program, Guadalajara, Jalisco, Mexico, Summer 1982.

July 1980 to June 1981: Bay Area Bilingual Education League; (BABEL)

Teacher Trainer and Zone Coordinator of the Bilingual Children's Center.

Spanish Language Instructor of the SE SABE II Program, Guadalajara, Jalisco, Mexico, Summer 1981. Supervisor El Nuevo Mundo Children's Center

July 1979 to June 1980: Bay Area Bilingual Education League; (BABEL)

Teacher Trainer and Zone Coordinator of the Bilingual Children's Center (BESC).

Spanish Language Instructor of the SE SABE I Program, Guadalajara, Jalisco, Mexico, Summer 1980.

*July 1978 to June 1979: Bay Area Bilingual Education League; (BABEL)
Teacher Trainer and Zone Coordinator of the Bilingual Children's Center (BESC).
Education Consultant for the Multilingual Assessments Prescription Program. (MAPS),
Berkeley U.S.D.
Whitter Elementary School
King Junior High School
Berkeley High School
Supervisor of the Project Vida Bilingual Childcare Center, Summer 1979.*

*March 1970 to December 1973: High School Teacher, San Pedro Elementary and High
school, Arequipa, Peru.*

SPECIAL SKILLS

Fluent Bilingual/Bicultural Spanish & English
15-years of successful track record as coordinator, presenter, designer of local, State and
National Conferences.

Conferences include:

The Annual Conference for Paraprofessionals
The Third Annual Conference of Multicultural Parents
The National Association for Bilingual Education Conference
The Annual Conference for Bilingual Educators
The National Hispanic University, Annual Convocations
The Multifunctional Support Service Center Regional Conference
The California Association for Bilingual Education Conference
National Hispanic University Founder's Day Dinner

REFERENCES

Dr. David Lopez. President
The National Hispanic University
14271 Story Rd.
San Jose, California, 95127

Mr. John Marquez
City of Richmond Council Member
Richmond, California

Ambassador Phillip Sanchez
President, Noticias del Mundo
401 5th Avenue - New York, New York 10016

**Contra Costa County
Child Care and Development Planning Council**

APPLICATION FOR MEMBERSHIP

Name: Deborah Penry

Home Address: 67 Rheem Blvd City: Orinda Zip: 94563

Business/Agency/Affiliation: CARE Parent Network

Address: 1340 Arnold Dr., Ste 115 City: Martinez Zip: 94553

Type of Organization: Family Resource Center Position: Early Education Coordinator

Day Phone: (925)313-0999 FAX: (925)370-8651 Email: dpenry@CAREParentNetwork.org

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Are you currently utilizing Child Care? Yes No Date you last used it: _____

Type of Care: _____ Location: _____

Length of Time as a Consumer: _____

- 2. Child Care Provider**- please check the types of care you provide and note the number of children:

_____ Licensed family care provider # of children licensed for _____

_____ Licensed & publicly funded child care center # of children licensed for _____

_____ Licensed, private for profit, or private non-profit child care center # of children licensed for _____

_____ Subsidized Child Care Program # of children licensed for _____

_____ License exempt child care provider # of children cared for _____

Location of your facility: _____

Program/Center Name: _____

- 3. Community Representative:** Includes civic or community based agencies or business that advocate for child care but do NOT provide child care or contract with the California Department of Education to provide child care and developmental services.

Organization: CARE Parent Network

Service Provided: resources & training for early education professionals who work with children with special needs

Location: Martinez, CA

Service Area: Contra Costa County

- 4. Public Agency Representative**- Including city, county, and local education agencies. Agency: _____ Service Area: _____

- 5. All Other**- Please describe:

B. GEOGRAPHIC, ETHNIC, AND CULTURAL DIVERSITY REPRESENTATION

CalWORKS legislation AB 1542 (Education Code 8499.3 d) states, "Every effort shall be made to ensure that the ethnic racial, and geographic composition of the local planning council is reflective of the ethnic, racial, and geographic distribution of the population of the county"

Please indicate your ethnic origin: _____ Which region of the County would you represent: Central County

- White (non-Hispanic)
- Black (Includes African, Jamaican, Trinidad and West Indian)
- Hispanic (includes Mexican, Puerto Rican Cuban, Latin American or Spanish)
- Asian or Pacific Islander (includes Pakistani, East Indian, Japanese, Tongan, Filipino, Laotian, or Vietnamese)
- American Indian or Alaskan Native (includes persons who identify themselves or are known as such by virtue or tribal association)
- Other _____

C. CURRENT COUNCIL INVOLVEMENT:

Are you currently an active participant on a Council Committee? ___ No X Yes

Which Committee: Project Advisory Committee What is your participation? I serve as a voting member because I am a member of the LPC.

D. INTERESTS: Personal/Professional areas of interest/experience/skills that could benefit the Council:

I am the parent of a child with special needs, and I work for an organization that serves families of children with special needs. I develop resources and trainings for early education professionals to help them successfully include children with special needs in their child care and preschool programs. Please see my resume (attached) for a summary of my professional background.

I am interested in becoming a Council representative because: I would like to promote inclusion of children with special needs in community-based child care programs by developing strategies, resources and training that will enable child care providers to feel competent to include children with special needs and will give child care providers the tools to include children with special needs successfully and in meaningful ways.

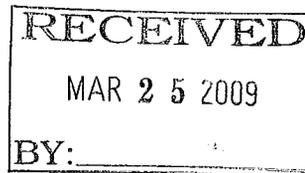
E. MEMBER RESPONSIBILITIES: Members are expected to attend regular meetings on the fourth Thursday of January, March, May, July, September, and the first Thursday of December, from 5:30 p.m. to 7:30 p.m. and participate in at least one committee. Additional meetings may be scheduled for training and council business.

Are you able to commit to regular participation, given this schedule: X Yes _____ No

If needed, do you have the support of your agency/employer to be an active member of the Council?
X Yes _____ No

F. How did you hear about the Planning Council? I initially heard about the LPC through my position with CARE Parent Network. I am currently a member of the LPC.

Signature: Deborah G. Kenney Date: 3/18/10



Deborah L. Penry

PERSONAL INFORMATION

Address: 67 Rheem Blvd.
Orinda, CA 94563

Phone: (925) 254-6712

Email: dpenry@earthlink.net

PROFESSIONAL INFORMATION

Address: CARE Parent Network
1340 Arnold Dr., Suite 115
Martinez, CA 94553

Phone: (925) 313-0999 x107

Email: dpenry@CAREParentNetwork.org

EDUCATION

University of Delaware, Newark, DE 19711
Bachelor of Arts in Biological Science with High Honors and Distinction, June 1979.

The College of William and Mary, Williamsburg, VA 23185
Master of Arts in Marine Science, August 1982.

University of Washington, Seattle, WA 98195
Doctor of Philosophy in Oceanography, August 1988.

PROFESSIONAL EXPERIENCE

Early Education Coordinator, CARE Parent Network, Martinez, CA, August 2006 – present

Educational Staff Member, Lawrence Hall of Science, University of California, Berkeley, CA,
January 2004 - present

Adjunct Faculty Member, Las Positas College, Livermore, CA, 2002-2006.

Assistant Professor, University of California at Berkeley, Department of Integrative Biology,
Berkeley, CA, 1991-2002

Adjunct Assistant Professor, University of Delaware, College of Marine Studies,
Lewes, DE, 1990 – 1992

Research Associate, University of Maryland, Horn Point Laboratory, Cambridge, MD, 1990 - 1992.

Postdoctoral Research Associate, University of Washington, School of Oceanography,
Seattle, WA, 1988 -1990.

Research Assistant, University of Washington, School of Oceanography, Seattle, WA, 1983-1988.

Research Associate, McNeese State University, U.S. Department of Energy Brine Disposal Monitoring
Program, Lake Charles, LA, 1982-1983.

Laboratory Technician, Core Laboratories, Inc., Lake Charles, LA, 1982-1983.

Research Assistant, Virginia Institute of Marine Science, Department of Invertebrate
Ecology, Gloucester Point, VA, 1979-1982.

PROFESSIONAL HIGHLIGHTS AS EARLY EDUCATION COORDINATOR FOR CARE PARENT NETWORK

Workshop organizer, "Road Map to Early Start and Special Education Preschool Services", Nov. 2006

Materials developed: Resource binder entitled "Resources for Professionals Serving Families of Children with Special Needs"

Workshop organizer, "Maximizing the Effectiveness of Early Intervention: Supporting Families of Children with Special Needs", Feb. 2007

Materials developed: Resource binder entitled "Supporting Families of Children with Special Needs"

Workshop organizer, "May I Play, Too? Resources for Including Children of All Abilities in Early Education and Child Care Programs", May 2007 and Oct. 2007.

Materials developed: "May I Play, Too?" Inclusion Kit

Workshop organizer, "Serving Children with Special Needs: Supporting Families of Diverse Cultures", Nov. 2007

Materials developed: Resource packet entitled "Supporting Families of Diverse Cultures"

Presenter, "Early Start and Family Resource Center Orientation", Ninth Annual Family Resources and Supports Institute, sponsored by California Department of Developmental Services. Feb. 2007.

Member, Contra Costa Inclusion Team, and participant in "All of Us Together...Moving to Inclusion: Challenging Our Assumptions About Challenging Behavior" Institute, organized by West Ed Center for Prevention. April 2007.

VOLUNTEER SERVICE FOR PERSONS WITH DEVELOPMENTAL DISABILITIES AND THEIR FAMILIES

Past member, Board of Directors, Developmental Disabilities Council of Contra Costa County

Resource Parent/Mentor Parent, CARE Parent Network, Martinez, CA

Member, Special Education Steering Committee for the Orinda Union School District, Orinda CA

Presenter, "Diverse Abilities" Week, Orinda Intermediate School, Orinda, CA

Presenter, "Supporting Parents of Children with Special Needs", Fall Harvest Conference, Los Medanos College, Contra Costa County, CA

Participant, "Early Childhood Education Summit", First Five Commission, Contra Costa County, CA

Past member, Ad Hoc Committee on Early Childhood Education, First Five Commission, Contra Costa County, CA

Participant, "Transfer of Knowledge" meetings, Contra Costa Child Care Council, Concord, CA

Presenter, new caseworker training, Regional Center of the East Bay

Presenter, Cross-training workshop, CARE Parent Network

Organizer, inclusion and general education workshop for parents, CARE Parent Network

PROFESSIONAL SERVICE (SCIENCE)

Organizing committee, National Academy of Sciences: Frontiers of Science Symposium, 1994, 1995.

Organizing committee, National Academy of Sciences: German-American Frontiers of Science Symposium, 1995, 1996, committee chair, 1996.

Organizing committee, National Academy of Sciences: Japanese-American Frontiers of Science Symposium, 1998.

National Science Foundation, Ocean Sciences, external reviewer & panel member.

National Science Foundation, Office of Polar Programs, panel member.

American Society of Limnologists and Oceanographers, panel member for DIALOG program, 1997.

American Society of Limnologists and Oceanographers, member of G. Evelyn Hutchinson Award committee, 1998-2002.

Department of Defense, Graduate Fellowships Program, Oceanography panel member 1997, panel chair 1999.

American Geophysical Union, member of Honors and Recognitions Committee, 2001-2004

American Geophysical Union, member of Ewing Medal Committee, 2004, 2005

PEER-REVIEWED PUBLICATIONS AND INVITED PRESENTATIONS (SCIENCE) -- provided on request

HONORS

Phi Beta Kappa Honor Society
Phi Kappa Phi Honor Society
Beta Beta Beta Biological Honor Society

AWARDS

H. Rodney Sharp Scholarship, University of Delaware
National Science Foundation Graduate Fellowship
Graduate Opportunities Research Assistantship, University of Washington
Whitson Scholarship, University of Washington
Alan T. Waterman Award, National Science Foundation
Young Investigator Award, National Science Foundation

MEMBERSHIPS (SCIENCE)

American Association for the Advancement of Science
American Geophysical Union

MEMBERSHIPS (EARLY EDUCATION)

National Association for the Education of Young Children (national & Contra Costa chapter)
Council for Exceptional Children: Division for Early Childhood

ACTIVITIES TO PROMOTE PARTICIPATION BY WOMEN & UNDER-REPRESENTED GROUPS IN SCIENCE

Penry, D.L. Developing a career in oceanography. Invited presentation at AWIS/GWIS Western Regional Leadership Conference, Davis, CA, March 1994

Invited participant at Women in Science Summit, Mills College, Oakland, CA, October 1994.

Invited participant at White House Briefing on Women in Science and Technology, sponsored by White House Office of Science and Technology Policy, March 1995.

Featured scientist in National Academy of Sciences photographic and biographical exhibit as part of Second Annual Program to Honor Women in Science and Engineering, National Academy of Sciences Building, Washington, D.C., April 1995.

Penry, D.L. 1996. Puppy-Peek-a-Boo and Cell: Required Reading for Scientist-Parents. Invited commentary and magazine cover photo. American Women in Science Magazine 25(4): 15.

Penry, D.L. Becoming an oceanographer. Invited presentation, Expanding Your Horizons (workshop on science, math & engineering careers for junior high girls), University of Nevada, Reno, Dec. 1998.



Contra Costa County
Local Planning Council for Child Care and Development

APPLICATION FOR MEMBERSHIP

Name: Douglas Rowe
Home Address: 718 Brown City: Martinez Zip: 94553
Business/Agency/Affiliation: City of Walnut Creek - Civic Arts Education
Address: 111 N. Wiget Lane City: Walnut Creek Zip: 94596
Type of Organization: City Gov. Position: Program Supervisor
Day Phone: (925) 943-5899 x 2471 FAX: (925) 988-9907
Email: rowe@arts-ed.org

A. CATEGORIES FOR APPOINTMENT

The County Board of Supervisors and the Superintendent of Schools make appointments to the Child Care and Development Planning Council. Members must live or work in Contra Costa County. Twenty percent of the Planning Council members are to be drawn from each of the following categories described below: Child Care Consumer, Child Care Provider, Community Representative, Public Agency Representative, and All Other. Please indicate which categories you could represent.

1. Consumer of Child Care Services - Using childcare or have used it within the past 36 months.

Are you currently utilizing Child Care? Yes No Date you last used it: _____
Type of Care: _____ Location: _____
Length of Time as a Consumer: _____

2. Child Care Provider- Check the types of care you provide and note the number of children:

_____ Licensed family care provider	# of children licensed for _____
_____ Licensed & publicly funded child care center	# of children licensed for _____
_____ Licensed, private for profit, or private non-profit child care center	# of children licensed for _____
_____ Subsidized Child Care Program	# of children licensed for _____
_____ License exempt child care provider	# of children cared for _____

Location of your facility: _____ Program/Center Name: _____

3. Community Representative:

Includes civic or community based agencies or business that advocate for child care but do NOT provide child care or contract with the California Department of Education to provide child care and developmental services.

Organization: _____ Service Provided: _____

Location: _____ Service Area: _____

4. Public Agency Representative - Including city, county and local education agencies.

Agency: City of Walnut Creek Service Area: Central County

5. All Other - Please describe:

B. GEOGRAPHIC, ETHNIC, AND CULTURAL DIVERSITY REPRESENTATION

CalWORKS legislation AB 1542 (Education Code 8499.3 d) states, "Every effort shall be made to ensure that the ethnic racial, and geographic composition of the local planning council is reflective of the ethnic, racial, and geographic distribution of the population of the county"

Please indicate your ethnic origin:

- White (non-Hispanic)
- Black (Includes African, Jamaican, Trinidad and West Indian)
- Hispanic (includes Mexican, Puerto Rican, Cuban, Latin American or Spanish)
- Asian or Pacific Islander (includes Pakistani, East Indian, Japanese, Tongan, Filipino, Laotian, or Vietnamese)
- American Indian or Alaskan Native (includes persons who identify themselves or are known as such by virtue or tribal association)
- Other _____

Which region of the County would you represent? Central

C. CURRENT COUNCIL INVOLVEMENT:

Are you currently an active participant on a Council Committee? _____ No Yes

If yes,

Which Committee: LPC

What is your participation? First Vice-Chair

D. INTERESTS:

Personal/Professional areas of interest/experience/skills that could benefit the Council:

38 yrs in the ECE field - teacher, director
14 yrs teaching Community College - LMC in ECE
Art Admin. - Active in CAAYC / NAAAYC

I am interested in becoming a Council representative because:

Continue to advocate and support programs for families and young children

E. MEMBER RESPONSIBILITIES:

Members are expected to attend regular meetings on the fourth Thursday of January, March, May, July, September, and the first Thursday of December, from 5:30 p.m. to 7:30 p.m. and participate in at least one committee. Additional meetings may be scheduled for training and council business.

Are you able to commit to regular participation, given this schedule: Yes _____ No

If needed, do you have the support of your agency/employer to be an active member of the Council?

Yes _____ No

F. How did you hear about the Planning Council?

CCCOE - Ruth Fernandez

Please attach your resume and a letter of interest with this application.

Mail completed application, resume and letter of interest to the Contra Costa County Local Planning Council (LPC) Coordinator at the Contra Costa County Office of Education, 77 Santa Barbara Road, Pleasant Hill, CA 94523.

For more information please call the LPC Coordinator at (925) 942-3413.

Signature: _____

Date: 4/8/10

RECEIVED
APR 6 2010
BY: _____



Cambridge Community Center
1146 Lacey Lane
Concord, California 94520
(925) 798-1078 Fax 827-4906

Ms. Ruth Fernandez

Local Planning Council Coordinator

Contra Costa County Office of Education

April 8, 2010

Dear Ruth and Council Members:

I would be honored to be appointed to the Local Planning Council for another term of office. It has been very exciting to participate in the Council and its partnerships in the new era of focus on early childhood, and interest in the professional growth of providers in the field. We are on the middle of our three year plan, and still have much to accomplish, even with many promising activities well begun. I really want to continue to be part of the Council and its committees.

I would appreciate your commendation to the Superintendent of Education, and to the Board of Supervisors, to appoint me to another term.

Sincerely yours,


Kathy Lafferty,

Executive Director, Cambridge Community Center



Contra Costa County
Local Planning Council for Child Care and Development

APPLICATION FOR MEMBERSHIP

Name: Kathy Lafferty
Home Address: 1344 Sherwood Dr City: Concord CA Zip: 94521
Business/Agency/Affiliation: Cambridge Community Center
Address: 1246 Lacey Lane City: Concord CA Zip: 94520
Type of Organization: Child Development - Non Profit Position: Exec. Director
Day Phone: (510) 798-1078, x 201 FAX: (925) 827-4906
Email: kathy@cambridgecom.org

A. CATEGORIES FOR APPOINTMENT

The County Board of Supervisors and the Superintendent of Schools make appointments to the Child Care and Development Planning Council. Members must live or work in Contra Costa County. Twenty percent of the Planning Council members are to be drawn from each of the following categories described below: Child Care Consumer, Child Care Provider, Community Representative, Public Agency Representative, and All Other. Please indicate which categories you could represent.

1. Consumer of Child Care Services - Using childcare or have used it within the past 36 months.

Are you currently utilizing Child Care? Yes No Date you last used it: _____
Type of Care: _____ Location: _____
Length of Time as a Consumer: _____

2. Child Care Provider- Check the types of care you provide and note the number of children:

<input type="checkbox"/> Licensed family care provider	# of children licensed for _____
<input type="checkbox"/> Licensed & publicly funded child care center	# of children licensed for _____
<input type="checkbox"/> Licensed, private for profit, or private non-profit child care center	# of children licensed for _____
<input checked="" type="checkbox"/> Subsidized Child Care Program	# of children licensed for <u>183</u>
<input type="checkbox"/> License exempt child care provider	# of children cared for _____

Location of your facility: 1146 Lacey Ln
1187 Meadow Lane

Program/Center Name: Cambridge Community Ctr.
Cambridge Preschool, Cambridge Preschool/Headstart

3. Community Representative:

Includes civic or community based agencies or business that advocate for child care but do NOT provide child care or contract with the California Department of Education to provide child care and developmental services.

Organization: _____ Service Provided: _____
Location: _____ Service Area: _____

4. Public Agency Representative - Including city, county and local education agencies.

Agency: _____ Service Area: _____

5. All Other - Please describe:

B. GEOGRAPHIC, ETHNIC, AND CULTURAL DIVERSITY REPRESENTATION

CalWORKS legislation AB 1542 (Education Code 8499.3 d) states, "Every effort shall be made to ensure that the ethnic racial, and geographic composition of the local planning council is reflective of the ethnic, racial, and geographic distribution of the population of the county"

Please indicate your ethnic origin:

- White (non-Hispanic)
- Black (Includes African, Jamaican, Trinidad and West Indian)
- Hispanic (includes Mexican, Puerto Rican, Cuban, Latin American or Spanish)
- Asian or Pacific Islander (Includes Pakistani, East Indian, Japanese, Tongan, Filipino, Laotian, or Vietnamese)
- American Indian or Alaskan Native (Includes persons who identify themselves or are known as such by virtue or tribal association)
- Other _____

Which region of the County would you represent? Central

C. CURRENT COUNCIL INVOLVEMENT:

Are you currently an active participant on a Council Committee? ___ No Yes

If yes,

Which Committee: Speakers, Advocacy, Executive

What is your participation? active member

D. INTERESTS:

Personal/Professional areas of interest/experience/skills that could benefit the Council:

Legislation & advocacy; nutrition & health education

I am interested in becoming a Council representative because:

I am interested in promoting children's interests to the public and govt bodies.

E. MEMBER RESPONSIBILITIES:

Members are expected to attend regular meetings on the fourth Thursday of January, March, May, July, September, and the first Thursday of December, from 5:30 p.m. to 7:30 p.m. and participate in at least one committee. Additional meetings may be scheduled for training and council business.

Are you able to commit to regular participation, given this schedule: Yes ___ No

If needed, do you have the support of your agency/employer to be an active member of the Council?
 Yes ___ No

F. How did you hear about the Planning Council?

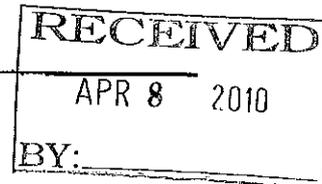
Through County organizations, colleagues

Please attach your resume and a letter of interest with this application.

Mail completed application, resume and letter of interest to the Contra Costa County Local Planning Council (LPC) Coordinator at the Contra Costa County Office of Education, 77 Santa Barbara Road, Pleasant Hill, CA 94523.

For more information please call the LPC Coordinator at (925) 942-3413.

Signature: Kathleen Hafferty Date: 4/6/10



Resume

Kathleen M. Lafferty
1344 Sherwood Drive
Concord, CA 94521
(925)383-3998

Experience:

Cambridge Community Center, October 1985 to present

- Executive Director, July 1, 1994 to present
- Child Development Director, July 1, 1987 to June 1994
- Program Coordinator, October 1985 to June 1987

Mt. Diablo Unified School District, September 1976 to October 1985, various positions and locations

ABC Christian Day Care and Nursery School, Director, 1975

Licensed Family Home Day Care Operator, 1973, 1974, 1976

Education:

CSU, Hayward, Fall 1985 to June 1987, 20 ½ units in ECE, Winter quarter 1968, 16 units in Education and History.

Community Colleges: Diablo Valley College, 12 ECE units; Los Medanos College, 6 ½ ECE units, Contra Costa College, ½ ECE Unit

Pacific Oaks College, 2 units ECE (Administration)

San Francisco College for Women, Lone Mountain, San Francisco; Bachelor of Arts Degree, English Major, completed June 1967

Professional and Community Activities:

Member of Contra Costa County Local Planning Council for Child Development, formerly serving as chair of the Council.

California Child Development Administrators Association, member 20 years, serving as both Section Officer and State Board Officer (including State President) for a total of more than 10 years. Currently State President.

Contra Costa Child Care Directors Association, member 23 years, secretary 2 years.

Contra Costa County Homeless Continuum of Care Advisory Board, 6 years, Chair of Legislative Committee

Service Organizations: Soroptimist International of Diablo Sunrise, served in several offices, including President; Rotary International of Concord Diablo, Currently immediate past president.

Youth and School: PTA and School Advisory Committee of Clayton Valley Elementary School in Concord, several offices held, including PTA President. Girl Scouts – 7 years as a leader and Association officer.

Member of Healthy and Active before Five Contra Costa Leadership Council

Alternate Commissioner, District 4, Contra Costa County First Five Commission



Contra Costa County
Local Planning Council for Child Care and Development

APPLICATION FOR MEMBERSHIP

Name: Margaret Wiegert Jacobs
Home Address: 2685 Sonoma Way City: Pinole Zip: 94564
Business/Agency/Affiliation: Contra Costa Child Care Council
Address: 1035 Detroit Ave City: Concord Zip: 94564
Type of Organization: non-profit resource & referral Position: Director of Learning Institute
Day Phone: (925) 676-5442 FAX: (925) 676-8311
Email: mjacobs@cocoKids.org

A. CATEGORIES FOR APPOINTMENT

The County Board of Supervisors and the Superintendent of Schools make appointments to the Child Care and Development Planning Council. Members must live or work in Contra Costa County. Twenty percent of the Planning Council members are to be drawn from each of the following categories described below: Child Care Consumer, Child Care Provider, Community Representative, Public Agency Representative, and All Other. Please indicate which categories you could represent.

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Length of Time as a Consumer: _____

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_____ Licensed & publicly funded child care center	# of children licensed for _____
_____ Licensed, private for profit, or private non-profit child care center	# of children licensed for _____
_____ Subsidized Child Care Program	# of children licensed for _____
_____ License exempt child care provider	# of children cared for _____

Location of your facility: _____ Program/Center Name: _____

3. Community Representative:

Includes civic or community based agencies or business that advocate for child care but do NOT provide child care or contract with the California Department of Education to provide child care and developmental services.

Organization: Contra Costa Child Care Council Service Provided: "helping parents put the pieces together"
Learning Institute
Location: Concord, CA Service Area: Contra Costa County

4. Public Agency Representative - Including city, county and local education agencies.

Agency: _____ Service Area: _____

5. All Other - Please describe:

B. GEOGRAPHIC, ETHNIC, AND CULTURAL DIVERSITY REPRESENTATION

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- Black (Includes African, Jamaican, Trinidad and West Indian)
- Hispanic (includes Mexican, Puerto Rican, Cuban, Latin American or Spanish)
- Asian or Pacific Islander (includes Pakistani, East Indian, Japanese, Tongan, Filipino, Laotian, or Vietnamese)
- American Indian or Alaskan Native (includes persons who identify themselves or are known as such by virtue or tribal association)
- Other _____

Which region of the County would you represent? _____

C. CURRENT COUNCIL INVOLVEMENT:

Are you currently an active participant on a Council Committee? _____ No Yes

If yes,

Which Committee: Project Advisory + Membership Comm.

What is your participation? _____

D. INTERESTS:

Personal/Professional areas of interest/experience/skills that could benefit the Council:

Have begun teaching part-time at Los Medanos College

I am interested in becoming a Council representative because:

E. MEMBER RESPONSIBILITIES:

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Are you able to commit to regular participation, given this schedule: Yes _____ No

If needed, do you have the support of your agency/employer to be an active member of the Council?

Yes _____ No

F. How did you hear about the Planning Council?

from the early childhood community

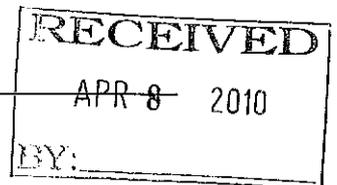
Please attach your resume and a letter of interest with this application.

Mail completed application, resume and letter of interest to the Contra Costa County Local Planning Council (LPC) Coordinator at the Contra Costa County Office of Education, 77 Santa Barbara Road, Pleasant Hill, CA 94523.

For more information please call the LPC Coordinator at (925) 942-3413.

Signature: *Mr. [Signature]*

Date: 4-7-10



Margaret Wiegert Jacobs
2685 Sonoma Way
Pinole, CA 94564
(925) 708-7179
e-mail: mjacobs@cocokids.org

Work Experience:

1998 – Present Director of the Learning Institute, Contra Costa Child Care Council

Administer grants from local First 5 Commission that include;

- an Inclusion Program, that provides education and resources for children with special needs in child care,
- a professional growth program for early childhood providers to go back to college
- a quality enhancement program for family child care providers and child care centers

Administer Department of Education grants to support:

- licensed family child care providers
- caregivers without a license
- providers with a small license increase to a large license design and offer classes, workshops and conferences

Coordinate activities with three community colleges and other community agencies to support providers and families

1999 – Present Adjunct faculty at Los Medanos College, Diablo Valley College and Contra Costa College in Early Childhood Department.

1991 – 1996 Sierra Sands Unified School District - Board Trustee, Served as President (1994) and Clerk (1993)

1981 – 1998 Early Child Development Instructor at Cerro Coso Community College

Developed and taught E.C.E. classes with topics ranging from prenatal development through adolescence, student teaching lab, administration of child care centers and parenting.

- 1989 - 1995 Designed remedial and enrichment programs for small groups of children at Groves Elementary School
- 1981 - 1985 Director of Cerro Coso Community College Child Development Lab School
- Administration and direction of community college pres-school lab school
- 1980-1981 Echo Park Headstart program in east Los Angeles
- Developed and implemented 24 hour child care program
- 1978-1980 The Readak Company
- Taught study skills course to junior high level students
Recruited , trained and supervised new instructors
- 1976-1978 Child care teacher at O'Fallon Child Care Center Laboratory School, O'Fallon Vocational High School, St. Louis, MO
- 1975-1976 Child Care teacher at Stella Maris Day Care Center, St.Louis, MO

Education

- 1975 Bachelor of Science in Early Child Development
Southeast Missouri State University
- 1997 Master of Arts in Early Childhood Education
California State University, Bakersfield

Credentials

- Children's Center - Life Permit
California Community College - Early Child Development - Life Credential

Professional Associations

- National Association of the Education of Young Children
Coalition of Early Childhood Educators
Zero to Three

From: Ruth Fernandez
To: Erin ECC Freschi
Date: 4/12/2010 2:44 PM
Subject: Re: High Priority - Your LPC Term of Office will expire April 30th

Dear Erin:

I am sorry that we have been unable to connect. I left you voice messages at work which I hope you received. I will contact you in the evening if it's okay with you to further discuss your participation in the LPC. I think there are many opportunities for you to stay engaged in LPC work in Contra Costa. However, this is confirmation that I have received your formal resignation from your seat category.

I look forward to our conversation.
Best,
Ruth

Ruth Fernández
Manager, Educational Services
Coordinator, Contra Costa County Local Planning Council
Contra Costa County Office of Education
77 Santa Barbara Road
Pleasant Hill, CA 94523
Phone: (925)942-3413
Fax: (925) 942-3480
rfernandez@cccoe.k12.ca.us
www.cocoschools.org (<http://www.cocoschools.org/>)
www.plan4kids.org (<http://www.plan4kids.org/>)

>>> "Freschi, Erin, ECC" <erin.freschi@acgov.org> 4/9/2010 4:12 PM >>>

Hi Sue and Ruth,

I am not going to submit this application. As Ruth knows, my work obligations are making it too difficult for me to participate in a meaningful way.

I still very much would like to stay in the loop and participate in some way.

Thanks for your understanding!

Erin

On Apr 6, 2010, at 8:55 AM, "Sue Christy" <SChristy@cccoe.k12.ca.us <mailto:SChristy@cccoe.k12.ca.us>> wrote:

Dear LPC Board Members,
Your term of office expires on April 30, 2010.
If you are interested in renewing your membership (we hope you are!), please complete the attached application and fax to our office along with your resume.

It is important your application for renewal and supporting documentation be returned by Friday, April 9th. The fax number is (925) 942-3480. Please fax to the attention of Sue Christy.

If you have a question or concern, please contact Ruth Fernández at <mailto:rfernandez@cccoe.k12.ca.us > rfernandez@cccoe.k12.ca.us <mailto:rfernandez@cccoe.k12.ca.us > or (925) 942-3413 before Thursday, April 8th.

Thank you!

Sue

Sue Christy

Assistant to Ruth Fernández

Manager, Educational Services

Coordinator, Contra Costa County Local Planning Council for Child Care and Development

Contra Costa County Office of Education

77 Santa Barbara Road

Pleasant Hill, CA 94523

Phone (925) 942-3401/Fax (925) 942-3480

Email: schristy@cccoe.k12.ca.us <mailto:schristy@cccoe.k12.ca.us >

CCCOE: < http://www.cocoschools.org/ > www.cocoschools.org <

http://www.cocoschools.org >

LPC: < http://www.plan4kids.org/ > www.plan4kids.org < http://www.plan4kids.org

>

<LPCApplication.pdf>

From: "Alexandra Montgomery-Preston" <amontgomerypreston@paceapp.org>
To: "Ruth Fernandez" <RFernandez@cccoc.k12.ca.us>
Date: 4/27/2010 2:37 PM
Subject: LPC membership

I am writing to formally end my membership on the LPC board. As you know, I have family commitments that preclude me from being available for many of the board meetings.

I do intend to continue attending as many meetings as I can and I hope to stay involved with the LPC.

Thank you for the opportunity to serve on the LPC. I have enjoyed it immensely.

Thanks,

Lexy Montgomery-Preston

Bay Area Regional Director

(510) 215-8400 ext. 101

(510) 215-8401 (fax)



CONTRA COSTA COUNTY LOCAL PLANNING COUNCIL FOR CHILD CARE AND DEVELOPMENT



Seat Title	Terms of Office		Name	Business/Affiliation Address	Home Address	Email	Work #	Home #	Fax #	Cell or Alternate #
	Appt. Date	Expires								
Consumer 1 West County		4/30/2010	Vacant							
Consumer 2 Central/South County		4/30/2010	Vacant							
Consumer 3 Central/South County		4/30/2010	Vacant							
Consumer 5 East County		4/30/2009	Vacant							
Consumer 6 East County		4/30/2010	Vacant							
Child Care Provider 2 West County		4/30/2010	Vacant <i>Silvana Mosca Carreon May 2010</i>							
Child Care Provider 3 Central/South County	5/7/2007	4/30/2010	Kathy Lafferty	Cambridge Child Development Center 1146 Lacey Lane Concord, 94520		kathy@cambridgecom.org	(925) 798-1078 x201		(925) 827-4906	
Child Care Provider 4 Central/South County	3/1/2010	4/30/2012	Sue Houweling	Play and Learn School 1898 Pleasant Hill Road Pleasant Hill, 94523	1225 Terrebonne Drive Walnut Creek, 94598	houweling@astound.net	(925) 947-2820	(925) 935-2951	(925) 935-2959	(925) 324-1909
Child Care Provider 5 East County	3/1/2010	4/30/2011	Carolyn Johnson (Chair)	Contra Costa County Community Services Bureau 3068 Grant Street Concord, 94520	1848 Cleveland Court Concord, 94521	cjohnson@ehsd.cccounty.us	(925) 646-5797		(925) 646-5815	
Child Care Provider 6 East County		4/30/2010	Vacant							
Public Agency 1 West County		4/30/2010	Vacant							
Public Agency 2 Central/South County	11/28/2007	4/30/2010	Doug Rowe (First Vice Chair)	City of Walnut Creek Civic Arts Education 111 N. Wiget Lane Walnut Creek, 94596	718 Brown Street Martinez, 94553	rowe@arts-ed.org	(925) 943-5899 ext. 2471	(925) 228-5326	(510) 215-8401	(925) 699-2069
Public Agency 4 Central/South County	3/10/2009	4/30/2011	Joan Means		96 Greenock Lane Pleasant Hill, 94523	rimeans@comcast.net	(925) 685-1230 ext. 1870	(925) 937-8821		(925) 788-8821
Public Agency 5 East County		4/30/2010	Vacant							
Public Agency 6 Central/South County		4/30/2010	Vacant							
Community 1 West County		4/30/2010	Vacant							
Community 2 Central/South County	11/28/2007	4/30/2009	Deborah Penry	CARE Parent Network 1340 Arnold Drive, #115 Martinez, 94553	67 Rheem Blvd. Orinda, 94563	dpenry@CAREParentNetwork.org	(925) 313-0999 ext. 107	(925) 254-6712	(925) 370-8651	
Community 3 Central/South County	2/5/2007	4/30/2010	Margaret Wiegert-Jacobs	CC Child Care Council 1035 Detroit Avenue, #200 Concord, 94518	1003 Hacienda Drive Walnut Creek, 94598	margaret.jacobs@cocokids.org	(925) 676-5442	(925) 945-8129	(925) 676-5442	(925) 708-7179



CONTRA COSTA COUNTY LOCAL PLANNING COUNCIL FOR CHILD CARE AND DEVELOPMENT



Seat Title	Terms of Office		Name	Business/Affiliation Address	Home Address	Email	Work #	Home #	Fax #	Cell or Alternate #
	Appt. Date	Expires								
Community 4 Central/North County	8/7/2009	4/30/2012	Cathy Roof	Martinez Early Childhood Center 615 Arch Street Martinez, 94553	97 Valley Avenue Martinez, 94553	biscuit94553@aol.com	(925) 229-2000	(925) 229-2185	(925) 229-2088	(925) 899-2690
Community 5 East County		4/30/2010	Vacant							
Discretionary 1 Central/South County		4/30/2012	Vacant							
Discretionary 2 Central/South County		4/30/2009	Vacant							
Discretionary 3 Central/South County	11/28/2007	4/30/2011	Daryl Hanson (Second Vice-Chair)	YMCA of the East Bay West Contra Costa YMCA 263 South 20th Street Richmond, 94804	5044 August Court Castro Valley, 94546	dhanson@ymcaeastbay.org	(510) 412-5647	(510) 886-6758	(510) 412-5650	(510) 439-7004
Discretionary 4 Central/South County		4/30/2012	Vacant							
Discretionary 5 West County		4/30/2011	Vacant							
LPC Coordinator			Ruth Fernández	77 Santa Barbara Road Pleasant Hill, 94523		rfernandez@cccoe.k12.ca.us	(925) 942-3413		(925) 942-3480	(925) 586-2329
Administrative Assistant			Sue Christy	77 Santa Barbara Road Pleasant Hill, 94523		schristy@cccoe.k12.ca.us	(925) 942-3401		(925) 942-3480	
CCCOE Associate Superintendent			Susan Magnone	77 Santa Barbara Road Pleasant Hill, 94523		smagnone@cccoe.k12.ca.us	(925) 942-3358		(925) 942-5319	
Contra Costa County Administrator's Office			Dorothy Sansoe	651 Pine Street, 10th Floor Martinez, 94553		dsans@cao.co.contra-costa.ca.us	(925) 335-1009		(925) 335-1098	



MEMORANDUM

DATE: May 3, 2010

TO: Family and Human Services Committee
Supervisor Gayle B. Uilkema, District II, Chair
Supervisor Federal D. Glover, District V, Vice Chair

Contra Costa County Office of Education
Dr. Joseph A. Ovick, Contra Costa County Superintendent of Schools
Dr. Susan Magnone, Associate Superintendent, Educational Services

FROM: Ruth Fernández, LPC Coordinator/Manager, Educational Services

SUBJECT: Local Child Care and Development Planning Council Countywide Child Care Plan-Update Referral #92

RECOMMENDATION(S):

ACCEPT the below written report of activities during calendar year 2010 for the Local Planning Council for Child Care and Development (LPC) as they relate to the implementation of the Comprehensive Countywide Child Care Plan 2008-2011 in the following goal areas: 1) Promoting access to quality child care, 2) Develop and nurture a trained workforce, 3) Foster and promote coordination and collaboration with the community, 4) Advise sponsoring entities on local issues and priorities in child care and development.

MAJOR ACTIVITIES AND ACCOMPLISHMENTS DURING REPORTING PERIOD (November 2009-March 2010)

GOAL 1: Promote Access to Quality Child Care

❖ *Inter-agency collaboration:*

The LPC Coordinator continues to facilitate quarterly countywide State-funded Program Administrator's meetings held at the Contra Costa County of Education. The purpose of these meetings is to engage state funded program administrators in a collaborative effort to promote discussions with the goal to:

1. Problem solve, share, and test new ideas
2. Share best practices and strategies
3. Build consensus within Contra Costa County about local challenges and opportunities that Title V programs face
4. Be a sounding board for discussion and collaboration amongst programs in Contra Costa County that represent a diversity of funding sources and program models
5. Provide support for Directors of Title V programs, especially new Directors
6. Leverage on no-cost collaboration opportunities
7. Make connections to local, state, nation wide resources and information

8. Give input to the LPC about the needs that Title V programs face regarding staff's professional development, retention, and continuing education

❖ ***Implementing new initiatives and strategies:***

The LPC continues to monitor the process established by the California Education Code (*EC*) Section 8275.5 known as the Voluntary, Temporary Transfer of Funds. The purpose of this legislation is to ensure all child care and development funds appropriated are fully utilized within the fiscal year (*FY*).

The statute calls on the LPCs to assist and facilitate the local process in the voluntary transfer of Child Development Division (*CDD*) contract funds between CDD funded agencies.

To implement this initiative the LPC first reviewed the Conflict of Interest clause of the LPC by-laws and then approved a policy outlining the process. The LPC Coordinator continues to inform Contra Costa CDD funded agencies about resources and information released by the state's Child Development Division. As defined by the state CDD contractors will have an opportunity to request transfer of funds for FY 2009-10 from November 1-15 and May 1-15. Requests must be submitted to the LPC during these periods.

❖ ***Develop local priorities for new state child care and preschool funds:***

The LPC's Executive Committee recommends that the local priorities for Contra Costa County remain as currently posted on the California Department of Education (*CDE*) website. The current priorities were determined and approved by the Local Planning Council, Board of Supervisors and County Superintendent of Schools last year prior to submittal on May 30, 2009.

This recommendation was made on April 14, 2010 at an LPC Executive Committee special meeting convened to discuss the priority setting process as defined by the CDE. This recommendation is made on the basis of the following factors:

- Lack of "current" census zip code data used as baseline to estimate the number of children eligible for state funded services and pertinent local data (such as county growth factors) applied to achieve the most accurate estimate. New census data will be available next year to inform the priority setting process for year 2011.
- Current priority setting process does not align with contract changes made by the state in the last year
- There are no anticipated "new" funds to be released by the state this year
- The LPC is due to conduct a new child care needs assessment next year which will provide more current and relevant information about existing child care, preschool and afterschool programs (including license exempt, private, and state funded services) in the county.

Background

California *Education Code (EC)* Section 8499.5 (a) through (d) requires the LPCs to review local, State and Federal data and provide the CDE with an updated listing of their local child care and development funding priorities by May 30 every year. In 1998, Assembly Bill 1857 amended *EC* Section 8279.3 to include specific expanded mandates for LPCs to identify local funding priorities for the distribution of new state general child care and development and preschool funding to promote equal access to child development services across the state, based on direct impact indicators of need.

The *EC* language specifies how LPCs are to conduct their yearly review of child development services in order to identify gaps in services and funding priorities which will ensure that all the child care and preschool services of the county are met to the greatest extent possible given limited resources. The LPC priorities will be used by the CDE to determine future child care and development funding decisions for State subsidized services.

GOAL 2: Develop and Nurture a Trained Workforce

❖ AB212 Professional Development Program

In January 2010, the Professional Development Program (*PDP*) for staff at state-funded programs received a total of 124 qualifying applications for financial incentives for FY 2009-2010. The LPC has been able to collect relevant workforce information with the implementation of a new File Maker Pro database. To inform program development and evaluation, the LPC tracks multiple data categories that include Child Development Permit level, highest education level completed, individual educational action plan, and the relationship between “desired results and professional development” for ECE educators in state-funded programs.

The goal of PDP for state-funded educators in 2009-10 is to increase the teacher’s knowledge, skills, and strategies for achieving better outcomes for children, while continuing education and professional development. Applicants are required to complete a minimum of three college-level units for annual participation and a quality improvement plan.

This year, the PDP required Early Childhood Educators in state-funded programs to review the Desired Results in their classroom and determine a single measure on the Desired Results Program Action Plan in which children do not seem to have the outcomes that the educator would have expected based on classroom planning and preparation. By determining a single measure it was believed that educators would begin to develop an understanding of their own professional development connection to development of quality programs. In identifying this specific professional development for 2009-10, educators were expected to develop their own strategy for increasing their knowledge in the area. To improve their skills, intentional lesson planning and implementation, participants were given flexibility to

- complete targeted research
- engage in discussions with other staff/teachers/director
- observe other classrooms/teachers
- engage in professional development activities, or combinations of the above

❖ Center-Based Team Professional Development Grant Pilot Program (CBTM)

Additionally, the CBTM collected a brief mid-year report from the five (5) participating programs. The reports indicated that all five (5) programs continue to make progress in the implementation of their approved activities. A detailed end-of-year report is due on May 21, 2010.

Background:

The Center-Based Team Professional Development Grant is designed to foster:

Peer learning: through the creation of small peer learning groups or discussion groups.

Communication: to identify areas of staff expertise and areas for staff growth.

Mutual Cooperation: to promote sharing of professional knowledge, to put knowledge gained from professional development opportunities into practice in the classroom, and to support team-based approaches to program improvement.

Professional Development: in areas that have been identified by the staff team at the site.

Personal Growth and Emotional Support for Staff: to support the retention of a stable and skilled workforce.

GOAL 3: Foster and Promote Coordination and Collaboration with the Child Care Community

Collaboration is an ongoing process for the LPC members and the COE staff members. The LPC engaged in collaboration/partnership efforts with the County’s Community Services Bureau and Head Start to implement a “public campaign” with the goal to increase the awareness of families about the important role they play in supporting and preparing their children to start a successful school career. This collaboration effort is in the

planning stage and intends to:

- Develop a marketing tool that would link families with 211 telephone services specifically to access school district information when preparing to register their children in kindergarten
- Create a “road map to kindergarten” tri-fold publication that would provide families with a navigation road map for the year before their child enters kindergarten. The goal is to provide simple but important steps families need to take to register children in kindergarten such as contacting their local school district, visiting their neighborhood elementary school, finding out required documentation and immunization records, and home activities that promote “school readiness skills”.

Additionally, the COE staff continues to attend cross-agency coordinating meetings, professional development planning meetings with community colleges, First 5, and other community agencies. The LPC Coordinator also attends planning meetings regarding the implementation of the Preschool Makes a Difference program.

GOAL 4: Advise Sponsoring Entities on Local Issues and Priorities in Child Care and Development

The LPC continues to implement the Comprehensive Countywide Child Care Plan and to inform the County Board of Supervisors and the County Superintendent of Schools of progress in meeting the objectives. The plan is designed to mobilize public and private resources to address identified needs.

BACKGROUND/REASON(S) FOR RECOMMENDATION(S):

California *Education Code (EC)* Section 8231 requires the LPCs to prepare a comprehensive countywide child care plan designed to mobilize public and private resources to address identified needs.

WILLIAM B. WALKER, M.D.
HEALTH SERVICES DIRECTOR

WENDEL BRUNNER, M.D.
DIRECTOR OF PUBLIC HEALTH



**CONTRA COSTA
PUBLIC HEALTH**
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Memorandum

To: Family and Human Services Committee
Contra Costa Board of Supervisors

From: Wendel Brunner, MD *Wendel Brunner MD*
Director of Public Health
Contra Costa Health Services

Date: April 26, 2010

Re: Policy Options for Protecting Residents of Multi-Unit Housing from Secondhand Smoke Exposure

Background

Secondhand Smoke is designated a Class A, known human carcinogen by the U.S. Environmental Protection Agency. The California Environmental Protection Agency released a study in October 2005 containing new, stronger evidence linking secondhand tobacco smoke to a wide variety of adverse health effects, including increased incidences of cancer, heart disease and respiratory ailments. This report led to the designation of secondhand smoke as a toxic air contaminant by the California Air Resources Board on January 26, 2006. In June of 2006, the US Surgeon General declared that there was no safe level of exposure to secondhand smoke. The Board of Supervisors enacted the Secondhand Smoke Protections Ordinance later that year and added provisions to strengthen these protections in October, 2009. (See Attachment 1, "Provisions of Contra Costa County Secondhand Smoke Protections Ordinance").

On April 20, 2009, the Family and Human Services Committee of the Board of Supervisors directed staff to research additional policy options for protections in multi-unit housing, and report back to the Family and Human Services Committee in six months. On October 19, 2009, the Committee reviewed additional policy options for protections in multi-unit housing (See Attachment 2, "Policy Options for Protecting Residents of MUH").

Additional Policy Options for Strengthening Protections for Resident of Multi-unit Housing

At the October 19, 2009 meeting, the Family and Human Services Committee directed Health Services staff to work with County Counsel to draft revisions to the Secondhand Smoke Protections Ordinance that would:

- 1) Designate all new multi-unit housing units as 100% smokefree;
- 2) Designate all balconies, patios, decks and carports as smokefree for all existing and new multi-unit housing residences;
- 3) Allow Private Right of Enforcement;
- 4) Require lease terms that designate smoking in a non-smoking area in a non-smoking area as a breach of the lease; and
- 5) Allow tenants to enforce lease provisions against a violating tenant.



County Counsel has prepared the proposed revisions to the County Secondhand Smoke Protections Ordinance for review (See Attachment 3 "Memo from County Counsel to Health Services regarding Proposed Revisions to Secondhand Smoke Ordinance"). The proposed revisions designate all new multi-unit housing units as 100% smokefree; designate all balconies, patios, decks and carports as smokefree for all existing and new multi-unit housing residences and require lease terms that designate smoking in a non-smoking area in a non-smoking area as a breach of the lease.

County Counsel has indicated that "Private Right of Enforcement" and "Allowing Tenants to Enforce Lease Provisions" are not permitted under County law. They have proposed "Private Nuisance" as an enforcement tool instead of Private Right of Enforcement and/or allowing tenants to enforce lease provisions against a violating tenant. Under Private Nuisance, an affected tenant can bring a violating neighbor into compliance through a civil lawsuit based on nuisance abatement. The remedies possible under Private Nuisance include an injunction against the violating tenant. If the violating tenant does not abide by the injunction, the court can issue the violating tenant to pay a penalty, which would be paid to the tenant who has been suffering from the nuisance.

Under Private Nuisance, only someone directly suffering from secondhand smoke, and not a third party, can bring suit against someone violating the ordinance. Under Private Right of Enforcement, a third party, such as a non-profit organization, could bring a suit against a violator on the behalf of an affected party.

Implementation Planning

Staff expects compliance to the revised Secondhand Smoke Protections Ordinance to be driven by educational efforts and follow up to complaints made by residents of multi-unit housing. The Tobacco Prevention Project staff will develop a brochure that outlines the secondhand smoke protections requirements for owners, managers and operators of multi-unit housing. This brochure will be displayed in the Building Permit Office; on the website of the Conservation and Development Division; and on the Health Services website to educate owners, managers and operators about secondhand smoke protections in new multi-unit housing. The brochure will be mailed to all landlords in the unincorporated part of the County. Health Services staff will also work with landlord associations such as the California Apartment Owner Association to distribute this information to landlords.

The proposed amendments to the Secondhand Smoke Protections Ordinance are intended to address drifting secondhand smoke issues for those residents living in multi-unit housing.

Attachments:

1. Provisions of Contra Costa County Secondhand Smoke Protections Ordinance
2. Policy Options for Protecting Residents of MUH
3. Memo from County Counsel to Health Services Regarding Proposed Revisions to Secondhand Smoke Ordinance





AH. 1

Provisions of the County Secondhand Smoke Protections Ordinance*

March, 2010

Smoking is prohibited in the following outdoor areas:

- All areas within 20 feet of the doors, operable windows, air ducts and ventilation systems of any enclosed worksite or enclosed places open to the public, except while passing on the way to another destination.
- In outdoor dining areas at bars and restaurants (including outdoor dining areas at places of employment and in outdoor lounges.)
- On public trails and in public parks
- In service areas. (Service area means an area used to receive or wait for a service, enter a public place or make a transaction, including ATM's, bank teller windows, ticket lines, bus stops and taxi stands)
- In public event venues (such as stadiums, fairs, pavilions, farmers markets)
- On the campus of Contra Costa Regional Medical Center and all county-operated healthcare clinics.

In Multi-Unit Housing Residences, smoking is prohibited:

- In common indoor and outdoor areas of multi-unit housing residences of 4 or more unit
- All areas within 20 feet of doors, windows, air ducts and ventilation systems of multi-unit housing residences, except while walking from one destination to another.

Landlord Responsibilities:

- Maintain and keep on file at the premises: (1) a list of all designated non-smoking units at the residence; (2) a floor plan of the residence that identifies the location of all designated non-smoking units, any units where smoking is permitted and any designated outdoor smoking areas.
- Provide a copy of the list and floor plan, and a copy of any policy for addressing smoking complaints to each prospective tenant along with every new lease or rental agreement for the occupancy of a unit in a multi-unit residence.

Landlords may designate a common outdoor area of a multi-unit housing residence as a smoking area, as long as it does not overlap with any area where smoking is otherwise prohibited by local, state or federal law; must be located at least 25 feet in all directions from non-smoking areas; and must not include areas used primarily by children.

Smoking is also prohibited:

- In any indoor workplace or indoor area open to the public, including tobacco shops, owner or volunteer operated businesses and hotel lobbies.

Smoking is permitted:

- in private residences;
- in up to 20 percent of guests room in any hotel, unless the hotel has designated the entire hotel smoke-free;
- in outdoor areas where smoking is not otherwise prohibited.

In every building or other place where smoking is prohibited by law, the owner, operator or manager must:

- Post "No smoking" signs with letters of not less than one inch in height, or the use of the international "No Smoking" symbol (consisting of a burning cigarette in a red circle with a red bar across it), must be visibly posted in every building or other place where smoking is regulated by the owner, operator, manager.
- Not allow ashtrays or other receptacles for disposing of smoking material where smoking is prohibited;
- Not knowingly allow smoking in smoking prohibited areas. The owner, operator or manager must request that the person stop smoking and if the person fails to stop, ask them to leave the premises.

*These protections currently cover the unincorporated areas of Contra Costa County.

3/10



A# 2

Policy Options for Protecting Residents of Multi-Unit Housing from Secondhand Smoke Exposure
 Contra Costa Health Services, Public Health Division
 April 2010

Provision	Description	Jurisdictions with this Provision
a. Designate indoor and outdoor common areas smokefree.	All indoor and outdoor common areas are smokefree. These include laundry room, stairwells, picnic areas and carpools.	Contra Costa County (unincorporated areas), Richmond, Martinez, Pleasant Hill, Pinole
b. Prohibit smoking in a "buffer zone" around doors, windows and ventilation units.	Provision options include no smoking within a certain distance of multi-unit housing residence doors, windows, vent units.	Contra Costa County (unincorporated areas), Richmond, Martinez, Pinole
c. Designate all <u>new</u> multi-unit housing units as 100% smoke free.	This provision would designate all new multi-unit housing certified as inhabitable after the implementation of the ordinance as smoke free.	Richmond and Belmont, Pinole (apartments and condominiums), Pleasant Hill,
d. Landlord Disclosure	Landlords are required to disclose: 1) Location of smoking and non-smoking units; 2) How drifting smoke complaints are handled.	Contra Costa County (unincorporated areas), Martinez Oakland, Albany, Novato, Pleasant Hill (location only)
e. Change the definition of multi-unit housing from buildings with four (4) or more units to two (2) or more units.	TPP has received a number of complaints from residents suffering from secondhand smoke in duplex residences. These residents are not currently covered by the county ordinance because their residence has fewer units than the current definition of multi-unit housing.	Richmond, Rohnert Park and Belmont, Pinole (apartments and condominiums)
f. Designate all balconies, patios, decks and carpools as smokefree for all existing and new multi-unit housing residences.	The County ordinance already addresses this issue to some degree with the "buffer zone" created by no smoking within 20 feet of doorways, operable windows, entrances and ventilation units. However, this may provide additional protections for those affected by secondhand smoke in carpools.	Richmond and Martinez (apartments and condominiums)

(Shaded items indicate those provisions to be considered by the Family and Human Services Committee of the Board of Supervisors)

01 #

<p>g. Allow private right of enforcement.</p>	<p>This section gives private citizens the power to file a lawsuit against a violator and uphold the law. This may be useful if the ordinance does not require no-smoking lease terms or if lease terms exist but tenants don't have the power to enforce them. Also, a member of the public or a public interest organization can bring a lawsuit on behalf of the community against a person or business that is disobeying the law with this provision.</p>	<p>Richmond, Martinez, Robnett Park, Dublin, Novato and Calabasas</p>
<p>h. Require lease terms that designate smoking in a non-smoking area as a breach of the lease.</p>	<p>This provision requires that every lease contain a clause prohibiting smoking in non-smoking areas and a clause stating that it is a breach of the lease to violate any law restricting smoking on the premises.</p>	<p>Richmond, Martinez, Dublin, Loma Linda, Novato, Calabasas, Belmont and Temecula <i>(all but Martinez have designated smoking and non-smoking units)</i></p>
<p>i. Allow tenants to enforce lease provisions against a violating tenant.</p>	<p>This allows tenants to seek an order from the court requiring the neighbor to stop smoking in non-smoking areas or pay money to compensate the nonsmoking tenant.</p>	<p>Richmond, Dublin, Loma Linda, Novato, Calabasas and Belmont.</p>
<p>j. Designate secondhand smoke as a nuisance.</p>	<p>Secondhand smoke can be added to the list of declared "public nuisances" in order to provide abatement relief through current public nuisance statutes.</p>	<p>Martinez, Emeryville and Pleasant Hill</p>
<p>k. Designate 100% of existing multi-unit housing units as smoke free.</p>	<p>This provision would designate 100% of existing multi-unit housing as smoke free. This is ideally phased in over 1-2 years to allow for education of landlords and the community at large about the change in the law.</p>	<p>Richmond and Belmont (apartments and condominiums)</p>

Att. 3

Office of the County Counsel
651 Pine Street, 9th Floor
Martinez, CA 94553

Contra Costa County
Phone: (925) 335-1800
Fax: (925) 646-1078

Date: April 6, 2010

CONFIDENTIAL

To: William Walker, M.D., Health Services Director
Attn: Denice Dennis, Tobacco Prevention Project, Health Services Department

From: Silvano B. Marchesi, County Counsel
By: Thomas L. Geiger, Deputy County Counsel *TLG*

Re: PROPOSED REVISIONS TO SECONDHAND SMOKE ORDINANCE

Attached is a draft ordinance that amends the County Secondhand Smoke Ordinance, Division 445 of the County Ordinance Code. The amendments are described below.

Subsection (c) of section 445-2.006 was amended to add "carports" to the definition of "multi-unit residence common area."

Section 445-4.004 was amended to prohibit smoking on all outdoor balconies, porches, decks, and patios of multi-unit residences.

Section 445-4.004 was also amended to prohibit smoking in all dwelling units in any new multi-unit residence that receives a building permit after a specified future date. The date must be added to the ordinance.

Section 445-4.014 was added to require certain terms to be added to new leases and to lease amendments entered into on or after a specified future date. The date must be added to the ordinance.

Finally, section 445-8.014 was added to designate as a nuisance secondhand smoke at a place where smoking is prohibited by the code. Section 445-8.104 further provides that a private citizen may bring a legal action to abate as a private nuisance secondhand smoke at a place where smoking is prohibited by the code.

Please review the attached draft and contact me if you have any questions or comments. If no changes are necessary, let me know and I will prepare the final version of the ordinance.

TLG:
Attachment
H:\2010\Health Services\smoking ord - memo1 .wpd

ORDINANCE NO. 2010-__ DRAFT

SECONDHAND SMOKE AND TOBACCO PRODUCTS

The Contra Costa County Board of Supervisors ordains as follows (omitting the parenthetical footnotes from the official text of the enacted or amended provisions of the County Ordinance Code):

SECTION I. SUMMARY. This ordinance amends Division 445 of the County Ordinance Code to prohibit smoking on all outdoor balconies, porches, decks, and patios of multi-unit residences, and to prohibit smoking in all dwelling units in any new multi-unit residence that receives a building permit after _____ [future date]. This ordinance also requires all new leases for the occupancy of units in multi-unit residences to include a clause stating that smoking is prohibited in all designated non-smoking units. This ordinance also designates as a nuisance secondhand smoke at a place where smoking is prohibited by this chapter, and provides that a private citizen may bring a legal action to abate that secondhand smoke as a private nuisance. nuisance?

SECTION II. Section 445-2.006 of the County Ordinance Code is amended to read:

445-2.006 Definitions. For purposes of this division, the following words and phrases have the following meanings:

- (a) “Enclosed” means all space between a floor and ceiling where the space is closed in on all sides by solid walls or windows that extend from the floor to the ceiling. An enclosed space may have openings for ingress and egress, such as doorways or passageways. An enclosed space includes all areas within that space, such as hallways and areas screened by partitions that do not extend to the ceiling or are not solid.
- (b) “Multi-unit residence” means a building that contains four or more dwelling units, including but not limited to apartments, condominiums, senior citizen housing, nursing homes, and single room occupancy hotels.
- (c) “Multi-unit residence common area” means any indoor or outdoor area of a multi-unit residence accessible to and usable by residents of different dwelling units, including but not limited to halls, lobbies, laundry rooms, common cooking areas, stairwells, outdoor eating areas, play areas, swimming pools, and carpools.
- (d) “Place of employment” means any area under the control of an employer, business, or nonprofit entity that an employee, volunteer, or the public may have cause to enter in the normal course of operations, regardless of the hours of operation. Places of employment include, but are not limited to: indoor work areas; bars; restaurants; at least 80 percent of the guest rooms in any hotel and motel; vehicles used for business purposes: taxis; employee lounges and breakrooms; conference and banquet rooms; bingo and gaming facilities; long-term health care facilities; warehouses; retail or wholesale tobacco shops; and private residences used as licensed child-care or health-care facilities when

employees, children or patients are present and during business hours. The places specified in subdivision (d)(1), (2), (3), (4), (6), (7), (8), (11), (12), (13) and (14) of Labor Code section 6404.5 are places of employment for purposes of this division and are regulated as specified in this division. The places specified in subdivision (d)(5), (9), and (10) of Labor Code section 6404.5 are not places of employment for purposes of this division.

- (e) “Public place” means any area to which the public is invited or in which the public is permitted. A private residence is not a public place.
- (f) “Self-service display” means the open display of tobacco products or tobacco paraphernalia in a manner that is accessible to the general public without the assistance of a retailer or employee of the retailer.
- (g) “Service area” means any area designed to be or regularly used by one or more persons to receive or wait to receive a service, enter a public place, or make a transaction, whether or not the service involves the exchange of money. Service areas include but are not limited to automatic teller machine waiting areas, bank teller windows, ticket lines, bus stops and taxi stands.
- (h) “Smoking” means inhaling, exhaling, burning or carrying any lighted cigar, cigarette, pipe, tobacco product, or plant.
- (i) “Tobacco paraphernalia” means cigarette papers or wrappers, pipes, holders of smoking materials of all types, cigarette rolling machines, and any other item designed for the smoking, preparation, storing, or consumption of tobacco products.
- (j) “Tobacco product” means any substance containing tobacco leaf, including but not limited to cigarettes, cigars, pipe tobacco, hookah tobacco, snuff, chewing tobacco, dipping tobacco, bidis, or any other preparation of tobacco. (Ords. 2010-__ §2, 2006-66 § 4, 98-43 § 2, 91-44 § 2.)

SECTION III. Section 445-4.004 of the County Ordinance Code is amended to read:

445-4.004 Prohibition of smoking. Smoking is prohibited in the following places within the unincorporated area of Contra Costa County:

- (a) Enclosed places of employment.
- (b) Enclosed public places.
- (c) Service areas.
- (d) All areas within 20 feet of doors, windows, air ducts and ventilation systems of enclosed places of employment, except while passing on the way to another destination.

- (e) All areas within 20 feet of doors, windows, air ducts and ventilation systems of enclosed public places, except while passing on the way to another destination.
- (f) The following outdoor areas:
 - (1) Outdoor dining areas at bars and restaurants.
 - (2) Outdoor lounges and outdoor dining areas at places of employment.
 - (3) Public trails and public parks.
 - (4) Public event venues.
- (g) All multi-unit residence common areas, except that a landlord may designate a portion of an outdoor common area as a smoking area. A designated smoking area of an outdoor common area of a multi-unit residence must not overlap with any area where smoking is otherwise prohibited by local, state, or federal law; must be located at least 25 feet in all directions from non-smoking areas; must not include areas used primarily by children; must be no more than 25 percent of the total outdoor common area; must have a clearly marked perimeter; and must be identified by conspicuous signs.
- (h) All areas within 20 feet of doors, windows, air ducts and ventilation systems of multi-unit residences, except while passing on the way to another destination.
- (i) All outdoor balconies, porches, decks, and patios of multi-unit residences.
- (j) All dwelling units in any new multi-unit residence that receives a building permit after _____ [future date]. (Ords. 2010-__ § 3, 2006-66 § 5, 91-44 § 2.)

SECTION IV. Section 445-4.014 is added to the County Ordinance Code, to read:

445-4.014 Required Lease Terms.

- (a) The following terms must be included in every new lease or other agreement for the occupancy of a dwelling unit in a multi-unit residence, and in every lease, amendment to a lease or other agreement for the occupancy of a dwelling unit in a multi-unit residence, entered into on or after _____ [future date]:
 - (1) For any multi-unit residence with designated smoking and non-smoking dwelling units, a clause stating that smoking is prohibited in all dwelling units that have been designated as non-smoking units.
 - (2) For any multi-unit residence where smoking is prohibited in all dwelling units, a

clause stating that smoking is prohibited in all dwelling units.

- (3) A clause stating that it is a material breach of the lease or agreement to: (i) violate any law regarding smoking while on the premises; (ii) smoke in a non-smoking dwelling unit; or (iii) smoke in any multi-unit residence common area where smoking is prohibited.
- (b) The California Apartment Association's Form 34.0, Revised January 2007, may be used to comply with this section.
- (c) A landlord's failure to enforce any smoking regulation of a lease or agreement on one or more occasions does not constitute a waiver of the lease or agreement provisions required by this section and does not prevent future enforcement of the lease or agreement provisions required by this section. (Ord. 2010-__ § 4.)

SECTION V. Section 445-8.014 is added to the County Ordinance Code, to read:

445-8.014 Private Nuisance. Secondhand smoke at a place where smoking is prohibited by this chapter constitutes a nuisance. Notwithstanding any other provisions of this chapter, a private citizen may bring a legal action to abate as a private nuisance secondhand smoke at a place where smoking is prohibited by this chapter. (Ord. 2010-__ § 5.)

SECTION VI. EFFECTIVE DATE. This ordinance becomes effective 30 days after passage, and within 15 days of passage shall be published once with the names of the supervisors voting for and against it in the Contra Costa Times, a newspaper published in this County.

PASSED ON _____ by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

ATTEST: DAVID TWA,
Clerk of the Board of Supervisors
and County Administrator

Board Chair

By: _____
Deputy

[SEAL]

TLG:
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ORDINANCE NO. 2010-__ DRAFT

