

**MARIPOSA COUNTY ORDINANCE NO. 868**

**AN ORDINANCE AMENDING CHAPTER 2.16  
OF THE MARIPOSA COUNTY CODE  
ENTITLED "PUBLIC GUARDIAN" AND  
CHAPTER 2.08 ENTITLED "CONSOLIDATION OF OFFICES"**

**WHEREAS**, the Board of Supervisors has removed the Public Administrator and Public Conservator/Public Guardian functions from the District Attorney's office, and

**WHEREAS**, the Board has transferred the Public Conservator/Public Guardian functions to the Director of Community Services, and

**WHEREAS**, the Treasurer/Tax Collector has been performing the actual duties of the Public Administrator, and

**WHEREAS**, pursuant to previous Board direction to the Administrative Officer, the ordinances relating to these issues need to be amended accordingly;

**NOW, THEREFORE, THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY**, a political subdivision of the State of California, does ordain as follows:

**SECTION I:** Chapter 2.16 of the Mariposa County Code entitled "Public Guardian" shall be re-titled to read "Public Administrator and PublicConservator/Public Guardian".

**SECTION II:** Section 2.16.010 entitled "Designated" of Chapter 2.16 of the Mariposa County Code shall be amended to read in its entirety as follows:

"Pursuant to Probate Code Sections 7600 et seq., the treasurer/tax collector of the county is designated as the public administrator. Pursuant to California Probate Code Sections 2900 et seq., the director of community services is designated as the public guardian and public conservator of the county."

**SECTION III:** A new paragraph shall be added to Section 2.16.020 entitled "Powers--Duties" of Chapter 2.16 and shall read in its entirety as follows:

"The public administrator shall have all the powers and duties set forth in Probate Code Sections 7600 et seq."

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**SECTION IV:** Section 2.16.030 entitled "Bond required" of Chapter 2.16 shall be amended to read in its entirety as follows:

"The public conservator and public guardian shall post an official bond in the amount of five thousand dollars (\$5,000), which bond shall inure to the joint benefit of all guardianship and conservatorship estates under the jurisdiction of the public guardian and to the county. The amount of bond required of the public guardian may be increased or lowered by resolution of the board of supervisors."

**SECTION V:** Section 2.16.040 entitled "Compensation" of Chapter 2.16 shall be amended to read in its entirety as follows:

"The public conservator and public guardian shall receive as total compensation for his services an annual salary as designated by resolution of the board of supervisors as director of community services of the county. The public administrator shall receive as total compensation for his services an annual salary as designated by resolution of the board of supervisors for his duties as treasurer/tax collector."

**SECTION VI:** Section 2.16.050 entitled "Ex officio deputy public guardian" of Chapter 2.16 shall be rescinded in its entirety.

**SECTION VII:** Section 2.08.020 entitled "Consolidation of district attorney and public administrator, and sheriff and coroner" of Chapter 2.08 shall be re-titled to read "Consolidation of sheriff and coroner".

**SECTION VIII:** Section 2.08.020 of Chapter 2.08 shall be amended to read in its entirety as follows:

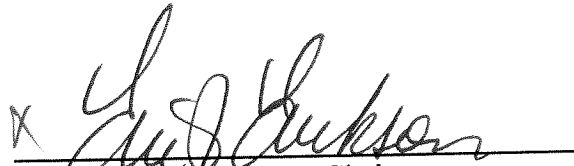
"Effective as of twelve noon on January 3, 1955, the board of supervisors elects to consolidate the offices of sheriff and coroner, pursuant to the provisions of Section 24300 of the Government Code of California."

**SECTION IX:** This ordinance shall become effective thirty (30) days after final passage pursuant to Government Code Section 25123, however, the actual transfer of the Public Administrator and Public Conservator/Public Guardian duties will become effective at the end of the current term of the District Attorney, i.e., 12:00 a.m. on December 31, 1994, or upon a vacancy in the District Attorney position, whichever should occur first.

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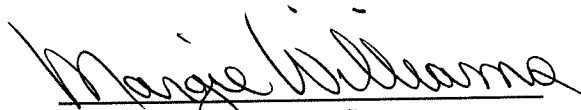
**PASSED AND ADOPTED** this 21st day of December, 1993 by the Mariposa County Board of Supervisors by the following vote:


<b>AYES:</b>	BALMAIN, ERICKSON, PARKER, TABER
<b>NOES:</b>	NONE
<b>ABSENT:</b>	BAGGETT
<b>ABSTAINED:</b>	NONE

  
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ERIC J. ERICKSON, Chairman  
Board of Supervisors

ATTEST:

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY:

  
\_\_\_\_\_  
MARGIE WILLIAMS  
Clerk of the Board

  
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JEFFREY G. GREEN  
County Counsel