

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

O-24-05

At the regular meeting of the Board of Supervisors of the County of New Kent in the Boardroom of the County Administration Building in New Kent, Virginia, on the 8th of August, 2005:

Present	Vote
Stran L. Trout	Aye
Mark E. Hill	Aye
D. M. Sparks	Aye
James H. Burrell	Aye
W. R. Davis, Jr.	Aye

Motion was made by Mr. Burrell, which carried 5:0 to adopt the following ordinance:

**AN ORDINANCE TO REPEAL THE ESTABLISHMENT OF THE NEW KENT
COUNTY SOCIAL SERVICES BOARD AND TO NAME THE DIRECTOR OF
THE DEPARTMENT OF SOCIAL SERVICES AS THE LOCAL BOARD AND TO
PROVIDE FOR AN ADVISORY SOCIAL SERVICES BOARD**

WHEREAS, Chapter 3, Article I of title 63.2 of the Code of New Kent County requires each county and city to establish a local social services board; and

WHEREAS, the New Kent County Board of Supervisors had created a local board pursuant to § 63.2-302 of the Code of Virginia; and

WHEREAS, now the Board of Supervisors has determined that it is in the best interest of the residents of the county to have an advisory rather than an administrative board for the department of social services; and

WHEREAS, the Board of Supervisors may elect to have an advisory board pursuant to the authority granted to it under § 63.2-305 of the Code of Virginia.

NOW, THEREFORE, BE IT ORDAINED under the authority granted pursuant to Chapter 3, Article I of the Code of Virginia that the ordinance creating New Kent County Board of Social Services be hereby repealed and such board abolished at midnight on August 31, 2005.

AND NOW, THEREFORE, BE IT FURTHER ORDAINED pursuant to authority granted under § 63.2-305 of the Code of Virginia that as of September 1, 2005, the New Kent County Department of Social Services shall be governed as follows:

1. Establishment. There is hereby established a department of social services, which shall consist of the director of social services and such employees as may be provided by law or regulation.
2. Responsibilities of the Department. The department of social services shall be responsible for exercising the duties imposed upon such departments by the Code of Virginia.
3. Director.
 - (a) The director of the department of social services is hereby designated and shall constitute the local board of social services.
 - (b) The director of social services shall be appointed by the County Administrator to be the administrative head of the department of social services.
 - (c) The director shall be a person trained and experienced in social services administration.
 - (d) The director shall have general management and control of the department of social services, including the making of rules and regulations, consistent with the ordinances of the county and the Code of Virginia for the conduct of the business of the department.
4. Local Social Services Advisory Board.
 - (a) There is hereby created the New Kent County Social Services Advisory Board (the "board").
 - (b) The board shall consist of five (5) members who must be residents of the county. The director of the department of social services shall be an *ex officio* member without any voting privileges.
 - (c) The board members shall be appointed by election districts. Expiration of the initial term for the appointments from election districts 1 and 5 shall be June 30, 2009, election district 4 shall be June 30, 2008, election district 3 shall be June 30, 2007, and election district 2 shall be June 30, 2006. After the initial term of office, all terms shall be four (4) years each, except that appointments to fill vacancies shall be for the unexpired terms. No person shall serve more than two (2) consecutive terms. Notwithstanding, a member shall remain as a member, unless otherwise removed, until a successor is named.
 - (d) The members of the board shall serve without compensation.
 - (e) The board shall elect one of its members as chairman, who shall serve for one year or until re-elected or until his successor is elected.

- (f) The board shall meet at least bi-monthly. In addition to regularly scheduled meetings, the board may meet at the call of the chairman or on the petition of at least one-half (1/2) of the members. The board shall adopt rules of procedure and bylaws for the transaction of its business.
- (g) Any member who misses more than three consecutive regularly scheduled meetings without the permission of the chair shall forfeit the appointment and a vacancy shall be created.
- (h) The board shall act in an advisory capacity to the director of the department of social services with respect to the duties and functions imposed upon him by title 63.2 of the Code of Virginia.
- (i) The powers and duties of the board shall be as provided in § 63.2-305 of the Code of Virginia and shall include:
 - (1) To interest itself in all matters pertaining to public assistance and social services for the people of the county.
 - (2) To monitor the formulation and implementation of social services programs in the county.
 - (3) To meet with the director of the department of social services at least four (4) times a year for the purpose of making recommendations on policy matters concerning the department.
 - (4) To make an annual report to the Board of Supervisors, concurrent with the budget presentation of the department of social services, concerning the administration of the social services programs in the county.
 - (5) To submit to the Board of Supervisors, from time to time, other reports that the board deems appropriate.

It is the intention of the Board of Supervisors that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable and if any section, sentence, paragraph, clause, or phrase or its application to any persons or circumstances shall be declared unconstitutional or invalid by the judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining, sections, paragraphs, sentences, clauses, and phrases of this ordinance or their application.

This Ordinance shall be effective immediately upon adoption.

John A. Budesky
County Administrator

W. R. Davis, Jr.
Chairman