



OFFICE OF THE
MAYOR

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G-GA-1-14

November 5, 2008

The Honorable James Reilley, Presiding Judge
c/o Court Administration
Superior Court of California, County of Butte
One Court Street
Oroville, CA 95965

RE: 2007-08 Final Report of the Butte County Grand Jury

Dear Judge Reilley:

Pursuant to California Penal Code §933, this letter constitutes the response of the City of Chico to the 2007-08 Final Report of the Butte County Grand Jury.

BUTTE COUNTY JAIL

Finding (F2-Page 47): The women's section in the "old jail" still does not meet the definition of an adequate humane environment even though staff has done everything reasonable to make it so. The solution lies in acquiring funds for a 25% match to a portion of the \$4.1 billion being made available in Assembly Bill 900 for the construction of new local jail space.

Response: Respondent neither agrees nor disagrees in that it has not been provided with information on the condition of this Butte County facility, nor on the cost to improve the facility in order to meet the definition of an adequate humane environment.

Recommendation (R2-Page 48): While the increase in the Jail Impact Fees approved by the Butte County BOS on July 10, 2007, is a major step forward, the Grand Jury wishes to take this opportunity to recommend that the incorporated towns and cities contribute to this shared, local need by collecting their own impact fees. These additional fees, collected within the incorporated areas, should ensure prompt success in achieving AB900 funding to help alleviate the substandard conditions for women inmates in our county.

Response: Implementation of this recommendation requires further analysis which cannot be completed within the required six month period from the publication of the Grand Jury report. Respondent is unaware of any City employees who were interviewed by the Grand Jury to understand the City's current position on this matter.

Responses to 2007-08 Grand Jury Report
November 5, 2008
Page 2

On November 13, 2007, the City Council's Internal Affairs Committee considered a request from Butte County that the City collect County development impact fees for library facilities, materials, and vehicles; general government facilities, vehicles, and equipment; and jail facilities and pass the funds on to the County. The Committee noted that the City is already financially contributing its fair share through certain revenue and cost sharing agreements. The Committee agreed to reconsider the matter at such future time as the County had provided additional information including: (1) a fiscal impact analysis; (2) a proposed mechanism that would allow cities to collect fees and an indication about how such mechanism could be implemented in that counties are not authorized to collect development impact fees in incorporated territories; and (3) the nexus required by the California Government Code in order to collect development impact fees.

On April 8, 2008, the City Council's Finance Committee was informed that City administrative staff had met with County administrative staff on April 4, 2008, to discuss areas of City and County revenue and cost sharing and to discuss the County's request for collection of County development impact fees for County facilities. County staff indicated that the County is presently working on a fiscal impact analysis which is expected to provide a basis for future discussion of these two issues.

Any further discussion of this matter by the City Council cannot occur until such time as the County's fiscal impact analysis has been completed.

If you have any questions regarding the City's response, please contact me or call City Manager David Burkland at 896-7200.

Sincerely,



Andy Holcombe
Mayor

Authorized pursuant to City Council
Motion on November 4, 2008.

cc: City Clerk (8)
City Manager
City Attorney
Department Heads