

AN ORDINANCE OF THE COUNTY OF BUTTE AMENDING
ARTICLE XIII.5, ENTITLED "CHILDREN AND FAMILIES
COMMISSION" OF CHAPTER 2, ENTITLED "ADMINISTRATION"

The Board of Supervisors of the County of Butte ordains as follows:

Section 1. Section 2-100.00 is amended to read as follows:

Section 2-100.00 - Established authority.

Pursuant to section 130100 of division 108 of the Health and Safety Code of the State of California, there is established the Butte County California Children and Families Commission (the "Commission"). The general purpose of the Commission shall be to promote, support and optimize the early development of children from the prenatal stage to five (5) years of age through the creation and implementation of an integrated, comprehensive and collaborative system of information and services to enhance early childhood development pursuant to the "California Children and Families First Act of 1998," Health and Safety Code section 130100 and following (the "Act").

Section 2. Section 2-100.20 is amended to read as follows:

Section 2-100.20 - Purpose.

The Commission is part of a state-wide effort to create a seamless system of integrated and comprehensive programs and services, and a funding base for the system with program and financial accountability, for the purpose of

1 promoting, supporting and optimizing the early
2 development of children from the prenatal stage to five
3 years of age.

4 It is the intent of this ordinance to implement within the county
5 a collaborative system of information and services, functioning as a
6 network that promotes accessibility to these resources from any entry
7 point into the system.

8 It is further the intent of this ordinance to emphasize local
9 decision making, to provide for greater flexibility in designing
10 delivery systems, and to eliminate duplicate administrative systems.

11 In administering this ordinance, the Commission shall use
12 outcome-based accountability to determine future expenditures.

13 Section 3. Section 2-100.30 is amended to read as follows:

14 Section 2-100.30 - Membership.

15 (a) The Commission shall be composed of nine (9) members
16 appointed by the board of supervisors. The membership shall
17 include the following:

18 (1) The director of the Butte County Public Health
19 Department, or their designee.

20 (2) The director of the Butte County Department of
21 Employment and Social Services, or their designee.

22 (3) The director of the Butte County Department of
23 Behavioral Health, or their designee.

24 (4) One (1) member of the board of supervisors chosen from
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1 its members.

2 (5) Five (5) members, appointed by the board of
3 supervisors chosen from the following groups, with
4 the intent that representatives from as many groups
5 as possible will serve on the Commission:

6 a. Recipients of project services as set forth in
7 the county strategic plan;

8 b. Educators specializing in early childhood
9 development;

10 c. Representatives of a local organization for
11 prevention or early intervention for families at
12 risk;

13 d. Representatives of community-based
14 organizations that have the goal of promoting
15 nurturing and early childhood development;

16 e. Representatives of local school districts;

17 f. Representatives of local medical, pediatric, or
18 obstetric associations or societies;

19 g. Representatives of a local child care resource
20 or referral agency, or a local child care
21 coordinating group.

22 (b) Those commissioners appointed by the board of supervisors
23 shall be appointed by a majority vote of the board of
24 supervisors. Commissioners appointed by the board of
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1 supervisors may be removed from office by a majority vote
2 of the board of supervisors favoring such removal.

3 (c) Commission members may receive reimbursement for reasonable
4 expenses incurred in attending commission-related
5 functions as authorized by policies established by the
6 Commission.

7 (d) The board of supervisors may appoint up to two (2)
8 alternate members to the Commission through the process
9 used for appointment of the regular Commissioners.
10 Alternate members have the same roles and responsibilities
11 as regular Commissioners, and shall attend and participate
12 in all Commission meetings. Alternate members shall, except
13 as otherwise noted in this section, have the same benefits
14 and privileges as regular Commission members, including,
15 but not limited to, those which provide for the
16 reimbursement of authorized expenses and coverage under
17 policies of liability insurance. When all regular members
18 of the Commission are present, alternate members shall not
19 vote or take any action on a Commission matter. In the
20 absence of a regular Commissioner, including due to
21 recusal, an alternate member shall have the authority to
22 vote and take action. The process for selecting alternates
23 to serve as voting members is established in the
24 Commission's bylaws and policies. The term of alternate
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1 members appointed by the board of supervisors shall be
2 consistent with the term of regular members.

3 Section 4. Section 2-100.40 is amended to read as follows:

4 Section 2-100.40 - Term of office.

5 The Directors of the Butte County Departments of Public
6 Health, Employment and Social Services, and Behavioral Health shall
7 be standing members of the Commission with no term of office. The
8 member of the Board of Supervisors shall be chosen through the
9 Board's committee assignment process. The remaining members shall
10 serve for a term of three (3) years. The terms of the remaining
11 members shall be staggered. At the conclusion of a term, a member
12 may be appointed to a new term.

13 Section 5. Section 2-100.50 is amended to read as follows:

14 Section 2-100.50 - Establishment of trust fund.

15 There is established a trust fund to be known as the First 5
16 Butte County Children and Families Commission Trust Fund. The
17 monies allocated to this fund shall be expended only for the
18 purposes authorized by the Act and in accordance with the
19 Commission's strategic plan..

20 Section 6. Section 2-100.60 is amended to read as follows:

21 Section 2-100.60 - Bylaws.

22 The Commission shall adopt and amend bylaws on matters that the
23 Commission deems necessary or convenient for the conduct of Commission
24 activities. Procedures for the conduct of Commission business not
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1 specified in this ordinance shall be contained in bylaws adopted by
2 the Commission.

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4 Section 7. Section 2-100.70 is amended to read as follows:

5 Section 2-100.70 - Powers and duties.

6 The Commission shall exercise the following powers and duties:

7 (a) County Strategic Plan. The Commission shall adopt, after
8 conducting at least one (1) public hearing, a county
9 strategic plan for the support and improvement of early
10 childhood development within the county, and submit the
11 county strategic plan to the California Children and
12 Families Commission.

13 (1) The county strategic plan shall be consistent with,
14 and in furtherance of the purposes of the California
15 Children and Families First Act (Health and Safety
16 Code section 130100 et seq.), and any guidelines
17 adopted pursuant to subdivision (b) of Health and
18 Safety Code section 130125.

19 (2) The county strategic plan shall, at a
20 minimum, include the following: a
21 description of the goals and objectives
22 proposed to be attained; a description of
23 the programs, services and projects
24 proposed to be provided, sponsored or
25 facilitated; and a description of how

1 measurable outcomes of such programs,
2 services and projects will be determined
3 by the Commission using appropriate
4 reliable indicators.

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6 (3) The Commission shall, on at least an annual basis,
7 periodically review the county strategic plan and
8 revise it as necessary and appropriate. In that
9 regard, the Commission shall conduct at least one (1)
10 public hearing prior to adopting any recommendation
11 to revise the plan.

12 (4) The Commission shall measure the outcomes of its
13 programs through the use of applicable, reliable
14 indicators and review that information on a periodic
15 basis as part of the public review of its county
16 strategic plan.

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18 (b) Annual Audit and Report. The Commission shall prepare and
19 adopt an annual audit and report pursuant to Health and
20 Safety Code section 130150. The written report shall assess
21 the Commission's performance during the preceding fiscal
22 year, including, at a minimum, the manner in which funds
23 were expended, the progress toward and the achievement of
24 program goals and objectives, and the measurement of
25 specific outcomes through appropriate reliable indicators.

1 The Commission shall conduct at least one (1) public
2 hearing prior to adopting the audit and report and shall
3 transmit them to the California Children and Families
4 Commission and the State Controller's Office by November
5 1.

6 (c) State Annual Report. The Commission shall conduct at least
7 one (1) public hearing on each annual report prepared by
8 the California Children and Families Commission pursuant
9 to subdivision (b) of Health and Safety Code Section
10 130150.

11 (d) Other Functions. The Commission shall perform such other
12 functions as required by applicable state law or
13 regulations, and shall carry out all of its functions in
14 accordance with applicable laws and regulations, including
15 the Ralph M. Brown Act.

16 Section 8. Section 2-100.80 is amended to read as follows:

17 Section 2-100.80 - Advisory committees.

18 Pursuant to Health and Safety Code section 130145, the
19 Commission has established two standing advisory committees: the
20 Executive Committee; and the Strategic Plan & Evaluation Advisory
21 Committee (SPEAC). The Committees are discussed in the Policy Manual,
22 Part I Governance, Section 11 Committees.

23 Section 9. Severability.

24 If any provision of this Ordinance or the application thereof to
25 any person or circumstances is for any reason held to be invalid by

1 a court of competent jurisdiction, such provision shall be deemed
2 severable, and the invalidity thereof shall not affect the
3 remaining provisions or other applications of the Ordinance which
4 can be given effect without the invalid provision or application
5 thereof.

6 Section 10. Effective Date and Publication.

7 This Ordinance shall take effect thirty (30) days after the date of
8 its passage. The Clerk of the Board of Supervisors is authorized
9 and directed to publish this ordinance before the expiration of
10 fifteen (15) days after its passage. This Ordinance shall be
11 published once, with the names of the members of the Board of
12 Supervisors voting for and against it, in a newspaper of general
13 circulation published in the County of Butte, State of California.

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15 **PASSED AND ADOPTED** by the Board of Supervisors of the County of Butte,
16 State of California, on the ____ day of September, 2022 by the
17 following vote:

18 **AYES:**

19 **NOES:**

20 **ABSENT:**

21 **NOT VOTING:**

22
23 _____
Bill Connelly, Chair
Butte County Board of Supervisors

24 **ATTEST:**

25 **Andy Pickett**, Chief Administrative Officer

1 and Clerk of the Board

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3 By: _____
4 Deputy

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