

MEMORANDUM
OFFICE OF THE
COUNTY EXECUTIVE
COUNTY OF PLACER

TO: Honorable Board of Supervisors

FROM: Thomas M. Miller, Placer County Executive Officer
By: James Importante, Management Analyst

DATE: August 24, 2010

SUBJECT: 2009-10 Placer County Grand Jury Final Report – Board of Supervisors Responses

Action Requested: Authorize the Chairman to sign five (5) letters in response to the Placer Grand Jury's 2009-2010 Final Report.

Background: On June 18, 2010, the Placer County Grand Jury issued its 2009-2010 Final Report. The report included findings and recommendations based on the Grand Jury's investigations, as required by law, those requested by citizens, or generated by the members of 2009-2010 Grand Jury. The Grand Jury may request the responses from individuals or organizations that are subject to the Grand Jury's investigation, in accordance to state law.

This year, the Placer County Board of Supervisors was asked to provide a response for five (5) Grand Jury reports. In collaboration with various County departments, County Executive Office staff has prepared responses on the behalf of the Board of Supervisors, which will be subject to your approval today. This memorandum provides a brief summary of the recommended Board of Supervisors' responses to the findings and recommendations by Grand Jury report. Details of the Grand Jury's findings and recommendations are included within each response letter attached.

Upon approval by your Board, the signed responses will be provided to the Presiding Judge of the Placer County Superior Court and the Placer County Grand Jury, and will complete the Board of Supervisors' responses to the 2009-2010 Placer County Grand Jury Final Report.

Annual Inspection of the Placer County Juvenile Detention Facility

The 2009-2010 Grand Jury inspected the Juvenile Detention Facility on October 15, 2009, and found it to be a clean, well maintained, and appropriately staffed facility. During the inspection, it was noted no security cameras had been installed. The Grand Jury recommended the Placer County Probation Department and the Capital Improvements Division install the security cameras.

County staff agrees with all the findings regarding the Annual Inspection of the Juvenile Detention Facility report. Staff also agrees with the Grand Jury's recommendation that the Placer County Probation Department and the Capital Improvements Division install the security cameras.

Facility Services confirmed the installation of the cameras will be conducted by Yamas Environmental and is scheduled to be completed on September 21, 2010, thus fulfilling the recommendation of the Grand Jury.

Revenue Sharing Funds

The Grand Jury found that "the Board of Supervisors has been inconsistent, and non-compliant, when applying its own *Criteria for Requests* for the approval of Revenue Sharing Funds. All-inclusive transparency is often lacking in the progression from an organization's initial request to approval or denial."

The Grand Jury recommended "the Board closely examine its *Revenue Sharing Program* and adhere to its own policies and procedures. In addition, the Grand Jury recommends that all five districts use a standard request application form and that the County Executive Office track the use of funds."

Staff does not agree with all of the findings and recommendations of the Grand Jury. Most of the recommendations of the Grand Jury have been either implemented, or in the process of being implemented. Not supported is a recommendation to publically notice all requests for Revenue Sharing funds, including those denied for funding. Due to the volume of requests received, only those recommended for funding by a Board member are placed on the Board of Supervisors' agenda for approval, as is current practice.

Annual Inspection of the Auburn Courthouse Holding Facility

The Grand Jury recommended that additional cameras be installed to monitor the sally port, stairwell, holding area, and active courtrooms.

Staff agrees with the Grand Jury's recommendation. However, the State of California Administrative Office of the Courts (AOC), not Placer County, is responsible for the video surveillance system within all the courts in the state. The County supports the AOC's efforts to install additional cameras in the Auburn Courthouse identified by the Grand Jury.

Annual Inspection of the Placer County Main Jail

The Grand Jury conducted the annual inspection of the Placer County Main Jail located in Auburn at the Dewitt Center. The Grand Jury encouraged use of volunteers to support staffing needs. Placer Union High School District Adult Education provides an onsite Basic Adult General Education Development (GED) program. However, due to

budget cuts, the number of weeks of instruction has been reduced. The Grand Jury recommended that the GED program should be restored when funds are available.

Staff agrees with all the findings of the Grand Jury. The reduction of the GED program is due to decreases in Inmate Welfare Fund (IWF) revenues and increases in costs associated with the GED program. If future revenues into the IWF fund increase with respect to supporting the increased GED program costs, reinstatement of the full GED program would be considered in the future.

Annual Inspection of the Sheriff's Substation at Burton Creek

The Grand Jury found the present Burton Creek Substation needs to be replaced. The Tahoe Substation and Burton Creek Justice Center will be 50 years old September, 2010. The Grand Jury concluded "the facility has reached a point where remodeling is futile," citing there are "too many deficiencies and inadequacies with the current facility that cannot be corrected." The Grand Jury also found that the Placer County Final Budget for FY 2009-2010 does not contain appropriations for a replacement facility at Burton Creek Substation. Finally, the Grand Jury found the Board of Supervisors will not meet its target date of 2011 for a new facility at Tahoe. The Grand Jury recommended immediate replacement of the Tahoe Substation at Burton Creek.

Staff agrees with all of the findings of the Grand Jury except where it was found that "remodeling is futile." While it is preferred to replace the entire facility, improvements that ensure the safety and security of those occupying the existing facility are warranted.

Staff partially disagrees with the recommendation for the "immediate" replacement of the Tahoe Substation due to the process involved with building a major project which includes: developing a suitable building site, building space programming, construction drawings and plans, bid proposal and solicitation, reviewing bids, negotiation and awarding construction contract, final construction, and inspections prior to occupancy. In addition, the project is subject to stringent environmental review under the California Environmental Quality Act (CEQA) and regional review, oversight and compliance by the Tahoe Regional Planning Agency (TRPA).

Environmental: None.

Fiscal Impact: There is no fiscal impact related to the signing of the responses to the Grand Jury.

Attachments: Board of Supervisors 2009-10 Grand Jury Responses

County of Placer Board of Supervisors

175 FULWEILER AVENUE
AUBURN, CALIFORNIA 95603
530/889-4010 • FAX: 530/889-4009
PLACER CO. TOLL FREE # 800-488-4308

F.C. "ROCKY" ROCKHOLM

District 1

ROBERT M. WEYGANDT

District 2

JIM HOLMES

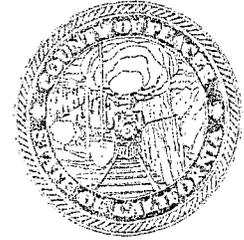
District 3

KIRK UHLER

District 4

JENNIFER MONTGOMERY

District 5



August 24, 2010

The Honorable Alan V. Pineschi
Presiding Judge of the Superior Court
County of Placer
P.O. Box 619072
Roseville, CA 95661

Re: 2009-10 Grand Jury Final Report - Annual Inspection of the Placer County Juvenile Detention Facility

Dear Judge Pineschi,

The Placer County Board of Supervisors would like to thank the members of the 2009-10 Grand Jury for their continued efforts associated with the annual inspection of the Placer County Juvenile Detention Facility. This letter is a response to the 2009-2010 Grand Jury's Findings & Recommendations from the *Annual Inspection of the Placer County Juvenile Detention Facility* report.

Findings:

1. The Grand Jury inspected the Juvenile Detention Facility and found it to be clean, well maintained, and appropriately staffed for a 58 bed facility.
2. There have been numerous policies, procedures, and timelines regarding security camera installation provided to Grand Juries by the Placer County Probation Department Administration and the Capital Improvements Division.
3. Since 2006, Grand Juries, in agreement with both of these Departments, have recommended the installation of the security cameras.
 - On January 14, 2010, a new timeline was submitted to the Grand Jury by the Capital Improvements Division, stating a contract award would be completed by March 2010. The March date was missed.
 - On April 12, 2010, a new and revised timeline was received from Facility Services, stating the low bidder was disqualified. This will necessitate going to the second low bidder or to re-bid the project. Due to this delay, "completion would not be until sometime in August at best."

Response:

The Board of Supervisors **agrees** with all of the findings of the Grand Jury's report.

Conclusions/Recommendations:

1. The Grand Jury recommends the Placer County Probation Department Administration and the Capital Improvements Division install the security cameras.

Response:

1. The recommendation **has not yet been implemented**. According to the Department of Facility Services Capital Improvements Manager, Rob Unholz, Yamas Environmental, the contractor for this project, is underway with the installation, and is anticipated to complete the project by September 21, 2010.

On behalf of the Placer County Board of Supervisors, I thank the Grand Jury for the opportunity to respond to this year's findings and recommendations on the Placer County Juvenile Detention Facility.

Sincerely,

Kirk Uhler, Chairman
Placer County Board of Supervisors

CC: Placer County Board of Supervisors
Thomas Miller, Placer County Executive Officer
Jim Durfee, Placer County Director of Facility Services
Steve Pecor, Placer County Chief Probation Officer

County of Placer Board of Supervisors

175 FULWEILER AVENUE
AUBURN, CALIFORNIA 95603
530/889-4010 • FAX: 530/889-4009
PLACER CO. TOLL FREE # 800-488-4308

F.C. "ROCKY" ROCKHOLM
District 1

ROBERT M. WEYGANDT
District 2

JIM HOLMES
District 3

KIRK UHLER
District 4

JENNIFER MONTGOMERY
District 5



August 24, 2010

The Honorable Alan V. Pineschi
Presiding Judge of the Superior Court
County of Placer
P.O. Box 619072
Roseville, CA 95661

Re: 2009-10 Grand Jury Final Report – Revenue Sharing Funds

Dear Judge Pineschi,

The Placer County Board of Supervisors would like to thank the members of the 2009-10 Grand Jury for their associated with the Revenue Sharing Funds Program. This letter is a response to the 2009-2010 Grand Jury's Findings & Recommendations from the *Revenue Sharing Funds* report.

Findings:

1. According to the Board Minutes from February through August 2009, the only Revenue Sharing Funds requests that came before the Board were those that had been pre-screened for approval.
2. There was no public notice for all requests reviewed. Requests filtered out by a Supervisors' office, and thus effectively denied before being placed on the Boards' agenda, were never publicly noticed for review.
3. A number of requests by organizations were submitted as a flyer only, lacking in supporting documentation. This method of submitting applications is in direct opposition to the BOS criterion for requests.
4. Jurors found that numerous applications did not state a description of the intended use of the funds. Many requests were generic and did not include a detailed description or clearly state the intended purpose of the request. This omission of information when submitting applications is in direct opposition to the criterion for requests.
5. There is no follow-up by the Board to validate that funds were used in accordance with the approved requests. The Board relies on the good faith and trust of the organization that the funds were used for the intended purpose. This omission is in direct opposition to the policy.
6. Only token documentation was provided to the Grand Jury identifying requests that were rejected.

7. There is no procedure in place to track funds repeatedly awarded to the same applicant.
8. There is no method in place to track which applicants were denied.

Response:

The Board of Supervisors **agrees** with all of the findings of the Grand Jury's report.

Recommendations:

1. All requests for Revenue Sharing Funds are in writing and submitted to the Board of Supervisors' office, 175 Fulweiler Avenue, Auburn, CA 95603.
2. All requests for Revenue Sharing Funds include a detailed description of the intended use of the funds.
3. All requests for Revenue Sharing Funds, including those being denied, are publicly noticed for review on the Placer County Board of Supervisors' agenda.
4. The Board requires all organizations receiving Revenue Sharing Funds submit documentation to the Board, within 30 days following the event, stating that the funds were used in accordance with the approved request. If an organization fails to submit this verification, it will not be eligible for future funding.
5. The Revenue Sharing Funds database includes all requests, both approved and rejected, by the Board. This database to include details of how the funds were used and made available to the public.
6. The Board of Supervisors develops a standard Revenue Sharing Funds application form. All five districts would use this standardized form. The *Grant Application: District 5 Benefit Fund* form could serve as a prototype.

Response:

1. The recommendation **has been implemented**. Currently, requests are received at the Board of Supervisors' office 175 Fulweiler Avenue Auburn CA 95603, however the request format varies and includes written requests, email requests and in some cases, a printed flyer for a charitable event. Eligibility requirements have been updated so that only written request are accepted along with a completed standard application form.
2. The recommendation **has been implemented**. Currently, requests received and recommended for approval do outline the intended use of funds.
3. Currently, public notifications of requests for Revenue Sharing Funds brought forward by a Board member are provided in the meeting agenda available prior to the next scheduled Board meeting. Due to the volume of requests received, it is practical that only requests recommended for funding by a Board member are placed on the agenda for approval by the entire Board of Supervisors. Given that practicality, we respectfully disagree that all requests should be publically noticed. Unfunded request letters will be kept on file at the Board of Supervisors' office for available for review upon request one (1) year.
4. The recommendation **has not yet been implemented**. Current practice is a letter outlining the permissible use of the funds is enclosed with the revenue sharing check to the recipient. A standard form letter will be provided to recipients to fill out, sign and return to the Board office.

5. The recommendation **has not yet been implemented**. Unfunded requests letters will be on file for one (1) year in the Board of Supervisors' office available for review upon request. Currently the Board office is updating their website to include a standard application form, a defined description of the Revenue Sharing Funds Program including the purpose of revenue sharing, the eligibility requirements for requests, a database for previous fiscal year disbursements, various request parameters, and the District 5 Benefit Fund program form.
6. The recommendation **has been implemented**. A standard application form has been created.

On behalf of the Placer County Board of Supervisors, I thank the Grand Jury for the opportunity to respond to the findings and recommendations on the Revenue Sharing Funds program.

Sincerely,

Kirk Uhler, Chairman
Placer County Board of Supervisors

cc: Placer County Board of Supervisors
Thomas Miller, Placer County Executive Officer

County of Placer Board of Supervisors

175 FULWEILER AVENUE
AUBURN, CALIFORNIA 95603
530/889-4010 • FAX: 530/889-4009
PLACER CO. TOLL FREE # 800-488-4308

F.C. "ROCKY" ROCKHOLM
District 1

ROBERT M. WEYGANDT
District 2

JIM HOLMES
District 3

KIRK UHLER
District 4

JENNIFER MONTGOMERY
District 5



August 24, 2010

The Honorable Alan V. Pineschi
Presiding Judge of the Superior Court
County of Placer
P.O. Box 619072
Roseville, CA 95661

Re: 2009-10 Grand Jury Final Report - Annual Inspection of the Auburn Courthouse Holding Facility

Dear Judge Pineschi,

The Placer County Board of Supervisors would like to thank the members of the 2009-10 Grand Jury for their continued efforts associated with the annual inspection of the Auburn Courthouse Holding Facility. This letter is a response to the 2009-2010 Grand Jury's Findings & Recommendations from the *Annual Inspection of the Auburn Courthouse Holding Facility* report.

Findings:

1. The Grand Jury is aware of the limitations this historic courthouse presents to provide a secure environment when escorting prisoners to and from their court appearances.

Response:

1. The Board of Supervisors **agrees** with the finding.

Recommendations:

1. The Grand Jury recommends that additional cameras be installed to monitor the sally port, stairwell, holding area, and the active courtrooms.

Response:

The recommendation **has not yet been implemented**. The Board of Supervisors understands that the Sheriff provides security staffing for the County's courthouses, while the AOC is responsible for the court facilities with respect to internal and external video surveillance systems in all courts within the state. The Board also understands that there have been previous discussions between the Sheriff and the Placer County Superior Court CEO, current and previous, concerning the need for additional cameras throughout the Auburn Courthouse. There have been steps taken to

mitigate several security issues such as upgrades of existing cameras and monitoring and alarming of doors.

As a state entity, the AOC must submit a request through the State for upgrades to its facilities. Therefore, the Sheriff recommends, with the Board's support, the installation of additional cameras at the Auburn Courthouse and that the AOC proceed with its process of requesting capital improvements. The Sheriff is currently working with the AOC and their Video Surveillance vendor to identify the areas outlined by the Grand Jury.

On behalf of the Placer County Board of Supervisors, I thank the Grand Jury for the opportunity to respond to the findings and recommendations from the annual inspection of the Auburn Courthouse Holding Facility.

Sincerely,

Kirk Uhler, Chairman
Placer County Board of Supervisors

cc: Placer County Board of Supervisors
Edward Bonner, Placer County Sheriff
Thomas Miller, Placer County Executive Officer

County of Placer Board of Supervisors

175 FULWEILER AVENUE
AUBURN, CALIFORNIA 95603
530/889-4010 • FAX: 530/889-4009
PLACER CO. TOLL FREE # 800-488-4308

F.C. "ROCKY" ROCKHOLM

District 1

ROBERT M. WEYGANDT

District 2

JIM HOLMES

District 3

KIRK UHLER

District 4

JENNIFER MONTGOMERY

District 5



August 24, 2010

The Honorable Alan V. Pineschi
Presiding Judge of the Superior Court
County of Placer
P.O. Box 619072
Roseville, CA 95661

Re: 2009-10 Grand Jury Final Report - Annual Inspection of the Placer County Main Jail

Dear Judge Pineschi,

The Placer County Board of Supervisors would like to thank the members of the 2009-10 Grand Jury for their continued efforts associated with the annual inspection of the Placer County Main Jail. This letter is a response to the 2009-2010 Grand Jury's Findings & Recommendations from the *Annual Inspection of the Placer County Main Jail* report.

Findings:

1. The Grand Jury found that the Placer County Main Jail continues to maintain minimum staffing levels by using overtime. In spite of working under these challenging circumstances, staff continues to be committed to excellence.
2. Overall, the PCMJ is well organized and maintained.
3. Whenever inmates are transported to an outside care facility, a deputy must accompany the inmate providing 24 hour security. This puts an additional challenge on staffing to inmate ratio requirements.
4. The PCMJ is open to the suggestion of creating a volunteer program to support staffing needs.

Response:

The Board of Supervisors **agrees** with all of the findings of the Grand Jury's report.

Recommendations:

1. The Grand Jury recommends that when the budget allows, the Basic Adult General Education Development (GED) program should be restored to the full 45 weeks.

Response:

The recommendation **has not yet been implemented**. The Board of Supervisors understands that the Sheriff's Office has scaled back the GED program due to decreases in Inmate Welfare Fund (IWF) revenues and increases in costs associated with the GED program. However, they are continuing to contribute funds from IWF for this scaled down GED program through the Placer Adult School System.

The Board of Supervisors, the Sheriff, and the County Executive Officer believe this program has value and, if future revenues into the IWF fund increase with respect to supporting the increased GED program costs, reinstatement of the full GED program would be considered in the future.

Sincerely,

Kirk Uhler, Chairman
Placer County Board of Supervisors

cc: Placer County Board of Supervisors
Edward Bonner, Placer County Sheriff
Thomas Miller, Placer County Executive Officer

6/2

County of Placer Board of Supervisors

175 FULWEILER AVENUE
AUBURN, CALIFORNIA 95603
530/889-4010 • FAX: 530/889-4009
PLACER CO. TOLL FREE # 800-488-4308

F.C. "ROCKY" ROCKHOLM

District 1

ROBERT M. WEYGANDT

District 2

JIM HOLMES

District 3

KIRK UHLER

District 4

JENNIFER MONTGOMERY

District 5



August 24, 2010

The Honorable Alan V. Pineschi
Presiding Judge of the Superior Court
County of Placer
P.O. Box 619072
Roseville, CA 95661

Re: 2009-10 Grand Jury Final Report - Annual Inspection of the Placer County Sheriff's Tahoe Substation at Burton Creek

Dear Judge Pineschi,

The Placer County Board of Supervisors would like to thank the members of the 2009-10 Grand Jury for their continued efforts associated with the annual inspection of the Placer County Sheriff's Tahoe Substation at Burton Creek. This letter is a response to the 2009-2010 Grand Jury's Findings & Recommendations from the *Annual Inspection of the Placer County Sheriff's Tahoe Substation at Burton Creek* report.

Findings:

1. The Burton Creek Justice Center will be 50 years old September, 2010. The facility has reached a point where remodeling is futile. There are too many deficiencies and inadequacies with the current facility that cannot be corrected to meet the needs of residents and influx of seasonal tourists.
2. The Tahoe Substation staff is doing an outstanding job maintaining the building interior despite the age and limitations of the facility.
3. The Tahoe Substation staff is an integral part of the community and has adapted operations and services to meet the needs of both residents and tourists.
4. In January 2010, two new satellite service centers were opened and are located in Squaw Valley and Northstar.
5. The Placer County Final Budget for FY 2009-2010 does not contain allocations for a replacement facility at Burton Creek Substation. The BOS will not meet its target date of 2011 for a new facility at Tahoe.

Response:

1. The Board of Supervisors **disagrees partially** with the finding. There is agreement that the Burton Creek Justice Center is approaching 50 years old and replacement/upgrade is needed. However, it is not agreed that "remodeling is futile". The Board believes that upgrades that ensure the safety and security of those occupying the Burton Creek facility or relocation of services to another facility are feasible.

The Board of Supervisors **agrees** with all of the remaining findings, #2 through #4, of the Grand Jury's report.

Recommendations:

1. The 2009-2010 Grand Jury strongly recommends immediate replacement of the Tahoe Substation at Burton Creek.

Response:

1. While the Board of Supervisors is in agreement with the Grand Jury that the Burton Creek Substation needs to be replaced, it is not within an "immediate" timeframe. The Board of Supervisors continues to be committed to providing improved criminal justice facilities that will ensure a high level of public safety for Placer County citizens and visitors. The Board of Supervisors respectfully declines the recommendation.

In the past several years, the County has made approximately \$225 million in investments in public safety facilities. In 2007, the County completed the Bill Santucci Justice Center and a nine-courtroom Justice Courthouse, providing much-needed criminal justice facilities in an area of major population growth in Placer County. Also in 2007, the Auburn Justice Center was completed, replacing antiquated and inefficient facilities in existence at that time. Slated for completion in 2012 and currently under construction is a \$98 million modern Adult Correctional Facility adjacent to the courthouse at the Santucci Justice Center. The new jail will feature 390 beds, a medical unit, administration, and intake/booking/transportation, a correctional kitchen, and other support functions.

The Board has long recognized the need to replace the Burton Creek facility and the project has been on the County's Capital Improvement Projects list. However, as stated in the Board's response to similar recommendations of previous Grand Juries, timing for this major project is based on developing a suitable building site, building space programming, construction drawings and plans, bid proposal and solicitation, reviewing bids, negotiation and awarding construction contract, final construction, and inspections prior to occupancy. In addition, the project is subject to stringent environmental review under the California Environmental Quality Act (CEQA) and regional review, oversight and compliance by the Tahoe Regional Planning Agency (TRPA), which may extend the time necessary to complete a jail project compared to other areas in the County.

There are issues that must be resolved prior to the replacement of the substation. The Burton Creek facility currently not only houses the Sheriff and District Attorney, it also serves as a court facility. Recently the Administrative Office of the Courts (AOC) has notified the County that a feasibility study for a new Tahoe Courthouse has been approved by the State Public Works Board, the State Department of Finance and the Joint Legislative Budget Committee. The AOC anticipates this study will identify a new site for the courts. This change would certainly affect the scope of the project and time is required to resolve issues such as this.

This Board, the County Executive Officer, and Director of Facility Services remain committed to a replace the Burton Creek facility for the Sheriff and will do so in a timeframe that is reasonable and practical.

Additional programming and technical responses to this issue will be provided directly by the Director of Facility Services in his response to the Grand Jury.

Sincerely,

Kirk Uhler, Chairman

Placer County Board of Supervisors

cc: Placer County Board of Supervisors
Thomas Miller, Placer County Executive Officer
Jim Durfee, Placer County Director of Facility Services

615

