



Santa Cruz County
Civil Grand Jury

Grand Jury <grandjury@scgrandjury.org>

19-20 Grand Jury Report Responses

1 message

David Brown <David.Brown@santacruzcounty.us>
To: "grandjury@scgrandjury.org" <grandjury@scgrandjury.org>

Tue, Oct 20, 2020 at 9:42 AM

Greetings Grand Jury,

Please find the County responses to the 19-20 Grand Jury Reports attached for your records.

Thank you,

Dave

David Brown

Senior Administrative Analyst

County Administrative Office

County of Santa Cruz

O: (831) 454-3490

C: (831) 227-1661

My pronouns are: he/him/his

13 attachments

Fail in the Jail _BoS_Packet.pdf
181K

Fail_in_the_Jail_CAO_Packet.pdf
184K

BOS FireInspection BOS Response Packet.pdf
181K

GSD FireInspection Response Packet.pdf
174K

BOS Response - Homelessness - Big Problem Little Progress - It's Time to Think Outside The Box.pdf
289K

CAO Response - Homelessness - Big Problem Little Progress - It's Time to Think Outside The Box.pdf
207K

 **CAO Response - Ready Aim Fire!.pdf**
258K


 **SCCFD Response - Ready Aim Fire!.pdf**
239K

 **BOS Response - Ready Aim Fire!.pdf**
256K

 **2020.08.26 TangledWeb_BoS_Packet.pdf**
222K

 **2020.08.26 TangledWeb_CAO_Packet.pdf**
222K

 **Voter Data Clerk Response.pdf**
179K

 **VoterData_BoS_Packet.pdf**
180K



**The 2019–2020 Santa Cruz County Civil Grand Jury
Requests that the
Santa Cruz County Administrative Officer
Respond to the Findings and Recommendations
Specified in the Report Titled
Fail in the Jail – No Lights, No Camera, No Action?
by September 17, 2020**

When the response is complete, please

1. Email the completed Response Packet as a file attachment to grandjury@scgrandjury.org, and
2. Print and send a hard copy of the completed Response Packet to

The Honorable Judge John Gallagher
Santa Cruz Courthouse
701 Ocean St.
Santa Cruz, CA 95060

Instructions for Respondents

California law PC §933.05 (included [below](#)) requires the respondent to a Grand Jury report to comment on each finding and recommendation within a report. Explanations for disagreements and timeframes for further implementation or analysis must be provided. Please follow the format below when preparing the responses.

Response Format

1. For the Findings included in this Response Packet, select one of the following responses and provide the required additional information:
 - a. **AGREE** with the Finding, or
 - b. **PARTIALLY DISAGREE** with the Finding and specify the portion of the Finding that is disputed and include an explanation of the reasons therefor, or
 - c. **DISAGREE** with the Finding and provide an explanation of the reasons therefor.
2. For the Recommendations included in this Response Packet, select one of the following actions and provide the required additional information:
 - a. **HAS BEEN IMPLEMENTED**, with a summary regarding the implemented action, or
 - b. **HAS NOT YET BEEN IMPLEMENTED BUT WILL BE IMPLEMENTED IN THE FUTURE**, with a timeframe or expected date for implementation, or
 - c. **REQUIRES FURTHER ANALYSIS**, with an explanation and the scope and parameters of an analysis or study, and a timeframe for that analysis or study; this timeframe shall not exceed six months from the date of publication of the grand jury report, or
 - d. **WILL NOT BE IMPLEMENTED** because it is not warranted or is not reasonable, with an explanation therefor.

If you have questions about this response form, please contact the Grand Jury by calling 831-454-2099 or by sending an email to grandjury@scgrandjury.org.

Findings

F4. Ongoing communications of status and progress before, during and after an emergency are not in evidence between Jail personnel and County General Services personnel.

AGREE

PARTIALLY DISAGREE – explain the disputed portion

DISAGREE – explain why

Response explanation (required for a response other than **Agree**):

The Sheriff's Office (SO) and the General Services Department (GSD) meet monthly to discuss the status of all on-going jail projects.

F7. The failure to escalate critical issues by key County General Services and Sheriff's department personnel is very concerning. Procedures for escalation are lacking and this creates unwanted risk.

AGREE

PARTIALLY DISAGREE – explain the disputed portion

DISAGREE – explain why

Response explanation (required for a response other than **Agree**):

Staff are aware of how to raise concerns and escalate issues.

F8. Robust risk management and mitigation is lacking in the County and correctional facility organizations.

AGREE

PARTIALLY DISAGREE – explain the disputed portion

DISAGREE – explain why

Response explanation (required for a response other than **Agree**):

While operating a correctional facility has inherent risks, there is always room for evaluation and improvement to risk management and mitigation practices. The SO maintains many policies and procedures relating to risk management, and these are updated as needs are identified.

Recommendations

R2. The Sheriff's Department and the County General Services Department should have a documented Memorandum of Understanding (MoU) by December 31, 2020 for roles and responsibilities, particularly and specifically in the event of emergencies. (F3)

HAS BEEN IMPLEMENTED – summarize what has been done

HAS NOT BEEN IMPLEMENTED BUT WILL BE IMPLEMENTED IN THE FUTURE – summarize what will be done and the timeframe

REQUIRES FURTHER ANALYSIS – explain scope and timeframe (not to exceed six months)

WILL NOT BE IMPLEMENTED – explain why

Response explanation, summary, and timeframe:

The Sheriff's Office (SO) and the General Services Department (GSD) meet monthly to discuss the status of all on-going jail projects.

R3. The Sheriff's Department leadership and the County Administrative Officer and General Services Director should work together to provide regular communications as soon as possible with all personnel (detention, general services, leadership) who have a need to know, to provide status, project planning, and goal completion. (F2, F4)

- HAS BEEN IMPLEMENTED** – summarize what has been done
- HAS NOT BEEN IMPLEMENTED BUT WILL BE IMPLEMENTED IN THE FUTURE** – summarize what will be done and the timeframe
- REQUIRES FURTHER ANALYSIS** – explain scope and timeframe (not to exceed six months)
- WILL NOT BE IMPLEMENTED** – explain why

Response explanation, summary, and timeframe:

The Sheriff's Office and General Services Department currently meet monthly to discuss the status of all jail projects. The County Administrative Office meets regularly with the General Services Department and the Sheriff's Office.

R6. The Board of Supervisors should direct the County Administrative Officer to immediately define a risk management position, hire a qualified individual, and review all risk areas, mitigation plans and capabilities with the Board of Supervisors by June 30, 2021. (F8)

- HAS BEEN IMPLEMENTED** – summarize what has been done
- HAS NOT BEEN IMPLEMENTED BUT WILL BE IMPLEMENTED IN THE FUTURE** – summarize what will be done and the timeframe
- REQUIRES FURTHER ANALYSIS** – explain scope and timeframe (not to exceed six months)
- WILL NOT BE IMPLEMENTED** – explain why

Response explanation, summary, and timeframe:

Adding a Risk Manager position, in addition the existing Risk Manager position is not in the approved fiscal year 2020-21 Budget. The current fiscal year, and the next are anticipated to be very challenging as a result of the COVID-19 health emergency and recent fires. Maintaining County services with even more limited resources, at a time when community needs and desires have increased, requires difficult decisions regarding allocation of these constrained resources.

Penal Code §933.05

1. For Purposes of subdivision (b) of §933, as to each Grand Jury finding, the responding person or entity shall indicate one of the following:
 - a. the respondent agrees with the finding,
 - b. the respondent disagrees wholly or partially with the finding, in which case the response shall specify the portion of the finding that is disputed and shall include an explanation of the reasons therefor.
2. For purpose of subdivision (b) of §933, as to each Grand Jury recommendation, the responding person shall report one of the following actions:
 - a. the recommendation has been implemented, with a summary regarding the implemented action,
 - b. the recommendation has not yet been implemented but will be implemented in the future, with a timeframe for implementation,
 - c. the recommendation requires further analysis, with an explanation and the scope and parameters of an analysis or study, and a timeframe for the matter to be prepared for discussion by the officer or director of the agency or department being investigated or reviewed, including the governing body of the public agency when applicable. This timeframe shall not exceed six months from the date of the publication of the Grand Jury report, or
 - d. the recommendation will not be implemented because it is not warranted or is not reasonable, with an explanation therefor.
3. However, if a finding or recommendation of the Grand Jury addresses budgetary or personnel matters of a County department headed by an elected officer, both the department head and the Board of Supervisors shall respond if requested by the Grand Jury, but the response of the Board of Supervisors shall address only those budgetary or personnel matters over which it has some decision-making authority. The response of the elected department head shall address all aspects of the findings or recommendations affecting his or her department.
4. A Grand Jury may request a subject person or entity to come before the Grand Jury for the purpose of reading and discussing the findings of the Grand Jury report that relates to that person or entity in order to verify the accuracy of the findings prior to their release.
5. During an investigation, the Grand Jury shall meet with the subject of that investigation regarding that investigation unless the court, either on its own determination or upon request of the foreperson of the Grand Jury, determines that such a meeting would be detrimental.
6. A Grand Jury shall provide to the affected agency a copy of the portion of the Grand Jury report relating to that person or entity two working days prior to its public release and after the approval of the presiding judge. **No officer, agency, department, or governing body of a public agency shall disclose any contents of the report prior to the public release of the final report.**