



**Santa Cruz County**  
**Civil Grand Jury**

Grand Jury <grandjury@scgrandjury.org>

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## Grand Jury Response from the Sheriff's Office Final version PDF

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**Susan Rozario** <Susan.Rozario@santacruzcounty.us>  
To: "grandjury@scgrandjury.org" <grandjury@scgrandjury.org>

Thu, Jun 20, 2019 at 3:34 PM

Attached please find the Santa Cruz County Sheriff's Office response to the Findings and Recommendations related to the 2018-19 Detention Facilities Inspection Report. Please use this PDF version

Thank you.

Susan Rozario, Sr. Departmental Analyst

Santa Cruz County Sheriff's Office



**SHF Response to Grand Jury June 20 2019.pdf**  
281K



**The 2018–2019 Santa Cruz County Civil Grand Jury  
Requires that the  
Santa Cruz County Sheriff  
Respond to the Findings and Recommendations  
Specified in the Report Titled  
2018–2019 Detention Facilities Inspection Report  
by August 19, 2019**

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When the response is complete, please

1. Email the completed Response Packet as a file attachment to [grandjury@scgrandjury.org](mailto: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](mailto:grandjury@scgrandjury.org).

## Findings

F1. Drugs continue to come into all facilities undetected.

**AGREE**

**PARTIALLY DISAGREE** – explain the disputed portion

**DISAGREE** – explain why

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

**F2.** Overcrowding continues to be an issue at the Main Jail with no-long term solution in place. (See Grand Jury reports from 2013–2014, 2014–2015, and 2016–2017.)

**AGREE**

**PARTIALLY DISAGREE** – explain the disputed portion

**DISAGREE** – explain why

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

F3. Ongoing staff shortages and unfilled positions result in mandatory overtime.

**AGREE**

**PARTIALLY DISAGREE** – explain the disputed portion

**DISAGREE** – explain why

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

**F4.** Many detention facility staff commute long distances because local housing is unaffordable, increasing staff stress.

**AGREE**

**PARTIALLY DISAGREE** – explain the disputed portion

**DISAGREE** – explain why

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

## Recommendations

**R1.** The Sheriff's Department should research and evaluate body scanning equipment to detect drugs coming into facilities. (F1)

**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 investigated and determined that body scanning equipment is likely to aid in the detection and prevention of drugs in jail facilities. The Sheriff included a request to lease body scanning equipment in the fiscal year 2019/2020 budget request, which was approved by the County Board of Supervisors on June 20, 2019. The Sheriff's Office is in the process of obtaining a body scanner.



**R2.** The Sheriff’s Department and Board of Supervisors should evaluate long-term solutions to the overcrowded Main Jail, including bond measures to replace or renovate the facility. (F2)

- 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 has taken the following steps concerning crowding at the Main Jail:

1. The Sheriff is forming a multi-discipline Criminal Justice Committee on Jail Crowding to determine the causes of crowding. The Committee is scheduled to begin its investigation in August 2019. The completed report will be shared with the Board of Supervisors.
2. In the Santa Cruz County Strategic Plan for 2018-2021 the Sheriff proposed to develop a plan to establish separate custodial facilities for incarcerated men and women. The completion of this project would reduce crowding at the Main Jail.
3. As part of the Santa Cruz County Long Range Facilities Plan process, the Sheriff has altered the County that the Main Jail has reached or is approaching its useful service life and must be replaced or renovated.

**R3.** The Sheriff’s Department and Board of Supervisors should address the effects of mandatory staff overtime. (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 has had discussions with Board members about mandatory overtime.

The Sheriff has taken several steps to address mandatory overtime:

1. Made improvements to the mandatory overtime assignment system
2. Hired retired Correctional Officers as Extra-Help
3. Assigned Deputy Sheriff Trainees to the jail
4. Temporarily assigned Deputy Sheriffs to the jail

**R4.** The Sheriff’s Department and Board of Supervisors should explore options for subsidized housing to reduce the number of staff commuting long distances due to unaffordable local housing. (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:**

Housing is outside the scope of the Sheriff’s Office mission and expertise; the Sheriff will cooperate with efforts to improve the recruitment and retention of Correctional Officers.

**R5.** The Sheriff’s Department should, within the next six months, set a target date for implementing the recommendations in this report.

- 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 has responded to the Findings and Recommendations contained in this report.

## 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.**