



County of San Diego

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SAN DIEGO
COUNTY GRAND JURY

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June 28, 2011

The Honorable Kevin Enright
Presiding Judge, San Diego Superior Court
220 West Broadway
San Diego, CA 92101

Dear Judge Enright,

The 2010-11 San Diego County Grand Jury issued six reports during their tenure that addressed findings and recommendations to the County of San Diego. Today, the County Board of Supervisors approved responses to these six reports and directed me to forward these responses to your office, as required by the California Penal Code.

The responses, which are enclosed, correspond to the following reports:

- In-Home Supportive Services: An Open Door for Abuse and Fraud
- Oh, For Critters' Sakes!
- County Supervisor Discretionary Funds: More Transparency Needed
- Detention Facilities Inspection
- Pertussis (Whooping Cough) Epidemic: Let's Get Educated!
- Hitting Back at Domestic Violence

If you have questions or need additional information, please contact me at (619) 531-5250.

Sincerely,

WALTER F. EKARD

Chief Administrative Officer

Attachment

cc: Board of Supervisors



COUNTY OF SAN DIEGO

AGENDA ITEM

BOARD OF SUPERVISORS

GREG COX
First District

DIANNE JACOB
Second District

PAM SLATER-PRICE
Third District

RON ROBERTS
Fourth District

BILL HORN
Fifth District

DATE: June 28, 2011
TO: Board of Supervisors
SUBJECT: RESPONSE TO 2010-11 GRAND JURY REPORTS (DISTRICT: ALL)
SUMMARY:

18

Overview

The 2010-2011 San Diego County Grand Jury recently completed their term and issued 7 reports that address County programs under the purview of the Board of Supervisors. Six of those reports contained recommendations and one contained only commendations.

According to the California Penal Code Section 933(c), agencies that are the subject of Grand Jury reports must respond in writing to Findings and Recommendations addressed to them. Therefore, this is a request for your Board to review and approve the draft Finding and Recommendation responses prepared by the Chief Administrative Officer and authorize the Chief Administrative Officer to transmit your Board's responses to the Grand Jury, via the Superior Court Presiding Judge. The proposed responses address the recommendations and findings contained in following reports:

- In-Home Supportive Services: An Open Door for Abuse and Fraud
- Oh, For Critters' Sakes!
- County Supervisor Discretionary Funds: More Transparency Needed
- Detention Facilities Inspection
- Pertussis (Whooping Cough) Epidemic: Let's Get Educated!
- Hitting Back at Domestic Violence

Recommendation(s)

CHIEF ADMINISTRATIVE OFFICER

Approve the proposed responses and authorize the Chief Administrative Officer to transmit the responses to the Grand Jury via the Superior Court Presiding Judge.

Fiscal Impact

This recommendation will have no fiscal impact.

SUBJECT: [RESPONSE TO 2010-11 GRAND JURY REPORTS (DISTRICT: ALL)]

Business Impact Statement

N/A

Advisory Board Statement

N/A

BACKGROUND:

The 2010-2011 San Diego County Grand Jury recently completed their term and issued 7 reports that address County programs under the purview of the Board of Supervisors. Six of those reports contained recommendations and one contained only commendations.

According to the California Penal Code, agencies that are the subject of Grand Jury reports must respond in writing to Findings and Recommendations addressed to them. Therefore, this is a request for your Board to review and approve the draft Finding and Recommendation responses prepared by the Chief Administrative Officer covering these six reports and authorize the Chief Administrative Officer to transmit your Board's responses to the Grand Jury, via the Superior Court Presiding Judge.

The proposed responses address the recommendations and findings contained in following reports:

- "In-Home Supportive Services: An Open Door for Abuse and Fraud"
- "Oh, For Critters' Sakes!"
- "County Supervisor Discretionary Funds: More Transparency Needed"
- "Detention Facilities Inspection"
- "Pertussis (Whooping Cough) Epidemic: Let's Get Educated!"
- "Hitting Back at Domestic Violence"

The seventh report the County received was titled "Civic Successes: Public Service at its Best" and commended the County's Child Welfare Services, Commission on Children and Families, Polinsky Children's Center, Planning and Land Use Department, Medical Examiner, and Sheriff's Office Crime Lab. Commendations do not require a written response.

Individual elected officials who received Grand Jury recommendations, such as the San Diego County Sheriff and District Attorney, submit their responses separately, under the Penal Code. However, copies of all Grand Jury reports and the subject agencies' responses to them are posted on the Grand Jury website.

Linkage to the County of San Diego Strategic Plan

The Grand Jury reports listed above and the County's corresponding responses address issues associated with all three of the County of San Diego's 2011-16 Strategic Initiatives, which are to Improve Opportunities for Children and Families; Preserve and Protect the Environment and Promote Safe and Livable Communities. They also link to the County's eight Required Disciplines, which focus on the organization's commitment to: Fiscal Stability; Customer Satisfaction; Regional Leadership; a Skilled, Adaptable and Diverse Workforce; Essential

SUBJECT: RESPONSE TO 2010-11 GRAND JURY REPORTS (DISTRICT: ALL)

AGENDA ITEM INFORMATION SHEET

REQUIRES FOUR VOTES: Yes No

WRITTEN DISCLOSURE PER COUNTY CHARTER SECTION 1000.1 REQUIRED
 Yes No

PREVIOUS RELEVANT BOARD ACTIONS:
N/A

BOARD POLICIES APPLICABLE:
A-43 Response to Grand Jury Reports

BOARD POLICY STATEMENTS:
N/A

MANDATORY COMPLIANCE:
N/A

ORACLE AWARD NUMBER(S) AND CONTRACT AND/OR REQUISITION NUMBER(S):
N/A

ORIGINATING DEPARTMENT: Chief Administrative Office

OTHER CONCURRENCE(S): Community Services Group
 Health and Human Services Agency
 Public Safety Group
 Finance and General Government Group

CONTACT PERSON(S):

| | |
|-------------------------------|-----------------------|
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| Janice.graham@sdcounty.ca.gov | |
| _____ E-mail | _____ E-mail |

information that could be used for tax abuse. (i.e. false tax deductions). As an alternative, the Internal Revenue Service requires applicants to make exemption information available for public inspection including their exemption application, supporting documentation and exemption letter. This information can be obtained by submitting a request directly to the organization.

11-32: Create an outcome measurement to apply to CEP that will modify the program if it is not efficacious. Require grant recipients to measure their progress toward the goals of the program to give the Board and citizens of the County quality case studies for TOT revenue.

Response: This recommendation will not be implemented because it's not warranted or reasonable. Given the wide variety of community groups and purposes served by this program, it would not be possible to develop an outcome measurement that could be applied to all CEP applicants and still be meaningful and relevant. However, to be eligible for CEP grants, applicants already do have to specify how the requested funds will be used and how their request will benefit the community. Also, recipients already provide performance outcome information for previous grants including, but not limited to, previous County grants.

11-33: Create an audit trail for CEP and NRP so donations for tangible items can be physically verified.

Response: This recommendation will not be implemented because it's not warranted or reasonable. Procedures are already in place to document and track equipment and items purchased with CEP and NRP funds. Requiring additional documentation and tracking would duplicate existing measures, increasing administrative expenses without adding new value.

11-34: Create a self-certification process to ensure recipient organizations are in full compliance with IRS regulations, and that board members of recipient organizations are not felons.

Response: This recommendation has been partially implemented. Organizations are already required to certify that they have obtained non-profit status from the IRS and must comply with IRS regulations to obtain their Tax ID number. Board members of recipient organizations are not, however, asked about prior criminal history, nor would a Board member's' prior felony conviction disqualify an organization from receiving funds. In fact, certain groups such as those that run juvenile diversion programs find that individuals with personal experience in the criminal justice system are effective spokespeople and representatives.

11-35: Follow Policy B-072 meticulously, and ensure all Board staff review it annually.

Response: This recommendation has been implemented and is being followed.

“Detention Facilities Inspection”

Issued May 26, 2011

East Mesa Juvenile Detention Facility

RECOMMENDATIONS - The 2010/2011 San Diego County Grand Jury recommends that the San Diego County Chief Probation Officer:

11-57: Consider adding Saturday as a visiting day, when more parents and/or guardians might be available, replacing a weekday.

Response: This recommendation will not be implemented because it is not warranted or reasonable. The Probation Department has looked into replacing a weekday with a Saturday visiting day. However, in the Probation Department's experience working with families of detained juveniles, many of the parents/guardians do not work a traditional Monday through Friday, 8-5 schedule. As a result, the current visiting schedule has been developed to maximize opportunities for parents/guardians to visit. If parents are unable to visit on any of the other six existing visiting days scheduled per week accommodations have been, and will continue to be, made for those parents.

Girl's Rehabilitation Facility

11-58: Replace the carpet throughout the building when funding becomes available.

Response: This recommendation will be implemented. Estimates have been obtained and funding has been secured for the carpet replacement. It is anticipated new carpet will be in place by December 2011.

Juvenile Ranch Facility

11-59: Purchase larger thermometers to monitor refrigerator temperatures.

Response: This recommendation has been implemented. Larger thermometers were purchased and placed in to the four (4) refrigerators at the facility.

Camp Barrett

11-60: Conduct a thorough inspection of the kitchen, dorm toilet and shower areas, floors and grounds accompanied by Camp Barrett staff and Probation Department management. Stringent cleaning and grounds maintenance schedules should be established immediately that will address the problem areas on a routine basis before they become worse. Consideration should be given to instituting a trained, volunteer inmate crew who would receive "good behavior" or similar credits to perform a deep cleaning regimen on a monthly or more frequent basis. This regimen should focus particularly on the kitchen and dorm bathrooms and showers.

Response: This recommendation will be implemented. Each of the three parts will be addressed separately, as follows.

Part 1: Conduct a thorough inspection of the kitchen, dorm toilet and shower areas, floors and grounds accompanied by Camp Barrett staff and Probation Department management.

- Supervising Probation Officers will conduct daily inspections of all areas and promptly address any concerns.
- The camp Director will conduct weekly inspections of all areas and promptly address any concerns.
- The showers were inspected by maintenance and the grout is stained from past mold. Quotes for grout replacement are being obtained and a spending plan will be submitted.

Part 2: Stringent cleaning and grounds maintenance schedules should be established immediately that will address the problem areas on a routine basis before they become worse.

- A cleaning schedule both routine and deep cleaning in the kitchen area was developed and implemented June 2011 to include scheduled and non-scheduled inspections of area.
- A dorm schedule for daily clean up and monthly deep cleaning has been developed and will be implemented June 2011 throughout the facility.
- The camp will begin clearing weeds (fire break) on the camp road on June 9, 2011. General weed abatement has begun within the camp and will be conducted on a regular basis, as needed, by camp work crews. Year round weed abatement is not possible due to the inclement weather during the winter and summer months.

Part 3: Consideration should be given to instituting a trained, volunteer inmate crew who would receive “good behavior” or similar credits to perform a deep cleaning regimen on a monthly or more frequent basis. This regimen should focus particularly on the kitchen and dorm bathrooms and showers.

- After reviewing the recommendations and concerns, the Probation Department will include cleaning and grounds keeping in the daily schedule and work readiness programs as follows:
 - The Culinary Arts students will be designated to keep the kitchen/dining hall clean on a daily basis with once a month deep cleaning.
 - Individual dorm work crews will be responsible to clean the dorm daily with a once a month deep cleaning for dorm cleanliness.
 - The Building & Grounds and Horticulture ROP students will complete grounds maintenance and fire break assisted by in camp work crews.

“Pertussis (Whooping Cough) Epidemic:Let’s Get Educated!”