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October 1, 2013

The Honorable Donald Segerstrom
Tuolumne County Superior Court
60 North Washington Street
Sonora, CA 95370

FILED

OCT 07 2013

Superior Court of California
County of Tuolumne

By:  Clerk

Re: Response to Grand Jury Report – Public Safety Realignment Act AB109

Dear Judge Segerstrom:

The following is offered in response to the 2012-13 Grand Jury Report as it pertains to the Public Safety Realignment Act AB109.

Grand Jury Findings

F3 The Tuolumne County Jail facility is operating at maximum capacity. The facility is old, cramped and poorly designed to meet today's needs. Expansion is not possible and future funding has not been secured for the construction of a new jail facility.

Response: Agree.

F5 AB109 state funding fails to recognize the increase in additional demands placed on local law enforcement agencies. The U.S. Supreme Court has mandated that California must reduce its state prison population by 33,000 inmates by the end of 2013. The Probation Department and Sheriff's Department are not adequately funded through AB109 revenues to implement the aggressive time lines set by the State of California to complete the goals identified in the Tuolumne County 2011 Public Safety Realignment Plan. Each Department's workload exceeds their capabilities without proper and sufficient funding.

Response: Agree.

F6 Alternatives to Incarceration Programs must be paid through the Tuolumne County Office of Revenue and Recovery before participants are able to enroll and

attend. The current Probation Department or Alternatives to Detention Center has no way to accept payment at either facility.

Response: Agree.

- F7 The Superior Court, Sheriff's Office, Probation Department and the District Attorney's Office do not have a coordinated, integrated electronic system to send reports and files to one another. AB109 regulation is increasing staff workload, which currently requires staff to physically drive and hand deliver reports and files, a tremendous waste of taxpayer dollars.

Response: Agree.

Grand Jury Recommendations

- R3 The Grand Jury recommends that the jail facility be replaced immediately. The Grand Jury further recommends that State funding for jail replacement continues to be aggressively pursued by County Administration staff.

Response: The recommendation has and will continue to be implemented through pursuit of both AB 900 and SB 1022 State Jail grants. The Board and staff intend to submit a \$20 million AB 1022 grant application in October 2013.

- R5 The Grand Jury recommends that AB 109 realignment and State funding continue to be aggressively pursued by County Administration to adequately staff and administer the Tuolumne County 2011 Public Safety Realignment Plan.

Response: The recommendation has been implemented to the extent possible by the County Administrator. The County Administrator's Association of which the Tuolumne County Administrator is one member has been turned to by the Governor's Office and State Legislature for the development of initial allocation formulas of State AB 109 funding. The real key is pursuing additional AB 109 funding statewide which is a high priority of the California State Association of Counties (CSAC), County Administrator's Association, California State Sheriff's Association and Chief Probation Officer's Association.

- R6 The Grand Jury recommends that a method to accept payments for probation fees or monitoring programs be installed within the Probation Department.

Response: The recommendation will not be implemented as it is not warranted as the Office of Revenue Recovery (ORR) exists to serve this function and doing so would be duplicative and inefficient. ORR is conveniently located immediately adjacent to the Courts and downtown transit services and is one of the first stops for persons convicted of crimes. The new Treasurer-Tax Collector will be asked to review this matter with the Chief Probation Officer and County Counsel to

explore ways in which payments made by clients can be allocated to the Probation Department before other State and local fines and fees are satisfied. This may require a change in State statute.

- R7 The Grand Jury recommends that an electronic data management and record keeping system be implemented with the District Attorney's Office.

Response: The recommendation has not yet been implemented, but will be implemented in FY 2013-14 in conjunction with the Board approved Information Technology Project List and Budget.

Thank you for the opportunity to respond to the above findings and recommendations. Please feel free to contact the County Administrator Craig Pedro should you have any questions regarding same.

Sincerely,



RANDY HANVELT, Chair
Board of Supervisors



CRAIG L. PEDRO
County Administrator

Cc: James Mele, Sheriff
Adele Arnold, Chief Probation Officer
Shelley Piech, Treasurer-Tax Collector
Sarah Carrillo, County Counsel

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

ALICIA L. JAMAR
Clerk of the Board

By: 