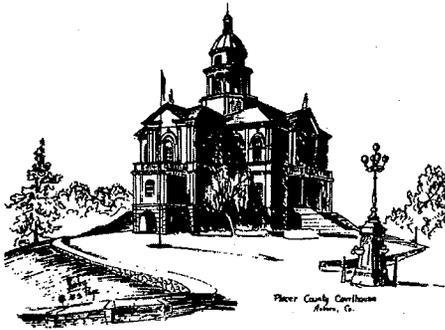




## RESPONSES TO 2012-2013 FINAL REPORT

STATE OF CALIFORNIA  
PLACER COUNTY  
GRAND JURY

11532 B AVE, AUBURN, CA 95603



## PLACER COUNTY GRAND JURY

11532 B Avenue  
Auburn, CA 95603

Phone: (530) 886-5200  
Fax: (530) 886-5201  
Email: [grandjury@placer.ca.gov](mailto:grandjury@placer.ca.gov)

November 21, 2013

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

The Hon. Jeffrey S. Penny  
Advising Grand Jury Judge  
County of Placer, P.O. Box 619072  
Roseville, CA 95661

And Citizens of Placer County

Re: Responses to the 2012-2013 Placer County Grand Jury Report

Dear Judge Pineschi, Judge Penney and the Citizens of Placer County:

The 2013-2014 Placer County Grand Jury has received and reviewed all of the responses to the 2012-2013 Grand Jury Report.

The Responses that are assembled and published in this Response Report are those that were received after the May 31, 2013 publishing deadline. An electronic version of all responses will be published on [www.placergrandjury.org](http://www.placergrandjury.org), the Placer County Superior Court website.

Sincerely,

A handwritten signature in black ink, appearing to read "A. Erkel, Jr.", written over a horizontal line.

Albert A. Erkel, Jr.

Foreperson Placer County Grand Jury

Placer County  
2012-2013 Grand Jury  
Recommendation Responses

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

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Placer County  
2012-2013 Grand Jury  
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**Respondents:**

David Boesch, CEO, Placer County

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

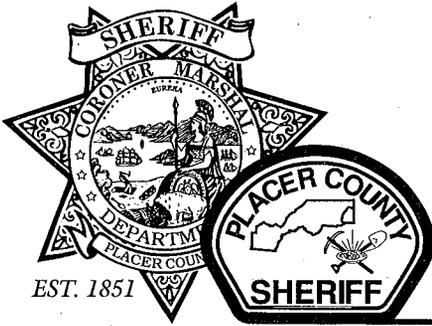
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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

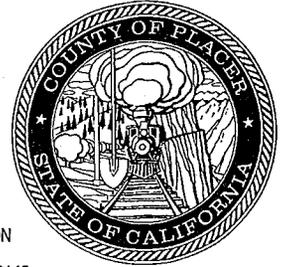
**Burton Creek Sheriff's Substation Holding Cell/Jail: Annual Inspection**  
(Pages 26-29, 2012-2013 Final Report)

Respondents:

Edward Bonner, Sheriff-Coroner-Marshal, Placer County  
David Boesch, CEO, Placer County



PLACER COUNTY  
**SHERIFF**  
CORONER-MARSHAL



MAIN OFFICE  
2929 RICHARDSON DR.  
AUBURN, CA 95603  
PH: (530) 889-7800 FAX: (530) 889-7899

TAHOE SUBSTATION  
DRAWER 1710  
TAHOE CITY, CA 96145  
PH: (530) 581-6300 FAX: (530) 581-6377

EDWARD N. BONNER  
SHERIFF-CORONER-MARSHAL

**RECEIVED**

DEVON BELL  
UNDERSHERIFF

June 25, 2013

JUL 19 2013

PLACER COUNTY  
GRAND JURY

Albert Erkel, Foreman  
Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

**Re: Response to the 2012-13 Grand Jury Report**

Dear Foreman Erkel:

After careful review of the findings and recommendations of the Placer County Grand Jury, I am pleased to submit the following responses to the 2012-13 Grand Jury Final Report.

**Report Title: Annual Inspection – Burton Creek Sheriff's Substation Holding Cell/Jail**

**FINDINGS**

I agree with the finding, numbered F1.

- **F1.** Grand jurors found the Burton Creek Sheriff's Office Court Holding Cell/Jail is adequate and well maintained for the purposes it is used.

I disagree with the finding, numbered F2.

- **F2.** The facility is not used as a jail. It is used as a court holding facility only.

**Response:** The holding cell at Burton Creek Station is also used for fresh arrests made during the 4<sup>th</sup> of July holiday season. Due to the very high volume of arrests during this particular holiday, arrestees are temporarily housed at the facility until the booking process is completed and the arrestees can be transported to the Nevada County Jail, the Placer County Jail, or released on a promise to appear.

**RECOMMENDATIONS**

- **R1.** Continue the current practice of using the jail facilities as court holding cells.

**Response:** Recommendation R1 has been implemented. It is our intent to continue to use the facilities as a holding cell for detainees appearing for Tahoe Superior Court, as well as needed during the 4<sup>th</sup> of July holiday.

Response to the 2012-13 Placer County Grand Jury Report  
Annual Inspection – Burton Creek Sheriff's Substation Holding Cell/Jail  
June 25, 2013  
Page 2 of 2

I wish to thank the members of the 2012-13 Placer County Grand Jury for their dedication to the community, and for all of their work during the past year.

Sincerely,

A handwritten signature in black ink, appearing to read "Edward N. Bonner". The signature is fluid and cursive, with the first name "Edward" being the most prominent part.

Edward N. Bonner  
Sheriff-Coroner-Marshal

cc: David Boesch, County Executive Officer



## COUNTY OF PLACER

### BOARD MEMBERS

JACK DURAN  
District 1

JIM HOLMES  
District 3

ROBERT M. WEYGANDT  
District 2

KIRK UHLER  
District 4

JENNIFER MONTGOMERY  
District 5

OFFICE OF  
COUNTY EXECUTIVE  
David Boesch, County Executive Officer

175 FULWEILER AVENUE / AUBURN, CALIFORNIA 95603

TELEPHONE: 530/889-4030

FAX: 530/889-4023

www.placer.ca.gov

**RECEIVED**

JUL 29 2013

**PLACER COUNTY  
GRAND JURY**

July 25, 2013

Albert Erkel, Foreman  
Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

**Re: 2012-13 Grand Jury Annual Inspection – *Burton Creek Sheriff's Substation Holding Cell/Jail Annual Inspection***

Dear Mr. Erkel,

This letter is in response to the 2012-13 Grand Jury's Findings & Recommendations from the report titled *Burton Creek Sheriff's Substation Holding Cell/Jail Annual Inspection*. The County Executive would like to thank the members of the 2012-13 Grand Jury for their efforts associated with the annual inspection of the Burton Creek Sheriff's Substation Holding Cell/Jail.

### **Findings of the Grand Jury**

1. Grand Jurors found the Burton Creek Sheriff's Office Court Holding Cell/Jail is adequate and well maintained for the purposes it is used.

**County Executive Response:** The County Executive agrees with this Finding.

2. The facility is not used as a jail. It is used as a court holding facility only.

**County Executive Response:** The County Executive disagrees with this Finding. In addition to serving as a court holding facility, the Sheriff's Burton Creek Substation is also used for new arrests in the Tahoe Basin, especially during the July 4<sup>th</sup> holiday season. Arrestees are housed in the facility through the booking process, then either released, or transported to the Placer County or Nevada County Main Jails.

### **Recommendations of the Grand Jury**

1. Continue the current practice of using the jail facilities as court holding cells.

**County Executive Response:** This Recommendation has been implemented. The Sheriff's Office will continue to utilize the Burton Creek facility consistent with current operations.

Albert Erkel, Foreman  
Placer County Grand Jury  
Re: 2012-13 Grand Jury Annual Inspection – Burton Creek Sheriff's Substation Holding Cell/Jail Annual  
Inspection  
July 25, 2013

The County Executive appreciates the work of the 2012-13 Placer County Grand Jury in their report regarding the Burton Creek Sheriff's Substation Holding Cell/Jail Annual Inspection.

Sincerely,

COUNTY OF PLACER



---

David Boesch  
County Executive Officer

cc: Alan V. Pineschi, Presiding Judge of the Superior Court  
Placer County Board of Supervisors  
Edward N. Bonner, Placer County Sheriff-Coroner-Marshal

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

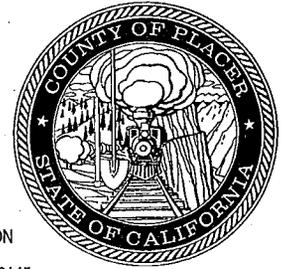
**Placer County Main Jail, Auburn, California: Annual Inspection**  
(Pages 33-38, 2012-2013 Final Report)

Respondents:

Edward Bonner, Sheriff-Coroner-Marshal, Placer County  
David Boesch, CEO, Placer County  
Placer County Board of Supervisors



PLACER COUNTY  
**SHERIFF**  
CORONER-MARSHAL



MAIN OFFICE  
2929 RICHARDSON DR.  
AUBURN, CA 95603  
PH: (530) 889-7800 FAX: (530) 889-7899

TAHOE SUBSTATION  
DRAWER 1710  
TAHOE CITY, CA 96145  
PH: (530) 581-6300 FAX: (530) 581-6377

EST. 1851

**EDWARD N. BONNER**  
SHERIFF-CORONER-MARSHAL

**RECEIVED**

**DEVON BELL**  
UNDERSHERIFF

June 25, 2013

JUL 19 2013

**PLACER COUNTY**  
**GRAND JURY**

Albert Erkel, Foreman  
Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

**Re: Response to the 2012-13 Grand Jury Report**

Dear Foreman Erkel:

After careful review of the findings and recommendations of the Placer County Grand Jury, I am pleased to submit the following responses to the 2012-13 Grand Jury Final Report.

**Report Title: Annual Inspection – Placer County Main Jail Auburn, California**

**FINDINGS**

I agree with the findings, numbered F1, F2, F3 & F5.

- **F1.** The physical condition of the main jail is very good.
- **F2.** The minimum-security barracks are functional, but old.
- **F3.** The PCMJ is well managed despite crowded conditions.
- **F5.** SPACF is not open at the time of this writing.

I disagree with the finding, numbered F4.

- **F4.** The PCMJ does not have enough Taser weapons to issue to all on-duty jail staff.

**Response:** At the time of the inspection by the Grand Jury, the Jail had 50 Tasers in its inventory, enough to adequately outfit all of the on-duty line staff. There were issues with officers that forgot to turn in their Tasers at the end of their shift, which caused sporadic shortages. This issue has since been addressed.

## RECOMMENDATIONS

- **R1.** To purchase enough Tasers to enable these weapons to be issued to each on-duty jail personnel.

**Response:** Recommendation R1 has been implemented. The Taser is a very beneficial piece of equipment in the corrections setting. Since the Grand Jury inspection, the Jail has purchased 36 more Taser weapons in an effort to eventually permanently assign one to every officer. This will eliminate the need to turn in the Tasers at the end of a shift and re-issue to the members of the oncoming shift.

- **R2.** The staffing and opening of the SPACF should be expedited to alleviate potential problems due directly to crowded conditions of the PCMJ.

**Response:** Recommendation R2 has been implemented. On May 7, 2013, the Board of Supervisors approved a plan to open the South Placer Adult Correctional Facility. The plan includes funding for new staff and operational costs to fill 240 of the 390 beds at the facility. Recruiting efforts are already underway to fill positions for the SPACF Transition Team.

I wish to thank the members of the 2012-13 Placer County Grand Jury for their dedication to the community, and for their work during the past year.

Sincerely,



Edward N. Bonner  
Sheriff-Coroner-Marshal

cc: David Boesch, County Executive Officer



## COUNTY OF PLACER

### BOARD MEMBERS

JACK DURAN  
District 1

JIM HOLMES  
District 3

ROBERT M. WEYGANDT  
District 2

KIRK UHLER  
District 4

JENNIFER MONTGOMERY  
District 5

## OFFICE OF COUNTY EXECUTIVE

David Boesch, County Executive Officer

175 FULWEILER AVENUE / AUBURN, CALIFORNIA 95603  
TELEPHONE: 530/889-4030  
FAX: 530/889-4023  
www.placer.ca.gov

July 25, 2013

Albert Erkel, Foreman  
Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

### Re: 2012-13 Grand Jury Annual Inspection – *Placer County Main Jail, Auburn, California*

Dear Mr. Erkel,

This letter is in response to the 2012-13 Grand Jury's Findings & Recommendations from the report titled *Placer County Main Jail, Auburn, California Annual Inspection*. The County Executive would like to thank the members of the 2012-13 Grand Jury for their efforts associated with the annual inspection of the Placer County Main Jail.

### Findings of the Grand Jury

1. The physical condition of the main jail is very good.

**County Executive Response:** The County Executive agrees with this Finding.

2. The minimum-security barracks are functional, but old.

**County Executive Response:** The County Executive agrees with this Finding. The Placer County FY 2013-14 Proposed Budget includes staffing and operational cost estimates for transition to the new South Placer Adult Correctional Facility (SPACF).

3. The Placer County Main Jail (PCMJ) is well managed despite crowded conditions.

**County Executive Response:** The County Executive agrees with this Finding.

4. The Placer County Main Jail (PCMJ) does not have enough Taser weapons to issue to all on-duty jail staff.

**County Executive Response:** The County Executive disagrees with this Finding. The Main Jail is adequately equipped with Taser weapons for each on-duty corrections staff member. Procedural issues resulting in Tasers not being turned in at the end of each shift have been corrected.

July 25, 2013

5. The South Placer Adult Correctional Facility (SPACF) is not open at the time of this writing.

**County Executive Response:** The County Executive agrees with this Finding. The Placer County FY 2013-14 Proposed Budget includes staffing and operational cost estimates for transition to the new South Placer Adult Correctional Facility (SPACF).

**Recommendations of the Grand Jury**

1. To purchase enough Tasers to enable these weapons to be issued to each on-duty jail personnel.

**County Executive Response:** This Recommendation has been implemented. The Main Jail is equipped with enough Taser weapons for issue to each on-duty corrections staff member.

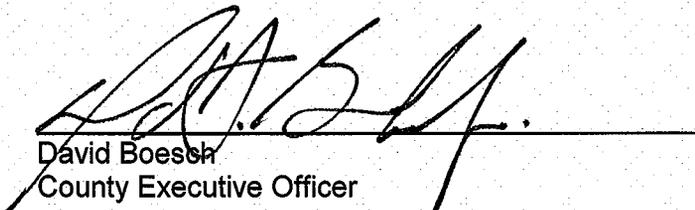
2. The staffing and opening of the South Placer Adult Correctional Facility (SPACF) should be expedited to alleviate potential problems due directly to crowded conditions of the Placer County Main Jail (PCMJ).

**County Executive Response:** The County Executive agrees with this Recommendation and notes funding has been included in Placer County's FY 2013-14 Proposed Budget for projected new staff and operational costs associated with transitioning to the South Placer Adult Correctional Facility in the summer of 2014.

The County Executive appreciates the work of the 2012-13 Placer County Grand Jury in their report regarding the Placer County Main Jail, Auburn, California Annual Inspection.

Sincerely,

COUNTY OF PLACER



David Boesch  
County Executive Officer

cc: Alan V. Pineschi, Presiding Judge of the Superior Court  
Placer County Board of Supervisors  
Edward N. Bonner, Placer County Sheriff-Coroner-Marshall

# 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

JACK DURAN  
District 1

ROBERT M. WEYGANDT  
District 2

JIM HOLMES  
District 3

KIRK UHLER  
District 4

JENNIFER MONTGOMERY  
District 5



June 18, 2013

**RECEIVED**

JUL 03 2013

**PLACER COUNTY  
GRAND JURY**

Albert Erkel, Foreman  
Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

**Re: 2012-13 Grand Jury Annual Inspection – Placer County Main Jail, Auburn, California**

Dear Mr. Erkel,

This letter is in response to the 2012-13 Grand Jury's Findings & Recommendations from the report titled *Placer County Main Jail, Auburn, California Annual Inspection*. The Placer County Board of Supervisors would like to thank the members of the 2012-13 Grand Jury for their efforts associated with the annual inspection of the Placer County Main Jail.

## **Findings of the Grand Jury**

1. The physical condition of the main jail is very good.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

2. The minimum-security barracks are functional, but old.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding. Placer County's FY 2013-14 Proposed Budget includes funding for projected new staff and operational costs associated with transitioning from the County's existing minimum-security facility in Auburn to the new South Placer Adult Correctional Facility (SPACF) in Roseville.

3. The Placer County Main Jail (PCMJ) is well managed despite crowded conditions.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

4. The Placer County Main Jail (PCMJ) does not have enough Taser weapons to issue to all on-duty jail staff.

**Board of Supervisors Response:** The Board of Supervisors disagrees with this Finding. The PCMJ is properly equipped with Taser weapons for each on-duty jail staff member, during each shift. Procedural issues which had previously resulted in Tasers not being turned in by staff members at the end of each shift have been corrected.

5. The South Placer Adult Correctional Facility (SPACF) is not open at the time of this writing.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding. Placer County's FY 2013-14 Proposed includes funding for projected new staff and operational costs associated with transitioning from the County's existing minimum-security facility in Auburn to the new South Placer Adult Correctional Facility (SPACF) in Roseville.

**Recommendations of the Grand Jury**

1. To purchase enough Tasers to enable these weapons to be issued to each on-duty jail personnel.

**Board of Supervisors Response:** This Recommendation has been implemented, as the Placer County Main Jail is properly equipped with enough Taser weapons for issue to each on-duty jail staff member, during each shift.

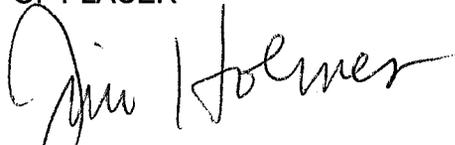
2. The staffing and opening of the South Placer Adult Correctional Facility (SPACF) should be expedited to alleviate potential problems due directly to crowded conditions of the Placer County Main Jail (PCMJ).

**Board of Supervisors Response:** The Board of Supervisors agrees with this Recommendation and has included funding in Placer County's FY 2013-14 Proposed Budget for projected new staff and operational costs associated with transitioning to the South Placer Adult Correctional Facility in the summer of 2014.

The Board of Supervisors appreciates the work of the 2012-13 Placer County Grand Jury in their report regarding the Placer County Main Jail, Auburn, California Annual Inspection.

Sincerely,

COUNTY OF PLACER



Jim Holmes, Chairman (District 3)  
Placer County Board of Supervisors

cc: Alan V. Pineschi, Presiding Judge of the Superior Court  
David Boesch, Placer County Executive Officer  
Edward N. Bonner, Placer County Sheriff-Coroner-Marshal

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

**Roseville Police Department Jail Holding Facility: Annual Inspection**  
(Pages 42-46, 2012-2013 Final Report)

Respondents:

Daniel Hahn, Chief of Police, Roseville Police Department  
Roseville City Council



**Roseville Police Department**

1051 Junction Blvd.  
Roseville, CA 95678

Daniel Hahn, Chief of Police

---

June 17, 2013

Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

**Re: 2012-2013 Placer County Grand Jury Report-Annual Inspections of the Holding Facilities in Placer County (City of Roseville).**

Dear Placer County Grand Jury,

I would like to thank the Placer County Grand Jury for your continued dedication to the citizens of Placer County. I am pleased to submit my response to the 2012-2013 Grand Jury report.

**FINDINGS**

**F1. I agree with Finding 1 that states: The Roseville City Jail is well organized and maintained.**

**F2. I agree with Finding 2 that states: The Sentenced Prisoner Program currently brings more than \$42,000 revenue to the City.**

**F3. I agree with Finding 3 that states: The posting of bail bond advertisements in the jail currently brings approximately \$30,000 revenue to the City.**

**RECOMMENDATIONS**

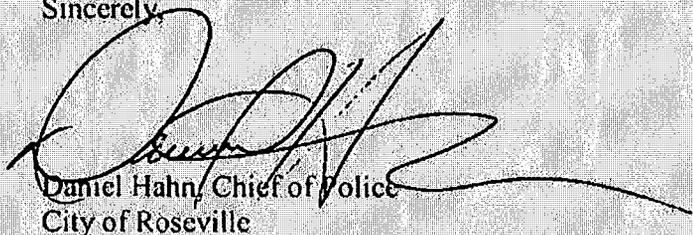
**R1. The Sentenced Prisoner Program and the bail bond advertisement programs seem to have a benefit for inmates and it generates revenue. The cost benefit option of these programs and keeping the jail open should be explored.**

Response 1. The Roseville Police Department will continue to evaluate the feasibility of operating a jail as details emerge regarding the opening and operation of the South Placer County Adult Corrections Facility. We believe the Sentenced Prisoner Program and the

bail bond advertisements provide a benefit to inmates and provide limited funding for jail operations. We will continue to evaluate the operation of a jail, and make recommendations to the Roseville City Council, based upon our goal of improving the quality of life in our City and keeping our neighborhoods safe.

I again would like to thank the 2012-2013 Placer County Grand Jury for its report and service to the City of Roseville. If there is any additional information I can provide, I would be happy to speak with you or respond in writing.

Sincerely,



Daniel Hahn, Chief of Police  
City of Roseville



City Council  
311 Vernon Street  
Roseville, California 95678

June 17, 2013

Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

**Re: 2012-2013 Placer County Grand Jury Report-Annual Inspections of the Holding Facilities in Placer County (City of Roseville).**

Dear Placer County Grand Jury,

I would like to thank the Placer County Grand Jury for your continued dedication to the citizens of Placer County. I am pleased to submit my response on behalf of the Roseville City Council to the 2012-2013 Grand Jury report.

#### FINDINGS

F1. I agree with Finding 1 that states: **The Roseville City Jail is well organized and maintained.**

F2. I agree with Finding 2 that states: **The Sentenced Prisoner Program currently brings more than \$42,000 revenue to the City.**

F3. I agree with Finding 3 that states: **The posting of bail bond advertisements in the jail currently brings approximately \$30,000 revenue to the City.**

#### RECOMMENDATIONS

R1. **The Sentenced Prisoner Program and the bail bond advertisement programs seem to have a benefit for inmates and it generates revenue. The cost benefit option of these programs and keeping the jail open should be explored.**

Response 1. The Roseville Police Department will continue to evaluate the feasibility of operating a jail as details emerge regarding the opening and operation of the South Placer County Adult Corrections Facility. We believe the Sentenced Prisoner Program and the bail bond advertisements provide a benefit to inmates and provide limited funding for jail operations. We will continue to evaluate the operation of a jail, and make recommendations to the Roseville City Council, based upon our goal of improving the quality of life in our City and keeping our neighborhoods safe.

I again would like to thank the 2012-2013 Placer County Grand Jury for its report and service to the City of Roseville.

Sincerely,

Susan Rohan  
Mayor

cc: Roseville City Council  
Ray Kerridge, Roseville City Manager  
Placer County Board of Supervisors  
David Boesch, County Executive Officer

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

**Placer County Juvenile Detention Facility: Annual Inspection**  
(Pages 47-50, 2012-2013 Final Report)

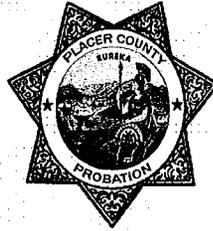
Respondents:

Marshall Hopper, Placer County Probation Department  
Placer County Board of Supervisors  
Mary Dietrich, Director, Department of Facility Services

**Marshall Hopper**  
Chief Probation Officer

**David McManus**  
Assistant Chief Probation Officer

**Auburn Justice Center**  
2929 Richardson Drive, Suite B  
Auburn, CA 95603  
(530) 889-7900  
(530) 889-7950 (fax)



**Santucci Justice Center**  
10810 Justice Center Dr.  
Suite 170, Roseville, CA 95678  
(916) 543-7400  
(916) 543-7472 (fax)

**Juvenile Detention Facility**  
11260 "B" Avenue  
Auburn, CA 95603  
(530) 886-4850  
(530) 886-4588 (fax)

**COUNTY OF PLACER**

**PROBATION DEPARTMENT**

June 24, 2013

**RECEIVED**

JUL 08 2013

**PLACER COUNTY  
GRAND JURY**

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

**Re: Response to the 2012-2013 Grand Jury Final Report**

Dear Judge Pineschi,

I would like to thank the 2012-2013 Grand Jury for their continued efforts with the annual inspection of the Placer County Juvenile Detention Facility (JDF). I have thoroughly reviewed the final report, findings and recommendations of the Grand Jury and have submitted my responses below.

**Report Title: Placer County Juvenile Detention Facility Annual Inspection**

**FINDINGS**

I agree with the findings, numbered F1 – F4.

- **F1.** The Grand Jury found the JDF to be clean and well maintained. The JDF was in the final stages of painting. While most of the facility was clean, there was some gang related graffiti in the holding rooms. A subsequent visit to the facility on January 9, 2013, verified that the holding cells have now been re-painted and are free of all graffiti. Frequent graffiti checks are now being conducted to keep the facility free of graffiti.
- **F2.** The staff appears to be proud of the work they do and the rapport they develop with the detainees.
- **F3.** The staff was in the process of developing and implementing a comprehensive program to comply with the Prisoner Rape Elimination Act (PREA). This federal legislation will require all prison and detention facilities to comply with the new federal standards. This facility appears to be taking positive steps to obtain full compliance.
- **F4.** Security throughout the facility is aided through the use of video monitoring cameras. Security could be improved by additional cameras in the nurse's station and in the maximum security area.

## RECOMMENDATIONS

- **R1.** Once the policy and procedures manual for PREA compliance is completed a copy should be forwarded to the Grand Jury (has been received).

**Response:** After extensive review, the Placer County Probation Department finalized the PREA policy to ensure the safety and security of the minors detained in the facility. The policy was sent to the Grand Jury on February 25, 2013.

- **R2.** Additional security cameras should be installed in the nurse's station and in the Maximum Security area.
- **Response:** On May 13, 2013, the Probation Department received a quote from a vendor that maintains the camera security system in place at the Juvenile Detention Facility. The quote includes the ability to capture and maintain digital video recordings as well as the additional cameras for use in the Maximum Security Unit and the nurse's station. Due to the timing within the current fiscal year, implementation of these items will not occur until after July 1, 2013. Completion of the project should occur prior to December 31, 2013.

This addresses all of the required responses from the Probation Department. Again, I would like to express appreciation for the Grand Jury's steadfast effort in inspecting our Juvenile Detention Facility and we recognize the value that the Grand Jury brings to the citizens of Placer County.

Sincerely,



Marshall C. Hopper  
Chief Probation Officer

cc: Placer County Grand Jury  
Placer County Board of Supervisors  
David Boesch, County Executive Officer, Placer County

# 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

JACK DURAN  
District 1

ROBERT M. WEYGANDT  
District 2

JIM HOLMES  
District 3

KIRK UHLER  
District 4

JENNIFER MONTGOMERY  
District 5



July 9, 2013

Albert Erkel, Foreman  
Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

**Re: 2012-13 Grand Jury Annual Inspection – Placer County Juvenile Detention Facility**

Dear Mr. Erkel,

This letter is in response to the 2012-13 Grand Jury's Findings & Recommendations from the report titled *Annual Inspection Placer County Juvenile Detention Facility*. The Placer County Board of Supervisors would like to thank the members of the 2012-13 Grand Jury for their efforts associated with the inspection of the Juvenile Detention Facility (JDF).

### Findings of the Grand Jury

1. The JDF was clean and well maintained. Any graffiti present was quickly painted over.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

2. The staff appears to be proud of the work they do and the rapport they develop with the detainees.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

3. This staff was in the process of developing and implementing a comprehensive program to comply with the Prisoner Rape Elimination Act (PREA).

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

4. Security throughout the facility is aided through the use of video monitoring cameras. Security could be improved by additional cameras in the nurse's station and the maximum security areas.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

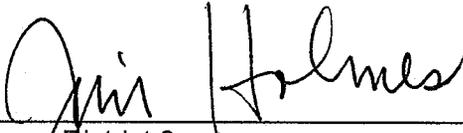
### Recommendations of the Grand Jury

2. Additional security cameras should be installed in the nurse's station and in the Maximum Security area.

**Board of Supervisors Response:** The Board of Supervisors agrees with this recommendation. The Probation Department currently has funding in place for the addition of these cameras. As such, the department has a tentative completion date of December 31, 2013.

The Board of Supervisors appreciates the work of the 2012-13 Placer County Grand Jury in their report regarding the Placer Juvenile Detention Facility Inspection.

Sincerely,



---

Jim Holmes, District 3  
Chairman, Placer County Board of Supervisors

cc: Alan V. Pineschi, Presiding Judge of the Superior Court  
David Boesch, Placer County Executive Officer  
Marshall Hopper, Placer County Chief Probation Officer



**COUNTY OF PLACER  
FACILITY SERVICES DEPARTMENT**

Phone 530-886-4900 Fax 530-889-6809

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**RECEIVED**

JUL 29 2013

**PLACER COUNTY  
GRAND JURY**

MARY DIETRICH, DIRECTOR  
VALERIE BAYNE, ADMIN. SVS. MANAGER  
MARK RIDEOUT, DEPUTY DIRECTOR  
BILL ZIMMERMAN, DEPUTY DIRECTOR

July 26, 2013

Placer County Grand Jury  
Albert Erkel, Jr.  
Foreperson, 2012-2013 Placer County Grand Jury  
11532 B Avenue  
Auburn, CA 95603

**Re: 2012-2013 Grand Jury Final Report  
Placer County Juvenile Detention Facility**

Dear Mr. Erkel,

The Placer County Department of Facility Services appreciates this opportunity to respond to the Grand Jury's 2012-2013 Report addressing the Placer County Juvenile Detention Facility respectfully submits this letter in response to the Findings and Recommendations identified for our response in the Grand Jury report.

**FINDINGS OF THE GRAND JURY**

In reviewing the Findings of this Report, Items F1 through F3 are applicable to operations and programs of the Probation Department and are therefore not addressed by Facility Services. Facility Services is required to respond to R2, therefore, the Department is responding the corresponding Finding F4.

**F4 Security throughout the facility is aided through the use of video monitoring cameras. Security could be improved by additional cameras in the nurse's station and in the maximum security areas.**

**Facility Services' Response: Facility Services agrees with F4.**

11476 C Avenue Auburn CA 95603  
Entrance at 2855 2nd Street

Administration – Building Maintenance – Capital Improvements – Museums – Parks  
Property Management – Environmental Engineering - Utilities

**RECOMMENDATIONS OF THE GRAND JURY**

**R2 Additional security cameras should be installed in the nurse's station and in the Maximum Security area.**

Facility Services' Response: The installation of additional security cameras in the Nurses' Station and in the Maximum Security area is in the process of implementation. A quote has been received by the Probation Department for the addition of Security Cameras in these areas, which include the ability to record and maintain digital video information. Facility Services will work with the Probation Department to meet the proposed completion date of December 31, 2013.

Respectfully submitted,



Mary Dietrich  
Director of Facility Services

cc: Alan V. Pineschi, Presiding Judge of the Superior Court  
David Boesch, County Executive Officer  
Holly Heinzen, Chief Assistant County Executive Officer  
Marshall Hopper, Chief Probation Officer

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

**New Tahoe Justice Center: Options for Moving this Project Forward**  
(Pages 51-63, 2012-2013 Final Report)

Respondents:

Placer County Board of Supervisors  
Edward Bonner, Sheriff-Coroner-Marshal, Placer County  
David Boesch, CEO, Placer County  
Mary Dietrich, Director, Department of Facility Services

# County of Placer Board of Supervisors

175 FULWEILER AVENUE  
AUBURN, CALIFORNIA 95603  
530/889-4010 • FAX: 530/889-4009  
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JACK DURAN  
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District 3

KIRK UHLER  
District 4

JENNIFER MONTGOMERY  
District 5



July 9, 2013

Albert Erkel, Foreman  
Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

## **Re: 2012-13 Grand Jury Final Report – *New Tahoe Justice Center, Options for Moving this Project Forward***

Dear Mr. Erkel,

This letter is in response to the 2012-13 Grand Jury's Findings & Recommendations from the report titled *New Tahoe Justice Center, Options for Moving the Project Forward*. The Placer County Board of Supervisors would like to thank the members of the 2012-13 Grand Jury for their efforts associated with the New Tahoe Justice Center.

### **Findings of the Grand Jury**

1. The Jail facility at Burton Creek is only being used as a temporary holding facility for inmates while awaiting their day in court and is adequate for the purpose it is being used.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

2. While the County has not been able to replace the facility, it has taken steps to reduce the overcrowding and has attempted to address the ADA, seismic, and fire-safety issues associated with the facility.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

3. The failure of the County and the Courts to replace the facility is not the result of lack of desire or good faith efforts to do so. The planning of either a co-located facility or separate replacement facilities in the Tahoe basin is complicated by many factors. Yet there still remains a need for a replacement Sheriff Substation and Court facilities in the Tahoe basin.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

4. Placer County has budgeted \$2.7 million in the current fiscal year for a New Tahoe Justice Center capital project. That means there should be sufficient funds to begin planning and determine the facility needs and requirements of all affected agencies. Additional funds will need to be identified to make this project happen. Also, any funds previously diverted from this project will need to be restored to the project fund.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

E-mail: [bos@placer.ca.gov](mailto:bos@placer.ca.gov) — Web: [www.placer.ca.gov/bos](http://www.placer.ca.gov/bos)

5. If a replacement facility is to include a co-located Court, Sheriff Substation, and County offices, the County will have to take the lead and purchase a suitable site.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

### **Recommendations of the Grand Jury**

1. Because it will be a multi-year process to construct a replacement for the current facility, the Sheriff should continue the current practice of utilizing the existing Burton Creek facility only as a court holding facility. Continue the practice of transporting arrestees to either the Nevada or Placer County jails for booking and detention.

**Board of Supervisors Response:** This Recommendation has been implemented, as the Sheriff will continue to utilize the Burton Creek facility under the same operational model currently in place.

2. The County commit to the construction of a replacement Sheriff Substation facility by giving this project sufficient priority on the Facilities Financing Master Plan. Facility Services take the lead and begin immediate planning for a replacement facility. Planning is contingent on whether or not the AOC can commit to a co-located facility and on what basis – as a partner or a tenant.

**Board of Supervisors Response:** This Recommendation is being implemented. The Director of Facility Services is drafting a Request for Proposals (RFP) for architectural programming and preliminary design of the Tahoe Justice Center. The initial phase of this process is expected to provide analysis of the existing Burton Creek site, in addition to alternate sites being considered for acquisition, and is also intended to incorporate a co-located Court facility. It is anticipated a contract for the architectural programming and preliminary design will be in place during the first quarter of calendar year 2014.

3. If the AOC is able to partner in a co-located site, then it must be determined if that can be accomplished at the Burton Creek site. If not, then the County must purchase a suitable site while the property costs are relatively low.

**Board of Supervisors Response:** This Recommendation requires further analysis prior to implementation. Previous analysis by the County has indicated that while the existing Burton Creek site could potentially accommodate proposed new justice facilities, the analysis also assumes existing land coverage would be acceptable to the Tahoe Regional Planning Agency (TRPA). Alternative sites for a New Tahoe Justice Center will be evaluated with the intent to provide the greatest opportunity and highest benefit available in the existing market.

4. If the AOC is unable to commit at this time, the County should proceed with the design and construction of a replacement Sheriff's Substation in a building separate from the Court facility.

**Board of Supervisors Response:** This recommendation requires further analysis. AOC funding for construction of a new Courthouse at Lake Tahoe has been indefinitely delayed. Placer County entered into a Deferred Transfer Agreement with the Administrative Office of the Courts in 2008. While this Agreement did not compel the County to include the Court in its relocation plans, any project to relocate the Sheriff's Substation without the Courts could trigger a requirement to agree

on the value of the Court's equity in the existing building and could result in increased operational costs to both organizations. This value is expected to be commensurate with new construction costs to replace their facility plus rent and moving expenses. Consequently, including the Court in the County's planning would be the most prudent approach to ensuring cost-effective operations and service delivery.

5. The County should pre-plan for co-located buildings adjacent to the Sheriff's Substation and Court buildings for County Administration Offices and a Tahoe Jail facility which can be justified and constructed at a future date.

**Board of Supervisors Response:** This Recommendation requires further analysis prior to implementation. County Administrative Offices are currently located in the Customs House building in Tahoe City, a County owned building. Should a viable location be identified in the Tahoe Basin to sufficiently house an expanded Justice Center and Administrative Offices, the site will be evaluated and considered. Current programming for the New Tahoe Justice Center includes a Holding facility, assumed to provide adequate correctional services in the Tahoe Basin given the County's existing Main Jail in Auburn and the recently constructed South Placer Adult Correctional Facility (SPACF) in Roseville, currently scheduled for opening in the summer of 2014.

The Board of Supervisors appreciates the work of the 2012-13 Placer County Grand Jury in their report regarding the New Tahoe Justice Center.

Sincerely,



---

Jim Holmes, District 3  
Chairman, Placer County Board of Supervisors

cc: Alan V. Pineschi, Presiding Judge of the Superior Court  
David Boesch, Placer County Executive Officer  
Edward N. Bonner, Placer County Sheriff-Coroner-Marshal  
Mary Dietrich, Director of Facility Services



PLACER COUNTY  
**SHERIFF**  
**CORONER-MARSHAL**



MAIN OFFICE  
2929 RICHARDSON DR.  
AUBURN, CA 95603  
PH: (530) 889-7800 FAX: (530) 889-7899

TAHOE SUBSTATION  
DRAWER 1710  
TAHOE CITY, CA 96145  
PH: (530) 581-6300 FAX: (530) 581-6377

EDWARD N. BONNER  
SHERIFF-CORONER-MARSHAL

**RECEIVED**

DEVON BELL  
UNDERSHERIFF

JUL 19 2013

PLACER COUNTY  
GRAND JURY

July 15, 2013

Albert Erkel, Foreman  
Placer County Grand Jury  
11532 B Avenue  
Auburn, CA 95603

**Re: Response to the 2012-13 Grand Jury Report**

Dear Foreman Erkel:

After careful review of the findings and recommendations of the Placer County Grand Jury, I am pleased to submit the following responses to the 2012-13 Grand Jury Final Report.

**Report Title: New Tahoe Justice Center**

**FINDINGS**

I disagree with the finding, numbered F2.

- **F1.** The Jail facility at Burton Creek is only being used as a temporary holding facility for inmates while awaiting their day in court and is adequate for the purpose it is being used.

**Response:** The holding cell at Burton Creek Station is also used for fresh arrests made during the 4<sup>th</sup> of July holiday season. Due to the very high volume of arrests during this particular holiday, arrestees are temporarily housed at the facility until the booking process is completed and the arrestees can be transported to the Nevada County Jail, the Placer County Jail, or released on a promise to appear. I do agree that the holding cell at Burton Creek is adequate for the purpose it is being used.

I agree with the findings, numbered F2, F3, F4 and F5.

- **F2.** While the County has not been able to replace the facility, it has taken steps to reduce the overcrowding and has attempted to address the ADA, seismic, and fire safety issues associated with the facility.
- **F3.** The failure of the County and the Courts to replace the facility is not the result of lack of desire or good faith efforts to do so. The planning of either a co-located facility or separate replacement facilities in the Tahoe basin is complicated by many factors. Yet

there still remains a need for a replacement Sheriff Substation and Court facilities in the Tahoe basin.

- **F4.** Placer County has budgeted \$2.7 million in the current fiscal year for a new Tahoe Justice Center capital project. That means there should be sufficient funds to begin the planning and determine the facility needs and requirements of all affected agencies. Additional funds will need to be identified to make this project happen. Also, any funds previously diverted from this project will need to be restored to the project fund.
- **F5.** If a replacement facility is to include co-located Court, Sheriff's Substation, and County offices, the County will have to take the lead and purchase a suitable site.

## RECOMMENDATIONS

- **R1.** Because it will be a multi-year process to construct a replacement for the current facility, the Sheriff should continue the current practice of utilizing the existing Burton Creek facility only as a court holding facility. Continue the practice of transporting arrestees to either the Nevada or Placer County jails for booking and detention.

**Response:** Recommendation R1 has been implemented. It is our intent to continue to use the facilities as a holding cell for detainees appearing for Tahoe Superior Court, as well as needed during periods of high volume arrests. We will continue the practice of transporting arrestees to either the Nevada or Placer County Jails for booking and detention.

- **R2.** The County commit to the construction of a replacement Sheriff's Substation facility by giving this project sufficient priority on the Facilities Financing Master Plan. Facility Services take the lead and begin immediate planning for a replacement facility. Planning is contingent on whether or not the AOC can commit to a co-located facility and on what basis – as a partner or a tenant.

**Response:** Recommendation R2 has not yet been implemented, but will be implemented in the future. The Sheriff's Office will continue to work with the AOC, the Board of Supervisors, and the County Executive Officer to pursue the most feasible option for a new Sheriff's Station in North Lake Tahoe. The priority of this project will be driven by the other capital improvement priorities within the County, as well as continued concerns over the economic climate.

**R3.** If the AOC is able to partner in a co-located site, then it must be determined if that can be accomplished at the Burton Creek site. If not, then the County must purchase a suitable site while the property costs are relatively low.

**Response:** Recommendation R3 requires further analysis. Building location will be a key component that will drive the planning of this project. Possible locations, including Burton Creek, continue to be explored.

**R4.** If the AOC is unable to commit at this time, the County should proceed with the design and construction of a replacement Sheriff's Substation in a building separate from the Court facility.

**Response:** Recommendation R4 requires further analysis. As information regarding AOC funding capabilities and project direction is revealed, the Sheriff's Office will pursue the most feasible option for a replacement Sheriff's North Lake Tahoe Station.

**R5.** The County should pre-plan for co-located building adjacent to the Sheriff's Substation and Court buildings for County Administration Offices and a Tahoe Jail facility which can be justified and constructed at a future date.

**Response:** Recommendation R5 requires further analysis. Funding and environmental issues and facility needs will be identified and reviewed as part of the planning process for this project.

Please accept my apologies for the late response to the Grand Jury's report on the New Tahoe Justice Center. It was not until June 26 that I was made aware of this report, which was well after the due date.

I wish to thank the members of the 2012-13 Placer County Grand Jury for their dedication to the community, and for all of their work during the past year.

Sincerely,



Edward N. Bonner  
Sheriff-Coroner-Marshal

cc: David Boesch, County Executive Officer



## COUNTY OF PLACER

**OFFICE OF  
COUNTY EXECUTIVE**  
David Boesch, County Executive Officer

### BOARD MEMBERS

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175 FULWEILER AVENUE / AUBURN, CALIFORNIA 95603  
TELEPHONE: 530/889-4030  
FAX: 530/889-4023  
www.placer.ca.gov

July 9, 2013

Albert Erkel, Foreman  
Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

**Re: 2012-13 Grand Jury Final Report – *New Tahoe Justice Center, Options for Moving this Project Forward***

Dear Mr. Erkel,

This letter is in response to the 2012-13 Grand Jury's Findings & Recommendations from the report titled *New Tahoe Justice Center, Options for Moving the Project Forward*. The County Executive would like to thank the members of the 2012-13 Grand Jury for their efforts associated with the New Tahoe Justice Center.

### **Findings of the Grand Jury**

1. The Jail facility at Burton Creek is only being used as a temporary holding facility for inmates while awaiting their day in court and is adequate for the purpose it is being used.

**County Executive Response:** The County Executive agrees with this Finding.

2. While the County has not been able to replace the facility, it has taken steps to reduce the overcrowding and has attempted to address the ADA, seismic, and fire-safety issues associated with the facility.

**County Executive Response:** The County Executive agrees with this Finding.

3. The failure of the County and the Courts to replace the facility is not the result of lack of desire or good faith efforts to do so. The planning of either a co-located facility or separate replacement facilities in the Tahoe basin is complicated by many factors. Yet there still remains a need for a replacement Sheriff Substation and Court facilities in the Tahoe basin.

**County Executive Response:** The County Executive agrees with this Finding.

4. Placer County has budgeted \$2.7 million in the current fiscal year for a New Tahoe Justice Center capital project. That means there should be sufficient funds to begin planning and determine the facility needs and requirements of all affected agencies. Additional funds will need to be identified to make this project happen. Also, any funds previously diverted from this project will need to be restored to the project fund.

**County Executive Response:** The County Executive agrees with this Finding.

5. If a replacement facility is to include a co-located Court, Sheriff Substation, and County offices, the County will have to take the lead and purchase a suitable site.

**County Executive Response:** The County Executive agrees with this Finding.

### **Recommendations of the Grand Jury**

1. Because it will be a multi-year process to construct a replacement for the current facility, the Sheriff should continue the current practice of utilizing the existing Burton Creek facility only as a court holding facility. Continue the practice of transporting arrestees to either the Nevada or Placer County jails for booking and detention.

**County Executive Response:** This Recommendation has been implemented. The Sheriff's Office will continue to utilize the Burton Creek facility consistent with current operations.

2. The County commit to the construction of a replacement Sheriff Substation facility by giving this project sufficient priority on the Facilities Financing Master Plan. Facility Services take the lead and begin immediate planning for a replacement facility. Planning is contingent on whether or not the AOC can commit to a co-located facility and on what basis – as a partner or a tenant.

**County Executive Response:** This Recommendation is being implemented. The Director of Facility Services has begun a Request for Proposals (RFP) for architectural programming and preliminary design of the Tahoe Justice Center. This process will provide analysis of the existing Burton Creek site, as well as alternate sites under consideration, and is anticipated to include a co-located Court facility.

3. If the AOC is able to partner in a co-located site, then it must be determined if that can be accomplished at the Burton Creek site. If not, then the County must purchase a suitable site while the property costs are relatively low.

**County Executive Response:** This Recommendation requires further analysis. Prior analysis has indicated the existing Burton Creek site could potentially accommodate new justice facilities, however that analysis also assumed existing land use would be suitable to the Tahoe Regional Planning Agency (TRPA). Alternative sites for a New Tahoe Justice Center will be evaluated based on market availability.

4. If the AOC is unable to commit at this time, the County should proceed with the design and construction of a replacement Sheriff's Substation in a building separate from the Court facility.

**County Executive Response:** This recommendation requires further analysis. Court funding for construction of a new Courthouse at Lake Tahoe has been delayed indefinitely. The County entered into a Deferred Transfer Agreement with the AOC in 2008. While this Agreement did not require Placer County to include the Court in its relocation plans, any plan to relocate the Sheriff's Substation without the Courts may potentially trigger a requirement to agree on the value of the Court's equity in the existing building and may result in increased operational costs to both parties. Therefore, including the Court in Placer County's future planning is considered to be the most practical approach to cost-effective operations and service delivery.

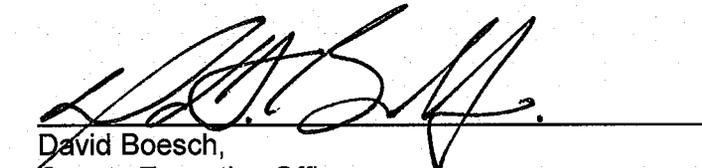
5. The County should pre-plan for co-located buildings adjacent to the Sheriff's Substation and Court buildings for County Administration Offices and a Tahoe Jail facility which can be justified and constructed at a future date.

**County Executive Response:** This Recommendation requires further analysis prior to implementation. Currently, County Administrative Offices are located in the County owned Customs House building in Tahoe City. Should a suitable location be identified in the Tahoe Basin to effectively house new Administrative Offices and a new Justice Center, the site will be considered. Programming for the New Tahoe Justice Center includes a Holding facility, which is assumed will provide satisfactory correctional services in the Tahoe Basin given the County's existing Main Jail in Auburn and the recently constructed South Placer Adult Correctional Facility (SPACF) in Roseville, currently scheduled for opening in the summer of 2014.

The County Executive appreciates the work of the 2012-13 Placer County Grand Jury in their report regarding the New Tahoe Justice Center.

Sincerely,

COUNTY OF PLACER



David Boesch,  
County Executive Officer

cc: Alan V. Pineschi, Presiding Judge of the Superior Court  
Placer County Board of Supervisors  
Edward N. Bonner, Placer County Sheriff-Coroner-Marshal  
Mary Dietrich, Director of Facility Services



**COUNTY OF PLACER  
FACILITY SERVICES DEPARTMENT**

Phone 530-886-4900 Fax 530-889-6809  
www.placer.ca.gov

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JUL 10 2013

PLACER COUNTY  
GRAND JURY

MARY DIETRICH, DIRECTOR  
VALERIE BAYNE, ADMIN. SVS. MANAGER  
MARK RIDEOUT, DEPUTY DIRECTOR  
BILL ZIMMERMAN, DEPUTY DIRECTOR

July 8, 2013

Placer County Grand Jury  
Albert Erkel, Foreman  
11532 B Avenue  
Auburn, CA 95603

**Re: 2012-2013 Grand Jury Final Report  
New Tahoe Justice Center – Options for Moving this Project Forward**

Dear Mr. Erkel,

The Placer County Department of Facility Services appreciates this opportunity to respond to the Grand Jury's 2012-2013 Report addressing the New Tahoe Justice Center; Options for Moving this Project Forward. Facility Services respectfully submits this letter in response to the Findings and Recommendations identified for our response in the Grand Jury report.

**FINDINGS OF THE GRAND JURY**

**F1 The Jail facility at Burton Creek is only being used as a temporary holding facility for inmates while awaiting their day in court and is adequate for the purpose it is being used.**

Facility Services' Response: The Department of Facility Services agrees with this Finding.

**F2 While the County has not been able to replace the facility, it has taken steps to reduce the overcrowding and has attempted to address the ADA, seismic, and fire-life safety issues associated with the facility.**

Facility Services' Response: The Department of Facility Services agrees with this Finding.

11476 C Avenue Auburn CA 95603  
Entrance at 2855 2nd Street

Administration – Building Maintenance – Capital Improvements – Museums – Parks  
Property Management – Environmental Engineering - Utilities

- F3 The failure of the County and the Courts to replace the facility is not the result of lack of desire or good faith efforts to do so. The planning of either a co-located facility or separate replacement facilities in the Tahoe basin is complicated by many factors. Yet there still remains a need for a replacement Sheriff Substation and Court facilities in the Tahoe basin.**

Facility Services' Response: The Department of Facility Services agrees with this Finding.

- F4 Placer County has budgeted \$2.7 million in the current fiscal year for a New Tahoe Justice Center capital project. That means there should be sufficient funds to begin planning and determine the facility needs and requirements of all affected agencies. Additional funds will need to be identified to make this project happen. Also, any funds previously diverted from this project will need to be restored to the project fund.**

Facility Services' Response: The Department of Facility Services agrees with this Finding.

- F5 If a replacement facility is to include co-located Court, Sheriff Substation, and County offices, the County will have to take the lead and purchase a suitable site.**

Facility Services' Response: The Department of Facility Services agrees with this Finding.

## **RECOMMENDATIONS OF THE GRAND JURY**

- R1 Because it will be a multi-year process to construct a replacement for the current facility, the Sheriff should continue the current practice of utilizing the existing Burton Creek facility only as a court holding facility. Continue the practice of transporting arrestees to either the Nevada or Placer County jails for booking and detention.**

Facility Services' Response: Recommendation No. 1 has been implemented by the Sheriff and continues to be the operational model for the Burton Creek facility.

- R2 The County commit to the construction of a replacement Sheriff Substation facility by giving this project sufficient priority on the Facilities Financing Master Plan. Facility Services take the lead and begin immediate planning for a replacement facility. Planning is contingent on whether or not the AOC can commit to a co-located facility and on what basis – as a partner or a tenant.**

Facility Services' Response: Recommendation No. 2 is being implemented. Facility Services will be preparing a Request for Proposals (RFP) for architectural programming and preliminary design of the Tahoe Justice Center. While the most recent effort by the AOC to deliver a new court facility at Lake Tahoe was not co-located with other County justice services, over the years, it has been the AOC's and the Placer County Court's stated desire to provide services in the most efficient manner including co-location with the County services. This position will be re-confirmed by Placer County. A contract for the above services is expected to be in place by early 2014 and can take advantage of the Tahoe Court planning and programming conducted by the AOC in during 2011-2012.

- R3 If the AOC is able to partner in a co-located site, then it must be determined if that can be accomplished at the Burton Creek site. If not, then the County must purchase a suitable site while the property costs are relatively low.**

Facility Services' Response: Recommendation No. 3 requires further analysis. While past studies and analysis have indicated that it may be possible to accommodate the proposed facilities on the existing Burton Creek site, it assumes that the existing levels of land coverage will be acceptable to the Tahoe Regional Planning Agency (TRPA). Additionally, construction of new facilities on the Burton Creek site must be achieved with the continued delivery of justice services while new facilities are being built. The availability of suitable existing facilities in the Tahoe Basin, and the associated cost for continued interim operations will also be a factor in determining whether this project can be accomplished at the Burton Creek site. Alternative sites for the Justice Center will be evaluated with the intent to provide the best value and highest benefit available in the market.

- R4 If the AOC is unable to commit at this time, the County should proceed with the design and construction of a replacement Sheriff's Substation in a building separate from the Court facility.**

Facility Services' Response: This recommendation requires further analysis. AOC funding for construction of a new Courthouse at Lake Tahoe has been indefinitely delayed. Placer County entered into a Deferred Transfer Agreement with the AOC in 2008. While this Agreement did not compel the County to include the Court in its relocation plans, any project to relocate the Sheriff's Substation without the Courts could trigger a requirement to agree on the value of the Court's equity in the existing building. This value is expected to be commensurate with new construction costs to replace their facility plus rent and moving expenses. Consequently, including the Court in the County's planning may be the most prudent and cost effective approach.

- R5 The County should pre-plan for co-located buildings adjacent to the Sheriff's Substation and Court buildings for County Administration Offices and a Tahoe Jail facility which can be justified and constructed at a future date.**

Facility Services' Response: Recommendation No. 5 requires further analysis. Based upon prior evaluation of property in the Tahoe Basin for relocation of the County's land use operations, Facility Services determined that the availability of large parcels in the Tahoe Basin with sufficient coverage is very limited. As the land acquisition process precedes, co-location of other governmental offices, future development, and land area for expanded services (e.g. Tahoe Jail facility) will be considered.

Respectfully submitted,



Mary Dietrich  
Director of Facility Services

cc: Alan V. Pineschi, Presiding Judge to the Superior Court  
David Boesch, County Executive Officer  
Holly Heinzen, Chief Assistant County Executive Officer  
Edward N. Bonner, Placer County Sheriff-Coroner-Marshall

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

**Newcastle Fire Protection District: Measure F, Inconsistency and Confusion**  
(Pages 64-83, 2012-2013 Final Report)

**Respondents:**  
NFPD Board of Directors

## Response to Grand Jury Report Form

**Report Title:** Newcastle Fire Protection District

**Measure F Inconsistency and Confusion**

**Report Date:** November 4, 2013

**Response By:** Dave Ward **Title:** Chair, NFPD Board of Directors

### FINDINGS

- I (we) agree with the findings, numbered F1 and F2

### RECOMMENDATIONS

- Recommendations R 1 through R 4 have not yet been implemented, but will be implemented in the future. (See attached page 1).

**Date:** 11/4/13 **Signed:** 

Number of pages attached: 1

**Newcastle Fire Protection District**

**Measure F**

**Inconsistency and Confusion**

**Attachment to Grand Jury Response Form Dated November 4, 2013**

**Summary Statement Regarding Recommendations with Future Implementation**

**Recommendation #1 Adoption of Written Guidelines on All Special Taxes**

- The Newcastle Fire Protection District (NFPD) Board of Directors is currently working with a former NFPD board member who helped craft Measure F, Neil Anderson, to prepare written guidelines for the application of Measure F and Measure B. The Board will adopt these guidelines when they are completed, per NFPD Policy 00011. The guidelines will include provisions for checks and balances for accuracy and validity.

**Recommendation #2 - Include Written Guidelines in a Written Policy and Procedures Manual**

- NFPD will include these written and approved guidelines in a written Policy and Procedures manual which would be available upon request by the public.

**Recommendation #3 – Adopt a Written Appeals Process for All Special Assessments**

- NFPD Board of Directors will write, with the assistance of Neal Anderson, and adopt a written appeals process which the Board of Directors will use as a basis to respond to citizen inquiries regarding special tax bills.

**Recommendation #4 – Verification of Special Tax Roll Completion**

- The NFPD Board of Directors will verify that the Special Tax roll is complete as of the date of the NFPD Board of Directors' resolution that authorizes the transmittal. This verification will be part of the resolution authorizing the transmittal.

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

**Newcastle Fire Protection District: Fire Station and Finances**  
(Pages 84-100, 2012-2013 Final Report)

Respondents:

NFPD Board of Directors  
Placer County Board of Supervisors

## Response to Grand Jury Report Form

**Report Title:** Newcastle Fire Protection District

**Fire Station and Finances**

**Report Date:** October 28, 2013

**Response By:** Dave Ward **Title:** Chair, NFPD Board of Directors

### FINDINGS

- I (we) agree with the findings, numbered F1 through F 12.

### RECOMMENDATIONS

- Recommendations numbered R1, R4, and R5 have been implemented. (See attached page 1)
- Recommendations R2, R3, R6, R7, and R8 have not yet been implemented, but will be implemented in the future. (See attached pages 2 and 3).

**Date:** 10/28/13

**Signed:** 

**Number of pages attached:** 3

**Newcastle Fire Protection District**

**Fire Station and Repairs**

**Attachment to Grand Jury Response Form Dated October 23, 2013**

**Summary Statement Regarding Implemented Actions**

**Recommendation #1 - Permanent Repairs to Station 41 and Prospects of New Station**

- Temporary repairs to Newcastle Fire Station #41 were completed January of 2013. Placer County removed the yellow tag on the station on Jan. 25, 2013. Newcastle Firefighters returned to the repaired station on that same date. The "sleeping" trailer was removed on January 28, 2013.
- Permanent repairs to Newcastle Fire Station #41 were completed on June 27, 2013.
- We are working with attorneys from Kronick, Moskovitz, Tiedemann and Girard (KMTG) to secure the donation of the Saladana property located near 9301 Old State Highway, Newcastle California.

**Recommendation #4 - Lease Agreements for Trailers**

- Newcastle Fire Protection District employed the firm of KMTG to break the lease on the temporary station trailers. The contract issues with Modern Building Systems for the temporary trailers was settled for \$6,000 dollars on April 2, 2013. The temporary trailers were removed from Elliott Rose's property at 671 Newcastle Rd. in Newcastle, on April 12, 2013.

**Recommendation #5 - Emergency Service User Fees**

- Newcastle Fire Protection District is authorized to collect emergency service user fees to offset expenses it incurs in responding to transient emergency incidents along Highway I-80. We have been imposing emergency fees since our Interim Fire Chief, John Carr, came on board in April of 2013. We filed three claims last week. We are trying to go back 2 years and pick up filings that were missed by Newcastle's previous Battalion Chief, Jay Love.

## **Summary Statement Regarding Recommendations with Future Implementation**

### **Recommendation #2 - Five Year Financial Plan**

- We are working with Willdan Financial Services, with the assistance of South Placer Fire Chief, Larry Bettancourt, to update our Capital Improvement Plan (CIP) and assist the NFPD Board of directors with the completion of a five year financial plan.

### **Recommendation #3 - Updating Capital Asset Records**

- A physical inventory of capital assets was completed in January of 2013. We are disposing of assets that are no longer in use by the district and working to bring the capital asset inventory log up to date. We plan to have the inventory log updated by the time of the next Placer County Audit.

### **Recommendation #6 - Supplementation of Low Proposition 13 Taxes**

- We are working with Penryn Fire Protection District to request that Placer County assist us in increasing our percentage of Proposition 13 taxes. We will be meeting with Placer County District 3 supervisor, Jim Holmes, in the near future to discuss this issue.
- We anticipate that with our Capital Improvement Plan (CIP) in place we will be able to possibly double our development fees.

### **Recommendation #7 - Additional Revenue Sources**

- We have met with South Placer Fire Protection District and with the Penryn Fire Protection District to identify and explore other sources of revenue. Some additional sources of revenue that we have identified are business fire inspections at \$100 per inspection per year and a \$100 fee for each Emergency Service Call. Currently, 82% of Newcastle's calls are emergency service calls and many of these are for non-taxpayers.
- We will continue to look for donations and grants. We are planning to get our firefighters upgraded and our equipment updated in order to take advantage of strike team opportunities during fire season

### **Recommendation #8 - LAFCo Review Update**

- We are in continual consultation with our District 3, supervisor, Jim Holmes, to gain suggestions for improvement of the Newcastle Fire Protection District's funding and performance. We have scheduled a meeting with Mr. Holmes on Wednesday, October

30, to discuss a LAFCo review update and a potential beneficial consolidation of fire districts within Placer County.

- We have contacted Placer County Deputy CEO, Andy Heath, regarding his Placer County Budget presentation at the October 17, 2013 Newcastle/Ophir Municipal Advisory Council meeting. Based on Mr. Heath's presentation, there appears to be extra money in the budget's Public Safety Fund. Since the Newcastle Fire Protection District's allocation of Prop 13 taxes, is the one of the lowest in Placer County, it would only seem fair that NFPD taxpayers receive a share of any extra safety funds in the budget.

# 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

JACK DURAN  
District 1

ROBERT M. WEYGANDT  
District 2

JIM HOLMES  
District 3

KIRK UHLER  
District 4

JENNIFER MONTGOMERY  
District 5



September 10, 2013

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

**Re: 2012-13 Grand Jury Final Report – Newcastle Fire Protection District, Fire Station and Finances**

Dear Honorable Judge Pineschi,

This letter is in response to the 2012-13 Grand Jury's Findings & Recommendations from the report titled *Newcastle Fire Protection District, Fire Station and Finances*. The Placer County Board of Supervisors would like to thank the members of the 2012-13 Grand Jury for their efforts associated with the Newcastle Fire Protection District (NFPD).

While the Board of Supervisors has reviewed all of the Grand Jury Findings contained within the above titled report, the NFPD is an independent Special District, and as such operates outside of the governing control of the Placer County Board of Supervisors. As an independent Special District, the facts detailed in Findings 1 through 11 of the Grand Jury's report would be known only to the NFPD. Therefore, the Board of Supervisors is unable to respond to Findings 1 through 11.

## Findings of the Grand Jury

12. The 2004 LAFCo Report provided a very useful analysis in the review of facts and issues facing special fire districts in Placer County within the 2004 time frame. The LAFCo review has not been updated since that report.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

## Recommendations of the Grand Jury

8. NFPD work with the Board of Supervisors to update a review by LAFCo, which would include a review for potential beneficial consolidation of fire districts within Placer County.

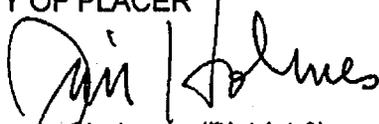
**Board of Supervisors Response:** This Recommendation has been implemented. The Newcastle Fire Protection District (NFPD) is a member of the Western Placer County Fire Chiefs Association. LAFCo's Executive Officer, County staff and representatives from the Western Placer County Fire Chief's Association have developed a scope of work to accomplish a review of Western Placer County Fire Service Municipal Services. Specifically:

LAFCO is required to adopt written determinations with respect to government structure options that could improve service conditions. This includes an evaluation of the advantages and disadvantages of consolidation, other LAFCO actions (i.e. annexation, detachment, formation, dissolution, incorporation) and Sphere of Influence (SOI) boundary changes. The MSR contains a brief history of the evolution of local agencies in the study area. Past and pending reorganization proposals are described as well as those currently being discussed by the public, LAFCO and providers. When developing and evaluating government structure options, LAFCO considers analyses prepared for other evaluation categories and the relationship between service levels, costs, local conditions, and circumstances. Potential government structure options are developed with consideration of financial feasibility, service delivery quality and cost, regulatory or government frameworks, operational practicality, public preference, and significance of service specific issues that may be resolved. Placer County's Board of Supervisors will be advised on the Fire Service Municipal Services Review as details from the study emerge.

The Board of Supervisors appreciates the work of the 2012-13 Placer County Grand Jury in their report regarding the Newcastle Fire Protection District.

Sincerely,

COUNTY OF PLACER



Jim Holmes, Chairman (District 3)  
Placer County Board of Supervisors

cc: Albert Erkel, Placer County Grand Jury Foreman  
David Boesch, Placer County Executive Officer  
Placer County Board of Supervisors'  
Newcastle Fire Protection District Board of Directors

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

**All-American Speedway: Issues of Noncompliance with County Agreement**  
(Pages 101-109, 2012-2013 Final Report)

**Respondents:**

Michael Johnson, Director, Community Development Resource Agency  
Placer County Board of Supervisors

# 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

JACK DURAN  
District 1

ROBERT M. WEYGANDT  
District 2

JIM HOLMES  
District 3

KIRK UHLER  
District 4

JENNIFER MONTGOMERY  
District 5



September 10, 2013

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

**Re: 2012-13 Grand Jury Final Report – All American Speedway, "Issues of Non Compliance With County Agreement"**

Dear Judge Pineschi:

This letter is in response to the 2012-13 Grand Jury's Findings & Recommendations from the report entitled *All American Speedway, "Issues of Non Compliance With County Agreement"*. The Placer County Board of Supervisors would like to thank the members of the 2012-13 Grand Jury for their efforts associated with the review of the All American Speedway.

The Grand Jury requested responses to 6 of 7 Recommendations contained within this report; four from the Placer County Board of Supervisors, and two from the Community Development Resource Agency (CDRA). This letter provides a response to all of the items requested of the County.

### Findings of the Grand Jury

1. The EIR is progressing. The first phase is completed with the identification of the baseline conditions. Facility Services is currently assessing the baseline conditions and evaluating the benefits of the proposed changes. The baseline report is expected to be published by mid-summer 2013.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding. The baseline studies have been completed and the Notice of Preparation (NOP) for the Environmental Impact Review (EIR) is expected to be published early next year.

2. The EIR costs will be borne by the citizens of Placer County.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

3. On March 12, 2012, CDRA and the Fair Association participated in an on-site meeting at the All American Speedway to discuss after-the-fact permits for the speedway ensuring public safety. CDRA identified 12 modifications made to the All American Speedway that must either be permitted, or removed.

E-mail: [bos@placer.ca.gov](mailto:bos@placer.ca.gov) — Web: [www.placer.ca.gov/bos](http://www.placer.ca.gov/bos)

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

4. On April 30, 2012, a letter from CDRA was sent to the Fair Association specifically outlining the after-the-fact permits required by CDRA. The Fair Association was totally non-responsive.

**Board of Supervisors Response:** The Board of Supervisors partially disagrees with this Finding. A subsequent letter from CDRA to the Fair Association, on or about May 15, 2013, encouraged the Fair Association to obtain some of the required permits, to remove or secure from public access any unpermitted work until properly permitted and to have unpermitted work reviewed by the Fair's engineer to ensure public safety. The Fair Association has been in communication with the County regarding the identified modifications and after-the-fact permits and has expressed their intent to work with the County to obtain the necessary building permits, but cites a lack of available funding to achieve the modifications. However, the Fair Association has worked with CDRA since the May 15, 2013 letter to obtain two permits.

5. October 4, 2012, CDRA sent a FINAL NOTICE regarding after-the-fact permits for the All American Speedway. Thirty (30) weeks elapsed between the initial letter and the final notice. The Fair Association was non-responsive. The Fair Association stated that they had no funds in the budget to comply with the CDRA requirements.

**Board of Supervisors Response:** The Board of Supervisors partially disagrees with this Finding. During the stated period, CDRA identified the unpermitted work, notified the Fair Association of such findings (through 30-day progressive noticing techniques), and held on-site meetings with the Fair's manager to encourage compliance. The Fair Association continues to express their intent to work with the County on the modifications required to gain the necessary permits, but cites a lack of available funding to achieve all of the required modifications.

6. The Fair Association failed to meet the contract condition established by the Board of Supervisors, which was to secure after-the-fact permits for the 2006-2007 construction by 12:00 noon, December 28, 2012. The Fair Association did not respond to CDRA or attempt to negotiate. As of 12:01 pm, December 28, 2012, the Fair Association does not have a valid contract with Placer County, yet they continue to operate the fairgrounds and speedway.

**Board of Supervisors Response:** The Board of Supervisors partially disagrees with this Finding. There is a valid contract currently in place. The intent of Code Enforcement is to work with alleged violators to bring them into compliance with County Code and the Fair Association has expressed their intent to do so, citing a lack of available funding to achieve all required modifications. After issuance of the County's "Final Notice" in October 2012, the Fair Association expressed intent to meet with the Fair's Engineer in preparation of County building permit applications by mid-November 2012. Despite this communication, no building permit applications addressing these violations were received by January 1, 2013. However, as referenced previously, the Fair Association has recently obtained two permits.

7. As of February 25, 2013, per CDRA, they had not received any indication that the Fair Association intends to comply or respond. Twelve (12) weeks elapsed between the Final Notice and action by CDRA.

**Board of Supervisors Response:** The Board of Supervisors partially disagrees with this Finding. The Fair Association has expressed their intent to work with the County to reach compliance with Code requirements, and has obtained two permits.

8. The Fair Association informed the Grand Jury that the after-the-fact permits were not completed due to insufficient funds.

**Board of Supervisors Response:** The Board of Supervisors is unable to respond to a Finding related to communication between the Fair Association and the Grand Jury, as the Fair Association is a separate legal entity and not a County department or agency.

9. The Fair Association informed the Grand Jury that their first attempt to comply with the after-the-fact permits failed because the contractor, working pro-bono, abandoned the project.

**Board of Supervisors Response:** The Board of Supervisors is unable to respond to a Finding related to communication between the Fair Association and the Grand Jury, as the Fair Association is a separate legal entity and not a County department or agency.

10. The Fair Association informed the Grand Jury that they have not completed a financial audit since 2009 due to insufficient funds.

**Board of Supervisors Response:** The Board of Supervisors is unable to respond to a Finding related to communication between the Fair Association and the Grand Jury, as the Fair Association is a separate legal entity and not a County department or agency.

11. The Fair Association informed the Grand Jury that the income generated by the All American Speedway was required to fund the Placer County Fair.

**Board of Supervisors Response:** The Board of Supervisors is unable to respond to a Finding related to communication between the Fair Association and the Grand Jury, as the Fair Association is a separate legal entity and not a County department or agency.

12. No evidence was found to indicate that the Fair Association presented an operating budget to the BOS for 2010, 2011, or 2012. On April 9, 2013, a 2013 budget was presented to the Board of Supervisors.

**Board of Supervisors Response:** The Board of Supervisors partially disagrees with this Finding. Although no evidence was found of any operating budgets in 2010 and 2011, written communication dated July 2, 2012 from John Javidan, Interim CEO, Placer County Fair Association, was located and is attached to this report. However, this report was not formally presented at a Board of Supervisors' meeting as was the case in 2013.

13. A new operating agreement between Placer County and the Fair Association is not expected until year 2014.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

14. The County is indirectly funding the All American Speedway by authorizing funds for the EIR. The EIR is required as a result of unauthorized changes to the All American Speedway by the Fair Association in 2006-2007.

**Board of Supervisors Response:** The Board of Supervisors disagrees with this Finding. The County is the lead agency and Facility Services is the applicant for purposes of preparing the EIR for an operating agreement. The applicant routinely prepares and funds an EIR. As a

discretionary action subject to the California Environmental Act, the County is funding the environmental documentation necessary for consideration in the development of a new agreement with the All American Speedway.

15. Since there is no record of an audit of the Fair Association for the past 4 years, it was not possible for the Grand Jury to assess the Fair Association's financial position. It is also not possible to determine whether the Fair Association funds are available to complete County required mandates.

**Board of Supervisors Response:** The Board of Supervisors agrees with this Finding.

### **Recommendations of the Grand Jury**

1. The Grand Jury recommends that the Board of Supervisors' oversight of the Fair Association be increased to ensure the Fair Association's responsiveness with County Departments, specifically Facility Services and CDRA.

**Board of Supervisors Response:** This Recommendation has been implemented. The Board of Supervisors has instructed Facility Services and Code Enforcement to increase their involvement and oversight with the Fair Association

2. The Grand Jury recommends that the Board of Supervisors require and closely review the Fair Association financial audits.

**Board of Supervisors Response:** This Recommendation requires further analysis. While the current Operating Agreement requires the Fair Association to make available to the County its financial books, records and documents, it does not require financial audits. A requirement for a financial audit may be a requirement contained in a future agreement.

3. The Grand Jury appreciates that CDRA's Code Enforcement procedure is to constructively work with violators and it is the Grand Jury's recommendation that the procedure be enhanced with a maximum timeline for each step in the process.

**Board of Supervisors Response:** This recommendation requires further analysis. The Board of Supervisors appreciates the recognition that the emphasis of Code Enforcement staff, in working with alleged violators, is to gain compliance. As a result of this cooperative effort, staff has found having a fluid, non-regimented process allows for the greatest flexibility in working with alleged violators. Unfortunately, as has been found in the past, some alleged violators abuse this flexibility and protract the Code Enforcement process. The Board of Supervisors will work with CDRA to determine how best to implement a maximum timeline for compliance for each step of the Code Enforcement process.

4. The Grand Jury recommends that CDRA move forward with their code enforcement process, in a timely manner, to assure that the after-the-fact permits are acquired by the Fair Association.

**Board of Supervisors Response:** This recommendation has been implemented. CDRA will continue to work with the Fair Association to gain the necessary after-the-fact building permits.

5. The Grand Jury recommends that the Board of Supervisors become directly involved in the examination of the qualifications and credentials of the contractor selected to operate and manage the fairgrounds.

**Board of Supervisors Response:** This Recommendation requires further analysis. On July 9, 2013, the Board of Supervisors approved an agreement with RCH Group, Inc. to prepare a comprehensive assessment and feasibility study of the Fairgrounds and Fair. This will entail the preparation of fiscal and economic studies, site and infrastructure analysis, development of a business plan and review of governance models. The Board of Supervisors will be provided with the results of this assessment including recommendations regarding governance, and will explore options for the Fairgrounds and Fair thereafter.

6. The Grand Jury recommends that the 2013-14 Grand Jury continue to monitor the status of the commitments made by the Board of Supervisors relative to the Fairgrounds and the All American Speedway.

**Board of Supervisors Response:** The Board of Supervisors was not requested to respond to this Recommendation.

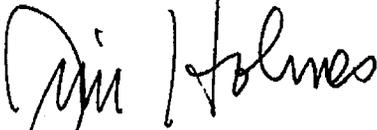
7. The Grand Jury recommends that the Board of Supervisors explore alternative economic opportunities for the Fairgrounds property.

**Board of Supervisors Response:** This Recommendation has not yet implemented, but it may be in the future. As noted in Response R5, a comprehensive assessment of the Fairgrounds and Fair is underway. Should this study indicate that another location is better suited for the economic viability of the Fairgrounds and Fair, evaluation of other uses of the existing Fairgrounds property by the Board of Supervisors would likely occur.

The Board of Supervisors appreciates the work of the 2012-13 Placer County Grand Jury in their report regarding the All American Speedway.

Sincerely,

COUNTY OF PLACER



Jim Holmes, Chairman (District 3)  
Placer County Board of Supervisors

Attachment: John Javidan, Interim CEO, Placer County Fair Association, letter dated July 2, 2012

CC: Albert Erkel, Placer County Grand Jury Foreman  
David Boesch, County Executive Officer  
Placer County Board of Supervisors  
Michael Johnson, Community Development Resource Director  
Mary Dietrich, Facility Services Director

**Placer County Fair Association  
800 All America City Blvd  
Roseville, CA 95678**

**July 2, 2012**

**Placer County Board of Supervisors  
175 Fulweller Avenue  
Auburn, CA 95603**

**Dear Board of Supervisors,**

**This report is in regards to a provision in the Placer County Fair Association's operation contract requiring us to report our annual budget, rental contracts, interim events, attendance, figures, speedway operation, major maintenance, capital improvements, projects completed, and proposed projections for the year ahead.**

**Our budget is fiscally responsible, has been approved by our board and was signed by the President and CEO of the Placer County Fair Association. It was a difficult task to adjust our budget to compensate for losing assistance and becoming a nearly self-sufficient organization. Our current assets are \$141,000 and our current liabilities are \$113,000. Please note that we have two major debts. We currently owe California Fair Services Authority (CFSA) \$45,241 and Divisions of Fairs & Expositions \$28,640; these debts are reflected in our liabilities. We have payment arrangements with CFSA.**

**We have five contracted annual facility leases. These tenants pay a monthly Three Thousand Eight Hundred and Thirty Dollars (\$3,830). Our annual revenue for Contracted rentals is Forty-five Thousand Nine Hundred and Sixty Dollars (\$45,960).**

**Our Facilities are rented for many different uses such as Festivals, Quinceaneras, Dinners, Fundraisers, Balls, Crab Feeds, Shows, Races, Weddings, Benefits, Parties, Conferences, Storage, Swap Meets, and Socials. We have Sixty Five (65) Interim Rentals booked in 2012 equalling Three Hundred and Twenty Five Thousand Dollars (\$325,000) of revenue. We are promoting our facility to increase this number and hope to have every hall booked for every weekend in 2013.**

**The 2012 Placer County Fair had great growth. All of our numbers are up from last year. We had 34,053 people attend the 2012 Placer County Fair. Our food and beverage concessioners sold \$183,769 in 2012. Besides the Four Days of Fair we have many other successful events at the Fairgrounds. BerryFest had almost 17,000 people in attendance. We estimate that over 34,000 racers and spectators will visit All American Speedway in 2012.**

**We estimate that 115,000 people will attend fairs and events at the Placer County Fair. Fairgoers spend money on tickets, food, carnivals and other fair products and services. As well, fair organizers, concessionaires and commercial exhibitors spend**

money on supplies, lodging and meals. These purchases have a ripple effect on the local economy by infusing dollars that are spent again by others. Together, direct spending and indirect ripple effect spending represent a significant economic impact. For the 2012 Placer County Fair, we estimate that our events create a total spending impact of approximately \$16,100,000 on the local economy.

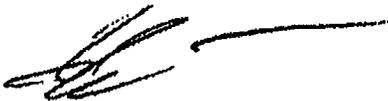
We began the race season with new management. When we noticed that the contracted manager was not working out for us we acted quickly, terminating their contract. We have hired a Speedway Manager who is now a full time employee of the Placer County Fair Association and works directly under our CEO. This gives our CEO much more control of the daily operation, management, and promotion of the Speedway. Our 2013 schedule is in process and will have less of an impact on the City of Roseville residents. Most of our races this year have ended before 9 p.m. and though we have come close we have not had any race exceed our 10 p.m. curfew.

We have not performed any major maintenance, capital improvements or projects. We will have to fix the Storage building on the East side of Jones Hall before winter. The building needs some wood repairs and some roof repairs. We have done some painting, plumbing repairs and performed some general mandatory maintenance around the grounds, none of which would be defined as major, capital or even considered a project. Our current goal is to keep the facility as clean and safe as possible.

The Placer County Fair staff and contractors are working diligently to obtain our after the fact permits for the Speedway. We plan on having all of the permits obtained before the race season is completed in October.

The Fair is in survival mode. We are promoting the facility to event and concert producers trying to entice them to utilize our grounds. We are enhancing the look and the usability of the RV park. We are promoting the hall rentals. We offer our facilities to local non-profit, government and charities at no cost nearly every week. Our current goal is to be a community hub that is utilized by South Placer County residents on a daily basis. We are encouraging all service organizations and non-profits to be involved with and benefit from our Fair both in using the fair to promote their organization and to benefit monetarily.

Thank you,



John Javidan  
Interim CEO  
Placer County Fair Association

**Statement of Operations, Sound**  
**All American Speedway, Roseville CA**

**July 6, 2012**

This is an operating statement by the Board of Directors of the Placer County Fair Association in regards to the All American Speedway and describes our management and race schedules that pertain to our 2013 race season in regards to Sound. The All American Speedway is located at the Placer County Fair and Events Center at 800 All America City Blvd in Roseville, CA with race nights held primarily on Saturdays from March through October.

Throughout the 2011 season, the Association contracted with and received professional recommendations from J.C. Brennan & Associates to identify additional noise reduction work beyond the previous 2007 study conducted by same firm. Our procedures and policies in this document regarding Sound and all dBA references are a direct result of these studies.

**Schedule, Dates and Times.**

All American Speedway operates from March through October. The Schedule of races will be posted at [www.allamericanspeedway.com](http://www.allamericanspeedway.com) before January 1, 2013.

All American Speedway holds 30 races on Saturdays from March through October. Gates open at 11 a.m., with practices from 1 p.m. to 4 p.m., qualifying from 4 p.m. to 6 p.m. and races from 6 p.m. to 10 p.m. Saturday Races average 40-60 race cars and average 300 people in the Pit Area including pit crew, officials, and guests.

All American Speedway holds track rentals, practices or test and tune days on Fridays before every Saturday race from March through October. Gates open at 2:30 p.m., on track privileges are allowed from 3:30 p.m. to 6:30 p.m.

All American Speedway holds track rentals, practices or test and tune days on Thursdays before Saturday races from March through October. Gates open at 2:30 p.m., on track privileges are allowed from 3:30 p.m. to 6:30 p.m. Track will not be rented for more than 6 Thursdays in 2013. Thursday track rentals are limited to 3 cars per use, per rental.

All American Speedway rents the track out on Sundays from March through October for Spectator Racing. The track is available to Spectator Racing from 11 a.m. to 4 p.m. The Track will not be rented on Sundays for more than 17 Sundays in 2013.

All American Speedway will rent the track out one time in Spring and one time in Fall 2013 for a National Race. These races will have both Friday and Saturday competitions with gates opening at 11 a.m., practices from 1 p.m. to 4 p.m. and races from 6 p.m. to 11 p.m. There is the possibility that a rain date could be set for this race and would only be set at the discretion of the private promoter.

Acknowledging that there may be occasional delays beyond our control, such as inclement weather, power failures, or a major racing accident or injury, we will continue to schedule all races to finish by 9:00 p.m. with the exception of our two big races which will finish by 10 p.m. We do not expect that any of our regular races will go beyond 10 p.m. but if they do go beyond 10 p.m. they will never go beyond 10:30 p.m. If a race goes beyond 10 p.m., the CEO will document the overage and report to the County why the race went longer than scheduled. The Speedway Manager shall continue to schedule longer races earlier in the racing program, with shorter races being conducted later in the program.

**Rules, Policies and Procedures pertaining to the individual race vehicles environmental sound impacts at All American Speedway:**

Our Race Committee has created specific rules that require vehicle modifications to the exhaust system that are specifically designed to reduce sound. (See 2013 Rules for details). Our Speedway Manager will be charged with responsibility of enforcing rules related to the specific equipment/parts that are defined in our official rules. Our Speedway Manager is charged with monitoring and documenting noise levels from the viewing pad at the top of turn four during qualifying for individual vehicles using a handheld Extech 407736 Sound Level Meter. This point is a direct line of sight at 50 feet from the source of vehicle noise. Our Speedway Manager will Black Flag (Remove from Competition) any individual vehicle exceeding noise levels of 90 dBA at 50 feet during standard races and 100 dBA at 50 feet during Pro Series races. These measurements will be taken during qualifying; any vehicle not making sound will not qualify to race.

**Rules, Policies and Procedures pertaining to the speedway's overall environmental sound impacts of All American Speedway:**

The Speedway Manager will be charged with the responsibility of monitoring and documenting noise levels, using a handheld Extech 407736 Sound Level Meter, from the viewing pad at the top of turn four during races insuring that we do not exceed an overall maximum 105 dBA. This point is a direct line of sight at 50 feet from the source of vehicle noise. If we exceed 105dBA during any race the Speedway Manager will Red Flag (Stop) the race and black flag (Remove from Competition) the individual vehicles causing us to exceed 105 dBA. If this does not bring us under 105 dBA and we cannot configure the race in a way that we would remain at or under 105 dBA we will Red Flag the race.

**Sound Monitoring Equipment and Documentation**

All American Speedway uses a handheld Extech 407736 Sound Level Meter. This meter is recommended by sound professionals because it provides built-in calibration.

The Speedway Manager of All American Speedway will document the sound reading for every practice and race using a handheld Extech 407736 Sound Level Meter. These readings will be filed in the CEO office and will be shared with Placer County or other governing agencies if requested.

**General Management and Quality Assurance**

The Speedway Manager will handle all day-of-event complaints. The Speedway Manager will be responsible for reporting sound documentation and incidents to the CEO.

The CEO will be charged with assessing Quality Assurance of all Speedway Rules, Policies and Procedures and reporting those to the Board of Directors. The CEO will report any significant or unresolved complaints to the Board of Directors. The CEO of the Placer County Fair Association's address, phone number and email address will be listed on [www.allamericanspeedway.com](http://www.allamericanspeedway.com) as the contact for official Speedway complaints.



John Javidan  
Interim CEO,  
Placer County Fair and Events Center

This Statement was written by John Javidan, Interim CEO, Placer County Fair Association  
This statement has not yet been approved by the board of the Placer County Fair Association

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

**Placer County Veterans Memorial Halls**  
(Pages 110-115, 2012-2013 Final Report)

Respondents:

Placer County Board of Supervisors  
Mary Dietrich, Director, Department of Facility Services

# 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

JACK DURAN  
District 1

ROBERT M. WEYGANDT  
District 2

JIM HOLMES  
District 3

KIRK UHLER  
District 4

JENNIFER MONTGOMERY  
District 5



August 20, 2013

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

## Re: 2012-13 Grand Jury Final Report – *Placer County Veterans Memorial Halls*

Dear Judge Pineschi,

This letter is in response to the 2012-13 Grand Jury's Findings & Recommendations from the report titled *Placer County Veterans Memorial Halls*. The Placer County Board of Supervisors would like to thank the members of the 2012-13 Grand Jury for their efforts associated with the Placer County Veterans Memorial Hall review.

### Findings of the Grand Jury

1. Budgets are allocated by the Board of Supervisors based on the County's cost to provide the services. These budgets account for the overhead. When the Hall Board of Trustees is presented with the Hall's operating cost versus revenue reports by the County they see costs that are fully burdened with the overhead costs. These costs may seem to be excessive relative to the cost of the dedicated resources that previously performed the task as a part of their duties. No monies are taken from the Hall Groups.

**Board of Supervisors Response:** The Board of Supervisors partially agrees with this finding. The reports that Facility Services have provided to the Grand Jury include the full costs of providing services, including appropriate overhead. However, since those reports were reviewed, labor costs have been reduced and overhead is less than previously reported.

2. The Grand Jury determined that the handling of the Hall calendars is centralized in Facility Services and is efficient and adequate. The calendars are online and available to the Hall Board of Trustees and were observed posted in the Halls we visited. Hall Boards identify non-recurring meetings on an annual basis. During monthly Hall Board of Trustee meetings the Board of Trustees can make requests for sponsored non-recurring events, and negotiate reduced rental rates up to 50% as defined in 2.82.120 of the Placer County Code. Non-veteran sponsored events are requested through Facility Services. Conflicts are always resolved giving the veteran event priority.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

3. The schedule conflict mentioned in the complaint was, perhaps, a one-time issue. In our interviews no one perceived it as an ongoing problem.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

4. The Grand Jury did not identify any misinformation by Facility Services. The issue here is a lack of open communications at the monthly Board of Trustees meetings at the Halls. None of the people interviewed could identify a specific example of misinformation on the part of Facility Services.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

5. The Grand Jury found that Facility Services is performing at a very good level and is compliant with the intent of Section 2.82 of the Placer County Code.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

6. As a result of the deferred maintenance program the quality and frequency of maintenance and janitorial service to the halls had been less than the dedicated services previously provided.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

7. The heating and cooling system of the Auburn Memorial Hall was noted to be far from adequate during our interviews.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

### **Recommendations of the Grand Jury**

1. The Grand Jury recommends that Facility Services take the initiative to inform the Hall Board of Trustees of the operational procedures that are now in place.

**Board of Supervisors Response:** This recommendation has been implemented. The Board will continue to work with Facility Services to ensure that the Board of Trustees for the Halls is informed of all initiatives and operational procedures.

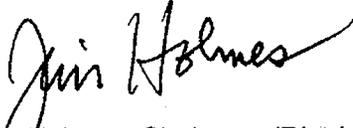
2. The Grand Jury recommends the heating and cooling system of the Auburn Memorial Hall be evaluated to determine its adequacy for the facility.

**Board of Supervisors Response:** This recommendation has been implemented. Facility Services has relocated and replaced higher capacity cooling heads along with installation of an additional cooling head. The Board will continue to monitor this issue to ensure that the newly installed system is adequate for the facility.

The Board of Supervisors appreciates the work of the 2012-13 Placer County Grand Jury in their report regarding the Placer County Veterans Memorial Halls.

Sincerely,

COUNTY OF PLACER

A handwritten signature in black ink that reads "Jim Holmes". The signature is written in a cursive style with a large, stylized initial "J".

Jim Holmes, Chairman (District 3)  
Placer County Board of Supervisors

cc: Albert Erkel, Grand Jury Foreman  
Placer County Board of Supervisors  
David Boesch, Placer County Executive Officer  
Jonn Melrose, Veterans Services Officer  
Mary Dietrich, Facility Services Director



**COUNTY OF PLACER  
FACILITY SERVICES DEPARTMENT**

Phone 530-886-4900 Fax 530-889-6809  
www.placer.ca.gov

MARY DIETRICH, DIRECTOR  
VALERIE BAYNE, ADMIN. SVS. MANAGER  
MARK RIDEOUT, DEPUTY DIRECTOR  
BILL ZIMMERMAN, DEPUTY DIRECTOR

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---

**RECEIVED**

JUL 25 2013

**PLACER COUNTY  
GRAND JURY**

July 20, 2013

Placer County Grand Jury  
Albert Erkel, Jr.  
Foreperson, 2012-2013 Placer County Grand Jury  
11532 B Avenue  
Auburn, CA 95603

**Re: 2012-2013 Grand Jury Final Report  
Placer County Veterans Memorial Halls**

Dear Mr. Erkel,

The Placer County Department of Facility Services appreciates this opportunity to respond to the Grand Jury's 2012-2013 Report addressing the Placer County Veterans Memorial Halls. Facility Services respectfully submits this letter in response to the Findings and Recommendations identified for our response in the Grand Jury report.

**FINDINGS OF THE GRAND JURY**

**F1 Budgets are allocated by the Board of Supervisors based on the County's cost to provide services. These budgets account for the overhead. When the Hall Board of Trustees is presented with the Hall's operating cost versus revenue reports by the County they see costs that are fully burdened with the overhead costs. These costs may seem to be excessive relative to the cost of the dedication resource that previously performed the task as a part of their duties. No monies are taken from the Hall Groups.**

Facility Services' Response: The Department of Facility Services agrees with this Finding except the statement related to operating costs that may seem excessive relative to resources that previously performed services at Memorial Halls. The reports provided by the Department include charges for overhead. Labor costs for services currently provided to the Halls have been reduced and therefore reported costs including overhead are less than previously reported.

11476 C Avenue Auburn CA 95603  
Entrance at 2855 2nd Street

---

Administration – Building Maintenance – Capital Improvements – Museums – Parks  
Property Management – Environmental Engineering - Utilities

- F2 The Grand Jury determined that the handling of the Hall calendars is centralized in Facility Services and is efficient and adequate. The calendars are online and available to the Hall Board of Trustees and were observed posted in the Halls we visited. Hall Boards identify non-reoccurring meetings on an annual basis. During monthly Hall Board of Trustee meetings the Board of Trustees can make requests for sponsored non-reoccurring events, and negotiate reduced rental rates up to 50% as defined in 2.82.120 of the Placer County Code. Non-veteran sponsored events are requested through Facility Services. Conflicts are always resolved giving the veteran event priority.**

Facility Services' Response: The Department of Facility Services agrees with this Finding.

- F3 The schedule conflict mentioned in the complaint was, perhaps, a one-time issue. In our interviews no one perceived it as an ongoing problem.**

Facility Services' Response: The Department of Facility Services agrees with this Finding.

- F4 The Grand Jury did not identify any misinformation by Facility Services. The issue here is a lack of open communication at the monthly Board of Trustees meetings at the Halls. None of the people interviewed could identify a specific example of the misinformation on the part of Facility Services.**

Facility Services' Response: The Department of Facility Services agrees with this Finding. While there is regular communication at the Hall Board Meetings, Facility Services is committed to taking further steps to improve the exchange of information.

- F5 The Grand Jury found that Facility Services is performing at a very good level and is compliant with the intent of Section 2.82 of the Placer County Code.**

Facility Services' Response: The Department of Facility Services agrees with this Finding.

- F6 As a result of the deferred maintenance program, the quality and frequency of maintenance and janitorial service to the halls has been less than the dedicated services previously provided.**

Facility Services' Response: The Department of Facility Services agrees with this Finding.

- F7 The heating and cooling system of the Auburn Memorial Hall was noted to be far from adequate during our interviews.**

Facility Services' Response: The Department of Facility Services agrees with this Finding.

## **RECOMMENDATIONS OF THE GRAND JURY**

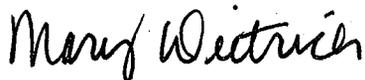
- R1 The Grand Jury recommends that Facility Services take the initiative to inform the Hall Board of Trustees of the operational procedures that are now in place.**

Facility Services' Response: This recommendation has been implemented but Facility Services will assure that all of Veteran Memorial Hall Boards are provided with the opportunity for an annual presentation on procedures that are in place to comply with Chapter 2.82 of the Placer County Code. In 2011, significant effort was expended to develop forms, processes and procedures to implement the Code provisions; especially those provisions pertaining to the appointment of Hall Board Members, requirements for the Oath of Office, records for Membership of Veteran Organizations, reservations for the Hall by both Veteran Organizations and private users and requests for fee waivers for use of the Hall. As Hall Board Members may change annually, this Recommendation serves as a valid reminder to assure communication and familiarity with those processes and procedures on an on-going basis.

- R2 The Grand Jury recommends the heating and cooling system of the Auburn Memorial Hall be evaluated to determine its adequacy for the facility.**

Facility Services' Response: This recommendation has been implemented. Following installation of the system, the Building Maintenance Division received reports that the system was not effectively cooling some areas of the Basement and the Veteran's Lodge Room upstairs. Adjustments to the system to date include relocation and replacement with a higher capacity cooling head in the Basement and installation of an additional cooling head upstairs to add cooling to that space. Additionally, window blinds were installed in the Veteran's Lodge Room to reduce heat gain in this area and to enhance the cooling ability. The Division will continue to monitor this system and receive input from Veteran Organizations who regularly use the facility and will make adjustments to assure the functionality of the newly installed system.

Respectfully submitted,



Mary Dietrich  
Director of Facility Services

cc: Alan V. Pineschi, Presiding Judge to the Superior Court  
David Boesch, County Executive Officer  
Holly Heinzen, Chief Assistant County Executive Officer

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

**Placer County Winery Ordinance Enforcement Review**  
(Pages 116-121, 2012-2013 Final Report)

Respondents:

Michael Johnson, Director, Community Development Resource Agency  
Placer County Board of Supervisors



**COUNTY OF PLACER**  
**Community Development/Resource Agency**

Michael J. Johnson, AICP  
Agency Director

**ADMINISTRATION**

August 9, 2013

Albert A. Erkel, Jr.  
Foreperson  
Placer County Grand Jury  
11532 B Avenue  
Auburn, CA 95603

**SUBJECT: 2012/13 Grand Jury Final Report – Placer County Winery Ordinance Enforcement Review**

Dear Mr. Erkel:

On behalf of the Placer County Community Development/Resource Agency (Agency), I would like to thank the members of the 2012/13 Placer County Grand Jury for their efforts associated with the Grand Jury report on the Placer County Winery Ordinance Enforcement Review. As requested, this letter sets forth the response from the Agency regarding the Grand Jury's findings set forth its report on the Placer County Winery Ordinance Enforcement Review.

**Facts**

1. The investigation of Code violation complaints filed by Placer County citizens are handled by the Community Development Resource Agency. The complaints must be in written format and presented to the Agency receptionist. This office is open Monday through Friday from 8:00am to 5:00pm.

**CD/RA Response:** The Agency agrees with this Finding.

2. The Code Enforcement Services Procedures Manual details the process for complaint investigation.

**CD/RA Response:** The Agency agrees with this Finding.

3. All Code Enforcement actions are review by the Supervisor of the Code Enforcement team as well as by the Chief Building Official.

**CD/RA Response:** The Agency agrees with this Finding.

Albert A. Erkel, Jr.

2012/2012 Grand Jury Final Report – Winery Ordinance Enforcement Review

August 9, 2013

Page Two

4. The Code Enforcement Division tracks all open complaints until closure on the County land use system computer program.

**CD/RA Response:** The Agency agrees with this Finding.

5. The Wineries Ordinance paragraph D states that wineries established prior to the adoption of the Wineries Ordinance will be afforded maximum flexibility in establishing reasonable standards when adding new uses. Among these uses are retail sales and tasting rooms.

**CD/RA Response:** The Agency agrees with this Finding.

6. The Wineries Ordinance paragraph E addresses the “Continuing Applicability of Minor Use Permits”, which states that the conditions of the Minor Use Permit shall continue to apply in full force and effect. Any proposed new or additional use shall be subject to compliance with the provisions of this Zoning Ordinance in accordance with Section 17.02.030 of the Placer County Code.

**CD/RA Response:** The Agency agrees with this Finding.

7. County CDRA staff is in the process of updating their recommendations to the Planning Commission to re-write the existing Wineries Ordinance to better reflect the requirement for wineries.

**CD/RA Response:** The Agency partially agrees with this Finding. As set forth in the Agency’s work program for the 2012/2013 budget, which was presented to the Board of Supervisors in August 2012, the Agency identified an update to the Winery Ordinance as one of the work programs that staff would be working on over the Fiscal Year. The Board reaffirmed this direction at its May 21, 2013 Board hearing (in conjunction with the Board’s consideration of Community Centers). While staff is proposing an update to the Wineries Ordinance, staff is not proposing a total re-write of the ordinance, as there are elements of the current ordinance which are working well and do not need to be modified.

### **Findings of the Grand Jury**

1. The existing Wineries Ordinance contains vague definitions which make enforcement difficult.

**CD/RA Response:** The Agency partially agrees with this Finding. While there are some definitions in the existing Wineries Ordinance that are very clear and easy to implement, there are others (i.e., promotional events) that are less clear and could benefit from being revised to add more clarity.

2. The current position of the County is to promote the establishment of a wine-related industry in Placer County.

**CD/RA Response:** The Agency partially agrees with this Finding. In addition to wineries, the County actively promotes all of the County's agricultural industries. As set forth in the County's General Plan, there are a series of policies and programs that specifically address furthering agricultural and economic development, as well as preserving the County's agricultural resources.

3. The Agency's Code Enforcement has no mandated timelines for follow through of Code Enforcement complaints. The goal is to work with the violator to gain voluntary compliance.

**CD/RA Response:** The Agency agrees with this Finding.

4. One winery has been approved to operate as a "Community Center".

**CD/RA Response:** The Agency agrees with this Finding.

5. Most winery events occur on the weekends or evenings.

**CD/RA Response:** The Agency agrees with this Finding.

6. Many complaints refer to excessive noise and traffic. These conditions exist only at the time of the event. After-the-fact investigations by Code Enforcement staff do not reflect the conditions at the time of the complaint.

**CD/RA Response:** The Agency agrees with this Finding.

7. Written complaints after-the-fact for non-permanent violations such as noise, traffic and special events have no residential evidence other than accusations.

**CD/RA Response:** The Agency agrees with this Finding.

### **Recommendations**

1. The County re-writes the Wineries Ordinance to eliminate the vague terminology and conflicting standards. It is recommended that the new ordinance be applicable to all wineries in Placer County and eliminate the distinction between pre- and post-ordinance wineries. This allows for consistent application of the ordinance and eases enforcement.

**CD/RA Response:** The public review process for modifications to the Wineries Ordinance is currently underway. While staff is able to make recommendations as to certain language that can be included in the update to the Wineries Ordinance, staff cannot presuppose how the Board of Supervisors may ultimately act. Staff will be sure that this recommendation of the Grand Jury is provided to both the Planning Commission and Board of Supervisors for their consideration in the update to the Wineries Ordinance.

2. The Planning Commission and Agency staff should review ordinances of other counties that have an established wine-related industry in their efforts to update ordinances. This may identify best practices.

**CD/RA Response:** The Agency agrees with this Recommendation and is currently in the process of reviewing Wineries Ordinances from other counties to identify best practices. To date, staff has reviewed wineries ordinances from the following counties:

- Amador County
- El Dorado County
- Lake County
- Monterey County
- Sacramento County
- San Diego County
- San Luis Obispo County
- Santa Barbara County
- Sonoma County

Staff will continue to review these and other counties ordinances to identify best practices for consideration in the proposed update to Placer County's Wineries Ordinance.

3. A process should be established by Agency Code Enforcement in partnership with the Placer County Sheriff to receive and investigate complaints as they occur.

**CD/RA Response:** During the initial public workshops conducted by the Planning Commission on the proposed updates to the Wineries Ordinance, members of the public and the Planning Commission identified the need to establish a partnership with the Placer County Sheriff's Department to receive and investigate code enforcement complaints as they occur. This issue will be further developed as the update process progresses.

Albert A. Erkel, Jr.  
2012/2012 Grand Jury Final Report – Winery Ordinance Enforcement Review  
August 9, 2013  
Page Five

The Agency appreciates the work of the Placer County Grand Jury in its report regarding Winery Ordinance Enforcement Review. The County is confident that the public review process currently being utilized for the update to the Wineries Ordinance will allow for the greatest level of public involvement to assure all issues are fully and properly addressed.

Sincerely,



---

MICHAEL J. JOHNSON, AICP  
Agency Director  
Placer County Community Development / Resource Agency

cc: David Boesch, County Executive Officer, County of Placer  
Placer County Board of Supervisors  
Placer County Planning Commission  
Gerald Carden, County Counsel  
Bekki Riggan, Principal Management Analyst  
James Importante, Management Analyst

# 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

JACK DURAN  
District 1

ROBERT M. WEYGANDT  
District 2

JIM HOLMES  
District 3

KIRK UHLER  
District 4

JENNIFER MONTGOMERY  
District 5



August 20, 2013

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

## **Re: 2012-13 Grand Jury Final Report – Winery Ordinance Enforcement Review**

Dear Judge Pineschi,

This letter is in response to the 2012-13 Grand Jury's Findings & Recommendations from the report titled *Placer County Wine Ordinance Enforcement Review*. The Placer County Board of Supervisors would like to thank the members of the 2012-13 Grand Jury for their efforts associated with the Placer County Winery Ordinance review.

### **Findings of the Grand Jury**

1. The existing wine ordinance contains vague definitions which make enforcement difficult.

**Board of Supervisors Response:** The Board of Supervisors partially agrees with this finding. Several definitions are very clear, and easy to understand and implement. However, the definitions of other terms such as promotional events are less clear and could be further clarified.

2. The current position of the County is to promote the establishment of a wine-related industry in Placer County.

**Board of Supervisors Response:** The Board of Supervisors partially agrees with this finding. In addition to wineries, Placer County promotes all of the County's agricultural industries. The County's General Plan provides language that specifically addresses Placer County's role in furthering agricultural and economic development along with preserving the County's agricultural resources.

3. The Agency's Code Enforcement has no mandated timelines for follow through of Code Enforcement complaints. The goal is to work with the violator to gain voluntary compliance.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

4. One winery has been approved to operate as a "Community Center."

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

5. Most winery events occur on the weekends or evenings.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

6. Many complaints refer to excessive noise and traffic. These conditions exist only at the time of the event. After-the-fact investigations by Code Enforcement staff do not reflect the conditions at the time of the complaint.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

7. Written complaints after-the-fact for non-permanent violations such as noise, traffic and special events have no residential evidence other than accusations.

**Board of Supervisors Response:** The Board of Supervisors agrees with this finding.

### **Recommendations of the Grand Jury**

1. The County re-writes the Wineries Ordinance to eliminate the vague terminology and conflicting standards. It is recommended that the new ordinance be applicable to all wineries in Placer County and eliminate the distinction between pre- and post-ordinance wineries. This allows for consistent application of the ordinance and eases enforcement.

**Board of Supervisors Response:** This recommendation requires further analysis. The public review process is currently underway for modifications to the Wineries Ordinance. The Board of Supervisors will continue to work with CDRA in order to develop recommendations to the existing language.

2. The Planning Commission and Agency staff should review ordinances of other counties that have an established wine-related industry in their efforts to update ordinances. This may identify best practices.

**Board of Supervisors Response:** This recommendation requires further analysis. CDRA is currently reviewing winery ordinances from other counties including Amador, El Dorado, Monterey, Sacramento, San Diego, Santa Barbara and Sonoma County. The Board of Supervisors will continue to work with CDRA to review best practices to identify and incorporate what has worked well in other counties.

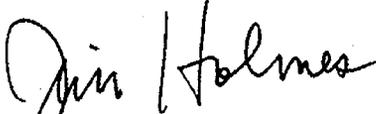
3. A process should be established by Agency Code Enforcement in partnership with the Placer County Sheriff to receive and investigate complaints as they occur.

**Board of Supervisors Response:** This recommendation requires further analysis. A partnership between the Agency Code Enforcement and the Placer County Sheriff was proposed at initial public workshops conducted by the Planning Commission. This proposal will be considered as the update process continues.

The Board of Supervisors appreciates the work of the 2012-13 Placer County Grand Jury in their report regarding the Winery Ordinance Enforcement Review.

Sincerely,

COUNTY OF PLACER

A handwritten signature in black ink that reads "Jim Holmes". The signature is written in a cursive style with a large initial "J" and "H".

Jim Holmes, Chairman (District 3)  
Placer County Board of Supervisors

cc: Albert Erkel, Grand Jury Foreman  
David Boesch, Placer County Executive Officer  
Michael Johnson, Agency Director of Placer County Community Development/Resource Agency

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

**Assessment of Emergency Dispatch in Placer County**  
(Pages 122-129, 2012-2013 Final Report)

Respondents:

Lincoln City Council and Jim Estep, City Manager  
Edward Bonner, Sheriff-Coroner-Marshal, Placer County  
Ricky A. Horst, City Manager, City of Rocklin  
Ray Kerridge, City Manager, City of Roseville

## Response to Grand Jury Report Form

**Report Title:** Assessment of  
Emergency  
Dispatch in  
Placer County

**Report Date:** 2012-2013  
Report

**Response Date:** July 31, 2013

**Response By:** Jim Estep

**Title:** Lincoln City  
Manager

### FINDINGS

- I (we) agree with the findings, numbered: F1, F2, F4, F5, F6.
- I (we) disagree wholly or partially with the findings, numbered: F3.  
*(Describe here or attach a statement specifying any portions of the findings that are disputed or not applicable; include an explanation of the reasons therefore.)*

### RECOMMENDATIONS

- Recommendations numbered N/A have been implemented.  
*(Describe here or attach a statement specifying any portions of the findings that are disputed; include an explanation of the reasons therefore.)*
- Recommendations numbered N/A have not yet been implemented, but will be implemented in the future.  
*(Describe here or attach a timeframe for the implementation.)*
- Recommendations numbered R1 and R2 require further analysis.  
*(Describe here or attach 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 (6) months from the date of publication of the grand jury report.)*
- Recommendations numbered N/A will not be implemented because they are not warranted or are not reasonable.

*(Describe here or attach an explanation.)*

**Date:**

8/19/13

**Signed:**

Jim Estep

Number of pages attached 2.

July 31, 2013

The Honorable Judge Alan V. Pineschi  
Presiding Judge of the Superior Court  
County of Placer  
P.O. Box 619072  
Roseville, CA95661

Re: Response to Grand Jury

Report Title: Assessment of Emergency Dispatch in Placer County

Report Date: May 22, 2013

Response by: Jim Estep, City Manager, City of Lincoln

#### GRAND JURY FINDINGS

- ***Finding F3: The City of Lincoln 911 dispatch center is not always able to staff the facility full time. When they need to close, the City of Rocklin 911 dispatch center assumes the responsibility for the City of Lincoln. They share the same 911 operating system.***

#### RESPONSE TO FINDINGS

**Response to Finding F3:** Disagree wholly. The City of Lincoln's 911 Dispatch Center has remained open and staffed full-time with our existing resources. Lincoln has never<sup>1</sup> closed its 911 Dispatch Center and diverted responsibility to Rocklin's center. Lincoln's 5 dispatchers should be commended for their commitment and sacrifices ensure uninterrupted 24x7 coverage in the Dispatch Center. Further, we have no record of the Grand Jury touring the Lincoln Dispatch Center or interviewing Lincoln PD staff in the course of this investigation. The 911 operating systems for Lincoln and Rocklin are separate; they have redundant back-up capability in the event of an emergency at either center.

#### GRAND JURY RECOMMENDATIONS

- ***Recommendation R1: The Grand Jury recommends the City of Lincoln consider closing its dispatch center and contracting for services with the City of Rocklin Dispatch Center.***

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<sup>1</sup> Lincoln used the emergency redundancy with Rocklin for approximately 1 hour while abandoning the Lincoln 911 Dispatch Center on Aug. 23, 2011 during a rail tanker fire. Lincoln Dispatchers reassumed control of the Lincoln PSAP from inside Rocklin's center until the fire was contained. Dispatch Center records cover May 2005 to present.

- ***Recommendation R2: The Grand Jury recommends that future upgrades to the county dispatch centers consider a common operational platform at a minimum and further consolidation if the cost of dispatch operation continues to escalate.***

#### RESPONSE TO RECOMMENDATIONS

**Response to Recommendation R1:** Staff from Lincoln and Rocklin are currently studying the feasibility and costs to move Lincoln's PSAP and dispatch operations to Rocklin under a contracted services arrangement.

**Response to Recommendation R2:** The City Manager of Lincoln believes a consolidated South Placer PSAP and Dispatch Center for police and fire services should be considered at some time in the future as technology and funding allow.



PLACER COUNTY  
**SHERIFF**  
CORONER-MARSHAL



MAIN OFFICE  
2929 RICHARDSON DR.  
AUBURN, CA 95603  
PH: (530) 889-7800 FAX: (530) 889-7899

TAHOE SUBSTATION  
DRAWER 1710  
TAHOE CITY, CA 96145  
PH: (530) 581-6300 FAX: (530) 581-6377

**EDWARD N. BONNER**  
SHERIFF-CORONER-MARSHAL

**DEVON BELL**  
UNDERSHERIFF

**RECEIVED**

June 25, 2013

JUL 19 2013

Albert Erkel, Foreman  
Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

**PLACER COUNTY**  
**GRAND JURY**

**Re: Response to the 2012-13 Grand Jury Report**

Dear Foreman Erkel:

After careful review of the findings and recommendations of the Placer County Grand Jury, I am pleased to submit the following responses to the 2012-13 Grand Jury Final Report.

**Report Title: Assessment of Emergency Dispatch in Placer County**

**FINDINGS**

I agree with the findings, numbered F1, F2, F4, F5 & F6.

- **F1.** There have been recommendations of consolidating 911 centers. The Grand Jury recognizes some efficiency may be realized but the bulk of 911 calls are not fire related. Residents believe it is important for 911 dispatch personnel to have expert knowledge of the local community within their area of responsibility. When considering consolidation, the lack of local knowledge can be mitigated by training and technology.
- **F2.** There are sufficient redundant capabilities in the emergency dispatch centers. Redundant capability is advantageous if one or more centers were affected as the result of computer failure, major electrical breakdown or a catastrophic event.
- **F4.** Upgrading of technology is a continuous process and involves significant IT support.
- **F5.** Dispatchers work in a high stress environment. Maintaining sufficient qualified staff can be difficult for small, cash-strapped dispatch centers.
- **F6.** Consolidation of dispatch does not involve a change in boundaries of cities or fire districts; therefore there is no need for the approval of the Placer Local Agency Formation Commission (LAFCo).

I disagree with the finding, numbered F3.

- **F3.** The City of Lincoln 911 dispatch center is not always able to staff the facility full time. When they need to close, the City of Rocklin 911 dispatch center assumes the responsibility for the City of Lincoln. They share the same 911 operating system.

**Response:** The Placer County Sheriff's Office is not familiar with Lincoln Police Department closing their dispatch center due to staffing.

### RECOMMENDATIONS

- **R1.** The Grand Jury recommends the City of Lincoln consider closing its dispatch center and contracting for service with the City of Rocklin dispatch center. City of Rocklin dispatch personnel already perform this service when City of Lincoln is unable to staff its center. The systems are compatible.

**Response:** I will defer to the Lincoln and Rocklin Police Chiefs and city leaders for a response to this recommendation.

- **R2.** The Grand Jury recommends that future upgrades to the county dispatch centers consider a common operational platform at a minimum and further consolidation if the cost of dispatch operation continues to escalate.

**Response:** It is common practice for our public safety agencies to collaborate when considering upgrades to our systems, including regional public safety and 911 systems. It would be inappropriate for me to suggest or promote consolidation for another agency.

I wish to thank the members of the 2012-13 Placer County Grand Jury for their dedication to the community, and for all of their work during the past year.

Sincerely,



Edward N. Bonner  
Sheriff-Coroner-Marshal

cc: David Boesch, County Executive Officer



**RECEIVED**

JUN 10 2013

**PLACER COUNTY  
GRAND JURY**

May 22, 2013

Placer County Grand Jury  
11490 C Avenue  
Auburn, CA 95603

**Re: Response to Grand Jury**

Report Title: Assessment of Emergency Dispatch in Placer County

Report Date: May 22, 2013

Response by: Ricky A. Horst, City Manager, City of Rocklin

Dear Placer County Grand Jury Members:

**Findings:**

- **Recommendation No. 1:** The Grand Jury recommends the City of Lincoln consider closing its dispatch center and contracting for services with the City of Rocklin Dispatch Center.
- **Recommendation No. 2:** The Grand Jury recommends that future upgrades to the county dispatch centers consider a common operational platform at a minimum and further consolidation if the cost of dispatch operation continues to escalate:

**Response:**

- **Recommendation No. 1:** The City of Rocklin and the City of Lincoln have been, and are presently engaged, in review of a number of potential solutions to better serve our communities. Those options under review include (1) the closing of the Lincoln dispatch center and the City of Rocklin providing contractual services; and (2) the exploration of a South Placer unified dispatch center in support of all agencies aimed at enhanced productivity and decreased operational cost.
- **Recommendation No. 2:** This City Manager believes it to be prudent to evaluate and perhaps pursue a South Placer unified dispatch center in support of all 911 operations. Having served on the Board of Directors for the Valley Emergency Communication Center in Salt Lake City for seven years and as Chair for three years, we successfully merged the dispatch centers of 14 municipalities and County Fire, resulting in better interoperability, greater efficiency, reduced operational cost and enhanced resources

Placer County Grand Jury

May 22, 2013

Page 2

allowing for greater technological advances. As redundancy is critical to dispatch services, my recommendation would include retaining the Sheriff's dispatch center and to move forward discussions in consideration of a South Placer unified dispatch center.

If you have any questions, I can be contacted in the Office of the City Manager at (916) 625-5570.

Sincerely,

A handwritten signature in black ink, appearing to read "Ricky A. Horst". The signature is stylized with a large, sweeping initial "R" and a cursive "A" and "H".

Ricky A. Horst  
City Manager

cc: Ron Lawrence, Rocklin Chief of Police  
James Summers, Rocklin Fire Chief  
Mayor Diana Ruslin, City of Rocklin  
City Council, City of Rocklin

August 7, 2013

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

**Re: Response to the 2012-13 Grand Jury Report**

Dear Foreman Erkel:

After careful review of the findings and recommendations of the Placer County Grand Jury it is my pleasure to submit the City's responses to the 2012-13 Grand Jury Final Report.

**Report Title: Assessment of Emergency Dispatch in Placer County**

**Findings**

I agree with findings numbered F1, F2, F4, F5, and F6.

I disagree wholly or partially with the finding numbered F3.

- **F3** - The City of Lincoln 911 dispatch center is not always able to staff the facility full time. When they need to close, the City of Rocklin 911 dispatch center assumes the responsibility for the City of Lincoln. They share the same 911 operating center.

**Response:** The City of Roseville is not familiar with the operating policies, practices, and operating platforms of the City of Lincoln Dispatch Center. We defer to the cities of Rocklin and Lincoln to address this finding.

**Recommendations**

- **R2** - The Grand Jury recommends that future upgrades to the county dispatch centers consider a common operational platform at a minimum and further consolidation if the cost of dispatch operation continues to escalate.

**Response:** It is a common practice for public safety agencies to include each other in collaborative ventures whenever changes or upgrades to equipment, practices and or policies are contemplated. The information gathered in these settings along with the needs analysis process dictates what purchases or improvements are done. We will continue to monitor costs of dispatch operation and may consider recommending further consolidation if warranted.

I want to thank the members of the 2012-13 Placer County Grand Jury for their dedication to the community, and for their work during the past year.

Respectfully,



Ray Kerridge  
City Manager

cc: Fire Chief  
Police Chief  
Roseville City Council  
City Attorney

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

**City of Lincoln: Four Parks Were Planned for Lincoln Crossing That Have Not Been Built**  
(Pages 134-142, 2012-2013 Final Report)

Respondents:

Jim Estep, City Manager, City of Lincoln

**RECEIVED**

JUL 11 2013

**PLACER COUNTY  
GRAND JURY**

July 9, 2013

Placer County Grand Jury  
11532 B Avenue  
Auburn, CA 95603

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

RE: Response to 2012-2013 Placer County Grand Jury Report: Four Parks Were Planned for Lincoln Crossing That Have Not Been Built

Dear Judge Pineschi and Placer County Grand Jury,

The following are the responses from the City of Lincoln to the Findings and Recommendations in the Placer County Grand Jury Final Report released to the public on June 21, 2013.

#### FINDINGS

We agree with the following findings:

- F1 – In 2007 through 2009 the actual costs for the construction of parks in Lincoln Crossing escalated to three times the 2003 cost estimates. However, the City was unable to raise more revenue by increasing the developer impact fees because these fees had already been paid at rates that had been established in 2003.
- F2 - The April 2006 loan out of the PFE parks account was made in accordance with the guidelines, set forth in the City's PFE program, and helped pay part of the cost of constructing Lincoln's Fire Station #1. However, a concern expressed by the Citizen's Fiscal Sustainability Committee in their February 2012 reported entitled "The Path Forward," is that the City document authorizing this loan does not identify a source of funds from which this loan is to be repaid.

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600 Sixth Street  
Lincoln, CA 95648  
(916) 434-2400

Administrative Services - City Manager's Office - Community Development  
Fire - Library - Recreation - Police - Public Works

- F3 - In the future, such lending between City funds will be governed by a new policy adopted by the City Council on February 26, 2013. This new policy requires that the terms of such inter-fund loans be disclosed in advance, including the source of funds from which the loan is to be repaid.
- F4 - The City of Lincoln has acted to improve the way it develops city parks in the future, by revising its approach. Although the new approach will not impact the four yet to be built parks in Lincoln Crossing, the City plans to follow the new approach in other developments in the City.
- F5 - In the future, the City will require that the developer fund and build parks as they make progress on their development. So when a specified number of permits have been approved for residences in a new development, the developer is required to complete the neighborhood park, and until the park is completed, the City will not approve additional permits.

#### RECOMMENDATIONS

The following recommendation has been implemented:

- R1 - The City not allow the lending of monies between the City's various funds, unless the city has ensured that the loan adheres to the recently adopted policy governing such loans, including the identification of a revenue source from which the borrowed funds will be repaid.

*The City or Lincoln City Council adopted Resolution 2013-030 on February 26, 2013 establishing a city-wide policy regarding the terms and conditions of inter-fund loans. The city will implement this policy with all future inter-fund loan transactons.*

The following recommendation has not yet been implemented:

- R2 - The City prepare a written plan regarding the build-out of the remaining parks and communicate that with citizens of Lincoln Crossing.

---

600 Sixth Street  
Lincoln, CA 95648  
(916) 434-2400

Administrative Services - City Manager's Office - Community Development  
Fire - Library - Recreation - Police - Public Works

*In 2007, the City issued Refunding Bonds for the Lincoln Crossing CFD to fund a portion of the Ferrari Ranch Road Interchange. City Council directed staff to report back upon the completion of the interchange with the balance of the bond proceeds that could be applied towards the construction of improvements within Lincoln Crossing. The City anticipates that Caltrans will complete the interchange in the next few months, which would allow City staff to reconcile and report funds potentially available for the construction of parks in Lincoln Crossing.*

*Although the City will continue to search for alternative revenue sources, such as the Refunding Bonds, the primary source of funding for city-wide parks will continue to be the Public Facilities Element (PFE) fees. The receipt of PFE fees is solely dependent upon new development. The City has recently experienced an increase in new development activity and will include future projections in annual budgets and financial presentations based on the best information available.*

The City of Lincoln appreciates the time and effort spent by the Grand Jury and its thoughtful report.

Respectfully,



Jim Estep  
City Manager

cc: Steve Ambrose  
Mayor Stan Nader  
Mayor Pro Temp Gabriel Hydrick  
Councilmember Paul Joiner  
Councilmember Peter Gilbert  
Councilmember Spencer Short

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600 Sixth Street  
Lincoln, CA 95648  
(916) 434-2400

Administrative Services - City Manager's Office - Community Development  
Fire - Library - Recreation - Police - Public Works

# RESPONSES TO 2012-2013 GRAND JURY FINAL REPORT

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Placer County  
2012-2013 Grand Jury  
Recommendation Responses

**Placer County's Management of Its Fleet of Light-Duty Vehicles**  
(Pages 143-151, 2012-2013 Final Report)

Respondents:

David Boesch, CEO, Placer County



## COUNTY OF PLACER

**OFFICE OF  
COUNTY EXECUTIVE**  
David Boesch, County Executive Officer

### BOARD MEMBERS

JACK DURAN District 1	JIM HOLMES District 3
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175 FULWEILER AVENUE / AUBURN, CALIFORNIA 95603  
TELEPHONE: 530/889-4030  
FAX: 530/889-4023  
www.placer.ca.gov

August 26, 2013

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

### **Re: 2012-13 Grand Jury Final Report – *Placer County's Management of its Fleet of Light Duty Vehicles***

Dear Judge Pineschi,

This letter is in response to the 2012-13 Grand Jury's Findings & Recommendations from the report titled *Placer County's Management of its Fleet of Light Duty Vehicles*. The Placer County Executive would like to thank the members of the 2012-13 Grand Jury for their efforts associated with the review of the County's Management of Light Duty Vehicles.

### **Findings of the Grand Jury**

1. One aspect of the County's management of its fleet requires further attention. The County may own or lease more light duty vehicles than is necessary to meet its employee's on-the-job transportation needs.

**County Executive Response:** This County Executive partially agrees with this finding. As the Grand Jury noted, the County vehicle policy provides guidelines on the purchase, lease, disposal, maintenance and operation of its owned and leased vehicles. Reductions in the workforce during the economic decline resulted in reduced use of county vehicles. In FY 2009-10, the County Executive Office, in conjunction with Departments and Fleet Services, reviewed fleet utilization across the County. Forty-one vehicles were turned into Fleet Services and redeployed to ensure the most cost-efficient approach to meeting transportation needs of department staff. Redeployment led to the purchase of fewer cars over subsequent years. Between 2007 and 2011, the number of Department assigned vehicles (not including public safety vehicles) was reduced from 350 vehicles to 304 vehicles (a 13% decrease).

2. As Table One shows, the County owns or leases 172 vehicles that in fiscal year 2011-12 were driven fewer than 7,000 miles, 72 of these vehicles were driven less than 4,000 miles.

**County Executive Response:** The County Executive agrees with this finding.

3. Nearly all County departments have vehicles that were driven limited miles representing various types of vehicles from sedans to pickups to sport utility vehicles.

**County Executive Response:** The County Executive agrees with this finding.

4. The county standard related to department vehicle use states that vehicles being driven less than 7,000 miles per year may not be needed, although, the County Executive Officer can make exceptions to this guideline if special circumstances warrant.

**County Executive Response:** The County Executive agrees with this finding. The vehicle policy was crafted in such a way to allow for reasonable exceptions to the county's mileage guidelines when these exceptions are deemed prudent for meeting service needs, employee safety concerns, grant or other outside funding criteria, or other operational considerations.

5. Due to the hiring freeze that has been in effect for the past five years, the County has experienced a reduction in its number of employees. For this reason, it is not surprising that the County has driven some of its vehicles a limited number of miles. There are simply fewer employees available to drive County vehicles. As an example, Table Two shows for one County department, the Department of Health and Human Services (HHS), the reduction in total miles driven during the past five years.

**County Executive Response:** The County Executive agrees with this finding.

6. One department, HHS, had 52 of its 111 vehicles driven fewer than 7,000 miles in 2011-12.

**County Executive Response:** The County Executive agrees with this finding.

7. At HHS, we reviewed in greater depth those vehicles that were driven less than 4,000 miles. Table Three below lists these 23 vehicles with the department's explanations as to why these vehicles were driven so few miles.

**County Executive Response:** The County Executive agrees with this finding.

8. As shown in Table Three, staff vacancies in HHS and restrictions imposed on the use of some vehicles because they were purchased with federal funds, accounted for why ten vehicles, were underutilized.

**County Executive Response:** The County Executive agrees with this finding.

9. Another three of the vehicles did not log many miles, but were used frequently on short trips close to County offices.

**County Executive Response:** The County Executive agrees with this finding.

10. For eight vehicles, HHS planned to take steps to increase the use of the vehicles. For example, the department already decided to have two employees begin to share a vehicle rather than each employee having their own.

**County Executive Response:** The County Executive agrees with this finding.

## **Recommendations of the Grand Jury**

1. It is important that departments incur only as much expense as necessary to meet their transportation needs. To achieve this, the Grand Jury recommends the County direct departments do an immediate review and provide a justification to the Chief Executive Officer for each of their vehicles that were driven less than 7,000 miles in 2011-12.

**County Executive Response:** This recommendation requires further analysis. The County Executive agrees that Fleet Services should re-asses its inventory to ensure we have an optimally sized fleet. Depending on the findings of that review, the County Executive may require additional justification for continued use of vehicles that fall significantly beneath the 7,000 mileage guideline. However, it would likely not be prudent to make annual adjustments to the inventory, particularly as the county is in a recovery period and staffing and services are seeing incremental growth.

2. The Fleet Division follow through on its plan to have the County annually evaluate the use of its light duty vehicles.

**County Executive Response:** This recommendation has been implemented. Fleet Services works with all department heads to analyze fleet requirements and to ensure that vehicles are properly maintained. The County Executive will continue working with Departments and Fleet Services on a periodic basis to evaluate fleet utilization and recommend that appropriate vehicles be redeployed or removed from the inventory if no longer justified.

3. When considering the purchase of a new vehicle to replace an older vehicle, re-deployment of under-utilized vehicles should be considered as an alternative to purchase of new vehicles.

**County Executive Response:** This recommendation has been implemented. The Fleet division oversees the acquisition of most vehicles for the County and analyzes vehicles being replaced for redeployment possibilities. Older cars that are still in good operational shape, have acceptable mileage, and meet operational requirements are frequently redeployed to other departments within the County.

The County Executive appreciates the work of the 2012-13 Placer County Grand Jury in their report regarding the Management of Light Duty Vehicles.

Sincerely,

COUNTY OF PLACER



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David Boesch  
County Executive Officer

cc: Albert Erkel, Foreman of Placer County Grand Jury  
Chuck Gordon, Public Works Manager  
Matt Burgans, Fleet Services Sheriff-Coroner-Marshal  
Richard J Burton M.D., MPH, Director of Health and Human Services  
Doreen Drake, Senior Administrative Officer, Department of Health and Human Services  
Brett Wood, Purchasing Manager, Procurement Services Division  
Nicole Howard, CPA, Assistant Auditor-Controller