

RECOMMENDED ACTION AND JUSTIFICATION:

(Policy Item: Yes x No)

Adopt resolution approving the response of the Board of Supervisors to the 1997-98 Mariposa County Grand Jury Final Report and direct the County Administrative Officer to transmit the response to the Judge of the Superior Court.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The California Penal Code requires that affected Department Heads and the Board of Supervisors respond to each year's Grand Jury Report within specified time limits. The Board is required to respond within ninety days of when the Grand Jury submits its report. That was done on July 10, 1998, so the Board's response is due by October 10, 1998.

The draft response references the findings and recommendations of the report rather than restating them. It can best be understood by reading the draft response in conjunction with the Grand Jury report.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1. Approve draft as submitted.
2. Provide direction to revise the response.

<p>COSTS: (X) Not Applicable</p> <p>A. Budgeted Current FY \$</p> <p>B. Total Anticipated Costs \$</p> <p>C. Required Additional Funding \$</p> <p>D. Internal Transfers \$</p> <p>SOURCE: () 4/5ths Vote Required \$</p> <p>A. Unanticipated Revenues \$</p> <p>B. Reserve for Contingencies \$</p> <p>C. Source Description: _____</p> <p>Balance in Reserve for Contingencies ,if approved: _____</p>	<p>SPECIAL INSTRUCTIONS:</p> <p>List the attachments and number the pages consecutively:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>
<p>CLERKS USE ONLY:</p> <p>Res. No. <u>98-361</u> Ord. No. _____</p> <p>Vote - Ayes: <u>5</u> Noes: _____</p> <p>Absent: _____ Abstained: _____</p> <p><i>MW</i> Approved () Denied</p> <p>() Minute Order Attached () No Action Necessary</p> <p>The foregoing instrument is a correct copy of the original on file in this office</p> <p>Date: _____</p> <p>ATTEST: _____</p> <p>_____</p> <p>MARGIE WILLIAMS, Clerk of the Board County of Mariposa, State of California</p> <p>BY: _____</p> <p>Deputy</p>	<p>ADMINISTRATIVE OFFICER'S RECOMMENDATION:</p> <p>This item on agenda as:</p> <p><input checked="" type="checkbox"/> Recommended</p> <p><input type="checkbox"/> Not Recommended</p> <p><input type="checkbox"/> For Policy Determination</p> <p><input type="checkbox"/> Submitted with Comment</p> <p><input type="checkbox"/> Returned for Further Action</p> <p>Comment: _____</p> <p>_____</p> <p>CAO's Initials: _____</p>

MARIPOSA COUNTY
BOARD OF SUPERVISORS

RESPONSE TO 1997-1998 MARIPOSA COUNTY
GRAND JURY FINAL REPORT

September, 1998

Mariposa County Public Works Department -- Tennis Court Usage

Findings:

The Mariposa County Board of Supervisors concurs with the findings of this investigation as listed on pages 7 and 8 of the *1997-1998 Mariposa County Grand Jury Final Report*. It is noted that under finding 2 reference is made to the "Parks and Recreation Director." There is no such position. The Public Works Director is the department head responsible for recreation programs and the Recreation Planner has day-to-day responsibility for running these programs.

Recommendations:

(Note: These responses are to the recommendations as listed on page 9 of the *1997-1998 Mariposa County Grand Jury Final Report*. Some of these recommendations are listed separately on page 6 as part of the "List of Recommendations.")

Recommendation 1: The Public Works Department, Recreation Division will insure that information about recreation programs, including operating hours for the public pools, is readily available to the community.

Recommendation 2: The Parks and Recreation Facility Use Policy was amended by the Board of Supervisors on February 17, 1998 to expand the information relating to tennis court usage. The provision requiring that one court remain open during group play was modified to allow tournaments to be approved using all three courts.

Recommendation 3: The Board of Supervisors agrees that written enforceable contracts are needed. The Board's most recent action in this regard was to reject any contract for tennis instruction services pending a recommendation from the Parks and Recreation Commission. No recommendation has been made as of September 14, 1998.

Recommendation 4: Currently, there is one interim tennis instruction program authorized to operate on Mariposa County courts. In the future, should there again be more than one approved instruction program, this recommendation will be taken into consideration.

Recommendation 5: Revisions to the section of the Facility Use Policy relating to tennis courts was revised by the Board of Supervisors on February 17, 1998.

Recommendation 6: The Board generally concurs with the Grand Jury's recommendation regarding mediating disputes between outside organizations. The Board's efforts have been directed at getting the disputing parties to resolve their own issues.

Mariposa County Health Department -- Food Facility Inspections

Findings:

The Mariposa County Board of Supervisors concurs with the findings of this investigation as listed on pages 13 and 14 of the *1997-1998 Mariposa County Grand Jury Final Report*.

Recommendations:

The Board agrees with the Grand Jury's recommendation that the Health Department should continue to follow and enforce its policies regarding food facility inspections. It is our understanding from County Health Officer Dr. Mosher that the referenced policies guiding food facility inspections have been revised and continue to guide staff in their inspection activities. Therefore, this recommendation has been implemented.

Mariposa County Sheriff's Department and the Mariposa County District Attorney's Office

Findings:

The Mariposa County Board of Supervisors concurs with findings 1 through 6 as listed on page 25 of the *1997-1998 Mariposa County Grand Jury Final Report*.

Recommendations:

The Board of Supervisors agrees with the recommendation that Sheriff's Department employees should announce their reasons for entering private property marked "No Trespassing." It is our understanding that this matter has been covered with Sheriff's Department employees through their briefing process.

The Board also agrees with recommendation 1 on page 6 addressing the "Oral Panel Examination" process for hiring new deputies. The hiring process from all Mariposa County employees is overseen by the County Personnel Department, and an oral panel is routinely used for recruitments where there are eleven or more applicants.

Mariposa County Public Works Department -- Operations of the Mariposa/Yosemite Airport

Findings:

The Mariposa County Board of Supervisors concurs with the findings of the inquiry as listed on pages 17 of the *1997-1998 Mariposa County Grand Jury Final Report*.

Recommendations:

The Board of Supervisors agrees with this recommendation. The Public Works Department is proceeding to implement the Master Plan, and a grant application is being prepared to secure funding to widen the landing strip. Also, during the County's budget deliberations for FY 1998-99 an additional \$67,000 in local funds was dedicated to airport improvements.

Mariposa County Public Works Department -- Coulterville Water System

Findings:

The Mariposa County Board of Supervisors concurs with the findings of this investigation as listed on pages 20 and 21 of the *1997-1998 Mariposa County Grand Jury Final Report* except finding 8. The Public Works Director has advised that the referenced grant has been applied for but not received.

Recommendations:

The Board of Supervisors agrees with the recommendation that reports from Public Works to the Coulterville Water district should also be forwarded to the Coulterville Citizens Committee. It is our understanding that the Department of Public Works will implement this recommendation at their earliest opportunity.

Additional Comment:

The Board appreciates the Grand Jury's commendation of the Public Works Department (page 24).